



MANUEL LOPEZ  
County Administrator  
TERRENCE R. DERMODY  
County Counsel  
LOIS M. SAHYOUN  
Clerk of the Board

## Board of Supervisors San Joaquin County

# MINUTE SUMMARY

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

### SAN JOAQUIN COUNTY BOARD OF SUPERVISORS TUESDAY, JUNE 21, 2005

A moment of silence was held.

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

Minutes of the Board of Supervisors' Meeting of June 14, 2005. **Approved.** Mow/Marenco/5  
B-05-681

Chairman Gutierrez announced that Discussion – General Government #1 and Consent – General Government 19 would be postponed until July 12, 2005.

#### SCHEDULED MORNING ITEMS

#### APPOINTMENTS TO BOARDS AND COMMISSIONS

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

A) Children Services Coordinating Commission - 3 Positions. **Clerk of the Board to Readvertise.**

B) Colleagueville Fire Protection District - 1 Position. **Clerk of the Board to Readvertise.**

C) Community Action Board - 1 Position. **Clerk of the Board to Readvertise.**

D) Emergency Medical Care Committee - 2 Positions. **Clerk of the Board to Readvertise.**

Appointments to Boards and Commissions (continued)

E) In-Home Supportive Services - 2 Positions. **Clerk of the Board to Readvertise.**

F) Mental Health Board - 1 Position. **Clerk of the Board to Readvertise.**

G) Parks and Recreation Commission - 1 Position. **Appointed Steve Cardona.**  
Sieglock/Marenco/5 B-05-682

Georgianna Reichelt addressed the Board regarding Boards and Commissions.

**APPROVE CONSENT ITEMS # 1-25**

Chairman Gutierrez announced that there was a request to remove the contracts for Congregate and Home Delivered Meals for Loel Center and Seniors First. Human Services Agency Director Joe Chelli addressed the Board regarding this matter and requested that the remainder of the contracts be considered for approval. A revised contract for Seniors First will be submitted at the June 28, 2005 Board meeting.

Consent Item: #16 – Pulled for discussion by Supervisor Sieglock.

Consent Item: #11 & #12 – Supervisor Marenco expressed that he would vote “No” on these two items.

Consent Item: #22 & #25 – Supervisor Sieglock commended staff for their efforts on these two items.

Consent Item: #16 – Facilities Management Director Craig Ogata responded to questions from Supervisors Sieglock and Ornellas regarding the transfer of the property from the state.

Consent Item: #25 – County Counsel Terry Dermody and Treasurer-Tax Collector Shabbir Khan responded to questions from Supervisors Mow and Ornellas and Chairman Gutierrez. The ordinance only applies to the unincorporated areas in the county and it includes push carts. Sheriff-Coroner Robert Heidelberg indicated that he will review the ordinance. Beverly Foster addressed the Board on this matter. She stated that she would like the City of Stockton’s ordinance and the County’s ordinance to be uniform. Chairman Gutierrez informed Ms. Foster that the matter would be coming back to the Board on June 28, 2005.

Consent Item: #11 – Steve Dial of the Council of Governments responded to questions from Chairman Gutierrez regarding the “pay for performance” rule.

Consent Items (continued)

Consent Item: #12 – Chairman Gutierrez noted that he had previously requested information from the County’s Federal advocates but never received any response.

Consent Items: **#1 - Approved with amendments.** Sieglock/Mow/5

**#2-10 – Approved.** Sieglock/Mow/5

**# 11 & #12 – Approved.** Sieglock/Mow/3-2; Marengo & Gutierrez “No”

**#13-18 – Approved.** Sieglock/Mow/5

**#19 – Continued to July 12, 2005.**

**#20-25 – Approved.** Sieglock/Mow/5

**CONSENT - HEALTH & HUMAN SERVICES**

1. hsa - Approval of Title III Aging Supportive Services and Community Based Service Programs Contracts for Fiscal Year 2005-2006. **All Contracts for** B-05-683 and A-05-421 thru A-05-444 (24)

**CONSENT - PUBLIC WORKS**

2. pw - Acceptance of the Elliott Road Bridge Barrier Rail Replacement Across Mokelumne River Contract and Execution of a Notice of Completion. (4th District) R-05-330
3. pw - Acceptance of the Furry Road and Hogan Lane Resurfacing Contract and Execution of a Notice of Completion. (4th District) R-05-331
4. pw - Agreement for Consulting Services Related to the Acquisition of Streetlights. B-05-684 & A-05-445

**CONSENT - LAW & JUSTICE**

5. da - Resolution to Contract with the State Victim Compensation and Government Claims Board to Operate the Victim Assistance Center. R-05-332, B-05-685 & A-05-446
6. prob - Acceptance of Title V Community Prevention Grant. R-05-333
7. prob - Approval of Retroactive Travel Request. B-05-686
8. prob - Renewal of Employment Contracts-Crossroads Case Manager-Grant Funded (3). A-05-447, A-05-457 & A-05-458

Consent – Law & Justice (continued)

9. s/o - Renewal of Contract with City of Lathrop for Law Enforcement Services. A-05-448

**CONSENT - GENERAL GOVERNMENT**

10. aud - Approval of an Agreement with Bartig, Basler & Ray, CPAs to Provide Auditing Services for Fiscal Years Ending June 30, 2005 through 2009. B-05-687 & A-05-449
11. cao - San Joaquin Council of Governments' Annual Financial Plan for Fiscal Year 2005-06. B-05-688
12. cao - Extension of Federal Advocacy Service Contract. B-05-689 & A-05-450
13. cob - Approve Announcement of 1 Position on the Building Board of Appeals. B-05-690
14. cob - Approve Announcement of 1 Position on the Retirement Board. B-05-691
15. fac/mgmt - Approve Access Agreement for Survey and Exploration with U.S. Army Corps of Engineers at Micke Grove Park. A-05-451
16. fac/mgmt - Approve Agreement for Transfer of Real Property for Dos Reis Angling Access from the State of California Wildlife Conservation Board. A-05-452
17. fac/mgmt - Approve Extoppel Certificate for Micke Grove Golf Course Lease Agreement. A-05-453
18. hr - Accept the Renewal from Intermediary Insurance Services, Inc. to Provide Stop Loss Coverage for the Self-Funded Medical Plans. B-05-692
19. hr - Introduce and Waive Reading of an Ordinance Creating the New Exempt Class of Board of Supervisors' Staff Assistant; Assign and Allocate the Exempt Class to the Board of Supervisors' Budget; Establish Supplemental Pay for Board Chairman's Board of Supervisors' Staff Assistant; Abolish the Classes of Legislative Assistant and Senior Legislative Assistant. **(Said Ordinance to be Adopted on June 28, 2005) Postponed to July 12, 2005**
20. hr - Adopt the "Workplace Violence Prevention Policy". B-05-693
21. isd - Extend Existing Agreement with ISD Corporation for Juvenile Justice Information System Application. B-05-694 & A-05-454
22. lab/rel - Adoption of the Memorandum of Understanding with the Sheriff's Non-Management Bargaining Unit. B-05-695 & A-05-455
23. lab/rel - Adoption of the Resolution of the County of San Joaquin Providing for Additional Temporary Partially Paid Military Leave of Absence Benefits. R-05-334

Consent – General Government (continued)

24. treas/tax/colltr - Issuance of Note to Finance the Alternative Method of Property Tax Apportionment and Related Matters - 2005-2006. R-05-335
25. treas/tax/colltr - Introduce and Waive Reading of an Amendment to Chapter 1(b) of Division 1 of Title 7, Sections 7-1026, 7-1029-, 7-1030, 7-1032 and 7-1033, of the Ordinance Code of County of San Joaquin to Regulate Peddler Licenses. (**Said Ordinance to be Adopted on June 28, 2005**) B-05-696

**DISCUSSION - PUBLIC WORKS**

1. pw - Contingent Endorsement of Measure K Renewal Draft Expenditure Plan. Tom Flinn, Public Works Director; David Mendoz, Senior Civil Engineer of the Public Works Department; Steve Dial of San Joaquin County Council of Governments, Georgianna Reichelt and Malma Nicholson addressed the Board on this matter. **Approved.** Sieglock/Mow/3-2; Marenco & Gutierrez “No” R-05-336

**DISCUSSION - GENERAL GOVERNMENT**

1. cao - Audit and Management Report on the Sheriff Inmate Welfare Trust Fund. **Postponed to July 12, 2005.**

**COMMUNICATIONS**

- bos - Received and Referred all Board Communications this date as Outlined on the Communications Distribution Listing. **Approved.** Sieglock/Mow/5 B-05-697

**PUBLIC COMMENT**

Georgianna Reichelt addressed the Board regarding fees, the District Attorney’s Office and other various matters.

Malma Nicholson addressed the Board regarding cities annexing areas around county areas.

Tim Viall and Ralph Womack addressed the Board regarding the Second Annual Ride for Hunger on Saturday, July 16, 2005.

## Public Comment (continued)

Willard Holman, Raymond Morelos and Ellen Carter of Acclimation Inc. Outpatient Service addressed the Board regarding establishing a partnership with San Joaquin County by offering their services in converting Alternative Treatment Services into a private program. Chairman Gutierrez stated that the information would be given to Health Care Services Director Ken Cohen.

Reverend Bob Hailey addressed the Board regarding the Grand Jury and Head Start.

**BOARD OF SUPERVISORS QUESTIONS AND COMMENTS**

Chairman Gutierrez stated that at the previous Board Meeting there was a request to lower the American flag. County Administrator Manuel Lopez stated that there are specific Federal guidelines.

**CLOSED SESSION**

County Counsel Terrence Dermody announced that there was no Closed Session and that the Board would be in recess until 1:30 p.m.

## ONFERENCE 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

**SCHEDULED AFTERNOON ITEMS**

1:30 p.m. - hr - Service & Retire Award Presentations for April and May 2005 were made to those County employees retiring from County service and to County employees for years of service.

Scheduled Afternoon Items (continued)

1:30 p.m. - cao - Approval of Exclusive Negotiating Agreement with Catellus Commercial Development Corporation for the Development of Airport East. County Administrator Manuel Lopez, and Cattellus officials David Zender, Principal at Economic Planning and Systems, Dan Marcus, Senior Vice President, Ted Antenucci, President and Mike Turner, Director of Development, addressed the Board regarding this matter. **Approved.** Sieglock/Mow/5 A-05-456

Supervisor Mow referred to a letter each Board Member received from Frank Henderson requesting to locate his shoeshine business inside the Courthouse. The matter was referred to County Administrator Manuel Lopez.

**RECESSED TO WEDNESDAY, JUNE 22, 2005 AT 9:00 A.M. FOR COMMENCEMENT  
OF THE 2005/06 COUNTY & SPECIAL DISTRICTS FINAL BUDGET HEARING**

Sieglock/Mow/5 B-05-698

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).