

SAN JOAQUIN COUNTY

BOARD OF SUPERVISORS TUESDAY, OCTOBER 28, 2003

A moment of silence was held.

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

Minutes of the Board of Supervisors' Meeting of October 21, 2003. **Approved.** Guteirrez/
Mow/5 B-03-1229

SCHEDULED MORNING ITEMS

9:00 a.m. - cob - Donation to Mary Graham Children's Shelter Presented by Pete Paulsen. Pete Paulsen addressed the Board and presented a check to Brian Woods, his total to Mary Graham has been \$46,539. Bob Cavanaugh, Chairman of the Board of the Mary Graham Children's Foundation and Brian Woods, Director of Mary Graham Children's Shelter, also addressed the Board.

9:00 a.m. - bos - Presented Proclamation Proclaiming November 2003 as "Court Adoption and Permanency Month." Dave Erb, Deputy Director of Children's Services, addressed the Board on this matter.

9:00 a.m. - Daniel E. Torres, addressed the Board regarding Red Ribbon Week.

Consent Items: #8, 9, & 11, - Pulled for discussion.

Consent Item: #11 – Craig Ogata, Facilities Management Director, responded to questions from Supervisor Ornellas regarding the demolition of the vacated Children's Shelter Facilities.

Consent Items: #8 & 9 – Tom Flinn, Director, Public Works Department, responded to questions by Supervisor Mow regarding the county's progress in obtaining local businesses and minority participation.

ToCan Nguyen addressed the Board on Consent Items.

Consent Items: #1 – 11 – **Approved.** Mow/Gutierrez/5

SCHEDULED MORNING ITEMS (continued)

9:00 a.m. - cao - Federal Legislative Advocate Budgetary and Legislative Presentation to the Board. Manuel Lopez, County Administrator; Paul Sweet of Fleishman Hillard and the County's Federal Legislative Advocate; and Don Peterson of Peterson Consulting Inc. and the County's State Legislative Advocate; ToCan Nguyen, and Angel Picon, addressed the Board on this matter. Mow/Marenco/4 Sieglock/Absent B-03-1241

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

a) Garden Acres Community Center Advisory Board - 1 Position. **Continued to November 25, 2003.**

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DISCUSSION - GENERAL GOVERNMENT

1. cao - Report on State Budget Impacts & Recommended Adjustments to the Fiscal Year 2003-04 County Budget. **(4/5th's Vote Required)** Manuel Lopez, County Administrator, Rosa Lee, Assistant County Administrator, and ToCan Nguyen, addressed the Board on this matter. Mow/Gutierrez/4 Sieglock/Absent B-03-1242, B-03-1243 & B-03-1245

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COMMUNICATIONS

bos - Received and Referred all Board Communications this date as Outlined on the Communications Distribution Listing. Gutierrez/Mow/4 Sieglock/Absent B-03-1244

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PUBLIC COMMENT

There was no public comment.

BOARD OF SUPERVISORS QUESTIONS AND COMMENTS

County Administrator Manuel Lopez responded to Supervisor Mow's question regarding mutual shared services with other counties, particularly when there is an emergency need by other counties. Supervisor Mow informed the Board of a referendum that is being proposed by the League of California Cities as well as CSAC in terms of mandated services.

Supervisor Marengo commented on areas in the county that have been neglected and not cleaned up. He gave background information on the establishment of the Community Corps Program in 1999. Supervisor Marengo expressed his concerns that the intent of the Community Corps Program/inmate work crews was not intended to supplement private enterprise. The program was established to clean up the poor areas in the community. However, he does not feel this is being done. Supervisor Marengo requested a report by November 4 or for the matter to be agendaized for the November 18 Board Meeting. Supervisor Gutierrez also echoed Supervisor Marengo's comments.

Supervisor Ornellas, commented on an item from last week's agenda that he had pulled for discussion - Item #5- Allocate One Case Manager Position for the Transitional Case Management Program. He stated that he did not have a problem with supporting the position. However, he did have a problem with HIV and HIV positive inmates who have committed a crime in San Joaquin county and are being paroled into this county, but who may be from outside San Joaquin County. Supervisor Ornellas plans to set up a meeting with Steve Ebert and perhaps Bill Mitchell to discuss this matter further.

County Administrator Manuel Lopez introduced Joseph Chelli, as the new Director of the Human Services Agency. Joe Chelli thanked the Board for their support.

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATOR

California Government Code Section 54957.6

Agency Negotiator: Manuel Lopez; Don Turko; John Bertke; 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 LEGAL COUNSEL - EXISTING LITIGATION

California Government Code Section 54956.9(a)

THOMAS METCALF vs. SAN JOAQUIN COUNTY et al.; San Joaquin County Superior Court No. CV018106

SCHEDULED AFTERNOON ITEMS

1:30 p.m. - pw - Endorsing the Conceptual Improvement Plans for Hammer Lane Phase III Widening (Kelly Drive to Thornton Road), and Pershing Avenue Widening (Meadow Avenue to Thornton Road), and Authorization to Negotiate with the City of Stockton. (2nd and 3rd Districts) Tom Flinn, Director of Public Works Department, Tom Gau, Deputy Director, Public Works Department, and Mike McDowell, Senior Transportation Planner, Richard Massa, Jim Hill, Frank Bowery, addressed the Board on this matter. **Approved Staff Recommendation.** Mow/Sieglock/3 Marengo/Gutierrez/No B-03-1245

CONSENT - HEALTH & HUMAN SERVICES

1. age/cs - Approval of Contract with the California Association of Area Agencies on

Aging to Provide Energy Assistance Service and Budget Adjustments. **(4/5th's Vote Required)** B-03-1230, B-03-1231 & A-03-888

2. age/cs - Extension of Senior Employment Office Lease Agreement with George Panos, DBA: The Commerce Building. B-03-1232 & A-03-889

3. cao - Approval of Children and Families Commission (First 5 San Joaquin) Recommendations for Extension of Funding. B-03-1233, A-03-890 thru A-03-897 (8)

4. hcs - Application for Appointment to San Joaquin General Hospital Medical Staff. B-03-1234

5. hcs - Application for Reappointment to San Joaquin General Hospital Medical Staff. B-03-1235

CONSENT - PUBLIC WORKS

6. pw - Approval of Subdivision Agreement and Final Map Entitled "Ashton Place," Located East of Stockton. (4th District) R-03-598 & A-03-898

7. pw - Approval of Cooperative Agreements Between County of San Joaquin and Council of Governments for the State Highway Route 88 and Tully/Elliott Road Intersection Signal Project; and the State Highway Route 88 and State Highway Route 12/ Victor Road Intersection Signal and Improvements Project. (4th District) B-03-1236, A-03-899, A-03-900

Consent – Public Works (continued)

8. pw - Disadvantaged Business Enterprise Program for Federally Funded Transportation Projects. B-03-1237 & A-03-901

CONSENT - GENERAL GOVERNMENT

9. air - Disadvantaged Business Enterprise Program for Federally-Funded Transportation Projects at Stockton Metropolitan Airport. B-03-1238 & A-03-902

10. air - Approval of United Propeller Technologies, Inc. (UPTI) Termination Agreement, Settlement Agreement and Lease Agreement at Stockton Metropolitan Airport. B-03-1239, A-03-903 & A-03-904

11. fac/mgmt - Demolition of Vacated Children's Shelter Facilities. B-03-1240

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ADJOURNED TO TUESDAY, NOVEMBER 4, 2003 AT 9:00 A.M.

Gutierrez/Mow/5 B-03-1246

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).