



Board of Supervisors
San Joaquin County

STEVE GUTIERREZ
Chairman
First District

DARIO L. MARENCO
Vice Chairman
Second District

VICTOR MOW
Third District

JACK A. SIEGLOCK
Fourth District

LEROY ORNELLAS
Fifth District

MANUEL LOPEZ
County Administrator

TERRENCE R. DERMODY
County Counsel

LOIS M. SAHYOUN
Clerk of the Board

MINUTE SUMMARY

**SAN JOAQUIN COUNY
BOARD OF SUPERVISORS
MINUTE SUMMARY
Tuesday, January 25, 2005**

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

A moment of silence was held.

Minutes of the Board of Supervisors' Meetings of January 11 & 18, 2005. **Approved.** Sieglock/Marenco/5 B-05-121

SCHEDULED MORNING ITEMS

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

A) Advisory Water Commission - 1 Position. **Clerk of the Board to Readvertise.**

B) Children's Services Coordinating Commission - 2 Positions. **(Contd from 12/7/04). Clerk of the Board to Readvertise.**

C) Civil Service Commission - 1 Position. **Reappointed Gladys Ikeda.** Sieglock/Mow/5 B-05-122

D) Emergency Medical Care Committee - 1 Position. **(Contd from 12/7/04) Clerk of the Board to Readvertise.**

E) In-Home Supportive Services Advisory Committee - 3 Positions. **(Contd from 11/23/04) Appointed John Fitzgerald Williams.** Sieglock/Mow/5 B-05-123

Appointments to Boards and Commissions (continued)

F) Mental Health Board - 3 Positions. **Clerk of the Board to Readvertise.**

APPROVED CONSENT ITEMS

Consent Items: #1, 6 & 9 – Pulled for discussion.

Consent Items: #1-8 & 10-12. **Approved.** Sieglock/Marenco/5 Chairman Gutierrez voted “No” on Consent Item #12.

ToCan Nguyen addressed the Board on Consent Item #1.

Supervisor Ornellas recognized Public Works Director Tom Flinn as the recipient of the 2004 County Engineer of the Year award.

Consent Item: #1 – Supervisor Sieglock requested that Human Services Agency Director Joe Chelli report back with the actual savings to the Board in one year.

Consent Item: #6 – Supervisor Sieglock stated that he was pleased that Public Works has applied for this funding as he felt there are a number of speeding problems in the unincorporated areas. Public Works Director Tom Flinn addressed the Board on this matter and introduced Lt. David Rouse and Lt. Tom Micone from the California Highway Patrol.

Consent Item: #9 – Supervisor Mow requested that it would be helpful to amend the letter to the Congressional representatives that included the San Joaquin County/ Stockton area as an identifier when addressing the location of the facility. Mow/Sieglock/5

Chairman Gutierrez as a point of information stated that there was a conference call arranged for January 26 with Congressman Pombo’s Office and Supervisor Ornellas would also be participating.

Public Works Director Tom Flinn responded to questions from Supervisor on how long it would take to receive the grant regarding Consent #9. Mr. Flinn stated that it would be early to mid-summer.

Chairman Gutierrez stated that he had an opportunity to attend Fiddler on the Roof Lodi over the weekend. Public Health Director Bill Mitchell’s daughter was in the play and she did an excellent job.

CONSENT - HEALTH & HUMAN SERVICES

1. hsa - Revisions of San Joaquin County's General Relief Regulations. B-05-124

Consent – Health & Human Services (continued)

2. phs - Approval of Out-of-State Travel to Attend the Agents of Bioterrorism Rapid Detection

Methods Training Course in Atlanta, Georgia. B-05-125

3. mhs - Approval of Contract with Service First of Northern California for Drug Medi-Cal Services. A-05-54

CONSENT - PUBLIC WORKS

4. pw - Award of Contract for the Furry Road and Hogan Lane Resurfacing. (4th District) R-05-50

5. pw - Award of Contract for the East Stockton Storm Drainage Improvements. (1st & 2nd Districts) R-05-51

6. pw - Endorse the Speed Enforcement Program for Funding Consideration Under the Office of Traffic Safety Grant Program. R-05-52

7. pw - Approval and Adoption of Plans and Specifications for the Oleander Avenue and Nile Avenue Resurfacing and **Setting a Bid Opening Date of February 17, 2005 at 1:30 p.m.** (5th District) R-05-53

8. pw - Introduce an Ordinance to Implement an Assembly Bill 939 Fee for Landfills and **Set a Public Hearing for February 8, 2005 at 9:00 a.m.** B-05-126

CONSENT - GENERAL GOVERNMENT

9. cao - Resolution in Support of a Veteran's Administration Regional Health Care Facility in San Joaquin County. R-05-54

10. cao - Approval of 2005 Proposed Budget for Lodi Grape Festival and National Wine Show, Inc. B-05-127

11. purchasing - Authorize the Director of Purchasing and Support Services to Contract for the Use of Non-County Owned Facilities. (**Continued from 12/7/04**) B-05-128

12. treas/tax/colltr - Changes of Public Hours for the Revenue & Recovery Division. R-05-55

Scheduled Morning Items – (continued)

9:00 a.m. - cao - 2003/04 Annual Report for San Joaquin Historical Museum, Audited Financial Statements for San Joaquin County Historical Society and List of Accessions. Michael Bennett, Director of San Joaquin Historical Society/Museum, Elise Forbes, President of San Joaquin Historical Museum, and ToCan Nguyen addressed the Board on this matter. **Accepted**

Report. Sieglock/Marenco/5 B-05-129

COMMUNICATIONS

bos - Received and Referred all Board Communications this date as Outlined on the Communications Distribution Listing. Sieglock/Mow/5 B-05-130

Chairman Gutierrez asked Board Members to take note of the communication from John Treantos, Jr., Commander of the James McDermott American Legion Post in Tracy, in support of the Veterans Regional Health Care Facility. He also asked Board Members to furnish copies to the Clerk of the Board of any communications/email they receive in support of the VA Facility.

PUBLIC COMMENT

Ramiro Reyes and Stella Hernandez addressed the Board regarding a benefit workshop and dinner to generate funds for "Lola's House." This would be a daycare type facility for Alzheimer patients.

Reverend Bob Hailey addressed the Board regarding splitting the Sheriff-Coroner, the jury selection process, and the lack of minority attorneys in the Public Defender's Office.

Chairman Gutierrez introduced students Kimberly Hester, Victoria, Cheyenne Dolrymple and Tiffany Field who addressed the Board regarding Use Permit #UP-00-0007 scheduled at 1:30 p.m. for public hearing before the Board on this date.

Rhonda Buckingham of Manteca addressed the Board regarding an incident in which her son was beaten by a gang from Modesto. Supervisor Sieglock advised Ms. Buckingham to contact Manteca Mayor Willie Weatherford who was the former Manteca Chief of Police.

ToCan Nguyen addressed the Board on various matters.

Ramiro Reyes informed Board Members where they could write or call if they were interested in assisting in the benefit workshop and dinner. Chairman Gutierrez stated that he would share that information with the Department of Aging and Commission on Aging.

BOARD OF SUPERVISORS QUESTIONS AND COMMENTS

County Counsel Terry Dermody responded to Supervisor Ornellas' question regarding making the position of Sheriff a non-elected position. Mr. Dermody explained that it is constitutionally impermissible presently to have an appointed Assessor, Sheriff or District Attorney.

In response to Supervisor Mow, County Counsel Terry Dermody stated that he and the County Administrator would be reporting back to the Board on Tuesday, February 1, regarding the appointment to fill the vacancy of the Office of San Joaquin County Sheriff.

Chairman Gutierrez suggested a matter regarding the Ag Land Mitigation Fee. He stated that he would like Board Members to entertain the idea of the Chair's formation of an Ad Hoc Committee and recommended Supervisor Sieglock to chair this committee. Supervisor Mow recommended that this matter be placed on a future agenda for open discussion by the Board.

The Board recessed until 1:30 p.m. as there was no Closed Session.

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

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SCHEDULED AFTERNOON ITEMS

1:30 p.m. - cdd - Public Hearing Regarding the Appeal by San Joaquin County Farm Bureau and John Cammack of the Planning Commission's Approval of a One-Year Time Extension for Use Permit #UP-00-0007 of Forward Inc. (2nd District) Kerry Sullivan, Director, Community Development Department, addressed the Board on this matter. **Accepted and filed withdrawal letters. No further action taken.** Sieglock/Marenco/5 R-05-56

Scheduled Afternoon Items (continued)

1:30 p.m. - cdd - Public Hearing Regarding General Plan Map Amendment Application #PA-0400673 and Zone Reclassification Application #PA-0400674 of San Joaquin County. (1st District) Chandler Martin, Deputy Director, Community Development Department, addressed the Board on this matter. **Approved Staff Recommendation.** Sieglock/Marenco/5 B-05-131

1:30 p.m. - cdd - Public Hearing Regarding Development Title Text Amendment Application #PA-0300079 of San Joaquin County. (All Districts) Chandler Martin, Deputy Director and Kerry Sullivan, Director, Community Development Department, addressed the Board on this matter. **Approved Staff Recommendations.** Ornellas/Sieglock/5 B-05-132 & Ordinance #4241

ADJOURNED TO TUESDAY, FEBRUARY 1, 2005 AT 9:00 A.M.

Siegluck/Mow/5 B-05-133

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).