

Board of Supervisors
San Joaquin County

STEVEN GUTIERREZ
Chairman
First District
DARIO L. MARENCO
Vice Chairman
Second District
VICTOR MOW
Third District
JACK A. SIEGLOCK
Fourth District
LEROY ORNELLAS
Fifth 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, April 5, 2005**

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Vice Chairman Dario Marengo asked for a moment of silence for the recent passing of Supervisor Gutierrez's mother and for the passing of Pope John Paul II.

PRESENT: SUPERVISORS ORNELLAS, MOW, SIEGLOCK, MARENCO; CHAIRMAN
GUTIERREZ ABSENT

Minutes of the Board of Supervisors' Meeting of March 29, 2005. **Approved.** Sieglock/Mow/4; Gutierrez Absent
B-05-397

9:02 a.m. The Board went into Closed Session.

9:04 a.m. The Board returned from Closed Session and announced that the Board tentatively selected James Larsen. County Administrator Manuel Lopez read the terms and conditions of employment and Mr. Larsen stated that he accepted them. Therefore, the Board appointed James Larsen as Public Defender. Sieglock/Mow/4; Gutierrez Absent.

Clerk of the Board Lois Sahyoun administered the Oath of Office to Mr. Larsen and he subsequently addressed the Board.

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SCHEDULED MORNING ITEMS

PRESENTATIONS

9:00 a.m. - bos - Proclamation Proclaiming April 2005 as "National Donate Life Month" in San Joaquin County. **(Continued to April 12, 2005)**

9:00 a.m. - bos - Proclamation Proclaiming April 4-10, 2005 as "Public Health Week" in San Joaquin County. William Mitchell, Director of Public Health, received the proclamation and addressed the Board. Mr. Mitchell also presented recognitions to Aaron Devencenzi of the San Joaquin County Mosquito and

Vector Control District and to Sherry Coburn, Director of Comprehensive Health for the Office of Education. Mr. Devencenzi and Ms. Coburn addressed the Board.

9:00 a.m. - bos - Proclamation Proclaiming April 2005 as "Child Abuse Prevention Month" in San Joaquin County. Dave Erb, Deputy Director of the Children & Adult Services, Human Service Agency, received the proclamation and addressed the Board.

APPROVE CONSENT ITEMS # 1-16

Consent Items: #4 - Pulled for discussion. County Administrator Manuel Lopez responded to Supervisor Mow's question regarding the fixed fee.

Consent Items: #1-16. **Approved.** Sieglock/Mow/4; Gutierrez Absent

CONSENT - HEALTH & HUMAN SERVICES

1. cob - Approve Announcement of 1 Position on the Drug & Alcohol Program Advisory Board. B-05-381
2. bhs - Approval of Mental Health Services, Mental Health Pharmacy and Conservator Services Fiscal Year 2004/05 Budget Appropriation Changes. **(4/5ths Vote Required)** B-05-382, R-05-180, B-05-383, B-05-384, & B-05-385
3. bhs - Ratification and Appointment of Community Members to and Expansion of the Mental Health Services Act Stakeholder Steering Committee. B-05-386
4. hcs - Approval of Addendum to Contract with Pricewaterhouse Coopers. A-05-197

Consent – Health & Human Services (continued)

5. hcs - Approval of Agreement with the Department of the Youth Authority, Northern California Youth Correctional Center to Provide Medical Services. B-05-387 & A-05-198
6. hsa - Contract Amendment Increasing Funding for the Energy Program Calendar Year 2005. **(4/5ths Vote Required)** B-05-388, B-05-389 & A-05-199
7. hsa - Approval of State Department of Community Services and Development Contract to Purchase a Bobtail Truck for the Commodity Program. **(4/5ths Vote Required)** B-05-390, B-05-391 & A-05-200

CONSENT - PUBLIC WORKS

8. pw - Support of Application by APSARA for a Used Oil Non-Profit Grant. R-05-181
9. pw - Approval of Five Final Maps Entitled "Mountain House Neighborhood "E", Units #6, #7, #8, #9, and #10", Located West of Tracy. (5th District) R-05-182

CONSENT - GENERAL GOVERNMENT

10. air - Approval of Supplemental Services Agreement #2 for Engineering and Construction Inspection Services at Stockton Metropolitan Airport. B-05-392 & A-05-201
11. neighborhood pres - Execute Agreements with Lutheran Social Services and Genesis Project to Provide Services in Fulfillment of the County's 2002 Supportive Housing Grant. B-05-393, A-05-202 & A-05-203
12. oes - Authorize Application for Federal Fiscal Year 2005 Homeland Security Grant Funds. B-05-394
13. rov - Approval of Conflict of Interest Code for Tracy Learning Center. B-05-395

CONSENT - IN HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY

14. ihss - Adoption of Resolution of Intent to Approve an Amendment to the Contract Between the

Public Authority and Board of Administration of CALPERS and **Set Date of Adoption of Final Resolution for April 26, 2005.** B-05-396 & R-05-183

CONSENT - MOUNTAIN HOUSE COMMUNITY SERVICES DISTRICT

15. mhcsd - Adopt an Ordinance Entitled "An Ordinance of the Mountain House Community Services District Establishing Vehicle and Traffic Regulations". **(Said Ordinance Introduced and Waived on 3/29/05).** Ordinance #4250

16. mhcsd - Adopt Five Resolutions Accepting Dedication of all Public Rights-of-Way, Easements and Certain Parcels and Relinquishment of Access Rights for Five Final Maps Entitled "Mountain House, Neighborhood "E", Units #6, #7, #8, #9, and #10". R-05-184, R-05-185, R-05-186, R-05-187, & R-05-188

DISCUSSION - GENERAL GOVERNMENT

1. bos - Appointment of Public Defender. (See page 1)

COMMUNICATIONS

bos - Received and Referred all Board Communications this date as Outlined on the Communications Distribution Listing. Sieglock/Mow/4; Gutierrez Absent B-05-398

PUBLIC COMMENT

ToCan Nguyen addressed the Board on various matters.

Ed Watts, Eric Fosen and Lilly Cervantes addressed the Board regarding mandatory overtime at Juvenile Hall. Mr. Watts presented a petition to the Board.

BOARD OF SUPERVISORS QUESTIONS AND COMMENTS

Supervisor Mow brought to the attention of the Board an article that appeared in the Stockton Record regarding public health statistics from California's counties that puts San Joaquin County near the bottom.

9:37 a.m. The Board announced that they would be in recess until 1:30 p.m..

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CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATOR

California Government Code Section 54957.6

Agency Negotiator: Manuel Lopez; Wayne Heine; John Bertke; Jeff Sloan;
Bruce Heid

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

PUBLIC EMPLOYEE APPOINTMENT

California Government Code Section 54947

Title: Public Defender

SCHEDULED AFTERNOON ITEMS

1:30 p.m. - bos - Interviews of District Attorney Candidates; Potential Appointment of District Attorney.

Interviews of District Attorney Candidates James P. Willett, Eual D. Blansett, Jr. and David Wellenbrock were conducted. James Willett was appointed District Attorney. Retired Superior Court Judge Frank Kim administered the Oath of Office to Mr. Willett. Mow/Sieglock/4; Gutierrez Absent

ADJOURNED TO TUESDAY, APRIL 12, 2005 AT 9:00 A.M.

Sieglock/Mow/4; Gutierrez Absent B-05-399

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).