



# 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

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, September 20, 2005 9:00 AM

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ROLL CALL: SUPERVISORS ORNELLAS, MOW, SIEGLOCK, MARENCO, GUTIERREZ

Minutes of the Board of Supervisors' Meeting of September 13, 2005. **Approved.** Mow/Sieglock/5 B-05-1009

### SCHEDULED MORNING ITEMS

9:00 a.m. - Oral Presentation - Update on Local Relief Efforts Regarding Hurricane Katrina. Ron Baldwin, Director of Emergency Operations, Joe Chelli, Director of the Human Services Agency, and Sharon Herrera of the Human Services Agency addressed the Board on this matter.

### PRESENTATIONS

9:00 a.m. - bos - Proclamation Proclaiming September 19-25, 2005 as "National Pollution Prevention Week" in San Joaquin County. Chairman Gutierrez presented the proclamation to Ron Addington, Chair of TOPPS (Targeted Opportunities to Prevent Pollution in San Joaquin County). Mr. Addington addressed the Board.

Presentations (continued)

9:00 a.m. - bos - Proclamation Proclaiming September 18-23, 2005 as “National Rehabilitation Week” in San Joaquin County. Chairman Gutierrez presented the proclamation to the following individuals from the Physical Medicine & Rehabilitation Unit at San Joaquin General Hospital: Dr. Junlong Ren, Medical Director, Jane Vink, Rehabilitation Coordinator, Rachel Torres, Speech Therapy Department Manager, Mario Ruiz, Occupational Therapist, Alicia McLelland, Physical Therapist, and Marcus Pitcock, Recreational Therapist. Ms. Vink and Mr. Ken Yasui, an ex-patient of the Physical Medicine and Rehabilitation Unit, addressed the Board.

**APPROVE CONSENT ITEMS # 1-14**

Consent Item: #12 – Pulled for discussion.

ToCan Nguyen addressed the Board.

Consent Item: #1-11 and 13-14. **Approved.** Sieglock/Mow/5

Consent Item: #12 – Assistant Sheriff John Drummond and County Administrator Manuel Lopez responded to questions from Supervisors Sieglock and Ornellas regarding receiving a report on the commissary, the technician position overseeing the funds, an annual audit report of the Inmate Welfare Fund, and a report on the inmate clean-up crews.

**CONSENT - HEALTH & HUMAN SERVICES**

1. hcs - Approval of Standard Agreement for Emergency Medical Services Appropriation for Fiscal Year 2005/2006. B-05-1010 & A-05-814
2. hcs - Approval of Payment for the Repair of an Emergency Generator and Transfer Switch at San Joaquin General Hospital. B-05- 1011
3. hsa - Approval of the Purchase of a Refrigerator/Freezer for the Commodity Program and Related Budget Adjustments. **(4/5ths Vote Required)** B-05-1012 & B-05-1013 & A-05-815

**CONSENT - PUBLIC WORKS**

4. pw - Board Order Approving Out of State Travel to Attend the CCG System's Annual Training Conference in Williamsburg, Virginia. B-05-1014

Consent – Public Works (continued)

5. pw - Award of Contract for the French Camp Road Resurfacing. (2nd & 5th Districts) R-05-504

6. pw - Introduce and Waive Reading of an Ordinance Providing for a Speed Limit of 45 Miles Per Hour on a Portion of McDonald Road from One-Half Mile East of Davini Road to 500 Feet East of Holt Road. (3rd District) **(Said Ordinance to be Adopted on 9/27/05)**. B-05-1015

### CONSENT - FLOOD CONTROL

7. pw - Vacation and Abandonment of a Portion of the Duck Creek Flood Control Easement between Airport Way and South B Street in Stockton. (1st District) R-05-505

### CONSENT - LAW & JUSTICE

8. da - Authorization to Create a District Attorney Prop 64 Consumer Fraud Trust Fund 12129 and a District Attorney Prop 64 Environmental/Code Enforcement Prosecution Trust Fund 12130. B-05-1016

9. da - Authorization to Increase Appropriations and Revenues to Purchase Furniture with Additional Funds Awarded by the Governor's Office of Emergency Services for the Victim/Witness Assistance Program. **(4/5ths Vote Required)** B-05-1017 & B-05-1018

10. s/o - Agreement with Dell'Osso Farms for Law Enforcement Services for the Pumpkin Maze Event. A-05-816

11. s/o - Sheriff-Public Administrator Revolving Fund Relief of Accountability of \$170.43. B-05-1019

12. s/o - Acceptance of Annual Expenditure Report for the Inmate Welfare Fund; Resolution Amending Salary Assignment and Departmental Allocation Listing: Sheriff-Coroner Budget Addition of One Accounting Technician II, and Approval of Related Budget Adjustments. **(4/5ths Vote Required)** B-05-1020 & B-05-1021 & R-05-506

### CONSENT - GENERAL GOVERNMENT

13. cao - Approval of Superior Court's Funding Request for Family Violence Court and Related Budget Adjustments. **(4/5ths Vote Required)** B-05-1022 & B-05-1023 & A-05-817

14. rov - Approval of Agreement for "Help America Vote Act" Elections Assistance for Individuals with Disabilities Grant and Related Budget Adjustments. **(4/5ths Vote Required)** B-05-1024 & B-05-1025 & A-05-818

### COMMUNICATIONS

There were no communications.

## **PUBLIC COMMENT**

ToCan Nguyen addressed the Board.

Richard Reyes Gallegos addressed the Board.

Betty Sconyers addressed the Board regarding the In-Home Supportive Services Program and Health Care Workers.

## **BOARD OF SUPERVISORS QUESTIONS AND COMMENTS**

Board Members expressed their concern regarding the City of Tracy submitting a proposal for the VA Clinic. Chairman Gutierrez inquired if the Board could ask Veterans Service Officer Ron Green to give a report to the Board. County Counsel Terrence Dermody stated that if the Board wished to discuss this matter, a motion should be considered to add it to the agenda. A motion by Supervisor Mow and a second by Supervisor Ornellas was made to add the matter to the agenda to discuss and receive input from staff. However, the motion failed.

Chairman Gutierrez said that the matter would be on an agenda at a later date.

Supervisor Sieglock stated that the Veterans Service Officer could provide Board Members information in a memorandum.

Supervisor Sieglock expressed his concern about Pardee, Camanche and New Melones Dams and flooding downstream. He said that maybe it is time to replace Pardee Dam as it is an old structure. Supervisor Sieglock suggested at this point Public Works and the County Administrator staff should gather information regarding these concerns.

Supervisor Ornellas said that he is seeing trash dumped all over the county. Supervisor Sieglock recommended that the Sheriff-Coroner report to the Board on this matter.

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## **Board of Supervisors Questions and Comments (continued)**

Chairman Gutierrez brought to the attention of the Board that the matter of presenting Certificates to the Mentor Partnership Program Participants had been inadvertently left off the 9/20/05 Board Agenda. Therefore, the Board could vote to add the item on the agenda or only two Board Members could attend the presentation. Chairman Gutierrez stated that he would plan to attend. Supervisor Marengo also said that he would be in attendance.

## **CLOSED SESSION**

## CONFERENCE WITH LABOR NEGOTIATOR

California Government Code Section 54957.6

Agency Negotiator: Manuel Lopez; Wayne Heine; Don Turko; John Bertke; 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

## CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION California Government Code Section 54956.9(a)

SUZANNE SCHENK vs. SAN JOAQUIN COUNTY et al; San Joaquin County Superior Court Case No. CV020060.

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### **NO SCHEDULED AFTERNOON ITEMS**

**ADJOURNED TO TUESDAY, SEPTEMBER 27, 2005 AT 9:00 A.M.**

Ornellas/Marenco/ B-05-1027

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).