

**SAN JOAQUIN COUNTY
BOARD OF SUPERVISORS
TUESDAY, NOVEMBER 04, 2003**

A moment of silence was held

PRESENT: ORNELLAS, MOW, GUTIERREZ, MARENCO, SIEGLOCK

Minutes of the Board of Supervisors' Meeting of October 28, 2003. **Approved.** Mow/
Marenco/5 B-03-1254

SCHEDULED MORNING ITEMS

9:00 a.m. - bos - Presented Proclamation Proclaiming November 10 - 15, 2003 as "America Recycles Week" to Tom Flinn, Public Works Director, Annette Borges, County Integrated Waste Manager, Stephen Woodruff, International Paper and Connie Silveria, Quality Specialist and Doc Parris, Plant Manager.

Consent Items: #3 and #14 – Pulled for discussion.

Consent Item: #3 – Supervisors Gutierrez and Mow
commented on newly appointed

Interim Health Care Services Director Kevin Cohen. Mr.
Cohen addressed the Board.

Consent Item: #14 – Supervisor Mow commented on the need of the 5
positions. County Administrator Manuel Lopez and Assessor-
Recorder Gary Freeman addressed the Board on this matter.

ToCan Nguyen address the Board on Consent Items.

Consent Items: #1-22: **Approved with the exception of Item #20 which was
removed from the agenda.** Mow/Ornellas/5

SCHEDULED MORNING ITEMS

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

A) Advisory Water Commission - 1 Position (**Contd from 4/1/03**). **Clerk of the Board to readvertise one month – December 9, 2003.**

B) Emergency Medical Care Committee - 2 Positions. **Continued to 11/18/03**

C) Garden Acres Community Center Advisory Board - 1 Position. **Appointed Charles Robinson.** Marenco/Gutierrez/5 B-03-1255

D) Juvenile Justice Delinquency Prevention Commission - 1 Position. **Continued to 11/18/03.**

E) Local Child Care Planning Council - 6 Positions. **Continued to 11/18/03.**

9:00 a.m. - bos - Appointment of Board of Supervisors Members to California State Association of Counties Board of Directors for 2004. **Appointed Supervisor Victor Mow as Board of Director Member and Supervisor Jack A. Sieglock as Alternate Member.** Gutierrez/Marenco/5 B-03-1256

DISCUSSION - HEALTH & HUMAN SERVICES

1. hcs - Approval of a Consultant Services Agreement with California State University Chico Research Foundation for an Ambulance Request for Proposal Process. Steve Ebert, Hospital Director, and Elaine Hatch, Director of Emergency Medical Services addressed the Board on this matter. **Approved Staff Recommendation.** Sieglock/Marenco/5 A-03-914

2. hcs - Extension of Letter of Intent for Site Acquisition Related to the Health Plan of San Joaquin. **Approved Staff Recommendation.** Gutierrez/Marenco/5 B-03-1257 & A-03-915

COMMUNICATIONS

bos - Received and Referred all Board Communications this date as Outlined on the Communications Distribution Listing. Gutierrez/Mow/5 B-03-1258

PUBLIC COMMENT

Georgiana Reichelt addressed the Board regarding the Manteca Redevelopment plan and other matters.

ToCan Nguyen addressed the Board on various matters.

Irene Sundberg addressed the Board regarding Grant Line Road and the location of Calpine Power Plant in relation to Mountain House.

Susan Sarvey addressed the Board regarding various issues relating to Mountain House.

BOARD OF SUPERVISORS QUESTIONS AND COMMENTS

Supervisor Marengo brought to the attention of the Board an agenda item on the City Council's agenda of November 4 regarding for the City Centre Parking Structure and that the City is in the process of finalizing the purchase of the Guarantee Bank and the site of the County Motor Pool at the southeast corner of Channel and Hunter Streets. Supervisor Marengo indicated that he had previously requested that the Board be informed of any negotiations. He requested the status of this matter. County Administrator Manuel Lopez stated that the Board did authorize staff to negotiate with the City. Staff has taken action to have the property appraised in order to determine the value so that the County knows exactly what it has.

Supervisor Gutierrez also expressed his concerns about the County not sharing any revenue that is generated from this site. The County Administrator assured the Board that the County has not finalized any negotiations.

Chairman Sieglock requested that a full audit of the management and the finances of the Inmate Trust Fund.

Chairman Sieglock announced that the Board would not be meeting on November 11, 2003. He asked that the public remember the troops throughout the world, and he announced the many planned activities in the various cities in the County in honor of Veterans Day.

Supervisor Mow reminded staff of his ongoing concerns regarding the Safe Haven Abandoned Baby Issue.

Supervisor Gutierrez reported that all of the junk and trash was picked up on Golden Gate Avenue.

Supervisor Gutierrez requested that the meeting be adjourned in memory of Mrs. Daclan who

recently passed away. He stated that Mrs. Paula Daclan was very involved in the Filipino community for many years.

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)

KEVIN ALBERG vs. COUNTY OF SAN JOAQUIN et al; San Joaquin County Superior Court No. CV021033

CONFERENCE WITH REAL PROPERTY NEGOTIATOR

California Government Code Section 54956.8

Property: 13340 N. Lower Sacramento Road

Parcel No. APN 058-070-017

Agency Negotiator: Tom Flinn

Negotiating Parties: County of San Joaquin and George H. Yuen, Wai Lap Yuen
and Mary Shuk Yuen

Under Negotiation: Price and Terms of Payment

Property: 12900 N. Lower Sacramento Road

Parcel No. APN 058-070-025

Agency Negotiator: Tom Flinn

Negotiating Parties: County of San Joaquin and O & M Land Company Ptp.

Under Negotiation: Price and Terms of Payment

CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION – California
Government Code Section 54956.9(c); 1 case

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Significant
Exposure to Litigation Pursuant to California Government Code Section 54956.9(b); 1 case

NO SCHEDULED AFTERNOON ITEMS

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CONSENT - HEALTH & HUMAN SERVICES

1. age/cs - Amendment to the Commodity Warehouse Lease with Cherokee Associates. B-03-1259 & A-03-916
2. cao - Approval of Children and Families Commission (First 5 San Joaquin)

Recommendations for Extension of Funding. B-03-1260 & A-03-917, A-03-918, & A-03-919

3. cao - Execute Employment Contract for Interim Health Care Services Director. B-03-1261 & A-03-920
4. cob - Approve Announcement of 3 Positions on the Drug & Alcohol Programs Advisory Board. B-03-1262
5. hcs - Approval of Grant Agreement with the Health Plan of San Joaquin to Participate in the SU CORAZON, SU VIDA Community Health Education Program. A-03-921
6. hcs - Approval of Mental Health Services Agreement with Stanislaus County: Stanislaus Behavioral Health Center. A-03-922
7. hcs - Approval of San Joaquin General Hospital Physician Employment Contracts: Department of Obstetrics and Gynecology and Medical Director. A-03-923 & A-03-924

CONSENT - PUBLIC WORKS

8. cob - Approve Announcement of 6 Positions on the Advisory Water Commission. B-03-1263
9. pw - Approval and Adoption of Plans and Specifications for the Wilmarth Road Resurfacing and **Setting a Bid Opening Date of December 4, 2003 at 1:30 p.m.** (2nd District) R-03-608
10. pw - Approval and Adoption of Plans and Specifications for the Murphy Road Resurfacing and **Setting a Bid Opening Date of December 4, 2003 at 1:30 p.m.** (5th District) R-03-609
11. pw - Acceptance of the River Road/Henry Road Surfacing Contract and Execution of a Notice of Completion. (4th District) R-03-610
12. pw - Agreement for Consulting Engineering Services for the Wilson Way Bridge Rehabilitation Project. (2nd District) B-03-1264 & A-03-925

CONSENT - LAW & JUSTICE

13. prob - Approve Modification of Lease for North Stockton Co-Op. A-03-926

CONSENT - GENERAL GOVERNMENT

14. assr/co/clerk - Request for Position Allocations to the Assessor's Office & Appropriation and Revenue Adjustments. **(4/5ths Vote Required)** R-03-611 & B-03-1265
15. cob - Approve Announcement of 2 Positions on the Local Child Care Planning Council. B-03-1266
16. eedd - Recommendation to Provide a Deed of Reconveyance to James and Gloria Bohanna, Guarantors of Bohanna & Pearce Inc., a California Corporation. B-03-1267
17. fac/mgmt - Accept Contract as Complete for the Mary Graham Children's Shelter Data Communications Project. R-03- 612
18. h/r - Introduce and Waive Reading of an Ordinance Creating the New Exempt Class of Public Guardian/Conservator, Assign and Allocate One Position to the Public Conservator's Budget and Delete the Obsolete Class. **(Said Ordinance to be Adopted on November 18, 2003).** B-03-1268 & R-03-613

Consent – General Government (continued)

19. oes - Approve Application for Federal Fiscal Year 2003 Community Emergency Response Team (CERT) Grant. B-03-1269 & R-03-614
20. purchasing - Accept Contract as Complete for the Light Fixture Energy Conservation Retrofit at Public Works, Juvenile Justice Center, Sheriff's Operation Center, Honor Farm and Jail Distribution Center. **Removed from the Agenda - per Department.**
21. purchasing - Approve Plans and Specifications for the San Joaquin County Juvenile Probation HVAC Modifications **Bid Opening Date of November 26, 2003 at 2:00 p.m.** R-03-615 & B-03-1270
22. rov - Resolution Accepting Statement and Result of Votes Cast for the Statewide Special Election Held on Tuesday, October 7, 2003. R-03-616

ADJOURNED TO TUESDAY, NOVEMBER 18, 2003 AT 9:00 A.M.

Sieglock/Mow/5 B-03-1271

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).