

BOARD CHAMBERS, COURTHOUSE, 7TH FLOOR

**BOARD OF SUPERVISORS
TUESDAY, APRIL 13, 2004**

A moment of silence was held.

PRESENT: MOW, SIEGLOCK, GUTIERREZ, MARENCO, ORNELLAS

Minutes of the Board of Supervisors' Meeting of April 6, 2004. **Approved.** Marenco/Sieglock/5
B-04-379

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CONSENT ITEMS

Consent Item: #14 - Pulled for discussion.

Consent Items #1-13 & 15-17 – **Approved.** Sieglock/Gutierrez/5

Consent Item: #14 – In response to questions from Supervisors Mow and Gutierrez, County Administrator Manuel Lopez explained the consolidation and stated that there would be an annual net savings of over \$100,000. **The Board approved the recommendation, and directed staff to report back to the Board in six months.** Gutierrez/Mow/5

CONSENT - HEALTH & HUMAN SERVICES

1. cao - Children and Families Commission (First 5 San Joaquin) Recommendation to Fund Round 9 Mini-Grants. B-04-380 & A-04-242 thru A-04-252 (11)

Consent – Health & Human Services (continued)

2. env/health - Multi-Year Enforcement Assistance Grant Application with the California Integrated Waste Management Board. B-04-381
3. phs - Medi-Cal Targeted Case Management Provider Participation Agreement. B-04-382 & A-04-253
4. phs - Immunization Registry Subcontracts with the Counties of Stanislaus, Tuolumne, Amador, Calaveras and Mariposa. B-04-383 & A-04-254 thru A-04-258 (5)

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CONSENT - PUBLIC WORKS

5. pw - Award of Contract for the Report Avenue and Sierra Lane Resurfacing. (1st District) R-04-176
6. pw - Approval and Adoption of Plans and Specifications for the Olive Avenue Resurfacing and **Setting a Bid Opening Date of May 6, 2004, at 1:30 p.m.** (2nd District) R-04-177
7. pw - Approval and Adoption of Plans and Specifications for the Waverly Road Bridge Replacement Across North Fork Duck Creek and **Setting a Bid Opening Date of May 13, 2004, at 1:30 p.m.** (4th District) R-04-178

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CONSENT - LAW & JUSTICE

8. da - Resolution to Contract for Grant with the California Department of Insurance for an Automobile Insurance Fraud and Investigation Program and to Adjust Appropriations in the Auto Insurance Fraud Prosecution Budget Unit. **(4/5ths Vote Required)** B-04-384, B-04-385, R-04-179 & A-04-259
9. da - Resolution to Contract for a Grant with the Office of Criminal Justice Planning (OCJP) and the Office of Homeland Security Office of Emergency Services (OES) for the Violence Against Women Vertical Prosecution Program. B-04-386, R-04-180, R-04-181, A-04-260 & A-04-261
10. da - Resolution to Contract for a Grant with the Office of Homeland Security Office of Emergency Services (OES) for the Vertical Prosecution Program. B-04-387, R-04-182

& A-04-262

11. da - Resolution to Contract for a Grant with the Office of Homeland Security Office of Emergency Services (OES) for the Rural Crimes Prevention Program. B-04-388, R-04-183 & A-04-263

Consent – Public Works (continued)

12. da - Resolution to Contract for a Grant with the Office of Criminal Justice Planning (OCJP) and the Office of Homeland Security Office of Emergency Services (OES) for the Anti-Drug Abuse Enforcement Program. R-04-184, R-04-185, B-04-389, A-04-264 & A-04-265

13. so - Boating Safety Grant Renewal 2004-2005. B-04-390 & A-04-266

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CONSENT - GENERAL GOVERNMENT

14. cao - Introduce and Waive Reading of an Ordinance Delegating to the Treasurer-Tax Collector the Authority to Collect Monies Owing to the County and to Manage the Office of Revenue and Recovery. **(Said Ordinance to be Adopted on April 20, 2004)** B-04-391 & R-04-186

15. cc - Legal Action Entitled Douglas Rowell v. County of San Joaquin; San Joaquin County Superior Court Case No. CV019151. B-04-392

16. cdd - Request for Refund of Building Permit Fees (BP-0200695). (5th District) B-04-393

17. fac/mgmt - Approve Installation of Lighting, Playground Equipment and Appropriation Increase for County Service Area 48 - Woodbridge Community Park. (4th District) **(4/5ths Vote Required)** B-04-394

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SCHEDULED MORNING ITEMS

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

- A) Agricultural Advisory Board - 1 Position. **Reappointed Gary Barton.** Ornellas/Mow/5 B-04-395
- B) Garden Acres Community Center Advisory Board - 1 Position. **Under Submission.**
- C) Mental Health Board - 3 Positions. **Reappointed Cary Martin, Carol Miller and Daphne Shaw.** Gutierrez/Sieglock/5 B-04-396
- D) Revolving Loan Fund of Directors - 2 Positions. **Reappointed Robert Sivell and Laura Pinkerton.** Sieglock/Gutierrez/5 B-04-397

DISCUSSION - HEALTH & HUMAN SERVICES

- 1. hsa - Accept and File the Organizational Study of the San Joaquin County Human Services Agency. Joseph Chelli, Director of Human Services Agency, addressed the Board on this matter. **Accepted the Organizational Study and Approved Recommended Organizational Changes.** Gutierrez/Marenco/5 B-04-398

DISCUSSION - GENERAL GOVERNMENT

- 1. cao - Annexation Agreement:

- A) Discussion of Fire Districts, Sewer and Water Issues Related to Annexation.

- B) Approval of Annexation Agreement with the City of Stockton for the Seabreeze II Annexation.

Manuel Lopez, County Administrator; Edward Martel, Fire Chief of the Montezuma District; Bruce Barraco, Executive Officer of LAFCO; Gordon Palmer, Deputy City Manager, City of Stockton; and Sandra Warnecke, addressed the Board on this matter. Sieglock/Gutierrez/5 A-04-267

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COMMUNICATIONS

bos - Received and Referred all Board Communications this date as Outlined on the Communications Distribution Listing. Sieglock/Gutierrez/5 B-04-399

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PUBLIC COMMENT

Sandra Warnecke addressed the Board regarding various matters.

Greg Janvier addressed the Board regarding the Conservator's Office. Chairman Ornellas advised Mr. Janvier that Supervisor Gutierrez recently received the information and directed Mr. Janvier to Supervisor Gutierrez's office.

Reverend Bob Haley addressed the Board regarding the Mondez Denmon case and various matters.

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BOARD OF SUPERVISORS QUESTIONS AND COMMENTS

Supervisor Gutierrez referred to a communication the Board recently received from Public Defender Gerald L. Gleeson requesting to fill two Public Defender positions. County Administrator Manuel Lopez stated that his office was looking into the matter in order to make a determination and recommendation to the Board.

Board of Supervisors Questions and Comments (continued)

Supervisor Gutierrez also brought up a matter that came before the Board through Mr. Cohen in regards to reduction. According to some information he received from hospital staff, those reductions adversely affect the ability to provide security service at the hospital grounds. Supervisor Gutierrez wanted to know if the Sheriff's Department could assist in this area, and he requested that the County Administrator look into this matter.

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CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATOR

California Government Code Section 54957.6

Agency Negotiator: Manuel Lopez; Don Turko; John Bertke; Jeff Sloan; Geoff Rothman; Donna Williamson; Wayne Heine

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)

MC GLOTHLEN vs. SAN JOAQUIN GENERAL HOSPITAL et al.; San Joaquin Superior Court Case No. CV016263

KATHERINE SIMMONS vs. SCOTT BARNES, SAN JOAQUIN COUNTY et al.; San Joaquin Superior Court Case No. CV019873

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to California Government Code

Section 54956.9(b): 1 case

SCHEDULED AFTERNOON ITEMS

1:30 p.m. - cdd - Public Hearing Regarding Master Plan/Specific Plan 1 Amendment No. PA-03-482 for the Mountain House New Community. (5th

District) Jon Moore, Chief Deputy Director, Michael Hitchcock, Mountain House Project Manager, Michael McGrew, Special Counsel, Paul Sensibaugh, General Manager of Mountain House CSD, and Steve Moore, Assistant Sheriff, addressed the Board on this matter. **Approved Staff Recommendation.** Sieglock/
Gutierrez/5 B-04-400 & R-04-187

1:30 p.m. - cdd - Public Hearing Regarding Adoption of an Ordinance Amending the San Joaquin County Ordinance Code by Adding Chapter 5 to Division 1 (Fire Prevention), Title 4, Concerning Requirements for Assigning, Displaying, and Enforcing Street Addresses in the Unincorporated Areas of the County. (All Districts) Jon Moore, Chief Deputy Director, and Sandra Warnecke, addressed the Board on this matter. **Approved Staff Recommendation.** Mow/Marenco/5 B-04-401 & Ordinance #4213

ADJOURNED TO TUESDAY, APRIL 20, 2004 AT 9:00 A.M.

Gutierrez/Sieglock/5 B-04-402

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 Section 54954.2(a).