

**SAN JOAQUIN COUNTY MOSQUITO & VECTOR CONTROL DISTRICT
7759 SOUTH AIRPORT WAY, STOCKTON, CALIFORNIA 95206**

MINUTES OF THE BOARD OF TRUSTEES MEETING

May 21, 2013

1. Call to Order

The regular meeting of the Board of Trustees of the San Joaquin County Mosquito and Vector Control District was held Tuesday, May 21, 2013 at the District's Stockton office. President Warmerdam called the meeting to order at 1:03 p.m.

Trustees Present:

Jay Colombini
Francis Groen
Gary Lambdin
Joy Meeker
Greg O'Leary
Jack Snyder
Marc Warmerdam
Jack Fiori
Mike Manna
Omar Khweiss

Staff Members Present:

Eddie Lucchesi, Manager
John Fritz, Asst. Manager
Emily Nicholas, Bookkeeper

Legal Advisor:

Christopher K. Eley, Attorney at Law

Other: None

Trustees Absent:

None

Following the call to order, Manager Lucchesi introduced two new employees to the Board. Martin Jucutan, new Mosquito Control Technician I, assigned to Zone 18 and Sumiko De La Vega, new Laboratory Technician II / Micro-Biologist who will be assisting District Entomologist in virus detection and pesticide resistance work.

2. Public Comment Period

There was no public comment

3. Consent Calendar

- a. Minutes of the April 16, 2013 regular meeting of the Board of Trustees
- b. Expenditure and Financial reports for April 2013
- c. District Activities Report for April 2013
- d. Community Education Program report for April 2013
- e. Manager's report
- f. Correspondence

Following review and discussion of the Consent Calendar, it was moved by Trustee O'Leary, seconded by Trustee Groen, to approve the Consent Calendar as presented; the motion was unanimously approved.

4. REPORT OF MVCAC BOARD OF DIRECTORS MEETINGS, May 2nd – 3rd, 2013

Manager Lucchesi reported on the MVCAC Board of Directors Meetings attended by Lucchesi and fellow staff members Fritz, Huang and Devencenzi and Trustee Miller. Trustee Miller reported his charge as member of the MVCAC Trustee Council to participate in the planning process for the next MVCAC conference. Dengue fever will be the focus topic of the conference. Trustee Miller added there was discussion on updating the MVCAC Board Members' Rulebook and the viewing of a video on employee theft.

5. REPORT OF THE BUDGET COMMITTEE MEETING

Budget Committee Chairman Groen and Manager Lucchesi reported that the Boards' Budget Committee met prior to the Board of Trustees meeting to review the status of the 2012-13 expenditure budget and income statements, and received preliminary information on the development of the 2013-14 expenditure budget and benefit assessment rates. Chairman Groen reported that the Budget Committee would meet again in June to receive a draft 2013-14 expenditure and income budget.

6. DISTRICT PROPERTY, 13311 N. STEINGUL RD – ESCALON AIRSTRIP

a. Review/discussion of staff report re: Escalon Airstrip

Manager Lucchesi reviewed the investigative process in moving forward to sell the Escalon Airstrip. Manager Lucchesi introduced Environmental Attorney Jennifer Spaletta who represents the District in the legalities of dealing with remediation of contaminated soil on the Escalon Property. Ms. Spaletta provided a comprehensive report on alternatives to consider in approaching soil remediation on the site. She stated the District is not under a current reporting obligation because the contamination is not moving; however, once the District undertakes a clean-up program, reporting would be required to California Department of Toxic Substance Control (DTSC). She referenced the following options for the Board to consider:

- Do Nothing
- Proceed with a Voluntary Clean-up with Agency Oversight
- Proceed with a Voluntary Clean-up without Agency Oversight

Ms. Spaletta also reported on the meeting of May 8, 2013 with Thomas Yamashita PhD., President of Sunburst Plant Disease Clinic. The meeting was also attended by Manager Lucchesi, District Legal Counsel Eley, and Trustees Miller and O'leary. Ms. Spaletta felt that Dr. Yamashita's company is competent, and could complete soil remediation in a timely manner. Trustee Miller stated he was comfortable that Dr. Yamashita's company can resolve the contamination issues. He would like to see the District move forward with the clean-up process. Trustee O'Leary stated he was satisfied with Dr. Yamashita's responses to very specific questions regarding remediation procedures and timelines for completion of the project. A discussion ensued about expense to take care of it now based on a preliminary estimate of ≈ \$150,000. Manager Lucchesi explained the property is currently listed as a liability and that restricted reserve funds could be used to pay for the clean-up.

b. Review/discussion to adopt Resolution re: Procedural Requirements to Dispose of Surplus Property

Legal counsel Eley reiterated the District previously declared the property surplus (November 2002, Resolution 02/03-05); however, he noted protocol requirements for selling District property. Mr. Eley reported he sent a letter to former Airstrip property owners Bill and Rita Sorrenti, for signature on the right of first refusal to purchase property as a necessary step to comply with the "1987" Purchase and Sale agreement. Mr. Eley also informed the Board he has drafted "Notice" to other public agencies pursuant to California Government Code §54220 of sale of District Surplus Property.

Following review and discussion of both 6 a. and 6 b., it was moved by Trustee Colombini, seconded by Trustee Groen, to authorize staff to proceed with self-directed clean-up and that management present a contract at the June BOT meeting with information regarding costs and associated risks in conducting the work. The motion was unanimously approved.

7. CLOSED SESSION (Pursuant to CGC §54956.8 and §54956.9)

**A. CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION 1 CASE
(Subdivision (b) of §54956.9)**

B. CONFERENCE WITH LABOR NEGOTIATORS (§54957.6)

Agency designated representatives: Eddie Lucchesi, Chris Voight, Chris Eley
Employee organization: San Joaquin Mosquito Employees Association (SJMEA)
Unrepresented employees: Assistant Entomologist, Assistant Manager,
Bookkeeper/Administrative Assistant, Entomologist, Fish Hatchery Manager, Laboratory
Technician II/Microbiologist, Mosquito Control Supervisor, Public Information Officer, Secretary

Prior to convening to closed session, President Warmerdam announced the reason for the closed session. The Board convened to closed session at 2:11p.m. and reconvened to open session at 2:34 p.m.

REPORT OF CLOSED SESSION

Legal Counsel Eley stated for Item 7 A. there was discussion only, but no action was taken. For Item 7 B. there was discussion only, but no action was taken.

8. COMMENTS FROM TRUSTEES AND STAFF ON NON-AGENDA ITEMS

- Vice President Lambdin commented on District Technician Greg Edwards referencing Greg's professionalism and thoroughness in response to a service request for mosquitoes. Trustee Miller added he received compliments on District Technician Emily Pope from one of his Tracy constituents. They stated she was extremely competent and polite in response to a call for service.


9. Other Business; Announcement of Future Board and Committee Meetings

- The next Budget Committee meeting will be 11:30 a.m. Tuesday, June 18, 2013.
- The next regular meeting of the Board of Trustees will be 1:00 p.m. Tuesday, June 18, 2013.
- President Warmerdam, Trustee Groen, and Trustee Manna informed the Board they will not be present at the June BOT meeting due to individual vacation plans.

10. Adjourn

There being no further business, it was moved by Trustee Groen, seconded by Trustee Khweiss, to adjourn the meeting at 2:55 p.m.; the motion was unanimously approved.


MS. JOY MEEKER, SECRETARY


MR. EDDIE LUCCHESI, MANAGER