



Board of Supervisors  
San Joaquin County

MIGUEL VILLAPUDUA  
Chair  
First District

TOM PATTI  
Vice-Chair  
Third District

KATHERINE M. MILLER  
Second District

CHUCK WINN  
Fourth District

BOB ELLIOTT  
Fifth District

MONICA NINO  
County Administrator

J. MARK MYLES  
County Counsel

RACHÉL DeBORD  
Clerk of the Board

## Minutes

**SAN JOAQUIN COUNTY BOARD OF SUPERVISORS  
MINUTES OF  
TUESDAY, SEPTEMBER 24, 2019  
9:00 AM**

### Commencement of Meeting

**9:02 a.m.** - Chairman Villapudua called the meeting to order and called for a moment silent, silent reflection, or silent prayer.

### Pledge of Allegiance

Supervisor Patti led in the Pledge of Allegiance.

### Roll Call

Katherine M. Miller District 2  
Chuck Winn District 4 (Absent)  
Bob Elliott District 5  
Tom Patti District 3  
Miguel Villapudua Chair - District 1

Supervisor Winn left the meeting following his comments during discussion of the Consent Items.

### **RECOGNITIONS/PRESENTATIONS**

1. BOS - Proclaim September 29, 2019 as "Gold Star Mother's Day" in San Joaquin County.  
On behalf of the Board, Chairman Villapudua presented the Proclamation to Loretta Bridges and Jan Martinez.
2. BOS - Proclaim October 2019 as "Colonial Heritage Month" in San Joaquin County.  
On behalf of the Board, Chairman Villapudua presented the Proclamation to Dr. Christine Hollister, Stockton Chapter Daughters of the American Colonists.

3. BOS - Recognition of Outgoing San Joaquin County Purchasing Director Jon Drake.  
On behalf of the Board, Chairman Villapudua presented Jon Drake, outgoing Purchasing Director, with a Certificate of Recognition.

**PUBLIC COMMENT/CONSENT ITEMS**

Christina Fugazi, resident, teacher, and City Councilmember; Veronica Vargas; Mario Gardea, President of Stockton Professional Firefighters; Robert Rickman; Gene Neely, Lathrop-Manteca Fire District Chief and Chairman for Regional Dispatch Authority of San Joaquin County; Sawn Wooten, Lathrop-Manteca Firefighters Association; Brian Rice, President of the California Professional Firefighters Association; Justin Legasa, on behalf of Tracy Firefighters 3355; Greg Vitz, City of Stockton Fire Department; Ryan Gall, Executive Member Tracy Firefighters Association; Matt Balzarini, firefighter; Michael Gold, Lodi Professional Firefighters; Frank Lima, Vice-President International Association of Firefighters; Mark Duerr, Stockton Fire Department, expressed opposition of the ALS agreement.

Tracy Glaves commented on the California Coastal Cleanup held along the delta waterways and requested security cameras be installed, that the District Attorney's office prosecute violations, and asked the Board to institute a no camping zone along waterways to reduce pollution in the waterways.

Bob Mooney spoke regarding Deputy Sheriff's Association labor negotiations and funding for Parks maintenance workers.

Theresa Breakfield, Kathleen Gapusan, Dorothy Taylor, Diana Buettner, Claudia Pulido, Carol Keck, Alisa Moland, Anjeneau Ward, Keith E. Clipper, and Gina Castellano addressed the Board regarding labor negotiations.

Andrew Johnson encouraged the Board to pursue grants to address funding shortfalls.

Woody Hastings, on behalf of the Climate Center based in Santa Rosa, provided the Board with an update about Community Choice Energy.

Marylynn Wheeler-Reynolds addressed the Board regarding the improper sale of property by San Joaquin Superior Court.

**10:00 a.m. - Chairman Villapudua recessed Public Comment to conduct Discussion Item #1.**

MINUTES

**Motion to approve the Minutes presented on this date. Approved. B-19-580**

**RESULT: ADOPTED [UNANIMOUS]**

**MOVER:** Tom Patti, District 3

**SECONDER:** Katherine M. Miller, District 2

**AYES:** Miller, Winn, Elliott, Patti, Villapudua

1. Board of Supervisors - Regular Meeting - Aug 27, 2019 9:00 AM
2. Board of Supervisors - Regular Meeting - Sep 10, 2019 9:00 AM

APPOINTMENTS TO BOARDS AND COMMISSIONS - PUBLIC INTERVIEW

1. BOS - Conduct Public Interview and Appoint One Position to the Housing Authority Board: (1) Commissioner, Position No. 3604 for the Unexpired Term of August 28, 2019 Through August 28, 2023.

County Administrator Monica Nino conducted the public interview of incumbent Rudy Willey. Mr. Willey responded to questions from the Board.

**Motion to reappoint Rudy Willey to the Housing Authority Board as Commissioner, Position No. 3604 for the unexpired term of August 28, 2019 through August 28, 2023. Approved. B-19-581**

**RESULT: ADOPTED [UNANIMOUS]**

**MOVER:** Tom Patti, District 3

**SECONDER:** Katherine M. Miller, District 2

**AYES:** Miller, Winn, Elliott, Patti, Villapudua

APPOINTMENTS TO BOARDS AND COMMISSIONS

**RESULT: ADOPTED [UNANIMOUS]**

**MOVER:** Tom Patti, District 3

**SECONDER:** Katherine M. Miller, District 2

**AYES:** Miller, Winn, Elliott, Patti, Villapudua

1. BOS - Approve the Appointment of One Position to the Commission on Aging: (1) At-Large Representative, Position No. 2306.1 for the Unexpired Term of July 1, 2019 Through July 1, 2022.

**Motion to appoint Joseph Santos to the Commission on Aging as At-Large Representative, Position No. 2306.1 for the unexpired term of July 1, 2019 through July 1, 2022. Approved. B-19-581**

2. BOS - Approve the Appointment of One Position to the Community Action Board: (1) Third Supervisorial District Representative, Position No. 2403, for the Unexpired Term of October 5, 2016 Through October 5, 2020.

**Motion to appoint Paul Singh to the Community Action Board as Third Supervisorial District Representative, Position No. 2403, for the unexpired term of October 5, 2016 through October 5, 2020. Approved. B-19-582**

3. BOS - Approve the Appointment of One Position to the Council for Quality Education and Care of Children: (1) Child Care Provider Representative, Position No. 2501.1, for the Term of September 9, 2019 Through September 9, 2021.

**Motion to appoint Suzanne Devitt to the Council for Quality Education and Care of Children as Child Care Provider Representative, Position No. 2501.1, for the term of September 9, 2019 through September 9, 2021. Approved. B-19-583**

4. BOS - Approve the Appointment of Two Positions to the Garden Acres Community Center Advisory Board: (1) Low-Income Representative, Position No. 3003.2 for the Unexpired Term of April 17, 2019 Through April 17, 2022 and (1) Low-Income Representative, Position No. 3003.4 for the Unexpired Term of February 12, 2017 Through February 12, 2020.

**Motion to appoint Cindy Quattlebaum to the Garden Acres Community Center Advisory Board as Low-Income Representative, Position No. 3003.2 for the unexpired term of April 17, 2019 through April 17, 2022. Approved. B-19-584**

**Motion to appoint Elizabeth Knight to the Garden Acres Community Center Advisory Board as Low-Income Representative, Position No. 3003.4 for the unexpired term of February 12, 2017 through February 12, 2020. Approved. B-19-585**

5. BOS - Approve the Appointment of One Position to the Parks and Recreation Commission: (1) At-Large Representative, Position No. 5106.2, for the Unexpired Term of August 28, 2019 Through August 28, 2023.

**Motion to appoint David Johnson to the Parks and Recreation Commission as At-Large Representative, Position No. 5106.2, for the unexpired term of August 28, 2019 through August 28, 2023. Approved. B-19-586**

6. BOS - Approve the Appointment of One Position to the Taft Community Center Advisory Board: (1) Low-Income Representative, Position No. 6203.1, for the Unexpired Term of February 13, 2019 Through February 13, 2022.

**Motion to appoint Andre Beard to the Taft Community Center Advisory Board as Low-Income Representative, Position No. 6203.1, for the unexpired term of February 13, 2019 through February 13, 2022. Approved. B-19-587**

7. BOS - Approve the Appointment of One Position to the Thornton Community Center Advisory Board: (1) Low-Income Representative, Position No. 6603.2 for the Unexpired Term of March 12, 2019 Through March 12, 2022.

**Motion to appoint Maria Tristao to the Thornton Community Center Advisory Board as Low-Income Representative, Position No. 6603.2 for the unexpired term of March 12, 2019 through March 12, 2022. Approved. B-19-588**

**CONSENT ITEMS # 1 - 28**

Consent Item #21 was pulled by Chairman Villapudua. San Joaquin General Hospital CEO David Culberson presented this item to the Board. Joann Simpson and John Solis also addressed the Board.

Supervisor Winn stated he would be absent for the Consent Items vote noting for the record his opposition to Consent Items No. 1, 4, and 5. Supervisor Winn provided comments on these items.

Consent Item #1 was pulled by Supervisor Patti. Agricultural Commissioner Tim Pelican responded to questions by the Board.

**Motion to approve Consent Item #1. Approved.**

**RESULT:** ADOPTED [3-1]  
**MOVER:** Katherine M. Miller, District 2  
**SECONDER:** Tom Patti, District 3  
**AYES:** Miller, Patti, Villapudua  
**NOES:** Elliott  
**ABSENT:** Winn

Consent Item #2 was pulled by Supervisor Patti. Airport Director Russell Stark and County Administrator Monica Nino responded to questions by the Board.

Consent Item #3 was pulled by Supervisor Patti. Clerk of the Board responded to questions by the Board.

Consent Item #4 was pulled for a separate vote. **Motion to approve Consent Item #4. Approved.**

**RESULT:** ADOPTED [Unanimously]  
**MOVER:** Katherine M. Miller, District 2  
**SECONDER:** Miguel Villapudua, District 1  
**AYES:** Miller, Patti, Elliott, Villapudua  
**ABSENT:** Winn

Consent Item #5 was pulled for a separate vote. **Motion to approve Consent Item #5. Approved.**

**RESULT:** ADOPTED [Unanimously]  
**MOVER:** Katherine M. Miller, District 2  
**SECONDER:** Miguel Villapudua, District 1  
**AYES:** Miller, Patti, Elliott, Villapudua  
**ABSENT:** Winn

Consent Item #6 was pulled by Supervisor Patti. Interim Planning Director Zoey Merrill, Program Administrator - Homeless Initiatives Adam Cheshire, County Administrator Monica Nino, and Management Analyst Chris Becerra responded to questions from the Board. Ms. Nino recommended bringing forward an item to address priorities.

Consent Item #9 was pulled by Supervisor Patti. Sheriff Department representative responded to questions from the Board.

Consent Item #12 was pulled by Supervisor Miller. Health Care Services Director Greg Diederich responded to questions from the Board.

**Motion to approve Consent Items #2; 3; and 6-28. Approved.**

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Tom Patti, District 3  
**SECONDER:** Katherine M. Miller, District 2  
**AYES:** Miller, Elliott, Patti, Villapudua  
**ABSENT:** Winn

### **CONSENT - GENERAL GOVERNMENT**

1. AGCOMM - Adopt an Ordinance Amending the San Joaquin County Code to add Title 6, Division 1, Chapter 4: Industrial Hemp Cultivation. (Ordinance Introduced and Waived on September 10, 2019)  
Ordinance No. 4539
2. AIR - Approval of the Second Amendment to Agreement A-07-489 Between the County of San Joaquin and Going Up, LLC. to Extend the Current Lease Termination Date From June 30, 2032 to June 30, 2056.  
B-19-558; A-19-315
3. BOS - Receive and Refer all Board Communications as Outlined on the Communications Distribution Listing.  
B-19-559

4. CAO - Approval of Letter of Support Altamont Corridor Vision Phase 1 Improvements Project to be Included as Part of the FASTER Bay Area Ballot Initiative.  
B-19-560
5. CAO - Approval of Response to the 2018-2019 Civil Grand Jury Report Entitled, Follow-Up Report to the 2017-2018 Civil Grand Jury, San Joaquin County Municipality Ethics Policies Case #0917.  
B-19-561
6. CDD-NEIGH/PRES - Authorization to Submit Grant Application to the U.S. Department of Housing and Urban Development for the 2019 Continuum of Care Homeless Assistance Grant Program Totaling \$5,192,236.  
B-19-562
7. COB - Approve the Announcement of Four Positions to Various Boards and Commissions and Set the Application Deadline for October 18, 2019.  
B-19-563
8. GEN/SER - Approval of a Lease Agreement Between San Joaquin County and 20 Sutter, LLC for Storage Space Located at 20 North Sutter Street, Stockton, With a Three-Year Term From October 1, 2019 Through September 30, 2022, at a First-Year Lease Cost of \$33,000.  
B-19-564; A-19-316
9. HR - Approve a Resolution to Implement Classification Project #2019-011 by Creating and Assigning the New Civil Service Class of Supervising Crime Analyst (RP4010), Allocating One Position of Supervising Crime Analyst (RP4010), and Deleting One Position of Crime Analyst (RP4001) in the Sheriff's Patrol Budget.  
R-19-124
10. PUR - Authorize the Purchasing Agent to Amend the Purchase Order Contract Language Approved for Aggregate Spending Authority to Add or Amend Terms as Necessary That do Not Affect the Overall Amount of the Approved Spending Authorization.  
B-19-565

**CONSENT - HEALTH AND HUMAN SERVICES**

11. EEDD - Approval of Loan Request and Terms for a \$60,000 Revolving Line of Credit Small-Cap Loan to Synergy Med, a California Professional Corporation, Dr. Dheeraj Nandanoor, Guarantor.  
B-19-566

12. HCS - Adopt a Resolution Authorizing San Joaquin County's Participation in One-Time Housing Funds for Whole Person Care Pilot Programs.  
R-19-125
13. HSA - Retroactive Approval of Agreement With Family Resource & Referral Center for \$831,607 to Provide Emergency Child Care Bridge Program Services to Foster Children From July 1, 2019 Through June 30, 2020.  
B-19-567; A-19-317
14. HSA - Approval of Agreement With Greater Stockton Chamber of Commerce for \$1,288,600 to Provide CalWORKs Subsidized Employment From October 1, 2019 Through September 30, 2021.  
B-19-568; A-19-318
15. HSA - Approval of Agreements With Council for the Spanish Speaking and Lilliput Children's Services for a Total of \$1,200,000 to Provide Supervised Visitation Services From October 1, 2019 Through June 30, 2021.  
B-19-569; A-19-319; A-19-320
16. HSA - Approval of Agreement With Family Resource and Referral Center for \$5,000,000 to Provide CalWORKs Stage 1 Child Care Services From October 1, 2019 Through September 30, 2020.  
B-19-570; A-19-321
17. SJGH - Approve Employment Agreement With Feroze Sidhwa, MD, Department of Surgery, at a Base Salary of \$231,246 for the Period September 30, 2019 Through June 30, 2020, and an Annual Base Salary of \$308,046.  
B-19-571; A-19-322
18. SJGH - Approve Employment Agreement for Ilia Gur, MD, Department of Surgery, at a Base Salary of \$337,808 for the Period September 30, 2019 Through June 30, 2020, and an Annual Base Salary of \$450,000.  
B-19-572; A-19-323
19. SJGH - Retroactive Approval of First Amendment to Professional Services Agreement With Inpatient Services of California, a Medical Corporation, a Subsidiary of Envision, for Hospitalist Services for the Six-Month Period of September 1, 2019 Through February 28, 2020, at an Amount not to Exceed \$1,044,760.  
B-19-573; A-19-324
20. SJGH - Approval of Agreements for Medicare Services With Medcore HP and Omni IPA Medical Group, Inc., dba Medcore Medical Group, Effective September 28, 2019.  
B-19-574; A-19-325; A-19-326; A-19-327



21. SJGH - Request to Proclaim the Month of October 2019, as “Binational Health Month” in San Joaquin County.

**CONSENT - LAW & JUSTICE**

22. DCSS - Authorization for the Director of the Department of Child Support Services to Sign the Federal Fiscal Year 2020 Plan of Cooperation With the California of Child Support Services, to Receive an Estimated Amount of \$18,559.651 for the Period October 1, 2019, to September 30, 2020.

B-19-575

23. SO - Approve Purchase of Two Mobile License Plate Reader Trailers for \$92,000 and Related Budget Adjustments. (4/5ths Vote Required)

B-19-576; Budget Appropriation B-19-576a

**CONSENT - PUBLIC WORKS**

24. PW - Award of Contract for the Henry Road Resurfacing to Tom Mayo Construction in the Amount of \$599,187, and Authorization of Change Order Authority of up to \$59,813. (4th District) (4/5ths Vote Required)

R-19-126

25. PW - Award of Contract for the Kasson Road Resurfacing to DSS Company DBA Knife River Construction in the Amount of \$634,600, and Authorization of Change Order Authority of up to \$63,400. (5th District) (4/5ths Vote Required)

R-19-127

26. PW - Accept the San Joaquin County Water Impact Mitigation Fee Program Annual Report for 2018-2019. (1st, 2nd, 3rd, and 4th Districts)

B-19-577

27. PW - Approve a Memorandum of Agreement Between The Groundwater Sustainability Agencies of the Tracy Subbasin and the County of San Joaquin for Development of the Tracy Subbasin Groundwater Sustainability Plan. (1st, 3rd, and 5th Districts)

B-19-578; A-19-328

28. PW - Approval of a Consulting Services Agreement with GEI Consultants Inc., in the Amount of \$579,739 for Development of the Tracy Subbasin Groundwater Sustainability Plan. (1st, 3rd, and 5th Districts)

B-19-579; A-19-329

## DISCUSSION

### DISCUSSION - GENERAL GOVERNMENT

1. CAO - Update on San Joaquin County Employees' Retirement Association and Employer Perspective of Retirement Costs.

County Administrator Monica Nino; Johanna Schick, Chief Executive Officer of SJCERA; and David Sancewich of Meketa, presented this item to the Board. Mss. Nino, Schick, and Mr. Sancewich responded to questions from the Board. Gene Neely, Lathrop-Manteca Fire Chief addressed the Board regarding this item.

**Motion to accept the report as presented. Approved.**

**RESULT:**       **ADOPTED [UNANIMOUS]**

**MOVER:**       Katherine M. Miller, District 2

**SECONDER:** Tom Patti, District 3

**AYES:**         Miller, Winn, Elliott, Patti, Villapudua

2. AGCOMM - 2018 Crop Report Presentation.

Agricultural Commissioner Tim Pelican presented the 2018 Crop Report and responded to questions from the Board.

**Motion to accept the 2018 Crop Report as presented. Approved.**

**RESULT:**       **ADOPTED [UNANIMOUS]**

**MOVER:**       Katherine M. Miller, District 2

**SECONDER:** Bob Elliott, District 5

**AYES:**         Miller, Elliott, Patti, Villapudua

**ABSENT:**       Winn

### DISCUSSION - PUBLIC WORKS

3. PW - Oral Presentation on the Mchenry Avenue Corridor Improvement Project. (4th District)

Public Works Director Kris Balaji, Interim Deputy Director Alex Chetley, and Construction Manager David Mendoza presented this item to the Board.

### BOARD OF SUPERVISORS COMMENTS AND COMMITTEE REPORTS

Supervisor Elliott reported AB617 enacted a program for community air protection enhancements for primarily disadvantage communities. He stated that ten communities were selected statewide and work is underway with another three to be selected for a second year. Supervisor Elliott informed the Board San Joaquin Valley Air Pollution District is recommending an area nearest the Port of Stockton for this program.

Supervisor Patti recognized former US Army veteran John Vierra on his 90th birthday. He complimented numerous organizations and volunteers who participated in the 20th annual Coastal Cleanup. Lastly, Supervisor Patti reported results of an informal poll his office took of residents in the Third Supervisorial District regarding homeless initiatives.

Supervisor Miller recognized the appointment of Kay Ruhstaller by the Senate Rules Committee to represent San Joaquin County on the Governor's Early Childhood Policy Council.

Chairman Villapudua reported on a recent community meeting and barbecue held on Saturday following the successful rezoning of those properties and thanked Community Development and Public Works staff for attending.

### **CLOSED SESSION**

**1:53 p.m.** - County Counsel Mark Myles announced the Board would meet in Closed Session on those items listed on the Agenda. There were no announcements expected coming out of Closed Session.

1. CONFERENCE WITH LABOR NEGOTIATOR  
California Government Code Section 54957.6

Agency Negotiator: Monica Nino

Employee Organizations: SEIU, San Joaquin County Attorneys Association, San Joaquin County Correctional Officers Association, United Health Care Workers West, San Joaquin County Management Association, San Joaquin District Attorney Investigators Association, Union of American Physicians and Dentists, San Joaquin County Probation Officers Association, California Nurses Association, San Joaquin County Law Enforcement Management Association, San Joaquin Deputy Sheriffs Association, Sheriff Deputy Sergeant Association, and Unrepresented.

2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Initiation of litigation pursuant to California Government Code Section 54956.9(c):  
Three Cases

### **SCHEDULED AFTERNOON ITEMS**

There were no afternoon item scheduled for this date.

### **ADJOURN TO TUESDAY, OCTOBER 8, 2019 AT 9:00 A.M.**

**1:53 p.m.** - Chairman Villapudua adjourned the meeting to October 8, 2019 at 9:00 a.m. following Closed Session.