

SAN JOAQUIN COUNTY MOSQUITO & VECTOR CONTROL DISTRICT

7759 SOUTH AIRPORT WAY, STOCKTON, CA 95206

Telephone: (209) 982-4675 Fax: (209) 982-0120

Website: www.sjmosquito.org Email: district@sjmosquito.org

BOARD OF TRUSTEES MEETING

AGENDA

Tuesday, July 21, 2015

1:00 P.M.

All proceedings before the Board of Trustees are conducted in English. The District does not furnish interpreters and, if one is needed, it shall be the responsibility of the person needing one. In compliance with the Americans with Disabilities Act, if you need special assistance to participate in the meetings of the District, please contact the Manager at (209) 982-4675 at least 48 hours prior to the meeting to enable the District to make reasonable arrangements to ensure accessibility.

1. CALL TO ORDER; ROLL CALL

- 2. PUBLIC COMMENT PERIOD** – This time is reserved for members of the public to address the Board of Trustees relative to matters within the jurisdiction of the San Joaquin County Mosquito & Vector Control District. No action may be taken on non-agenda items unless authorized by law. Speakers should hold comments on items listed as a Public Hearing until the Hearing is opened. Comments will be limited to five minutes per person.

3. CONSENT CALENDER

- a. Draft Minutes of the June 16, 2015 regular meeting of the Board of Trustees
- b. Expenditure and financial reports for June 2015
- c. District activities report for June 2015
- d. Public Information & Outreach report for June 2015
- e. Manager's report
- f. Correspondence

- 4. RESOLUTION 15/16-01, A RESOLUTION OF THE BOARD OF TRUSTEES OF THE SAN JOAQUIN COUNTY MOSQUITO AND VECTOR CONTROL DISTRICT APPROVING THE FISCAL YEAR 2015-2016 BUDGET AND RELATED FUND DESIGNATIONS AND BALANCES**

- 5. PUBLIC HEARING FOR THE PROPOSED MOSQUITO, VECTOR AND DISEASE CONTROL ASSESSMENT FOR FISCAL YEAR 2015-16**

- 6. RESOLUTION 15/16-02, A RESOLUTION OF THE BOARD OF TRUSTEES OF THE SAN JOAQUIN COUNTY MOSQUITO AND VECTOR CONTROL DISTRICT APPROVING THE ENGINEER'S REPORT, CONFIRMING THE DIAGRAM AND ORDERING THE CONTINUATION OF THE ASSESSMENTS FOR FISCAL YEAR 2015-16 FOR THE MOSQUITO, VECTOR AND DISEASE CONTROL ASSESSMENT**

- 7. RESOLUTION 15/16-03, A RESOLUTION OF THE BOARD OF TRUSTEES OF THE SAN JOAQUIN COUNTY MOSQUITO AND VECTOR CONTROL DISTRICT ESTABLISHING SPECIAL TAX RATES AND CERTIFICATION OF ASSESSMENT FOR 2015-16**

8. STATUS ON SALE OF SURPLUS DISTRICT PROPERTY, 200 N BECKMAN RD. LODI, CA
Report on progress as it pertains to sale of property

9. RESOLUTION 15/16-04, A RESOLUTION OF THE BOARD OF TRUSTEES OF THE SAN JOAQUIN COUNTY MOSQUITO AND VECTOR CONTROL DISTRICT ADOPTING A PAID SICK LEAVE POLICY PURSUANT TO AB 1522 FOR PART-TIME, TEMPORARY AND SEASONAL EMPLOYEES

10. CLOSED SESSION (Pursuant to CGC §54956.9)
(CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) of Sec. 54956.9 (1 Potential Case)

11. OTHER BUSINESS; ANNOUNCEMENT OF FUTURE BOARD AND COMMITTEE MEETINGS

- The next regular meeting of the Board of Trustees will be 1:00 p.m. Tuesday, August 19, 2014

12. ADJOURN

Board Meeting Information

To: Board of Trustees
From: Eddie Lucchesi, Manager
CC: Chris Eley, Legal Counsel
Date: 7/13/2015
Re: July 2015 BOT Meeting, Agenda Item 3

3. CONSENT CALENDER

- a. **Draft minutes of the June 16, 2015 regular meeting of the Board of Trustees**
- b. **Expenditure and Financial reports for June 2015**
- c. **District activities report for June 2015**
- d. **Public Information & Outreach report for June 2015**
- e. **Manager's report**
- f. **Correspondence**

The Consent Calendar consists of items that require approval or acceptance but are self-explanatory and generally require no discussion. If the Board would like to discuss any item listed, it may be pulled from the Consent Calendar and discussed separately.

If there are no items that the Board would like to discuss separately, it is recommended that the Board of Trustees approve the Consent Calendar as presented.

Attachments

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

MINUTES OF THE BOARD OF TRUSTEES MEETING

June 16, 2015

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, June 16, 2015, at the District's Stockton office. President Lambdin called the meeting to order at 1:01 p.m.

Trustees Present:

Francis Groen
Glenn Page
Mike Manna
Joy Meeker
Gary Lambdin
Jack Fiori
Omar Khweiss
Jay Colombini
Marc Warmerdam

Staff Members Present:

Eddie Lucchesi, Manager
John Fritz, Asst. Manager
Jamie Newcomb, Secretary
Emily Nicholas, Administrative Asst.

Legal Advisor: Chris Eley, Attorney at Law

Other: Jim Martin, Lee & Associates

Trustees Absent:

Chet Miller
Greg O'Leary

2. Public Comment Period

There was no public comment.

3. Consent Calendar

- a. **Minutes of the May 19, 2015 regular meeting of the Board of Trustees**
- b. **Expenditure and Financial Reports for May 2015.**
- c. **District activities report for May 2015.**
- d. **Public Information & Outreach report for May 2015.**
- e. **Manager's report**
- f. **Correspondence**

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

4. Status on sale of surplus District property, 200 N. Beckman Rd, Lodi.

Report on progress as it pertains to sale of property

Jim Martin of Lee & Associates, informed the Board the buyer's lender is requiring that a Phase II report be conducted to evaluate the potential presence of petroleum hydrocarbons that may have leaked from the hydraulic lift located in the shop. The buyer will be responsible for costs associated with the Phase II investigative report. Mr. Martin stated the buyer had received permits to drill holes required for testing. The drilling is scheduled for Friday June 19th. Mr. Martin also received the "Read and Rely" letter signed by Neil Anderson and Associates required by the buyer's lender. Mr. Martin stated hopefully everything will be completed by the next board meeting and recommended the close of escrow be extended to July 31, 2015, due to the most recent information regarding the Phase II investigation process. The Board demonstrated interest in this being the last extension. Following review and discussion of the Beckman Rd. property, it was moved by Trustee Meeker, seconded by Trustee Colombini, to extend the escrow deadline as presented; the motion was unanimously approved.

5. Report of Budget Committee meeting.

Manager Lucchesi reported that the Boards' Budget Committee of Groen, Khweiss, Fiori, and Lambdin (representing absent committee member Miller) met prior to the Board of Trustees meeting to review the first draft of the 2015-16 expenditure and income budgets. Emily Nicholas passed out the draft budget to the full Board. Manager Lucchesi reported the review included budget account and reserve fund designations, special tax rates, benefit assessment rates for Zones A, B, and C, and reserve fund transfers. Additional copies of the draft budget were presented to each present Trustee. There was no action required.

6. Resolution 14/15-09 (DRAFT), A Resolution of intention to levy assessments for fiscal year 2015-2016, preliminarily approving the Engineer's Report, and providing for notice of hearing for the San Joaquin County Mosquito and Vector Control District's Mosquito, Vector, and Disease Control Assessment.

Following review and discussion, it was moved by Trustee Colombini, seconded by Trustee Warmerdam, to approve the resolution of intention to levy assessments, preliminarily approving the engineer's report, and providing for notice of a public hearing for the District's benefit assessment for Fiscal year 2015-16; the motion was unanimously approved.

7. CLOSED SESSION (Pursuant to CGC §54956.9)

Conference with Legal Counsel – Anticipated Litigation. Significant exposure to litigation pursuant to subdivision (b) of Sec. 54956.9 (1 Potential Case).

Prior to convening to closed session, President Lambdin announced the reason for the closed session. The Board convened to closed session at 1:50 p.m. and reconvened to open session at 2:15 p.m.

REPORT OF CLOSED SESSION:

Legal Advisor Eley reported there was no action taken in the closed session.

8. Comments from Trustees and staff on non-agenda items.

Trustee Manna presented the Board a newspaper insert from Napa County Mosquito District. He stated that it is given out weekly with information pertaining to mosquito prevention and other District activities in the county.

9. Other Business; Announcement of future Board and Committee meetings.

- The next regular meeting of the Board of Trustees will be 1:00 p.m. Tuesday, July 21, 2015

10. Adjournment

There being no further business, it was moved by Trustee Manna, seconded by Trustee Fiori, to adjourn the meeting at 2:20 p.m.; the motion passed unanimously.

MS JOY MEEKER, SECRETARY

MR. EDDIE LUCCHESI, MANAGER

San Joaquin County Mosquito & Vector Control District

Budget and Actual Comparison

July 2014 through June 2015

	REVENUES			
	Jul '14 - Jun '15	Budget	\$ Over Budget	% of Budget
General Revenues				
MISC. REVENUES	\$ 525,613.87	\$ 628,016.00	\$ (102,402.13)	83.69%
PROPERTY TAX	\$ 4,160,165.09	\$ 3,866,735.00	\$ 293,430.09	107.59%
INTEREST INCOME	\$ 21,594.34	\$ 22,205.00	\$ (610.66)	97.25%
AID FRM OTHER GOVT AGENCIES	\$ 80,661.62	\$ 58,140.00	\$ 22,521.62	138.74%
CHARGES FOR SERVICES	\$ 2,968,196.60	\$ 2,935,210.00	\$ 32,986.60	101.12%
TOTAL REVENUES	\$ 7,756,231.52	\$ 7,510,306.00	\$ 245,925.52	103.28%
General Expense				
60000000 · EE SALARIES & WAGES	\$ 2,237,932.10	\$ 2,417,054.00	\$ (179,121.90)	92.59%
6010000 · EMPLOYEE BENEFITS	\$ 2,041,112.52	\$ 2,286,930.00	\$ (245,817.48)	89.25%
620000 · GEN SRVS&SUPPLIES	\$ 2,489,811.80	\$ 2,626,145.00	\$ (136,333.20)	94.81%
Total Expense	\$ 6,768,856.42	\$ 7,330,129.00	\$ (561,272.58)	92.34%
Other Expense				
63000000 · OTHER CHARGES	\$ 38,327.36	\$ 41,600.00	\$ (3,272.64)	92.13%
6400000 · CAPITAL EXPENSE	\$ 57,494.88	\$ 179,500.00	\$ (122,005.12)	32.03%
Total Other Expense	\$ 95,822.24	\$ 221,100.00	\$ (125,277.76)	43.34%
NET CHANGE	\$ 891,552.86	\$ (40,923.00)		

San Joaquin County Mosquito & Vector Control District

Expenses by Vendor Summary

June 2015

	<u>Jun 15</u>
ACME Saw N Industrial Supply	82.89
ACS All City Safety	477.10
Adapco	168,225.09
Aerial Services (Team Builders Inc.)	3,400.20
Amazon Marketplace	777.62
American Auto Body Inc.	645.24
Applied Ind Tech	646.65
AT&T	855.32
Atbatt Online Store	268.23
Battery Bill, Inc	539.79
Big Valley Ford	309.83
Big W Sales	682.56
BioQuip	1,223.28
Business Printing Service	833.85
CA Dept of Public Health	3,600.00
Cal Centron Wholesale Co.	8.26
CalPERS	49,209.72
Central Valley Motor-Napa Auto Parts	206.24
Chevron and Texaco Card Services	3,930.10
Chevron Stations	65.00
City of Lodi	4,611.70
City of Stockton	469.05
Clarke Mosquito Control	21,059.98
Clutch & Brake Xchange Inc.	768.93
Complete Welders Supply	2,954.08
Creative Outdoor Environments, Inc.	600.00
Cumulus Broadcasting LLC	14,198.00
De Lage Landen Financial Services	215.28
Delta Dental	4,935.09
Delta Industrial Solutions	27.54
Dentoni's Welding Works, Inc.	97.19
Digital Sign Network	700.00
Dino and Son Ditching Service	16,700.00
Dorfman-Pacific Co., Inc.	980.49
Electronic Data Solutions	2,475.00
Eley, Christopher K	2,040.00
EPIC Compliance Systems LLC	458.66
G&K Services	2,207.78
Google Service Apps	116.66
Grainger	3,872.80
Hewlett-Packard Financial Services Co.	259.58
Holt of California	1,008.72
Imperial Building Maintenance	342.85
iStockphoto	92.00
J. H. Simpson Co	5,466.78
J. Milano Co., Inc.	257.39
Latino Times	400.00
Life Technologies Corp (Invitrogen)	4,870.10
LKQ Corp.	(196.20)
Lodi News Sentinel	635.50
Lowe's	77.94
Lucas Business Systems	137.01
Manteca Bulletin	956.80
Meeker, Joy	1,102.95
Merced County Mosquito Abatement District	700.00
Motion Industries	122.08
Nationalwide Retirement Solutions	50.00
Nestle Pure Life Direct, Nestle Water	427.99

San Joaquin County Mosquito & Vector Control District

Expenses by Vendor Summary

June 2015

	<u>Jun 15</u>
Office Depot	183.40
Orchard Supplies Hardware	74.25
Pacific Gas&Electric Co.	2,891.23
Pentair Aquatic Eco-Systems	155.87
Precissi Flying Service	1,900.00
Rancho San Miguel	8.76
Sacramento-Yolo Mosquito&Vector Control	2,500.00
Safegudard	139.78
San Joaquin County ISD	314.15
San Joaquin County, Solid Waste	16.82
Shell	39.85
Smart&Final	68.31
Spark Creative Design	953.63
Star Milling Co.	1,722.80
Stericycle Inc.	193.89
Stockton Auto Glass	239.80
Stockton Filter Supply Co., Inc.	461.00
Stockton Scavengers Association, Inc	169.47
Tank Town Media LLC-Tracy Press	446.00
Target (Retail Outlet)	43.22
Target Specialty Products	23,897.71
TelePacific (Arrival Communications)	365.42
The Home Depot CRC/GECF	38.46
The Record	1,809.50
Tom Hillier Ford	22,846.06
Univar	7,352.27
Universal Pump N Supply Inc	4.20
Unum Life Insurance	2,671.36
US Health Works Medical Group	139.00
US PostMaster	6.74
Verizon Wireless	487.02
Vision Service Plan CA	803.69
VWR International	255.96
Wilbur-Ellis	6,368.51
Yosemite Meat & Deli	60.00
Zee Medical Co.	234.86
TOTAL	<u><u>412,049.68</u></u>

SAN JOAQUIN COUNTY MOSQUITO AND VECTOR CONTROL DISTRICT
District Activities Report

June 2015

Work Completed:

CONTINUATION OF SWIMMING POOL INSPECTIONS ON PROPERTIES IN FORECLOSURE

The District continues to work with the County Assessor's office and the County GIS Department to develop a list of properties with swimming pools that are either in default or full foreclosure. There were 15 pools on the June pool list, up from 10 in May.

FIELD ACTIVITIES

Mosquito activity and control work increased significantly in June as expected. As of the end of June, West Nile virus (WNV) had not been detected in the human or mosquito population. WNV was detected the first week of June in 2014, putting us several weeks later in terms of initial detection this year. The District's aerial adulticide contractor completed two spray missions, treating 23,200 acres throughout the Delta (Empire Island, King Island, Wright Tract, Rindge Tract, portions of Shima Tract Terminous and Shin Kee) in response to high mosquito trap counts. Aerial larviciding of rice fields increased to 9,200 acres and will continue through July and August until fields begin draining in preparation for harvest. Field Technicians saw increased mosquito breeding activity in pastures, dairy ponds/drains, Irrigation ponds/drains, wetlands and a variety of urban sources. Staff continued to treat unmaintained swimming pools identified from the aerial photographs in May.

CATCH BASIN TREATMENTS

Catch basins were treated with a long-term residual Methoprene product in June. The briquets slowly release the Insect Growth Regulator at an efficacious rate for approximately 90 days. Staff will collect pupa samples on a monthly basis and check for adult emergence to ensure the product is still working and to help determine if another basin treatment will be required in the early fall.

TOTAL TREATMENT WORK CONDUCTED DURING JUNE

GROUND WORK

2,251 Acs Larviced
600 Acs Adulticed
80 Acs Herbiced

AERIAL WORK

9,663 Acs Larviced
23,211 Acs Adulticed

SERVICE REQUESTS

51 Mosquitoes

34 Fish Requests

36 Neglected Pools

WORK SCHEDULED FOR JULY

- CONTINUE ZONE INSPECTIONS AND TREATMENTS.
- BEGIN RESPONDING TO WNV ACTIVITY AS DETECTED.
- CONTINUE INSPECTING SWIMMING POOLS IDENTIFIED IN AERIAL PHOTOS.
- BEGIN PLANTING MOSQUITOFISH IN RICE FIELDS.

PUBLIC INFORMATION & OUTREACH MONTH END REPORT

For month ending June, 2015

To: Ed Lucchesi, Manager

From: Aaron Devencenzi, PIO

Monthly Activities:

- Two presentations were given on basic mosquito biology, invasive species, and emerging diseases. The presentations were given to the Lockeford Municipal Advisory Council and the San Joaquin County Environmental Health Department.
- San Joaquin Magazine features our ½ page advertisement on "District Services" in the July issue. This high quality print magazine is found in many offices and restaurants throughout San Joaquin County.
- The District's 30 second radio ads are continuing to run on KJOY, KATM, KWIN, KWNN, and KHKK. The ads are also running on streaming radio reaching those who listen to the radio via their desk top computer, tablets or handheld devices. The ad schedules are reconciled against the contract on a monthly basis.
- During National Mosquito Awareness week, June 23 through June 26, the District gave mosquitofish out to residents of San Joaquin County. We advertised on a digital billboard for the first time at Arch and Airport Way. We had advertisements in the Record, Lodi News Sentinel, Ripon Record, Manteca Bulletin, Manteca Bulletin Extra, Escalon Times, Tracy Press and the Latino Times. I asked each city to post the fish giveaway information on their websites. I also interviewed on KJOY radio regarding the event. OES ran a social media campaign through their office, helping to bring more people to the event locations.
- The mosquitofish giveaway ended with the following people receiving mosquitofish per city; Stockton 42, Lathrop 6, Manteca 15, Ripon 6, Escalon 6, Tracy 6, and Lodi 29. For the seven cities and surrounding areas a total of 110 people received mosquitofish and two requests for additional service were taken. With each container of fish, people received a brochure on mosquitofish, a small bag of fish food and a sample packet of DEET.
- During the month, the District ran ads on KCRA. The television ads encourage draining water and using repellents. A total of 20 commercials ran during the month.
- The District's website was updated with Board minutes, agenda and news releases including news alerts. For the period of June 1 to June 30, the website had 6,589 visitors, averaging 219 visitors per day. The web visitors, viewed a total of 7,623 website pages. Some broken links on the website were repaired.
- During the month I interviewed with Univision television, The Manteca Bulletin, Ripon Record, Lodi News Sentinel, Capitol Public Radio and KAT Country Radio. We have several pre-giveaway mosquitofish articles, followed by articles after the event. One article was on the front page of the paper.
- I sent two news releases. One release was to report three WNV positive mosquito samples and one WNV positive bird. The other news release announced the mosquitofish giveaway. During the month three spray alerts were also sent. A total of 1,541 recipients were sent the email notification with a 33% unique open email rate.
- I completed the four panels, 4-color tick brochure. Please see attached.
- I worked with GovDelivery to improve the tracking analytics of our email notification system.
- I continue to order safety supplies for both the Stockton and Lodi Yard. I also worked with ZEE to update first aid boxes at the Stockton office. I worked with several employees in safety training,
- During the month I completed the mosquito test questions for the District's website and identified photos for each questions.
- **Scheduled Tasks for July:** Complete the mosquito quiz and work the second quiz of three. Reconcile all media that is running for the month. Report news and spray alerts as needed. Rewrite the Cumulus radio ads for better relevance at this time of year.

MANAGER'S REPORT

For the period June 11, 2015 through July 14, 2015

- The process continued on the sale of 200 N. Beckman Rd. At the June 2015 BOT meeting, Jim Martin, assigned Broker of Lee & Associates, informed the Board that the buyer is moving forward with the Phase II investigation and hired a firm to complete the initial boring on designated sites of concern. Following the BOT meeting, I received contact from Mr. Martin that the buyer was requested (per loan requirements) to obtain an updated Environmental Site Assessment I (ESA I) since the current ESA I exceeded a six month period. The original ESA I was completed on September 12, 2014. I initially argued that there has been no change of use on the property (vacancy); therefore, I could not foresee a change in the current environmental conditions. Mr. Martin stated one of the lenders (Small Business Administration-SBA) identified a new guideline for 2015; whereby, they cannot accept an ESA I report more than six months old. I worked with Neil O. Anderson and Associates to produce an updated ESA I at a reduced rate, with the thought process we would have this for use through the end of this calendar year, should this current sale fail.
The Assistant Manager and I were on site during the boring work completed by the buyer's Phase II contractor. Three sites were designated for boring analysis. One site in the shop approximately 3 feet west of the hydraulic lift, the second site approximately 70 feet east of shop building located under the car port, and the third site approximately 70 feet east of that, also located under the carport. The work was completed in one day, and we are awaiting final results from the soil sample analysis. Jim Martin and I amended the "Offer to Purchase and Contract of Sale" to reflect the close of escrow on July 31, 2015. More detailed information will be discussed during the Board meeting. Agenda item # 4. (Attachment)
- Emily Nicholas and I finalized the 2015/16 budget included in this packet. On the income side, we have continued the current benefit assessment at the same rate as 2014/15, which has been included in the engineer's report from SCI. We also completed the special tax rates and use code assignments for 2015/16. Additionally, we have been informed by the County Administrator's office that projected property tax revenue will increase by approximately 5%; therefore, justifying freezing the current Benefit Assessment rate for this fiscal year. The full budget will be presented and acted on by the Board at the July 2015 Board meeting, Agenda Items #4, #6, and #7.
- Emily Nicholas and I met with an insurance broker from Keenan and Associates to compare current District Dental and Vision plans to other options that are provided by Keenan. Proposed options include our existing plans as well; however, offered at a lower monthly premium. We will continue our investigation and I will have a general staff meeting so as to keep the employees informed on any changes we may be considering.
- I met with Jim Mulrooney of Mulrooney Auction Company to facilitate the sale of surplus equipment approved for sale at the April 2015 BOT meeting. The sale is scheduled for July 18th, 2015 in Thornton, CA.
- The District received two (2) public records requests during this time period from former District employee Tiffany Anderson. Copies of the requests are provided under the correspondence section of your Board packet. All information provided is on file and available for the Board's review.

Board Meeting Information

To: Board of Trustees
From: Eddie Lucchesi, Manager
CC: Chris Eley, Legal Counsel
Date: 7/14/2015
Re: July 2015 BOT Meeting, Agenda Item 3f

3f. Correspondence Information

1. Two (2) Public Information Requests from former District employee Tiffany Anderson and District's response
2. Copy of a Public Information Request to the U.S. Environmental Protection Agency submitted by former District employee Tiffany Anderson

Attachments



June 22, 2015

Ms. Tiffany Anderson
2 N Avena Avenue
Lodi, CA 95240

Re: California Public Records act Request of June 14, 2014

Dear Ms. Anderson,

I am in receipt of your request for information for the wage and benefit history for some current and prior District employees.

Please understand that the District is obligated to make available for your inspection or to provide copies of documents that are in existence and responsive to your request. The District is not obligated to create new documents nor is it obligated to provide narrative responses to questions. In addition, the District is not obligated to post your requested information on the District's web-site.

The District will not produce records that are privileged unless such privileged information can be redacted so as to provide relevant information. The District will provide the records that are available; however, you seek information on some individuals last employed more than a decade ago. It will take additional time to find and copy those records. Once copied, the District will make the records promptly available upon payment of fees covering direct costs of duplication, or a statutory fee if applicable.

Sincerely,

Eddie Lucchesi

Manager

BOARD OF TRUSTEES

MARC WARMERDAM
PRESIDENT
SAN JOAQUIN COUNTY

GARY LAMBDIN
VICE PRESIDENT
CITY OF STOCKTON

JOY MEEKER
SECRETARY
CITY OF ESCALON
CITY OF LATHROP
OMAR KHWEISS

CITY OF LODI
JACK V. FIORI

CITY OF MANTECA
JACK SNYDER

CITY OF RYAN
FRANCIS GROEN

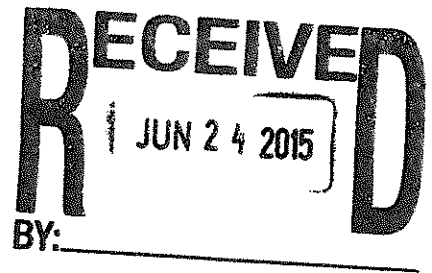
CITY OF TRACY
CHET MILLER

SAN JOAQUIN COUNTY
JAY COLOMBINI

SAN JOAQUIN COUNTY
MIKE MANNA

SAN JOAQUIN COUNTY
GREG O'LEARY

LEGAL ADVISOR
CHRISTOPHER K. ELEY



Tiffany Anderson
2 N Avena Avenue
Lodi CA 95240
209-331-0208

June 24, 2015

CERTIFIED MAIL

Manager Eddie Lucchesi
San Joaquin Mosquito and Vector Control District
7759 S. Airport Way
Stockton, CA 95206-3918

Re: Public Records Request (original sent via email on June 14, 2015)

Dear Mr. Lucchesi,

Pursuant to the California Public Records Act (CPRA) Government Code Section 6250 et seq., I ask that you make public, preferably on your website (so long as it does not require programming), the following information, which I understand to be held by your agency:

Wage and benefit history for the employees listed below from date of hire until current, including dates of hire, titles, promotions (with dates) and their last title and location of service when retired.

If the employee retired and was later re-hired for any period, please include the dates and wages for the service after retirement as well as an explanation as to why their service was retained.

Jack Fiori
Eddie Lucchesi
John Stroh
Stacey Bearden
Deanna Black-Hopkins
Norm Hopkins
Tom Beard
Aaron Devencenzi
Robert Durham
Janine Esau-Durham
Steve Leipelt
Keith Neinhuis
John Vignolo
Carol Askland
Morgan Bennett

Tiffany Anderson
Shaoming Huang

If you determine that some, but not all, of the information is exempt from disclosure and that you intend to withhold it, I ask that you redact it for the time being and make the rest available as instructed in the CPRA.

In the event any information is denied, please provide a signed notification citing the legal authorities on which you rely if you determine that any or all of the information is exempt and will not be disclosed.

I am sending a copy of this letter to our County Board of Supervisors to help encourage a speedy determination. I would likewise be happy to discuss my request with them at any time

If I can provide any clarification that will help expedite your attention to my request, please contact me at the address above. Otherwise, pursuant to Govt. Code § 6256, your written response within ten days will be appreciated.

Thank you in advance for your time and attention to this matter.

Sincerely,

A handwritten signature in dark ink, appearing to read 'T. Anderson', followed by a horizontal line.

Tiffany K. Anderson

CC: Governor Jerry Brown
Howard Jarvis Taxpayer Association
San Joaquin County Board of Supervisors



BOARD OF TRUSTEES

MARC WARMERDAM
PRESIDENT

SAN JOAQUIN COUNTY

GARY LAMBDIN
VICE PRESIDENT
CITY OF STOCKTON

JOY MEEKER
SECRETARY
CITY OF ESCALON

CITY OF LATHROP
OMAR KHWEISS

CITY OF LODI
JACK V. FIORI

CITY OF MANTECA
JACK SNYDER

CITY OF RIPON
FRANCIS GROEN

CITY OF TRACY
CHET MILLER

SAN JOAQUIN COUNTY
JAY COLOMBINI

SAN JOAQUIN COUNTY
MIKE MANNA

SAN JOAQUIN COUNTY
GREG O'LEARY

LEGAL ADVISOR
CHRISTOPHER K. ELEY

July 1, 2015

Ms. Tiffany Anderson
2 N Avena Avenue
Lodi, CA 95240

Re: California Public Records act Request of June 26, 2015

Dear Ms. Anderson,

I am in receipt of your request for information on "hand-held devices" formerly and /or currently used by District employees.

Please understand that the District is obligated to make available for your inspection or to provide copies of documents that are in existence and responsive to your request. The District is not obligated to create new documents nor is it obligated to provide narrative responses to questions.

The District will not produce records that are privileged unless such privileged information can be redacted so as to provide relevant information. The District will provide the records that are available; however, some of your requests for information exceeds the District's retention policy; therefore, may not be available. Since the District is in the process of collecting information for your previous Public Record's Request of June 24, 2015, there will be additional time required to collect information for this most recent request.

Once copied, the District will make the records promptly available upon payment of fees covering direct costs of duplication, or a statutory fee if applicable.

Sincerely,

Eddie Lucchesi
Manager

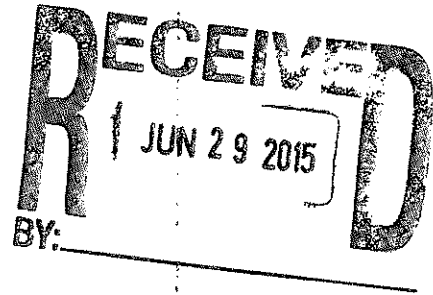
Tiffany Anderson
2 N. Avena Avenue
Lodi CA 95240
209-331-0208

June 26, 2015

CERTIFIED MAIL

Manager Eddie Lucchesi
San Joaquin County Mosquito and Vector Control District
7759 S. Airport Way
Stockton, CA 95206-3918

Re: Public Records Request for Financial Transparency
(Original sent via email on June 14, 2015)



Dear Mr. Lucchesi,

I am interested in obtaining the financial and other information listed below. Because I have been unable to locate this information publicly, I ask that you disclose the following information pursuant to the California Public Records Act (CPRA) Government Code Section 6250 et seq., for the time period of 2004-present:

1. For each of the four handheld devices commonly known by employees at the San Joaquin County Mosquito and Vector Control District (Mosquito District) by the names "Scanner", "Mio Map", "Archer", and "Tablet", please provide the following information:
 - a) Itemization of total implementation costs, including but not limited to, manufacturing and maintenance costs for the devices themselves; design, programming, and configuration; consultation and training; and the funding sources(s) for each budget item;
 - b) Copies of contract, budgets and invoices for each of the companies in item 1 a);
 - c) Dates of implementation and "retirement" for each device, with an explanation as to why they were decommissioned, unless still in use;
 - d) Names of any Mosquito District employees who conducted training for any of the devices named above, as well as their salary differential or bonus for serving as such, if any, and the training dates for which they were involved.
2. All documents pertaining to the implementation of the handheld scanners listed above, including but not limited to motions, decisions, budgets, budget decisions, agendas and/or minutes presented to, discussed or reviewed by the San Joaquin County Mosquito and Vector Control District Board of Trustees.

3. I respectfully request that copies of the information above is sent to any and all agencies that provided funding to the district during the time period above.

If you determine that any or all of the information qualifies for an exemption from disclosure, I ask you to note whether the exemption is discretionary, and if so, whether it is necessary in this case to exercise your discretion to withhold the information. In addition, please provide a signed notification citing the legal authorities on which you have relied upon to make this determination.

If you determine that some, but not all, of the information is exempt from disclosure and that you intend to withhold it, I ask that you redact it for the time being and make the rest available as instructed in the CPRA.

A copy of this letter has been sent to the County Board of Supervisors to help encourage a speedy determination. I would likewise be happy to discuss my request with them at any time.

Last, please notify me in advance of any duplication costs exceeding \$25.

If I can provide any clarification that will help expedite your attention to my request, please contact me at the address above. Otherwise, pursuant to Govt. Code § 6256, your written response within ten days will be appreciated.

Thank you for your time and attention to this matter.

Sincerely,



Tiffany K. Anderson

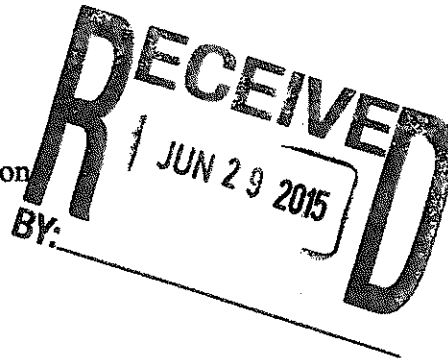
CC: Governor Jerry Brown
Howard Jarvis Taxpayer Association
San Joaquin County Grand Jury
San Joaquin County Board of Supervisors

Tiffany Anderson
2 N. Avena Avenue
Lodi CA 95240
209-331-0208

June 25, 2015

CERTIFIED MAIL

Attention: Ms. Marta E. Jordan
Office of Water, Engineering and Analysis Division
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue
Washington, DC 20460



Re: Public Records Request (original sent via email on June 14, 2015)
ORDER NO. R5-2007-0113 NPDES NO. CA0079243
WASTE DISCHARGE REQUIREMENTS AND MASTER
RECLAMATION FOR THE CITY OF LODI, SAN JOAQUIN COUNTY,
WHITE SLOUGH WATER POLLUTION CONTROL FACILITY
LOCATED AT 12751 THORNTON ROAD, LODI, CA 95240

Dear Ms. Jordan:

Pursuant to the Freedom of Information Act, I am hereby requesting to be made open to the public copies of the following documents:

- 1) Purchase orders and application records from the San Joaquin County Mosquito & Vector Control District (Mosquito District) for the use, storage, and /or application of any and all aquaculture drugs, chemicals, or biologics, including but not limited to pesticides and herbicides from January 1, 2003-June 25, 2015, for the property listed above. (The Mosquito District is a subsidiary applicant to the City of Lodi, but is itself a concentrated aquatic animal production facility).
- 2) Copies of the Mosquito District's NPDES permit applications, testing results, monitoring and compliance reports as submitted to the U.S. EPA during the time period referenced above and for the property listed above.
- 3) Permits and/or approvals from the City of Lodi for the construction of the 13 unlined fish rearing ponds located at the property of 12751 Thornton Road, Lodi, CA 95242.
- 4) Copies of any and all U.S. OSHA or Cal-OSHA documented work related injuries reported by the Mosquito District or its employees from the time the ponds in item #3 were built to June 25, 2015, including my own personal injury of 1/21/2005. (To date, I

have been refused copies of my medical records for this work related injury despite numerous attempts to conquer the worker's compensation bureaucracy at the state level and the Mosquito District).

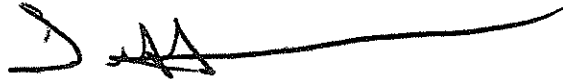
5) Copies of any U.S. OSHA reports or documents showing whether or not the Mosquito District had Injury, Illness and Prevention Programs in place, and documentation of the training of their employees on an annual basis, for the same time period in item #4.

Should any information be denied, please provide an explanation. If you determine that some, but not all, of the information is exempt from disclosure and that you intend to withhold it, I ask that you redact it for the time being and make the rest of the requested information available.

Copies of these documents/reports can be mailed to my attention at the address above.

Thank you in advance for your assistance.

Sincerely,

A handwritten signature in black ink, appearing to be 'T. Anderson', with a long horizontal line extending to the right.

Tiffany Anderson

CC: The Honorable Jerry Brown, Governor, State of California
Insurance Commissioner's Office, Fraud Bureau Investigations
San Joaquin County Board of Supervisors
Eddie Lucchesi, Manager, San Joaquin Mosquito and Vector Control District
Stockwell, Harris, Woolverton & Muehl

Board Meeting Information

To: Board of Trustees
From: Eddie Lucchesi, Manager
CC: Chris Eley, Legal Counsel
Date: 7/13/2015
Re: July 2015 BOT Meeting, Agenda Item 4

4. RESOLUTION 15/16-1, A RESOLUTION OF THE BOARD OF TRUSTEES OF THE SAN JOAQUIN COUNTY MOSQUITO AND VECTOR CONTROL DISTRICT APPROVING THE FISCAL YEAR 2015-16 BUDGET AND RELATED FUND DESIGNATIONS AND BALANCES

Attached are draft resolution 15/16-1 and the final drafts of the proposed 2015-16 expenditure and income budgets. The draft budgets were handed out to the full Board at the June BOT meeting, and included several support documents.

Staff will review the proposed expenditure and income budget with the Board of Trustees. Following review and discussion, the Board will consider the adoption of the Resolution 15/16-1 that approves the 2015-16 budget and related fund designations and balances.

This item requires Board action.

Attachments

RESOLUTION 15/16-1

RESOLUTION OF THE BOARD OF TRUSTEES OF THE SAN JOAQUIN COUNTY MOSQUITO AND VECTOR CONTROL DISTRICT APPROVING THE FISCAL YEAR 2015-16 BUDGET AND RELATED FUND DESIGNATIONS AND BALANCES

APPROVAL OF BUDGET

WHEREAS, the FY2015-16 budget and related fund designations and balances of the San Joaquin County Mosquito and Vector Control District (the District) have been prepared by the District Manager and recommended for adoption by the Board of Trustees' Budget Committee.

NOW THEREFORE IT IS RESOLVED, that the FY2015-16 budget of the District presented as schedule A to this resolution, is hereby approved; and

BE IT FURTHER RESOLVED that the Board of Trustees hereby recognizes the following fund designations and fund balances effective July 1, 2015:

<u>Fund designation</u>	<u>Fund description and associated balance(s)</u>
55401	General Fund: which includes an unallocated general reserve (designated as 55401-101) of \$3,691,870.00 for financing of maintenance and operations between receipt of periodic property tax revenue allocations from the SJC Auditor-Controller
55402	Benefit Assessment Fund: which includes revenue from the <i>MOSQUITO, VECTOR AND DISEASE CONTROL BENEFIT ASSESSMENT</i>
55411	Contingency Fund (restricted): \$1,167,370.00
55412	General Reserve Fund (restricted): \$1,960,000.00, consisting of \$1,500,000.00 for public health emergencies (designated as 55412-101), \$460,000.00 for capital and asset preservation (designated as 55412-102)
55413	General Reserve Fund (restricted): \$115,000, consisting of \$55,000 for accrued employee leave (designated as 55413-101), and \$60,000 for accrued employee sick leave bank (designated as 55413-102)

BOARD OF TRUSTEES

AYES _____

NOES _____

ABSENT _____

ABSTAIN _____

SIGNED: _____
GARY LAMBDIN, PRESIDENT

ATTEST: _____
JOY MEEKER, BOARD SECRETARY

DATE: _____

San Joaquin County Mosquito and Vector Control District

Budget Worksheet: Projected Property Tax, Proposed Special Tax, Benefit Assessment Rates, and Fund Transfers for FY 2015/16

Proposed Special Tax Rates for FY 2015-16

Rate #2 - \$0.0002194 per square foot (single family residential land)

Rate #3 - \$0.00021993 per square foot (multi-residential land)

Rate #4 - \$0.00029316 per square foot (commercial/industrial land)

Rate #0.1 - \$0.00000735 per square foot (irrigated agriculture land)

Rate #0.05 - \$0.00000344 per square foot (non-irrigated agriculture land)

These are the maximum rates as allowed by the special tax election of 1981 (Measure "A", 1981); same rates as 1991-92 thru 2014-15.

Proposed Benefit Assessment Rates for FY 2015-16

Zone A: EIGHT DOLLARS AND FORTY-TWO CENTS (\$8.42) per single family equivalent unit (SFE)

Zone B: EIGHT DOLLARS (\$8.00) per single family equivalent unit (SFE)

Zone C: EIGHT DOLLARS AND EIGHTY-FIVE CENTS (\$8.85) per single family equivalent unit (SFE)¹

¹ Maximum rate of \$9.40 as allowed by benefit assessment election (SJCMVCD Benefit Assessment, 2005)

Zone Year	2010- 11	2011- 12	2012- 13	2013- 14	2014- 15	2015- 16		
A	\$7.58	\$7.74	\$7.95	\$7.95	\$8.42	\$8.42		
B	\$7.20	\$7.35	\$7.55	\$7.55	\$8.00	\$8.00		
C	\$7.96	\$8.13	\$8.35	\$8.35	\$8.85	\$8.85		

2015-16 rates reflect no increase from the 2014-15 rates. Zone B rate is discounted 5% from Zone A; and Zone C is 5% greater than Zone A rate.

Zone A: Special Service Level

Zone B: Reduced Special Service Level

Zone C: Special Service Level with Extraordinary Habitat

Proposed Fund Transfers for FY2014-15

- Transfer 2014-15 accrued interest revenues from Restricted Reserve Fund 55411 in the amount of \$3,015 and Restricted Reserve Fund 55412 in the amount of \$5,605 to General Fund 55401.
- Transfer \$90,965.00 from General Fund account 55401 to Restricted Contingency Reserve Fund account 55411.
- Transfer \$150,000 from Restricted Reserve account 55412-103 to General Fund 55401.
- Transfer \$55,000.00 from General Fund 55401 to Restricted Reserve Fund account 55413-101 (Accrued Vacation Leave)
- Transfer \$60,000 from General Fund account 55401 to Restricted Reserve Fund account 55413-102 (Employee Sick Leave Bank)

San Joaquin County Mosquito & Vector Control District

Budget Overview

July 2015 through June 2016

	<u>Jul '15 - Jun 16</u>
GENERAL REVENUES	
MISC. REVENUES	\$ 554,330.00
PROPERTY TAX	\$ 4,233,475.00
INTEREST INCOME	\$ 24,910.00
AID FRM OTHER GOVT AGENCIES	\$ 56,205.00
CHARGES FOR SERVICES	\$ 2,977,729.00
TOTAL GENERAL REVENUES	<u>\$ 7,846,649.00</u>
EXPENSES	
EE SALARIES & WAGES	\$ 2,379,087.00
EMPLOYEE BENEFITS	\$ 2,237,453.00
GEN SRVS&SUPPLIES	
OFFICE EXPENSE GEN	\$ 10,000.00
COMMUNICATIONS	\$ 22,500.00
MEMBERSHIPS	\$ 20,000.00
MAINT-EQUIPMENT	\$ 75,000.00
FUEL, LUBE & OIL	\$ 125,000.00
RENTS&LEASES-EQUIP	\$ 15,000.00
TRANS&TRAVEL	\$ 25,000.00
AUDITORS PAYROLL/AP/OTHERS	\$ 3,500.00
AUDTR TAX ASSMNT CHRG	
SPEC TAX ASSMNT CHRG	\$ 15,000.00
BEN ASSMNT CHRG	\$ 20,000.00
AUDTR TAX ASSMNT CHRG	<u>\$ 35,000.00</u>
PROF&SPEC SRVS	
LEGAL&ACCTING	\$ 50,000.00
CONTR AIRCRAFT	\$ 320,000.00
OTHERS	\$ 50,000.00
Total PROF&SPEC SRVS	<u>\$ 420,000.00</u>
TX ADMIN CHRGS	\$ 85,000.00
LAB EXP	\$ 40,000.00
PERMITS/LIC'S OTHER	\$ 5,000.00
SOFTWARE TECHSUP/LIC	\$ 30,000.00
COMMUNITY OUTREACH	\$ 40,000.00
FISH FOOD	\$ 5,500.00
DISTRICT SPEC EXP	\$ 5,000.00
TRAINING-ED EXPENSES	\$ 2,500.00
INSURANCE	
INSURANCE-WORKERS COMP	\$ 128,500.00
INSUR-Prop/Fidelity/NOWAircraft	\$ 89,000.00
Total INSURANCE	<u>\$ 217,500.00</u>

San Joaquin County Mosquito & Vector Control District
Budget Overview
July 2015 through June 2016

	<u>Jul '15 - Jun 16</u>
MISC EXP	\$ 1,000.00
CLTHIN&PRSNAL SUPP	\$ 17,500.00
HOUSEHOLD EXP	\$ 17,200.00
UTILITIES	\$ 37,500.00
AGRI CHEM	
FISHERY	\$ 30,000.00
AGRI CHEM - Other	\$ 1,400,000.00
Total AGRI CHEM	<u>\$ 1,430,000.00</u>
MAINT STRUCT&GROUNDS	\$ 75,000.00
RENT-STRUCT&GROUND	\$ 5,000.00
Total SM TOOL&INSTRMNT	<u>\$ 2,500.00</u>
GEN SRVS&SUPPLIES	\$ 2,767,200.00
OTHER EXPENSE	
OTHER CHARGES	
CONTRI OTHER AGENCY	
MOSQ. RESEARCH FOUNDATION	\$ 38,500.00
SJC FARM BUREAU	\$ 600.00
OTHERS	\$ 1,000.00
Total CONTRI OTHER AGENCY	<u>\$ 40,100.00</u>
TXS&ASSMNTS	\$ 25.00
Total OTHER CHARGES	<u>\$ 40,125.00</u>
CAPITAL EXPENSE	
STRUCT&IMPROVS	
STOCKTON	\$ 28,600.00
WHITE SLOUGH	\$ 35,000.00
LODI	\$ 5,000.00
Total STRUCT&IMPROVS	<u>\$ 68,600.00</u>
EQUIPMENT	
SHOP/VEH REPLACEMNT	\$ 188,014.00
SOFTWARES/PROGRMS	\$ 10,000.00
EQUIP/LAB	\$ 20,000.00
EQUIP/FIELD/FISH	\$ 30,000.00
EQUIP/OFFICE	<u>\$ 30,000.00</u>
Total EQUIPMENT	<u>\$ 278,014.00</u>
Total CAPITAL EXPENSE	<u>\$ 346,614.00</u>
TOTAL OTHER EXPENSE	<u>\$ 386,739.00</u>
NET CHANGE	<u><u>\$ 76,170.00</u></u>

Board Meeting Information

To: Board of Trustees
From: Eddie Lucchesi, Manager
CC: Chris Eley, Legal Counsel
Date: 7/13/2015
Re: July 2015 BOT Meeting, Agenda Item 5

5. PUBLIC HEARING FOR THE PROPOSED MOSQUITO, VECTOR AND DISEASE CONTROL BENEFIT ASSESSMENT FOR FISCAL YEAR 2015-16

Hearing Protocol

1. The **President** of the Board of Trustees will announce the public hearing for the proposed Mosquito, Vector and Disease Control Benefit Assessment for Fiscal Year 2015-16.
2. **Legal Counsel** will describe the hearing process:
 - a. Staff report
 - b. Board comments and/or questions of staff
 - c. Public comments and/or questions of staff
 - d. Close public hearing
3. **Staff and SCI Consulting Group representatives** will provide a staff report, which will include a description of the benefit assessment and its intended use if adopted.
4. The **Board of Trustees** will then be provided an opportunity to question staff regarding their report.
5. The hearing will then be opened to the public for comments and questions regarding the staff report. Any member of the public is encouraged to speak or provide written comments. We request that any comments be limited to 5 minutes.
6. Following the public comment period, the **President** will close the public hearing and the matter will be brought back to the attention of the Board. The **Board** can consider the proposed assessment per Resolution 15/16-02 (Agenda Item 6).

STAFF REPORT FOR AGENDA ITEM 5: Public hearing for the proposed Mosquito, Vector and Disease Control Benefit Assessment for Fiscal Year 2015-16

PRESENTED BY: District Manager Eddie Lucchesi

BACKGROUND:

Resolution 14/15-09, adopted by the Board of Trustees June 16, 2015, approves the intention to levy assessments for fiscal year 2015-16, preliminarily approving the engineer's report, and providing for notice of public hearing for the District's Mosquito, Vector and Disease Control Assessment. If adopted, Resolution 15/16-02 approves the Engineer's Report and orders the levy of the assessment on the basis of single family equivalent (SFE), at the rates of: Zone A-\$8.42 /SFE, Zone B-\$8.00/SFE, and Zone C-\$8.85/SFE; the maximum rate for any zone is \$9.40/SFE.

In 2005, the District's property owners approved a yearly fee of \$7.58/SFE for the Mosquito, Vector and Disease Control Assessment by 71.41% of the weighted ballots. Included in the voter approval was an inflation escalator allowing for a 3% per year inflationary increase to the assessment. State law requires the District to renew the base assessment and any inflationary increase each year through a public hearing process.

The Board of Trustees is now conducting a public hearing to consider the assessments for fiscal year 2015-16 to fund its programs and services. The District provides services and programs for disease and vector surveillance, disease prevention, control of vectors using integrated pest management methods and quality assessment. The mosquito abatement, vector control, and disease prevention projects and programs include, but are not limited to, source reduction, ground and aerial surveillance and control applications, disease monitoring, public education, quality control and applied research as well as maintenance of buildings, grounds and equipment and operating expenses. The District's services encompass approximately 1,400 square miles and are provided to properties accommodating approximately 690,000 residents. The majority of the District's funding is generated by a percentage of the 1% property tax collected from San Joaquin County property owners. Any property owner who feels that the assessment levied on the subject property is in error as a result of incorrect information being used to apply the foregoing method of assessment, may file a written appeal with the District's manager or his or her designee. Any such appeal is limited to correction of an assessment during the then current Fiscal Year or, if before July 1, the upcoming fiscal year.

In each subsequent year for which an assessment will be continued, the Board must:

- Preliminarily approve at a public meeting a budget for the upcoming fiscal year's costs and services;
- Preliminarily approve at a public meeting an updated annual Engineer's Report;
- Provide an updated assessment roll listing all parcels and their proposed assessments for the upcoming fiscal year;
- Call for the publication in a local newspaper of a legal notice of the intent to continue the assessments for the next fiscal year and set the date for the noticed public hearing.

At the annual public hearing, members of the public can provide input to the Board prior to the Board's decision on continuing the services and assessments for the next fiscal year. The yearly assessment is subject to an annual adjustment tied to the Consumer Price Index for the San Francisco Area as of December of each succeeding year (the "CPI"), with a maximum annual adjustment not to exceed 3%. The yearly assessment rate per single family equivalent (SFE) benefit unit for the Mosquito, Vector and Disease Control Assessment may increase in future years by an amount equal to the annual change in the CPI, not to exceed 3% per year. In the event that the annual change in the CPI exceeds 3%, any percentage change in excess of 3% can be cumulatively reserved and can be added to the annual change in the CPI for years in which the CPI change is less than 3%. The assessments for FY 2014-15 were levied at the yearly rates of \$8.42 (Zone A), \$8.00 (Zone B), and \$8.85 (Zone C) per SFE as described in the Engineer's Report for fiscal year 2014-15 with estimated total annual revenue of approximately \$1,881,310

The fiscal year 2015-16 assessment budget includes:

- Mosquito and vector surveillance, control and abatement
- Surveillance and testing for vector-borne diseases
- Rearing and distribution of mosquitofish
- Public outreach and education

The annual CPI change for the San Francisco Bay Area from December 2013 to December 2014 was 2.67% and the Unused CPI carried forward from the previous fiscal year is 0.00%. Therefore, the maximum authorized assessment rates for fiscal year 2015-16 is increased by 2.67% which equates to \$9.40/SFE, which is less than the 3% maximum allowed annual increase. The maximum CPI increase that can be used in fiscal year 2015-16 is 3%.

MANAGER'S RECOMMENDATION:

I recommend the acceptance and adoption of Resolution 15/16-02, which continues the benefit assessment rates of \$8.42 (Zone A), \$8.00 (Zone B), and \$8.85 (Zone C) per single family equivalent family unit, in order to properly finalize and adopt the assessment proceedings accordingly defined in Proposition 218. As stated earlier in this report, these rates are below the maximum authorized assessment rate of \$9.40/SFE.

FISCAL IMPACT:

By ordering the levy of assessments the District will receive an amount approximated at \$1,906,779 for the fiscal year 2015-16 budget.

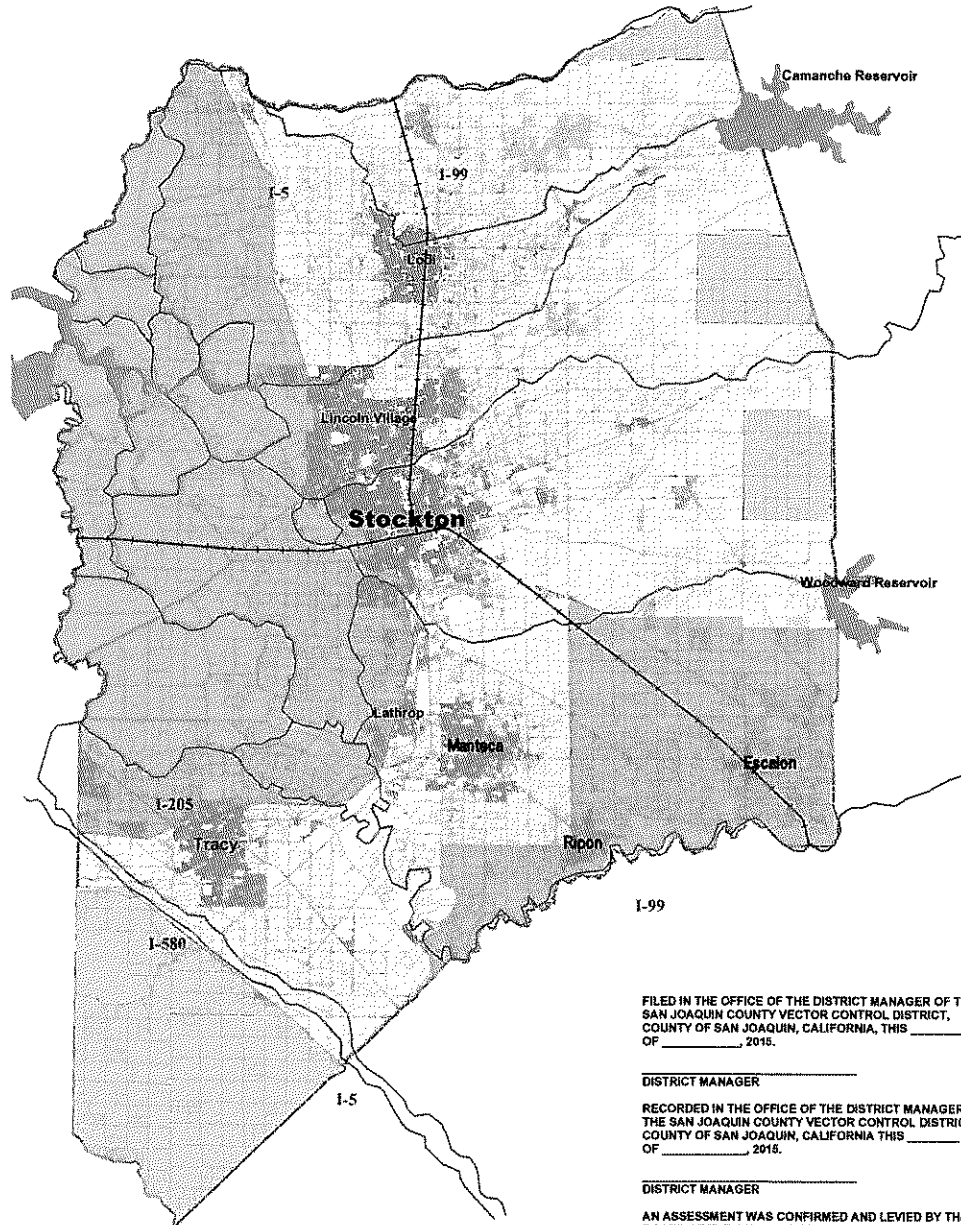


**NOTICE OF PUBLIC HEARING FOR THE
SAN JOAQUIN COUNTY MOSQUITO AND
VECTOR CONTROL DISTRICT
MOSQUITO, VECTOR AND DISEASE
CONTROL ASSESSMENT FOR FISCAL
YEAR 2015-16**

NOTICE IS HEREBY GIVEN that the Board of Trustees of the San Joaquin County Mosquito and Vector Control District intends to conduct a public hearing for the CONTINUATION of a benefit assessment in fiscal year 2015-16 that funds the District's mosquito, vector control and disease prevention services and projects in San Joaquin County. The public hearing to consider the ordering of services and projects, and the levy of the continued assessments for fiscal year 2015-16 for the Mosquito, Vector and Disease Control Assessment shall be held on Tuesday, July 21, 2015 at 1:00 p.m. at the San Joaquin County Mosquito and Vector Control District, 7759 South Airport Way, Stockton, California. The proposed assessment rates for Zone A, Zone B and Zone C for fiscal year 2015-16 are as follows: Zone A: eight dollars and forty-two cents (\$8.42) per single-family equivalent benefit unit, Zone B: eight dollars and zero cents (\$8.00) per single-family equivalent benefit unit, and Zone C: eight dollars and eighty-five cents (\$8.85) per single-family equivalent benefit unit. Members of the public are invited to provide comment at the public hearing, or in writing, which must be received by the District on or before Tuesday, July 21, 2015. If you desire additional information concerning the above, please contact the San Joaquin County Mosquito and Vector Control District at (209) 982-4675.

#1042085 7/10/2015

N



FILED IN THE OFFICE OF THE DISTRICT MANAGER OF THE
SAN JOAQUIN COUNTY VECTOR CONTROL DISTRICT,
COUNTY OF SAN JOAQUIN, CALIFORNIA, THIS _____ DAY
OF _____, 2015.

DISTRICT MANAGER

RECORDED IN THE OFFICE OF THE DISTRICT MANAGER OF
THE SAN JOAQUIN COUNTY VECTOR CONTROL DISTRICT,
COUNTY OF SAN JOAQUIN, CALIFORNIA THIS _____ DAY
OF _____, 2015.

DISTRICT MANAGER

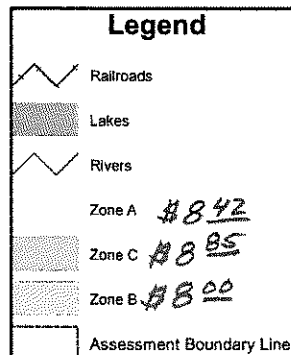
AN ASSESSMENT WAS CONFIRMED AND LEVIED BY THE
BOARD OF THE SAN JOAQUIN COUNTY VECTOR CONTROL
DISTRICT, COUNTY OF SAN JOAQUIN, ON THE LOTS, PIECES
AND PARCELS OF LAND ON THIS ASSESSMENT DIAGRAM
ON THE _____ DAY OF _____, 2015 FOR
THE FISCAL YEAR 2015-16 AND SAID ASSESSMENT DIAGRAM
AND THE ASSESSMENT ROLL FOR SAID FISCAL YEAR WERE
FILED IN THE OFFICE OF THE COUNTY AUDITOR OF THE
COUNTY OF SAN JOAQUIN ON THE _____ DAY OF
_____, 2015. REFERENCE IS HEREBY MADE TO
SAID RECORDED ASSESSMENT ROLL FOR THE EXACT
AMOUNT OF EACH ASSESSMENT LEVIED AGAINST EACH
PARCEL OF LAND.

DISTRICT MANAGER

FILED THIS _____ DAY OF _____, 2015 AT THE
HOUR OF _____ O'CLOCK _____ M. IN THE OFFICE OF THE
COUNTY TAX COLLECTOR OF THE COUNTY OF SAN
JOAQUIN, STATE OF CALIFORNIA, AT THE REQUEST OF THE
BOARD OF THE SAN JOAQUIN COUNTY VECTOR CONTROL
DISTRICT.

COUNTY TAX COLLECTOR, COUNTY OF SAN JOAQUIN

Note:
REFERENCE IS HEREBY MADE TO THE MAPS AND DEEDS OF
RECORD IN THE OFFICE OF THE ASSESSOR OF THE COUNTY
OF SAN JOAQUIN FOR A DETAILED DESCRIPTION OF THE
LINES AND DIMENSIONS OF ANY PARCEL SHOWN HEREIN.
THOSE MAPS SHALL GOVERN FOR ALL DETAILS
CONCERNING THE LINES AND DIMENSIONS OF SUCH
PARCELS. EACH PARCEL IS IDENTIFIED IN SAID MAPS BY
ITS DISTINCTIVE ASSESSOR'S PARCEL NUMBER.



**THE RECORD
PROOF OF PUBLICATION**
STATE OF CALIFORNIA
COUNTY OF SAN JOAQUIN

THE UNDERSIGNED SAYS:

I am a citizen of the United States and a resident of San Joaquin County; I am over the age of 18 years and not a part to or interested in the above-entitled matter. I am the principal clerk of the printer of THE RECORD, a newspaper of general publication, printed and published daily in the City of Stockton, County of San Joaquin by the Superior Court of the County of San Joaquin, State of California, under the date of February 26, 1952, File No. 52857, San Joaquin County Records; that the notice of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published each regular and entire issue of said newspaper and not in any supplement thereof on the following dates,
To wit, July 10 2015

I declare under penalty of perjury that the foregoing is true and correct. Executed on July 10, 2015 In Stockton California


Carlette Schnell,
The Record

0001042085

**NOTICE OF PUBLIC HEARING FOR THE SAN JOAQUIN COUNTY MOSQUITO AND VECTOR
CONTROL DISTRICT
MOSQUITO, VECTOR AND DISEASE CONTROL ASSESSMENT FOR FISCAL YEAR 2015-16**

NOTICE IS HEREBY GIVEN that the Board of Trustees of the San Joaquin County Mosquito and Vector Control District intends to conduct a public hearing for the CONTINUATION of a benefit assessment in fiscal year 2015-16 that funds the District's mosquito, vector control and disease prevention services and projects in San Joaquin County. The public hearing to consider the ordering of services and projects, and the levy of the continued assessments for fiscal year 2015-16 for the Mosquito, Vector and Disease Control Assessment shall be held on Tuesday, July 21, 2015 at 1:00 p.m. at the San Joaquin County Mosquito and Vector Control District, 7759 South Airport Way, Stockton, California. The proposed assessment rates for Zone A, Zone B and Zone C for fiscal year 2015-16 are as follows: Zone A: eight dollars and forty-two cents (\$8.42) per single-family equivalent benefit unit, Zone B: eight dollars and zero cents (\$8.00) per single-family equivalent benefit unit, and Zone C: eight dollars and eighty-five cents (\$8.85) per single-family equivalent benefit unit. Members of the public are invited to provide comment at the public hearing, or in writing, which must be received by the District on or before Tuesday, July 21, 2015. If you desire additional information concerning the above, please contact the San Joaquin County Mosquito and Vector Control District at (209) 982-4675.

#1042085 7/10/2015

Board Meeting Information

To: Board of Trustees
From: Eddie Lucchesi, Manager
CC: Chris Eley, Legal Counsel
Date: 7/15/2015
Re: July 2015 BOT Meeting, Agenda Item 6

6. RESOLUTION 15/16-02, A RESOLUTION OF THE BOARD OF TRUSTEES OF THE SAN JOAQUIN COUNTY MOSQUITO AND VECTOR CONTROL DISTRICT APPROVING THE ENGINEER'S REPORT, CONFIRMING THE DIAGRAM AND ORDERING THE CONTINUATION OF THE ASSESSMENTS FOR FISCAL YEAR 2015-16 FOR THE MOSQUITO, VECTOR AND DISEASE CONTROL ASSESSMENT

On June 16, 2015 the Board adopted Resolution 14/15-09, a resolution of intention to continue the assessments for Fiscal Year 2015-16, preliminarily approving the engineer's report, and providing for notice of hearing for the District's Mosquito, Vector and Disease Control Assessment; this resolution was unanimously approved.

On July 21, 2015, the Board will conduct a public hearing regarding the proposed Mosquito, Vector and Disease Control Assessment for the San Joaquin County Mosquito and Vector Control District. The public hearing will be held following public notice as required by state law governing the procedures for a proposed continuation of benefit assessment charges.

If there is no majority protest to the assessment at the public hearing, it is recommended that the Board approve Resolution 15/16-02 to order the continuation of the assessments for the Mosquito, Vector, and Disease Control Assessment. The proposed assessments will generate an estimated \$1,906,779 for fiscal year 2015-16. In future years, the assessments can be continued and the rate of assessment can be increased by the annual change in the San Francisco-Bay Area Consumer Price Index, not to exceed 3% per year, following the preparation of an updated Engineer's Report and the Board's conducting a public hearing on the continuation of the assessments.

If approved by the Board, Shilts Consultants, Inc. will coordinate with the San Joaquin County Auditor/Controller in filing the assessments for Fiscal Year 2015-16. Shilts Consultants, Inc. and the San Joaquin County Mosquito and Vector Control District's manager will also file copies of the Assessments and other necessary documents with the County Auditor. The first proceeds from the assessments would be disbursed by the County Auditor/Tax Collector in late December 2015 or early January 2016.

This item requires Board action.

Attachments

RESOLUTION NO 15/16-02

**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE
SAN JOAQUIN COUNTY MOSQUITO AND VECTOR CONTROL DISTRICT**

**A RESOLUTION APPROVING THE ENGINEER'S REPORT, CONFIRMING THE
DIAGRAM AND ORDERING THE CONTINUATION OF ASSESSMENTS
FOR FISCAL YEAR 2015-16
FOR THE MOSQUITO, VECTOR AND DISEASE CONTROL ASSESSMENT**

WHEREAS, the San Joaquin County Mosquito and Vector Control District ("District") is authorized, pursuant to the authority provided in Health and Safety Code Section 2082 and Article XIIID of the California Constitution, to levy assessments for mosquito, vector and disease control projects and services; and

WHEREAS, such mosquito, vector and disease control services provide tangible public health benefits, reduced nuisance benefits and other special benefits to the public and properties with the areas of service; and

WHEREAS, an assessment for mosquito, vector and disease control services has been given the distinctive designation of the "Mosquito, Vector, and Disease Control Assessment" ("Assessment"), and is primarily described as encompassing the boundaries of San Joaquin County; and

WHEREAS, the Assessment was authorized by an assessment ballot proceeding conducted in October and November 2005 and approved by 71.41% of the weighted ballots returned by property owners, and such assessments were levied by the Board of Trustees of the San Joaquin County Mosquito and Vector Control District by Resolution No. 05/06-05 passed on November 15, 2005;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the San Joaquin County Mosquito and Vector Control District that:

SECTION 1. SCI Consulting Group, the Engineer of Work, prepared an engineer's report in accordance with Article XIIID of the California Constitution and Section 2082, et. seq., of the Health and Safety Code for the Assessment (the "Report"). The Report have been made, filed with the District and duly considered by the Board and is hereby deemed sufficient and approved. The Report shall stand as the Engineer's Report for all subsequent proceedings under and pursuant to the foregoing resolution.

SECTION 2. On June 16, 2015, this Board adopted Resolution No. 14/15-09 to continue to collect Assessments for fiscal year 2015-16, preliminarily approving the Engineer's Report, and providing for notice of hearing on July 21, 2015 at the hour of 1 o'clock p.m. at the San Joaquin County Mosquito and Vector Control District Office located at 7759 South Airport Way, Stockton, California.

SECTION 3. At the appointed time and place the hearing was duly and regularly held, and all persons interested and desiring to be heard were given an opportunity to be heard, and all matters and things pertaining to the continuation of Assessment were fully heard and considered by this Board, and all oral statements and all written protests or communications were duly heard,

considered and overruled, and this Board there by acquired jurisdiction to order the continuation of assessment prepared by and made a part of the Engineer's Report to pay the costs and expenses thereof.

SECTION 4. The above recitals are true and correct.

SECTION 5. The public interest, convenience and necessity require that the continuation be made.

SECTION 6. The Engineer's Report for the Assessment together with the proposed assessment roll for fiscal year 2015-16 is hereby confirmed and approved.

SECTION 7. That based on the oral and documentary evidence, including the Engineer's Report offered and received at the public hearing, the Board expressly finds and determines that: (a) each of the several lots and parcels of land subject to the Assessment will be specially benefited by the services to be financed by the assessment proceeds in at least the amount of the assessment apportioned against such lots and parcels of land, respectively; and (b) that there is substantial evidence to support, and the weight of the evidence preponderates in favor of, said finding and determination as to special benefit to property from the mosquito, vector and disease control services to be financed with assessment proceeds.

SECTION 8. That assessments for fiscal year 2015-16 shall be continued at the rate of EIGHT DOLLARS AND FORTY-TWO CENTS (\$8.42) for Zone A, EIGHT DOLLARS AND ZERO CENTS (\$8.00) for Zone B, and EIGHT DOLLARS AND EIGHTY-FIVE CENTS (\$8.85) for Zone C, per single family equivalent benefit unit as specified in the Engineer's Report for fiscal year 2015-16 with estimated total annual assessment revenues as set forth in the Engineer's Report; and

SECTION 9. That the mosquito, vector and disease control services to be financed with assessment proceeds described in the Engineer's Report are hereby ordered.

SECTION 10. No later than August 1st following such adoption, the Board shall file a certified copy of the diagram and assessment and a certified copy of this resolution with the Auditor of the County of San Joaquin ("County Auditor"). Upon such filing, the County Auditor shall enter on the County assessment roll opposite each lot or parcel of land the amount of assessment thereupon as shown in the assessment. The assessments shall be collected at the same time and in the same manner as County taxes are collected and all the laws providing for collection and enforcement shall apply to the collection and enforcement of the assessments. After collection by the County, the net amount of the assessments, after deduction of any compensation due the County for collection, shall be paid to the Mosquito, Vector and Disease Control Assessment.

SECTION 11. All revenues from Assessments shall be deposited in a separate fund established under the distinctive designation of the San Joaquin County Mosquito and Vector Control District Mosquito, Vector and Disease Control Assessment.

SECTION 12. The Assessment, as it applies to any parcel, may be corrected, cancelled or a refund granted as appropriate, by order of the Board of Trustees of the District. Any such corrections, cancellations or refunds shall be limited to the current fiscal year.

The foregoing Resolution was PASSED and ADOPTED by the Board of Trustees of the San Joaquin County Mosquito and Vector Control District at a regular meeting thereof held on July 21, 2015, at 7759 South Airport Way, Stockton, California.

AYES:

NOES:

ABSTAINED:

ABSENT:

Gary Lambdin, President of the Board of Trustees
San Joaquin County Mosquito & Vector Control District

Joy Meeker, Secretary of the Board of Trustees
San Joaquin County Mosquito & Vector Control District

Board Meeting Information

To: Board of Trustees
From: Eddie Lucchesi, Manager
CC: Chris Eley, Legal Counsel
Date: 7/10/2015
Re: July 2015 BOT Meeting, Agenda Item 7

7. RESOLUTION 15/16-03, A RESOLUTION OF THE BOARD OF TRUSTEES OF THE SAN JOAQUIN COUNTY MOSQUITO AND VECTOR CONTROL DISTRICT ESTABLISHING SPECIAL TAX RATES AND CERTIFICATION OF ASSESSMENT FOR TAX YEAR 2015-16

Enclosed for your review and consideration is draft resolution 15/16-03 which establishes the special tax rates and certifies the validity of the assessment for 2015-16. Following are the proposed tax rates for this year:

- Rate 2 - \$0.0002194 per square foot
- Rate 3 - \$0.00021993 per square foot
- Rate 4 - \$0.00029316 per square foot
- Rate 0.1 - \$0.00000735 per square foot
- Rate 0.05 - \$0.00000344 per square foot

These rates are the maximum rates as established by Measure "A" in 1981.

Additionally, the resolution certifies that our special tax meets all of the conditions of Article XIIC and XIID of the California Constitution, which was enacted as Proposition 218 (the "Right To Vote On Taxes Act").

It is recommended that the Board adopt the maximum rates and certify the special tax per this resolution at the July 2015 regular meeting.

This item requires Board action.

Attachments

RESOLUTION OF THE BOARD OF TRUSTEES OF THE SAN JOAQUIN COUNTY
MOSQUITO AND VECTOR CONTROL DISTRICT ESTABLISHING SPECIAL TAX RATES
AND CERTIFICATION OF ASSESSMENT FOR 2015-16

RESOLUTION 15/16-03

WHEREAS, San Joaquin County Mosquito and Vector Control District (the District) is charged with the responsibility of protecting the health of residents and visitors of San Joaquin County by controlling mosquitoes and mosquito-borne diseases; and

WHEREAS, the District's Board of Trustees is charged with providing adequate revenue for the District to perform its mission of mosquito and vector control; and

WHEREAS, the District's special tax, as authorized by the California Health and Safety Code was approved by District voters in 1981 and meets the requirements of Articles XIII C and XIII D of the California State Constitution, is necessary to provide revenue in the fiscal year 2014-15 for mosquito and mosquito-borne disease control to protect the health and well-being of San Joaquin County residents and visitors; and

WHEREAS, the Board has determined that the special tax is reasonably related to the District's costs for providing mosquito surveillance and control for each non-exempt taxable parcel, and the charge is levied without regard to property valuation.

NOW THEREFORE IT IS RESOLVED, that the District's Board does hereby establish the special tax rates for all non-exempt taxable land in San Joaquin County for fiscal year 2015-16 as follows:

Rate #2	-	\$0.0002194 per square foot
Rate #3	-	\$0.00021993 per square foot
Rate #4	-	\$0.00029316 per square foot
Rate #0.1	-	\$0.00000735 per square foot
Rate #0.05	-	\$0.00000344 per square foot

BOARD OF TRUSTEES

San Joaquin County Mosquito and Vector Control District

AYES _____

NOES _____

ABSENT _____

ABSTAIN _____

SIGNED: _____

GARY LAMBDIN, PRESIDENT

ATTEST: _____
JOY MEEKER, SECRETARY

DATE: _____

Board Meeting Information

To: Board of Trustees
From: Eddie Lucchesi, Manager
CC: Chris Eley, Legal Counsel
Date: 7/7/2015
Re: July 2015 BOT Meeting, Agenda Item 8

8. STATUS ON SALE OF SURPLUS DISTRICT PROPERTY, 200 N BECKMAN RD, LODI, CA
Report on progress as it pertains to sale of property.

At the June 2015 BOT meeting, Jim Martin, District real estate broker (Lee & Associates), reported the lender is requiring the buyer to have a Phase II report conducted to evaluate potential petroleum hydrocarbons that may have leaked from the hydraulic lift located in the shop. The buyer contracted with an engineering firm to complete the Phase II investigation at the buyer's expense. In addition; immediately following our Board meeting, I received information from Mr. Martin that one of the buyer's lenders requested an update on the ESA I, per 2015 guideline changes, that states they cannot accept Phase I reports older than six months. The original ESA I was completed in September of 2014.

I worked with Neil O. Anderson and Associates to conduct an expedited ESA I update, which was completed at half the cost of the initial ESA I. In discussing this issue with legal counsel Eley, it was determined the District may need an updated ESA I as required, should this sale fail and we collaborate with a new buyer. The District has received the most recent ESA I report with a copy provided to the buyer. The buyer's Phase II on-site boring work was completed, and it is anticipated the Phase II full report of findings should be available in time for review at the Board meeting.

As discussed at the June BOT meeting I worked with Mr. Martin to amend the "Offer to Purchase and Contract of Sale" to reflect Friday, July 31st, 2015 as the close of escrow.

The Manager and Jim Martin will provide the Board with the most recent information on the progress regarding the Phase II report and other updates on the sale of the property.

(Attachment)

FOURTH AMENDMENT TO OFFER TO PURCHASE AND CONTRACT OF SALE

Notwithstanding anything in the Offer To Purchase And Contract Of Sale between Jason DeSalvatore (Buyer) and San Joaquin County Mosquito and Vector Control District (Seller), pertaining to 200 N. Beckman Road, Lodi, California (Property), it is hereby agreed as follows:

The above referenced parties wish to amend the following terms:

4.2 Escrow shall close no later than Friday, July 31, 2015.

ALL OTHER TERMS AND CONDITONS CONTAINED IN THE OFFER TO PURCHASE AND CONTRACT OF SALE SHALL REMAIN IN FULL FORCE AND EFFECT WITHOUTH FURTHER MODIFICATION.

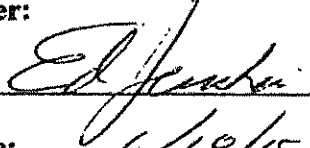
By signing this Addendum Buyer and Seller acknowledge that they have read and fully understood this Section and have had the opportunity to seek advice from counsel about its meaning and significance.

Buyer:

DocuSigned by:
By: 
B86097425A74E4FB ..

Date: 6/26/2015

Seller:

By: 

Date: 6/18/15

Board Meeting Information

To: Board of Trustees
From: Eddie Lucchesi, Manager
CC: Chris Eley, Legal Counsel
Date: 7/7/2015
Re: July 2015 BOT Meeting, Agenda Item 9

9. RESOLUTION 15/16-04, A RESOLUTION OF THE BOARD OF TRUSTEES OF THE SAN JOAQUIN COUNTY MOSQUITO AND VECTOR CONTROL DISTRICT ADOPTING A PAID SICK LEAVE POLICY PURSUANT TO AB 1522 FOR PART-TIME, TEMPORARY AND SEASONAL EMPLOYEES

On September 10, 2014 Governor Brown signed into law the Healthy Workplaces, Healthy Families Act of 2014 that provides three (3) days of paid sick leave for eligible employees beginning July 1, 2015. Effective January 1, 2015, employers were required to post information about AB 1522; however, the paid sick leave provisions do not go into effect until July 1, 2015. AB 1522 sets forth the conditions and purposes for which paid sick leave is to be provided.

On July 1, 2015, the State of California enacted the Healthy Workplaces, Healthy Families act of 2014 (AB 1522); whereby, employers must provide paid sick leave for employees covered under AB 1522. The current District employee position covered by AB 1522 would be the position of District Utility Worker, which is a seasonal position. The District provided these effected employees a memo recognizing the requirements of the District to implement AB 1522, and the method to be used in the implementation process.

Under the provisions of AB 1522, the District may establish the accrual method and the minimum usage increment for paid sick leave. Under the proposed method of implementing this benefit, part-time employees will be credited with twenty four (24) hours of sick leave after working 90 days with the District. Any unused sick leave will carry over into a new fiscal year. Employees who have not worked in a 12 month period shall be considered a new employee for purposes of sick leave accrual and usage.

A draft resolution (Resolution 15/16-04) will be presented to the Board for adoption. Attached to the resolution is the draft amendment (Exhibit "A") that includes the provisions of AB 1522 to the District's current sick leave policy.

This item requires Board action.

Attachments

RESOLUTION 15/16- 04

**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE
SAN JOAQUIN COUNTY MOSQUITO AND VECTOR CONTROL DISTRICT
ADOPTING A PAID SICK LEAVE POLICY PURSUANT TO AB 1522 FOR PART-TIME,
TEMPORARY AND SEASONAL EMPLOYEES**

RESOLVED, by the Board of Trustees (the "Board") of San Joaquin County Mosquito and Vector Control District (the "District"), County of San Joaquin, and State of California;

WHEREAS, on September 10, 2014 the Governor of the State of California signed the Healthy Workplaces, Healthy Families Act of 2014 (AB 1522) providing paid sick leave for covered employees effective July 1, 2015; and

WHEREAS, the AB 1522 paid sick leave provisions are to take effect July 1, 2015; and

WHEREAS, the District wishes to establish a paid sick leave policy pursuant to AB 1522 for part-time, temporary, and seasonal employees; and

WHEREAS, part-time, temporary, and seasonal employees are not covered by any existing collective bargaining agreement, benefits resolution nor any other benefits policy; and

WHEREAS, AB 1522 allows the District to establish the accrual method and minimum usage increment for paid sick leave;

NOW, THEREFORE, BE IT RESOLVED, that the Trustees of the San Joaquin County Mosquito and Vector Control District hereby adopts the provisions under the District's Sick Leave Policy for Part-Time, Temporary and Seasonal Employees shown as Exhibit "A" to this resolution.

PASSED AND ADOPTED this 21st day of July, 2015 by the following vote of the Board of Trustees:

AYES: _____

NOES: _____

ABSENT: _____

ABSTAIN: _____

Gary Lambdin, President

Date

Joy Meeker, Secretary

5004 Sick Leave

Sick leave is a form of insurance that is accumulated in order to provide a cushion for incapacitation due to illness. It is used only when actually required to recover from illness or injury; sick leave is not for “personal” absences. Time off for medical and dental appointments will be treated as sick leave. Abuse or misuse of your sick leave privilege will not be tolerated by the District.

The District offers paid sick leave to eligible employees. You accrue paid sick leave at the rate of 13 days per year. Accrued sick leave does carry over from year to year. The District does provide pay in lieu of unused sick leave per the most current collective bargaining agreement or policy.

If you are absent due to illness, medical evidence of your illness and/or medical certification of your fitness to return to work satisfactory to the District may be required. If there is reason to believe that sick leave has been misused, you may be subject to disciplinary action.

Effective 7/1/2008:

Employees shall be entitled to use one-half (1/2) of their annual sick leave accumulation (as of 7/08 the annual sick leave accumulation is 13 days per calendar year) to attend to an illness of a child, parent, spouse, or domestic partner of the employee. The use of family sick leave shall comply with California Labor Code Section 233. (7/08)

Effective 7/1/2015 (AB1522)

Part –time, temporary, and seasonal employees who work 30 or more days a year are entitled to paid sick leave to be accrued at a rate of no less than one hour for every 30 hours worked. Accrued sick leave shall carry over from year to year up to a maximum of six (6) days or forty-eight (48) hours. Employees may begin using accrued leave on the 90th calendar day of employment. Use of paid sick leave is limited to three (3) days or twenty-four (24) hours per fiscal year. Paid sick leave must be used in a minimum increment of two (2) hours per each occurrence. Unused, accumulated sick leave hours are not compensable if an employee separates from District

employment. If an employee is re-hired within one (1) year of separation, previously accrued and unused paid sick leave hours will be restored. In the event a part-time or seasonal employee is hired for full time employment, the employee will fall under the provisions of the sick leave accrual for full time employees and will be considered separated from part-time / seasonal employment and the provisions of AB 1522. (7/15)

Board Meeting Information

To: Board of Trustees
From: Eddie Lucchesi, Manager
CC: Chris Eley, Legal Counsel
Date: 7/13/2015
Re: July 21, 2015 BOT Meeting, Agenda Item 10.

10. **CLOSED SESSION (Pursuant to CGC §54956.9)**
CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) of Sec. 54956.9
(1 Potential Case)

REPORT OF CLOSED SESSION

This will be a closed session for the purpose of discussing anticipated litigation.

Following the closed session, a person designated by the Board of Trustees will provide a report of closed session. Any action resulting from the discussions in closed session must be taken in open session.