SAN JOAQUIN COUNTY
BOARD OF SUPERVISORS
TUESDAY, NOVEMBER 25, 2003

Chairman Sieglock read President Abraham Lincoln’s Proclamation dated October 3, 1863.

A moment of silence was held.

PRESENT: ORNELLAS, MOW, GUTIERREZ, MARENCO, SIEGLOCK

Consent Items: #1, 4, 5, 23, 24, & 28 pulled for discussion.

Consent Item: #24 & #28 – Pulled for discussion by Supervisor Ornellas

Consent Item: #1 – Joseph Chelli, Director of Human Services Agency, responded to Supervisor Mow’s question regarding the grant. Supervisor Mow also stated that caution should be taken in light of monetary cuts at the state level.

Consent Item: #4 & #5 – Steve Ebert, Hospital Director, responded to Supervisor Mow’s question as to whether or not the focus is to extend the money we have or if there were objectives in extending these contracts.

Consent Item: #23 – Clark Bennett, Director of Information Systems, and Micky Pollack, of Communications, responded to Chairman Sieglock’s questions regarding prepayment of services and savings to the county.

Consent Item: #24 – Supervisor Ornellas stated that although he is not comfortable with sole source procurement, he supported this item. Ron Baldwin, Director of Office of Emergency Services, and Lt. Frank Johnson responded to
questions from Supervisors Ornellas and Mow regarding the usage of the bomb robot by the various local enforcement jurisdictions.

Consent Item: #28 – Deborah Hench, Registrar of Voters responded to questions from Supervisor Ornellas regarding clarification of paid administrative leave and the assignment of volunteer county employees to various polling sites.

ToCan Nguyen addressed the Board on Consent Items.

Consent Items: #1-31 - Approved. Gutierrez/Marenco/5

SCHEDULED MORNING ITEMS

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


B) Juvenile Justice Delinquency Prevention Commission - 1 Position. (Continued from 11/4/03) Reappointed Nickie Maritch. Mow/Gutierrez/5 B-03-1321

COMMUNICATIONS

bos - Received and Referred all Board Communications this date as Outlined on the Communications Distribution Listing. Gutierrez/Mow/5 B-03-1322

PUBLIC COMMENT

Navin Patel addressed the Board regarding the facility that he leases to the County for the Family Ties Program. Supervisor Gutierrez stated that he had a scheduled an appointment with Mr. Patel to discuss this matter further.

ToCan Nguyen addressed the Board on various matters.

BOARD OF SUPERVISORS QUESTIONS AND COMMENTS

Supervisor Ornellas stated that on a recent trip to Pleasanton, via the lower Grant Line Road, he became aware of a golf course being constructed in Alameda County near the San Joaquin
Supervisor Gutierrez reported on a matter that he previously brought to the attention of the Board regarding his constituent, Louis Rubino, that had requested to build a temporary carport top structure over his driveway located in the Country Club area. The County would have to grant him the use of the easement in front of the property. Supervisor Gutierrez has been working and doing research with Community Development, Public Works, County Counsel and the County Administrator on this case. Mr. Rubino will have to write a letter to the Board, requesting that the fee be waived in order to go before the Planning Commission and ultimately could be heard by the Board. Supervisor Gutierrez will ask Mr. Rubino to send the letter to the Chairman with a copy to him. Chairman Sieglock stated that as soon as he receives the letter he will refer it to the Community Development Director.

Supervisor Mow reported on discussions by counties at the recent California State Association of Counties Annual Conference that he attended.

**CLOSED SESSION**

**CONFERENCE WITH LABOR NEGOTIATOR**

California Government Code Section 54957.6

Agency Negotiator: Manuel Lopez; Don Turko; John Bertke; Jeff Sloan; Harry Lewis

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
CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

California Government Code Section 54956.9(a)

H.D. ARNAIZ vs. COUNTY OF SAN JOAQUIN; San Joaquin Superior Court Case No. CV010728

CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION

California Government Code Section 54956.9(c); 1 case

SCHEDULED AFTERNOON ITEM

1:30 p.m. - cdd - Public Hearing Report on VFW Post 1051 Status and Complaint Activity as Required by Site Approval Application #PA-02-625 of Old German Baptist Church (C/O VFW Post 1051) (5th District) Kerry Sullivan, Senior Deputy Director, Attorney Mike Hakeem, Mike Coralli, Janet Spyskma Pilchard, Vanetta Thompson, and Dwayne Spyskma addressed the Board on this matter. Accepted the Community Development Department’s report and will allow the facility to continue operating with no special events permitted, and must complete paving and landscaping by January 31, 2004. Ornellas/Mow/5 B-03-1348

Reverend Bob Hailey addressed the Board concerning the Grand Jury and the District Attorney in relation to the investigation of the death of Mondez Demon who died at the San Joaquin County Jail on September 5, 2003.

CONSENT - HEALTH & HUMAN SERVICES

1. age/cs - Accept the Long Term Care Integration Pilot Project Planning Grant from the State Department of Health Services. B-03-1323 & A-03-961

2. hcs - Application for Appointment to San Joaquin General Hospital Medical
3. hcs - Application for Reappointment to San Joaquin General Hospital Medical Staff. B-03-1325

4. hcs - Employment Contract for a Management Analyst for the Community Access Program. A-03-962

Consent – Health & Human Services (continued)

5. hcs - Employment Contract for a Department Applications Analyst for the Community Access Program. A-03-963

6. hsa - Amendment to Education Stipend Agreement A-02-804. A-03-964 & B-03-1326

CONSENT - PUBLIC WORKS

7. pw - Adopt an Ordinance Providing for No Parking Zones on Both Sides of Berkeley Road and Stanford Road, and on a Portion of Schulte Road. (Said Ordinance was Introduced & Waived on 11/18/03). (5th District) Ordinance #4201

8. pw - Acceptance of the Slurry Seal 2003 Contract and Execution of a Notice of Completion. R-03-651

9. pw - Approval and Adoption of Plans and Specifications for the Austin Road Resurfacing and Setting a Bid Opening Date of December 18, 2003 at 1:30 p.m. (5th District) R-03-652

10. pw - Approval and Adoption of Plans and Specifications for the East Stockton Street Resurfacing Phase 4 and Setting a Bid Opening Date of December 18, 2003 at 1:30 p.m. (2nd District) R-03-653

11. pw - Agreement for Consulting Engineering Services for the Corral Hollow Creek Off-Channel Detention Basin Feasibility Study. (5th District) B-03-1327 & A-03-965

CONSENT - GENERAL GOVERNMENT

12. cc - Legal Action Entitled Seav Sam, et al. vs. County of San Joaquin, et al., Claim
13. cao - Proposed Reorganization of Human Resources and Labor Relations Divisions. B-03-1329 & B-03-1330 & R-03-654

14. cdd - Execute Agreement with Central Valley Low Income Housing Corporation to Provide Services in Fulfillment of the County's 2002 Shelter Plus Care Grant. B-03-1331 & A-03-966

15. cdd - Execute Agreement with Consultant to Provide Environmental Services for the Mountain House New Community and Increase Appropriations in the Community Development Department Budget to Pay for the Costs of the Agreement. (4/5ths Vote Required) B-03-1332, B-03-1333 & A-03-967

Consent – General Government (continued)

16. cdd - Execute Renewal of Employment Contract to Provide Planning Services for the Mountain House New Community. A-03-968 & B-03-1334

17. cdd - Execute Renewal of Employment Contract to Provide Planning Services for the Mountain House New Community. A-03-969 & B-03-1335

18. cdd - Execute Employment Contract to Provide Planning Services for the Mountain House New Community. A-03-970 & B-03-1336

19. cob - Approve Announcement of 1 Position on the Area VI Development Disabilities Board. B-03-1337

20. cob - Approve Announcement of 3 Positions on the Housing Appeals Board. B-03-1338

21. h/r - Introduce & Waive Reading of an Ordinance Creating the New Exempt Classes of Mountain House Operations & Maintenance Manager and Mountain House Neighborhood Administrator, Assign and Allocate the Exempt Positions to the Mountain House Community Services District, and Delete the Obsolete Classes. (Said Ordinance to be Adopted on December 2, 2003) B-03-1339 & R-03-655

22. h/r - Implement Classification Study #03-005; Create, Assignment and Allocate the Class of Echocardiographic Technician in Health Care Services. R-03-656
23. isd - Modification No. 4 of Addendum No. 1 to Article 1 - Network Services Agreement of the Master Agreement for Provision, Installation and Maintenance of Telecommunications Services between SBC and San Joaquin County.  B-03-1340 & A-03-971


25. retirement - Adoption of Employer and Employee Contribution Rates for 2004.  B-03-1342

26. rev & rec - Compromise of San Joaquin General Hospital Account of Santiago Vasquez. B-03-1343

27. rov - Resolution Authorizing the Registrar of Voters Office to Conduct a School Bond Election for the Galt Union High School District and to Consolidate Said Election with the State of California Presidential Primary Election to Be Held on Tuesday, March 2, 2004.  R-03-657

28. rov - Authorization to Pursue a County Employee Poll Worker Program. B-03-1344

29. rov - Resolution Appointing Leonard Alegre to the Board of Trustees of Reclamation District #1007.  R-03-658

CONSENT - MOUNTAIN HOUSE COMMUNITY SERVICES DISTRICT

30. mhcspd - Adopt an Ordinance Setting Forth Duties of the Mountain House Community Services District General Manager. (Said Ordinance was Introduced & Waived on 11/18/03).  B-03-1345 & Ordinance #4202

31. mhcspd - Adopt an Ordinance Entitled "An Ordinance of the Mountain House Community Services District Establishing Water Services Regulations and Standards" (Said Ordinance was Introduced & Waived on 11/18/03).  B-03-1346 & Ordinance #4203

ADJOINED TO TUESDAY, DECEMBER 2, 2003 AT 9:00 A.M.

Gutierrez/Marenco/5  B-03-1347
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).