

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

MINUTE SUMMARY

MANUEL LOPEZ
County Administrator

TERRENCE R. DERMODY
County Counsel

LOIS M. SAHYOUN
Clerk of the Board

**SAN JOAQUIN COUNTY
BOARD OF SUPERVISORS
Tuesday, November 16, 2004**

A moment of silence was held.

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

Minutes of the Board of Supervisors' Meeting of November 9, 2004. **Approved.** Mow/Marenco/4 Gutierrez/
Abstain B-04-1171

PRESENTATION

9:00 a.m. - bos - Proclamation Proclaiming November 2004 as "Court Adoption and Permanency Month" in San Joaquin County. Dave Erb, Deputy Director of Children and Adult Services, Human Services Agency, addressed the Board on this matter.

Chairman Ornellas announced that due to a mistake in dates the Discussion – Flood Control Agenda Item would not be discussed on this date but would be held on December 7, 2004.

Chairman Ornellas also announced that the 9:00 a.m. Public Hearing Concerning the Establishment of Infrastructure Reimbursement Charge to the Valpico Area Waste/Water Supply Facilities (Fifth District) would be held on November 30, 2004.

APPROVE CONSENT ITEMS # 1-23

Consent Items: #1, 2, 3, 12, 18, 20, 21 & 22 - Pulled for discussion.

Consent Items: #4-11, 13-17, 19 & 23. – **Approved. Sieglock/Gutierrez/5**

Consent Item: #1, 2 & 3 – Supervisor Gutierrez and Marenco expressed their concerns regarding this matter. Supervisor Gutierrez requested that this item be postponed for two weeks until a formal response is received from Community Medical Centers regarding the submission of billings. Supervisor Mow stated that a month ago he had requested a report from staff on the high infant mortality death rate issue in the 95202 Zip Code area and that he did receive a response. Lani Schiff-Ross, Program Coordinator of First 5 San Joaquin responded to Supervisor

Mow's concerns on coordinated efforts with other programs to resolve this issue. Supervisor Sieglock stated that he is not convinced that these programs are working and/or making progress. He further stated that if these programs are not working then perhaps the monies could be used in other areas. Supervisor Mow added that statistically it does not show that we are making progress. He is looking for solutions to bring this mortality rate down. **Item #1 Postponed to November 23, 2004.**

Consent Item: #12 – Tom Flinn, Public Works Department Director, responded to Supervisor Gutierrez's questions regarding posting signs at public works project sites(s) regarding the beginning and ending dates of said projects.

Consent Item: #18 – County Administrator Manuel Lopez responded to Supervisor Gutierrez regarding the Sheriff's Inmate Welfare Trust Fund. A report is to be presented to the Board by the Kemper CPA Group in March of 2005.

Consent Item: #20 – Clark Bennett, Director of Information Systems Department, responded to Supervisor Gutierrez's questions regarding outsourcing, the lack of in-house expertise and future phases.

Consent Item: #21 – County Administrator Manuel Lopez responded to Supervisor Gutierrez's question asking whether or not there was a county policy regarding the county paying for certification of an employee when it is a condition of the employee's job.

Consent Items (continued)

Consent Item: #22 – Craig Ogata, Director of Facilities Management, responded to questions from Supervisors Mow and Gutierrez regarding the Lease Agreement with the San Joaquin County Health Commission for Health Plan and the VA Clinic.

Consent Items: #2, 3, 12, 18, 20, 21, & 22. **Approved. Mow/Gutierrez/5**

Consent Item: #8 – Cary Martin stated that he was not aware of the agreements in Consent Item #8. He extended an invitation to the Board members to attend the Mental Health Commission meeting the following evening.

Consent Item: #23 – Chairman Ornellas called Carrie Brown to the podium. However, was not present. Terry Dermody, County Counsel, stated that requested that the letter from Richard S. Calone be included in the record.

CONSENT - HEALTH & HUMAN SERVICES

1. cao - Children and Families Commission (First 5 San Joaquin) Recommendation to Fund Community Medical Centers as a Match for the Healthy Futures Program. **Postponed to November 23, 2004.**
2. cao - Children and Families Commission (First 5 San Joaquin) Recommendation to Fund Delta Health Care for the Breastfeeding Initiative. B-04-1172 & A-04-995
3. cao - Children and Families Commission (First 5 San Joaquin) Recommendation for Consultant Agreement for Evaluation Plan. B-04-1173 & A-04-996
4. hcs - Approval of Consultation Contract with Health Access Foundation for the Technology Opportunities Program. A-04-997
5. hsa - Authorization to Implement 911 Safety Phone Program for Seniors. B-04-1174
6. mhs - Approval of Lease Agreement Modification for the Manteca Mental Health Clinic. A-04-998
7. mhs - Approval of Conditional Release Program with California Department of Mental Health. A-04-999

8. mhs - Approval of Agreements with Psychiatric Hospitals to Provide Inpatient Youth Treatment. A-04-1000, A-04-1001, A-04-1002 & A-04-1003

9. mhs - Approval of Agreements with Managed Care Network Providers. A-04-1004 & A-04-1005

Consent – Health & Human Services (continued)

10. mhs - Approval of Mental Health Program Contracts for Fiscal Year 2004-05. A-04-1006 & A-04-1007

11. mhs - Approval of Agreement with California Department of Mental Health for AIDS Mental Health Program. A-04-1008

CONSENT - PUBLIC WORKS

12. pw - Approval and Adoption of Plans and Specifications for the East Stockton Storm Drainage Improvements and **Setting a Bid Opening Date of December 16, 2004, at 1:30 p.m.** (1st and 2nd Districts) R-04-627

13. pw - Approval and Adoption of Plans and Specifications for the West Jackson Heights/Alpine Heights Resurfacing and **Setting a Bid Opening Date of December 9, 2004, at 1:30 p.m.** (2nd District) R-04-628

14. pw - Agreement for Consulting Engineering Services for the Lower Sacramento Road-Harney Curve Project. (4th District) B-04-1175 & A-04-1009

CONSENT - LAW & JUSTICE

15. s/o - Adjust Appropriations for Purchase of Mobile Data Computers for the City of Lathrop. **(4/5th's Vote Required)** B-04-1176

16. s/o - Approval of Contract with Scott Information Systems for the Support and Maintenance of Computer Software for the Sheriff-Commissary and Distribution Center. A-04-1010

CONSENT - GENERAL GOVERNMENT

17. asst/rec/co clerk - Approval of a Joint Powers Agreement for the Development of a Standard Data Record System. B-04-1177 & A-04-1011

18. cao - Approval of a Letter of Engagement to Conduct an Audit and Management Review of Sheriff's Inmate Welfare Trust Fund. B-04-1178 & A-04-1016

19. cdd/neigh/pres - Allocation of Community Development Block Grant Program Income and the Resulting Amendment #11 to the 2000-2005 Consolidated Plan. B-04-1179

20. isd - Authorization to Award a Consulting Contract to ENC Group for Technical and Programming Support of the Criminal Justice Information System Migration Project. B-04-1180 & A-04-1012

21. fac/mgmt - Authorize Out-of-State Travel to Attend Energy Management Seminar in Orlando, Florida. B-04-1181

Consent – General Government (continued)

22. fac/mgmt - Approve Lease Agreement with the San Joaquin County Health Commission for Health Plan of San Joaquin Headquarters Building. A-04-1013

CONSENT - MOUNTAIN HOUSE COMMUNITY SERVICES DISTRICT

23. mhcsd - Informational Report Updating the Status of Property Acquisition for the Mountain House Parkway Improvement Project. **Oral Report – No Action Taken.**

SCHEDULED MORNING ITEMS

9:00 a.m. - fac/mgmt - Approve Law Library Free Increase, Lease Agreement, Memorandum of Understanding, and Budget Adjustments for Relocation of the Law Library. **(4/5th's Vote Required for Recommendation Number 4)** Craig Ogata, Director of Facilities Management, addressed the Board on this matter. Gutierrez/Mow/5 B-04-1182, R-04-629, A-04-1014, A-04-1015 & B-04-1183

9:00 a.m. - pw - Conduct Public Hearing Concerning the Establishment of Infrastructure Reimbursement Charge to the Valpico Area Waste Water/Water Supply Facilities. (5th District) Tom Flinn, Director of Public Works, addressed the Board on this matter. **Continued to November 30, 2004 at 9:00 a.m.**

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DISCUSSION - FLOOD CONTROL

1. f/c - Adoption of the Eastern San Joaquin Groundwater Basin Groundwater Management Plan. Tom Flinn, Director of Public Works, addressed the Board on this matter. **Continued to December 7, 2004.**

DISCUSSION - GENERAL GOVERNMENT

1. air - Oral Presentation Regarding Usage of Aircraft Storage Hangers at Stockton Metropolitan Airport. Barry Rondinella, Airport Manager, Steve Dalton, County Fire Marshall, Ed Marten, Montezuma Fire Chief, Wayne Nadeau, Tommy Joyce and Doug Clayton addressed the Board on this matter. **Oral Report – No Action Taken**

COMMUNICATIONS

bos - Received and Referred all Board Communications this date as Outlined on the Communications Distribution Listing. Sieglock/Gutierrez/5 B-04-1184

PUBLIC COMMENT

Betty Sconyers addressed the Board regarding the home care wage increase approved by the State for the 2004-05 budget year.

Angel Picon addressed the Board regarding the home care program and extra funding from the State for the 2004-05 budget year.

Vincent Contino addressed the Board regarding the San Joaquin Regional Transient District Dial-a-Ride Service.

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BOARD OF SUPERVISORS QUESTIONS AND COMMENTS

Supervisor Gutierrez requested a report from the Mental Health Department regarding Proposition 63 which recently passed in the November General Election.

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATOR

California Government Code Section 54957.6

Agency Negotiator: Manuel Lopez; Wayne Heine; John Bertke; Jeff Sloan; 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 - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to California Government Code Section 54956(b); 1 case

DAVID M. GRAN vs. SAN JOAQUIN COUNTY et al; San Joaquin Superior Court Case CV018428

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NO SCHEDULED AFTERNOON ITEMS

ADJOURNED TO TUESDAY, NOVEMBER 23, 2004 AT 9:00 A.M.

Sieglock/Gutierrez/5 B-04-1185

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).