



Board of Supervisors San Joaquin County

LEROY ORNELLAS
Chairman
Fifth District

STEVEN GUTIERREZ
Vice Chairman
First District

DARIO L. MARENCO
Second District

VICTOR MOW
Third District

JACK A. SIEGLOCK
Fourth District

MANUEL LOPEZ
County Administrator

TERRENCE R. DERMODY
County Counsel

LOIS M. SAHYOUN
Clerk of the Board

MINUTE SUMMARY

SAN JOAQUIN COUNTY BOARD OF SUPERVISORS Tuesday, October 19, 2004

A moment of silence was held.

PRESENT: SUPERVISORS MOW, SIEGLOCK, GUTIERREZ, ORNELLAS

ABSENT: SUPERVISOR MARENCO

Minutes of the Board of Supervisors' Meeting of October 12, 2004. **Approved.** Sieglock/Gutierrez/4;
Marenco/Absent B-04-1074

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PRESENTATIONS

9:00 a.m. - bos - Recognition of Carol Green-Lingbaoan, Keynote Speaker at the 7th Annual Diversity Luncheon Held on September 23, 2004. Supervisor Gutierrez presented a plaque to Carol Green-Lingbaoan and thanked her.

SUPPLEMENTAL AGENDA ITEM

9:00 a.m. - bos - Oral Presentation by Carol Ornellas Regarding Homeownership Fair. Carol Ornellas discussed the Homeownership Fair to be held at the Stockton Memorial Auditorium on Saturday, October 30, 2004 and presented information of the event to the Board.

Consent Items: #1, 5 & 6, – Pulled by Supervisor Mow for discussion.

Supervisor Mow explained that he pulled Consent Item #1 as it related to Consent Items #5 & #6 that were postponed from the 10/12/04 Board Meeting. County Administrator Manuel Lopez and Ken Cohen, Interim Health Care Services Director, responded to Supervisor Mow regarding identifying indirect costs and developing a countywide standard. Lani Schiff-Ross, Program Coordinator of First 5 San Joaquin also addressed the Board on this matter and clarified information for Supervisors Gutierrez and Mow.
Approved. Mow/Gutierrez/4; Marengo/Absent

Consent Items: #1, 5 & 6 – **Approved.** Mow/
Gutierrez/4; Marengo/Absent

Consent Item: #4 – Ken Cohen, Interim Health Care Services Director, responded to Supervisor Sieglock's question regarding the language in the proposed ordinance. In response to Chairman Ornellas, County Counsel and Risk Management have reviewed and have no problems with the changes.

Michael Parker addressed the Board on this matter.

Consent Items: #4 – **Approved.** Sieglock/
Gutierrez/4; Marengo/Absent

Consent Items: #2, 3, 7-16. – **Approved.** Sieglock/
Mow/4; Marengo/Absent

CONSENT - HEALTH & HUMAN SERVICES

1. cao - Children and Families Commission (First 5 San Joaquin) Recommendation for Extension of Funding for Children Exposed to Domestic Violence Collaborative. B-04-1075 & A-04-916
2. hcs - Adopt an Ordinance to Exempt the Class of Emergency Medical Services Administrator (**Said Ordinance Introduced & Waived on 10/12/04**). Ordinance #4230
3. hcs - Approval of Amendment to Agreement with University of California, Davis for Cardiology Services. A-04-917

Consent – Health & Human Services (continued)

4. hcs - Adopt an Ordinance Replacing Title 4 Public Safety, Division 7 - Ambulances of the Ordinance Code of San Joaquin County. (Said Ordinance Introduced and Waived on October 5, 2004) **(Contd from 10/12/04)** Ordinance #4231
5. hcs - Approval of Agreement with the Council for the Spanish Speaking for Health Outreach and Patient Advocacy. **(Contd from 10/12/04)** A-04-918
6. hcs - Approval of Community-Based Organization Agreements for the Health Access Program. **(Contd from 10/12/04)** A-04-919 & A-04-920 & A-04-921 & A-04-922 & A-04-923

CONSENT - PUBLIC WORKS

7. pw - Measure K Cooperative Agreement for Environmental and Design for the Lower Sacramento Road-Harney Curve Project (Segment 2D) (4th District) B-04-1076 & A-04-924
8. pw - Endorsement of the 2004 Top Ten Priority List of San Joaquin County Special Funded Transportation Projects. **(Contd from 10/12/04)** B-04-1077

CONSENT - GENERAL GOVERNMENT

9. cao - Resolution Opposing Proposition 68 Gaming Revenue Act of 2004 and Proposition 70 Tribal Fair Share Act of 2004. R-04-580
10. cob - Approve Announcement of 1 Position on the Children's Services Coordinating Commission. B-04-1078
11. cob - Approve Announcement of 1 Position on the Workforce Investment Board. B-04-1079
12. rov - Appointment of Candidates to Various Special Districts Offices. R-04-581
13. rov - Approval of Conflict of Interest Code Amendments for Lodi Unified School District, Stockton Unified School District, Stockton East Water District, Union Island Reclamation District #1, Union Island Reclamation District #2, Reclamation District #544, Delta Farms Reclamation District #2028, Delta Farms Reclamation District #2042, Mc Mullin Reclamation District, #2075, and Mossdale Reclamation District #2107. B-04-1080

CONSENT - MOUNTAIN HOUSE COMMUNITY SERVICES DISTRICT

14. mhcsd - Adopt Resolution Authorizing the Mountain House Community Services District to Access Summary Criminal History Information for Employment Purposes by Transmitting Fingerprint Images. R-04-582

15. mhcsd - Approval of the Mountain House Parks, Recreation and Leisure Plan for the Mountain House Community Services District. B-04-1081
16. mhcsd - Adoption of Mountain House Community Services District CEQA Guidelines. B-04-1082

SCHEDULED MORNING ITEMS

9:00 a.m. - h/r - Continuation of Hearing Regarding Administrative Complaint Filed by SEIU Local 790 Pertaining to the Seniority of Paul Ramirez. Supervisor Gutierrez requested that this matter be continued to 10/26/04 as Supervisor Marenco would be returning at that time.

Continued to October 26, 2004.

9:00 a.m. - bos - **APPOINTMENTS TO BOARDS & COMMISSIONS:**

A) Advisory Water Commission - 1 Position. **(Contd from 9/14/04) Clerk of the Board to Readvertise Position.**

B) Children's Services Coordinating Commission - 2 Positions. **(Contd from 9/14/04) Clerk of the Board to Readvertise Positions.**

C) Commission on Aging - 1 Position. **(Contd from 9/14/04) Clerk of the Board to Readvertise Position.**

D) Community Action Board - 1 Position. **(Contd from 9/14/04) Clerk of the Board to Readvertise Position.**

E) Drug & Alcohol Programs Advisory Board - 2 Positions. **(Contd from 9/14/04) Clerk of the Board to Readvertise Positions.**

F) Emergency Medical Care Committee - 1 Position. **(Contd from 9/14/04) Clerk of the Board to Readvertise Position.**

G) In-Home Supportive Services Advisory Committee - 6 Positions. **(Contd from 9/14/04) Appointed Alice Thomas. Sieglock/Gutierrez/4 Marenco/Absent B-04-1083. Clerk of the Board to Readvertise Remaining Vacancies.**

Appointments to Boards and Commissions (continued)

H) Larch Clover Community Center Advisory Board - 1 Position. **(Contd from 9/14/04) Clerk of the Board to Readvertise Position.**

I) Local Child Care Planning Council - 1 Position. **Appointed Jennie Dillingham.**
Sieglock/Gutierrez/4 Marenco/Absent B-04-1084

J) Public Health Advisory Board - 1 Position. **(Contd from 9/14/04) Clerk of the Board to Readvertise Position.**

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DISCUSSION - HEALTH & HUMAN SERVICES

1. hcs - San Joaquin General Hospital Patient Financial Responsibility Policy. **(Contd from 8/31/04)** Ken Cohen, Interim Health Care Services Director, addressed the Board on this matter. **Approved Staff Recommendation.** Mow/Sieglock/4; Marenco/Absent B-04-1085

2. hcs - San Joaquin General Hospital Indigent Program Scope of Medical Services Policy. **(Contd from 8/31/04).** Ken Cohen, Interim Health Care Services Director, addressed the Board on this matter. **Approved Staff Recommendation.** Gutierrez/Sieglock/4; Marenco/Absent B-04-1086

3. mhs - Approval to Restructure Mental Health Services and Office of Substance Abuse into Behavioral Health Services. Ken Cohen, Interim Director Health Care Services, and Bruce Hopperstead, Director of Mental Health Services, addressed the Board on this matter. **Approved Staff Recommendation.** Sieglock/Mow/4 Marenco/Absent; B-04-1087

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DISCUSSION - PUBLIC WORKS

1. pw - Endorsement of Solid Waste Fee Concepts. **(Contd from 9/28/04)** Tom Flinn, Director, Public Works Department, and Steve Winkler, Deputy Director, Public Works Department, Attorney Mike Hakeem, Tom Bruen, Special Counsel for Forward Inc., Michael McGrew of Neumiller & Beardslee, Mike Repetto, of Delta Disposal, addressed the Board on this matter. **Continued to November 30, 2004. Directed staff to work with affected stakeholders to explore partnership possibilities related to mitigating solid waste transport and landfill operation impacts; obtain Legal Counsel's opinion on the legality of imposing various proposed solid waste fees; and provide details of how proposed fee revenues are to be expended.** Sieglock/Gutierrez/4; Marenco/Absent. B-04-1088

DISCUSSION - GENERAL GOVERNMENT

1. fac/mgmt - Public Hearing on Resolution Approving and Adopting Modification of the Fee Schedule for the Facilities Management Parks and Recreation Division of San Joaquin County, California. **(Continued from 7/1/04 with Hearing Open)** Craig Ogata, Director, Facilities Management, and Frans VanderMeer, President of Stockton United Soccer Club, addressed the

Board on this matter. **Approved Fees with the Exception of the Regional Sports Complex Fees. Staff was Directed to Come Back to Board on these Fees in January/February 2004.**
Gutierrez/Sieglock/4; Marenco/Absent R-04-583

COMMUNICATIONS

bos - Received and Referred all Board Communications this date as Outlined on the Communications Distribution Listing. Gutierrez/Mow/4; Marenco/Absent B-04-1089

PUBLIC COMMENT

Vincent Contino of Alameda Transit Union addressed the Board opposing the San Joaquin Regional Transit District Board contracting out dial-a-ride service to the disabled.

BOARD OF SUPERVISORS QUESTIONS AND COMMENTS

Chairman Ornellas commented on an email he received on October 5, 2004 regarding UPS agreeing to purchase Menlo at the Stockton Airport and asked the County Administrator if he has heard from the Airport Manager on this matter.

Supervisor Gutierrez requested that the County Administrator look into the matter of the usage of airport hangars at the airport.

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATOR

California Government Code Section 54957.6

Agency Negotiator: Manuel Lopez; Wayne Heine John Bertke; Jeff
Sloan; Donna Williamson

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

NO SCHEDULED AFTERNOON ITEMS

ADJOURNED TO TUESDAY, OCTOBER 26, 2004 AT 9:00 A.M.

Sieglock/Gutierrez 4 Marengo/Absent B-04-1090

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).