

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, October 22, 2002

9:00 A.M.

BOARD RECONVENED

Supervisors: McQuiston, Perez, Patrick, Vacant, Parra
ROLL CALL: 3 Present; 1 Absent - Perez

SALUTE TO FLAG - Led by Supervisor McQuiston

NOTE: Chairman Perez was excused.

NOTE: The vote is displayed in bold below each item. For example, Patrick-Parra denotes Supervisor Patrick made the motion and Supervisor Parra seconded the motion.

CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT: ALL ITEMS LISTED WITH AN ASTERISK (*) OR A NUMBER SIGN (#) WERE CONSIDERED TO BE ROUTINE AND APPROVED BY ONE MOTION.

BOARD ACTION SHOWN IN CAPS

RESOLUTIONS/PROCLAMATIONS

- 1) Proclamation proclaiming October 2002 as Domestic Violence Awareness Month in Kern County - PROCLAIMED; MADE PRESENTATION TO JAN SUBLETT, EXECUTIVE DIRECTOR, ALLIANCE AGAINST FAMILY VIOLENCE AND SEXUAL ASSAULT, AND NADA YORK, FACILITATOR, DOMESTIC VIOLENCE ADVISORY COUNCIL; JAN SUBLETT AND NADA YORK HEARD

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- 2) Resolution honoring the Friendship Force of Sherbrooke, Canada - ADOPTED RESOLUTION; MADE PRESENTATION TO FRANCIS CARDENAL, EXCHANGE DIRECTOR, FRIENDSHIP FORCE OF SHERBROOKE, CANADA; FRANCIS CARDENAL HEARD

McQuiston-Parra: 3 Ayes; 1 Absent - Perez

- 3) Certificates of Recognition honoring Amber Cleaver, Lacedon Adame, Jennifer Rew and Krista Breland as the Ridgeview High School Future Farmers of American Agriculture Career Development Event State Championship team - MADE PRESENTATIONS TO AMBER CLEAVER AND LACEEDON ADAME; JENNIFER REW AND KRISTA BRELAND COULD NOT BE PRESENT; AMBER CLEAVER AND LACEEDON ADAME HEARD; RIDGEVIEW HIGH SCHOOL FUTURE FARMERS OF AMERICA ADVISOR LINDA MCPHEETERS INTRODUCED

PUBLIC PRESENTATIONS

- 4) This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board. Board members may respond briefly to statements made or questions posed. They may ask a question for clarification, make a referral to staff for factual information or request staff to report back to the Board at a later meeting. Also, the Board may take action to direct the staff to place a matter of business on a future agenda. SPEAKERS ARE LIMITED TO TWO MINUTES. PLEASE STATE YOUR NAME BEFORE MAKING YOUR PRESENTATION. THANK YOU! - NO ONE HEARD

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

- 5) On their own initiative, Board members may make an announcement or a report on their own activities. They may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Gov. Code Sec. 54954.2[a]) - SUPERVISOR PARRA REPORTED ON THE SUCCESS OF THE JOHN STEINBECK CENTENNIAL AND DUST BOWL DAYS HELD OVER THE WEEKEND AND EXPRESSED APPRECIATION TO THE MANY COUNTY DEPARTMENTS WHO PARTICIPATED IN THE PRESERVATION PROJECT
- SUPERVISOR PATRICK ANNOUNCED THE APPOINTMENT OF ANTHONY MEEKS TO HER STAFF, AND RECOGNIZED BETTY ERICKSON WHO WAS RECENTLY PROMOTED TO ASSISTANT TO THE SUPERVISOR

DEPARTMENTAL REQUESTS

AGRICULTURE AND MEASUREMENT STANDARDS

- 6) Presentation of California Department of Pesticide Regulation's Integrated Pest Management Innovator Award and Board of Supervisors' Certificates of Recognition to Self-Insured Schools of California, Bakersfield, and Kern High School District - TED DAVIS, AGRICULTURE COMMISSIONER/SEALER HEARD AND INTRODUCED PAUL HELLIKER, DIRECTOR OF DEPARTMENT OF PESTICIDE REGULATION, WHO MADE PRESENTATIONS TO KERN HIGH SCHOOL DISTRICT REPRESENTATIVES BILL VOSS, DIRECTOR OF BUSINESS ADMINISTRATION; CHUCK MEDDERS, DIRECTOR OF MAINTENANCE AND OPERATIONS; CLEM WILLIAMS, ASSISTANT DIRECTOR OF MAINTENANCE AND OPERATIONS; AND MITCHELL PEREZ, GROUNDS EQUIPMENT SUPERVISOR; BILL VOSS HEARD; MR. HELLIKER MADE A PRESENTATION TO SELF-INSURED SCHOOLS OF CALIFORNIA REPRESENTATIVES DR. RUSSELL BIGLER, CEO; CATHY WILSON-JONES, DIRECTOR OF SAFETY AND LOSS CONTROL; AND JOHN COSTRA, SAFETY AND LOSS CONTROL REPRESENTATIVE; DR. RUSSELL BIGLER AND JOHN COSTRA HEARD; CERTIFICATES OF RECOGNITION WERE PRESENTED BY SUPERVISOR MCQUISTON TO THE KERN HIGH SCHOOL DISTRICT AND SELF-INSURED SCHOOLS OF CALIFORNIA
- *7) Proposed retroactive Agreement with California Department of Food and Agriculture to provide reimbursement for surveillance and certification of eggs and the wire basket program, for Fiscal Year 2002-2003, in an amount not to exceed \$16,636.52 (prior notification June 25, 2002) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 954-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *8) Proposed retroactive Agreement with California Department of Food and Agriculture to provide reimbursement for Nursery inspection and enforcement activities, for Fiscal Year 2002-2003, in an amount not to exceed \$29,088.83 (prior notification June 25, 2002) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 955-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

AIRPORTS

- *9) Proposed Disadvantaged Business Enterprise (DBE) Program for the Department of Airports - RECEIVED AND FILED REPORT; SET TUESDAY, DECEMBER 17, 2002 AT 9:00 A.M. TO ADOPT AIRPORTS DBE PROGRAM AND ESTABLISH DEPARTMENT OF AIRPORTS' 2002-2003 DBE GOAL; DIRECTED CLERK OF THE BOARD TO PUBLISH NOTICE

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

AUDITOR-CONTROLLER-COUNTY CLERK

- *10) Certificate of Appointments for District Elective Offices for the General Election to be held November 5, 2002 - APPOINTED THE PERSONS NAMED IN OFFICIAL APPOINTMENTS

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *11) Fiscal Year 2002-2003 Property Tax Revenue Estimates - RECEIVED AND FILED

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

CLERK OF THE BOARD

- *12) Amended Conflict of Interest Codes for the Kern County Sheriff's Department and Department of Agriculture and Measurement Standards - APPROVED

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

DISTRICT ATTORNEY

- *13) Proposed retroactive Agreement with Bakersfield City School District for Truancy Reduction Services, from August 7, 2002 through August 29, 2003, in an amount not to exceed \$70,000 (revenue to County) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 956-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *14) Proposed retroactive Agreement with Kern High School District for Truancy Reduction Services, from August 15, 2002 through August 14, 2003, in an amount not to exceed \$46,000 (revenue to County) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 957-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

EMERGENCY MEDICAL SERVICES

- *15) Notification of anticipated retroactive Agreements with pre-hospital emergency medical transportation and aircraft services, from July 1, 2002 through June 30, 2003 - RECEIVED AND FILED

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

EMPLOYERS' TRAINING RESOURCE

- *16) Notification of anticipated retroactive Agreement with La Cooperativa Campesina de California for a Southern California Edison Energy Conservation Program - RECEIVED AND FILED

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *17) Proposed retroactive Agreement with Ebony Counseling Center to provide short-term, pre-vocational education for Workforce Investment Act eligible individuals, from July 1, 2002 through June 30, 2003, in an amount not to exceed \$95,000 (prior notification on June 18, 2002) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 958-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *18) Proposed retroactive Agreement with Mojave Unified School District to provide educational and employment activities to Workforce Investment Act eligible youth, from July 1, 2002 through June 30, 2003, in an amount not to exceed \$88,000 (prior notification on June 18, 2002) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 959-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *19) Proposed retroactive Agreement with La Cooperativa Campesina de California for Migrant and Seasonal Farmworker Housing Assistance Program, from July 1, 2002 through June 30, 2003, in an amount not to exceed \$59,817 (prior notification on September 24, 2002) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 960-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *20) Proposed Amendment No. 1 to Agreement 257-2002 with La Cooperativa Campesina de California for the Energy Conservation Program to extend the term to December 31, 2002 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 961-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

HUMAN SERVICES

- 21) Presentation of CalWORKs Semi-Annual Report - RECEIVED AND FILED

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *22) Request to accept in-kind donation of approximately \$5,000 from Home Depot in the form of planting seeds, mini greenhouses, plant starter kits, automatic plant watering systems, plumbing parts, construction adhesive and track lighting to be used at the Jamison Children's Center - APPROVED; AUTHORIZED CHAIRMAN TO SIGN LETTER OF APPRECIATION

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

KERN MEDICAL CENTER

- *23) Proposed retroactive Amendment No. 1 to Agreement 1012-2000 with David F. Jadwin, D.O., for pathology services, to extend term of interim agreement to October 5, 2002, provide a one-time payment of \$25,000 for additional services and to increase the maximum payable under the interim agreement from \$277,788.74 to \$444,336 (continued from 9/24/02 and 10/08/02) - CONTINUED TO TUESDAY, NOVEMBER 12, 2002 AT 9:00 A.M.

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *24) Proposed retroactive Agreement with David F. Jadwin, D.O., for pathology services, from October 5, 2002 through October 4, 2007, in an amount not to exceed \$1,437,645 (continued from 10/08/02) - CONTINUED TO TUESDAY, NOVEMBER 12, 2002 AT 9:00 A.M.

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *25) Proposed retroactive Amendment No. 3 to Agreement 863-2000 with Supratim Banerjee, M.D., for cardiology services, extending the term to January 31, 2003, and increasing annual compensation by \$33,900, for a total not to exceed amount of \$508,029 (prior notification September 17, 2002) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 962-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *26) Proposed Amendment No. 1 to Agreement 348-2001 with MidasPlus, Inc., for maintenance of various computer system software, to authorize payment of invoices submitted by ACS, Inc., on behalf of its subsidiary MidasPlus, Inc. and remit payment in name of ACS, Inc. - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 963-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *27) Relief of accountability of patients' accounts - DISCHARGED KERN MEDICAL CENTER FROM ACCOUNTABILITY OF 2,830 ACCOUNTS TOTALING \$1,358,197.74; AUTHORIZED ASSIGNING 2,828 ACCOUNTS TOTALING \$1,352,678.31 TO COLLECTION AGENCIES

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *28) Request to hire retired County employee Jane Hartley, Per Diem Radiology Technologist, at the hourly rate of \$20.66, for a period not to exceed 120 working days or 960 hours, whichever is greater, in the 12-month period following the date of employment - APPROVED

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *29) Notification of anticipated retroactive Agreement with Marvin O. Kolb, M.D., to serve as Medical Director of KMC - RECEIVED AND FILED

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *30) Proposed changes in clinical privilege status for 21 members of Kern Medical Center's Medical Staff and modification of three (3) departmental privilege delineation forms - APPROVED

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *31) Proposed Letter of Assignment for all payables due Nurses Internet to be assigned to Hana Financial, Inc. - APPROVED; AUTHORIZED CHAIRMAN TO SIGN LETTER

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

LIBRARY

- *32) Proposed acceptance of grant award from the Federal Library Services and Technology Act (LSTA) administered by the California State Library for the program entitled "Seniors Information Highway - It's @ Your Library - Check it Out", in the amount of \$48,890 - ACCEPTED GRANT; AUTHORIZED DIRECTOR OF LIBRARIES TO EXECUTE NECESSARY GRANT DOCUMENTS

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *33) Proposed acceptance of grant award from the Federal Library Services and Technology Act (LSTA) administered by the California State Library for the program entitled "Teen Scene Spectacular", in the amount of \$88,330 - ACCEPTED GRANT; AUTHORIZED DIRECTOR OF LIBRARIES TO EXECUTE THE NECESSARY GRANT DOCUMENTS

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

MENTAL HEALTH SERVICES

- *34) Proposed Amendment No. 1 to Agreement 227-2002 with Raul Y. Mendoza, M.D., for provision of psychiatric inpatient services to mentally ill clients residing in the Bakersfield area, to delete superseded contract provisions regarding the basis for payment (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 964-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *35) Proposed Amendment No. 1 to Agreement 331-2002 with Villa Inns, for temporary housing/shelter services for adult clients residing in the Bakersfield area, to delete superseded contract provisions regarding the basis for payment (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 965-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *36) Proposed Amendment No. 1 to Agreement 333-2002 with Cruco Foods dba Cope's Food Fair, for food vouchers services for mentally ill clients residing in the greater Bakersfield area, to decrease commercial liability insurance requirements and delete superseded contract provisions regarding the basis for payment (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 966-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *37) Proposed Amendment No. 1 to Agreement 357-2002 with Kern Psychological Services, Inc., for conservatorship evaluation services for mental health clients in the Bakersfield area, to delete superseded contract provisions regarding the basis for payment (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 967-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *38) Proposed Amendment No. 1 to Agreement 393-2002 with Truxtun Psychiatric Medical Group, L.P., for psychiatric testing and services, to designate contractor's name designation to read Iyengar Malini, M.D. & Sakrepatna Manohara, M.D. dba Truxtun Psychiatric Medical Group L.P. (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 968-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *39) Proposed Amendment No. 1 to Agreement 394-2002 with Golden Empire Affordable Housing, Inc. dba Green Gardens, for sober living environment services to adult clients residing in the Bakersfield area, to delete superseded contract provisions regarding the basis for payment (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 969-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *40) Proposed Amendment No. 1 to Agreement 354-2002 with Royal Palms Motel, for temporary housing/shelter services for adult clients residing in the Bakersfield area, to delete superseded contract provisions regarding the basis for payment (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 970-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *41) Proposed Amendment No. 1 to Agreement 604-2002 with Anne Sippi Clinic, for augmented board and care services for adult clients in the Bakersfield area, to delete superseded contract provisions regarding the basis for payment (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 971-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *42) Proposed Agreement with Calvin J. Flowers, M.D., Inc., for psychiatric inpatient services to County mentally ill clients admitted into Good Samaritan Hospital, from October 22, 2002 to June 30, 2003, in an amount not to exceed \$44,840 (Medi-Cal, State; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 972-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *43) Proposed approval to accept funds through the Federal Stewart B. McKinney Projects for Assistance in Transition from Homeless (PATH) Program, for Fiscal Year 2002-2003, in an amount not to exceed \$105,191 (revenue to County) (Federal; Budgeted) - APPROVED

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *44) Proposed authorization for the Director of Mental Health to secure and pay for certain professional and special services needed for the Friday Night Live, Club Live, Friday Night Live Kids, and Friday Night Live Mentoring Programs, without the necessity of referring each item for approval, from October 22, 2002 to June 30, 2003, in an amount not to exceed \$30,000 (State; Mandated/Budgeted) - APPROVED; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO PAY FOR THESE SERVICES AS AUTHORIZED BY THE MENTAL HEALTH DIRECTOR OR DESIGNEE

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *45) Proposed authorization for the Director of Mental Health to pay stipends to Friday Night Live Mentoring Advisors from the California Friday Night Live Partnership Friday Night Live Mentoring grant, from October 22, 2002 to June 30, 2003, in an amount not to exceed \$6,000 (Grant funded) - APPROVED; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO PAY BY WHITE CLAIM

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

PERSONNEL

- *46) Classifications of positions recommended by the Civil Service Commission, effective November 2, 2002 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITION AND SALARY SCHEDULE

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

PUBLIC HEALTH SERVICES

- *47) Proposed addition of one (1) Bilingual Account Clerk I/II and two (2) Bilingual Public Health Aide I/II positions in Budget Unit 4110-D for Child Health and Disability Prevention (CHDP) Treatment Program Dental Component, effective October 22, 2002 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *48) Proposed addition of one (1) Staff Nurse and two (2) Bilingual Public Health Aide I/II positions in Budget Unit 4110-D for Maternal, Child and Adolescent Health (MCAH) Program, effective October 22, 2002 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *49) Proposed addition of one (1) Public Health Senior Epidemiologist position in Budget Unit 4110-A for Centers for Disease Control and Prevention (CDC) Public Health Preparedness grant, effective October 22, 2002 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *50) Notification of anticipated retroactive Agreement with State Department of Health Services for the Chlamydia Screening Project - RECEIVED AND FILED

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *51) Proposed retroactive Agreement with State Department of Health Services to enter death certificate data into the Automated Vital Statistics System, from July 1, 2002 through June 20, 2003, in an amount not to exceed \$4,450 (prior notification June 25, 2002) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 973-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *52) Proposed Agreement with National Health Services, Inc., for clinical x-ray professional services, from December 1, 2002 through November 30, 2003, in an amount not to exceed \$4,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 974-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *53) Proposed Agreement with Clinica Sierra Vista for clinical x-ray professional services, from December 1, 2002 through November 30, 2003, in an amount not to exceed \$8,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 975-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *54) Proposed Agreement with Clinica Sierra Vista for Child Health and Disability Prevention (CHDP)-Women, Infants, and Children (WIC) interagency services (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 976-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *55) Proposed Agreement with Community Partnership of Kern for Child Health and Disability Prevention (CHDP)-Women, Infants, and Children (WIC) interagency services (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 977-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- 56) Unusual travel request for the Director of Public Health and Deputy Health Officer to attend the Annual American Public Health Association Conference in Philadelphia, PA and related meetings from November 7, 2002 through November 14, 2002, in an amount not to exceed \$6,500 - MICHAEL ROUW HEARD; APPROVED

McQuiston-Parra: 3 Ayes; 1 Absent - Perez

SHERIFF

- *57) Application to hold a Parade - Kern River Valley Chamber of Commerce on November 30, 2002 - FOUND THAT THE SHERIFF HAS NOTED HIS APPROVAL ON THE PERMIT AND THAT THE PARADE WILL NOT RESULT IN THE UNDUE OR UNMANAGEABLE OBSTRUCTION OR HINDRANCE OF TRAFFIC ON THE HIGHWAY WHERE IT IS TO BE HELD; WILL NOT LEAD TO BREACH THE PEACE, PROPERTY DAMAGE, OR OTHER DISORDERLY OR UNLAWFUL CONDUCT; WILL NOT CONFLICT WITH OTHER PARADES PREVIOUSLY GRANTED PERMITS, AND THAT THE SHERIFF HAS FACILITIES TO PROPERLY SUPERVISE THE PARADE; APPROVED PERMIT; AUTHORIZED CHAIRMAN TO SIGN

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *58) Unusual travel request for Sergeant John Diederich and Sergeant Mike Kirkland to attend a training course in Terre Haute, Indiana, from November 16, 2002 to November 24, 2002, in an amount not to exceed \$1,190 each - APPROVED

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *59) Request to authorize payment of retroactive salary beyond one year to Detention Officers Anne McDaniel and Emalea Brians, in the amounts of \$226.17 and \$696.06 respectively - APPROVED; DIRECTED PERSONNEL TO CORRECT SALARY INCREMENT DATES TO AUGUST 11, 2001 AND JULY 28, 2001 RESPECTIVELY

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *60) Application to hold a Parade - North Bakersfield Recreation and Park District on December 14, 2002 - FOUND THAT THE SHERIFF HAS NOTED HIS APPROVAL ON THE PERMIT AND THAT THE PARADE WILL NOT RESULT IN THE UNDUE OR UNMANAGEABLE OBSTRUCTION OR HINDRANCE OF TRAFFIC ON THE HIGHWAY WHERE IT IS TO BE HELD; WILL NOT LEAD TO BREACH OF THE PEACE, PROPERTY DAMAGE, OR OTHER DISORDERLY OR UNLAWFUL CONDUCT; WILL NOT CONFLICT WITH OTHER PARADES PREVIOUSLY GRANTED PERMITS, AND THAT THE SHERIFF HAS FACILITIES TO PROPERLY SUPERVISE THE PARADE; APPROVED THE PERMIT; AUTHORIZED CHAIRMAN TO SIGN

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *61) Proposed retroactive Agreement with Bakersfield City School District for law enforcement services, effective September 24, 2002, renewable annually at the beginning of each school year, in an amount not to exceed \$30,000 per year - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 978-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *62) Proposed five-year Agreement with the City of McFarland to provide law enforcement services, from November 1, 2002 to October 31, 2007, in an amount not to exceed \$570,778 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 979-2002

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *63) Application to hold a Parade - Mountain Communities Chamber of Commerce in Frazier Park on December 7, 2002 - FOUND THAT THE SHERIFF HAS NOTED HIS APPROVAL ON THE PERMIT AND THAT THE PARADE WILL NOT RESULT IN THE UNDUE OR UNMANAGEABLE OBSTRUCTION OR HINDRANCE OF TRAFFIC ON THE HIGHWAY WHERE IT IS TO BE HELD; WILL NOT LEAD TO BREACH OF THE PEACE, PROPERTY DAMAGE, OR OTHER DISORDERLY OR UNLAWFUL CONDUCT; WILL NOT CONFLICT WITH OTHER PARADES PREVIOUSLY GRANTED PERMITS, AND THAT THE SHERIFF HAS FACILITIES TO PROPERLY SUPERVISE THE PARADE; APPROVED THE PERMIT; AUTHORIZED CHAIRMAN TO SIGN

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *64) Proposed retroactive Agreement with the State of California, Commission on Peace Officer Standards and Training, for training services by Kern County Sheriff's Department, from July 1, 2002 to June 30, 2003 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 980-2002; APPROVED SHERIFF'S TRAINING TRUST FUND 22132 TO BE REPOSITORY FOR REVENUES FROM THIS CONTRACT TO FUND CONTINUATION AND GROWTH OF REGIONAL SKILLS TRAINING PROGRAM

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

TREASURER-TAX COLLECTOR

- *65) Transfer of unclaimed money to General Fund - AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO TRANSFER \$151,798.81 FROM SUSPENSE FUND TO COUNTY GENERAL FUND

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *66) Amended request to employ retired County employee Linda Mortimer as an Account Clerk I, Range 42.8, Step A (previously approved by your Board on May 14, 2002, as an Account Clerk III), for a period not to exceed 120 working days or 960 hours, whichever is greater, in the 12-month period following the date of employment - APPROVED

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

- *67) Cash Receipts and Disbursements for September 2002 - RECEIVED AND FILED

Parra-McQuiston: 3 Ayes; 1 Absent - Perez

ADJOURNED TO CLOSED SESSION

McQuiston

CLOSED SESSIONS

COUNTY ADMINISTRATIVE OFFICE

- 68) Request for Closed Session regarding Meet and Confer, CCAPE, KCFU, KLEA -
- 69) Request for Closed Session regarding public employee performance evaluation - Title: Director of Public Health Services -

RECONVENED FROM CLOSED SESSION; RECESSED TO 2:00 P.M.

Parra-McQuiston

/s/ Denise Pennell
Clerk of the Board

/s/ Barbara Patrick
Vice-Chairman, Board of Supervisors

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Bakersfield, California

Regular Meeting
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2:00 P.M.

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ROLL CALL: All Present

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BOARD ACTION SHOWN IN CAPS

ADJOURNED AS BOARD OF SUPERVISORS; RECONVENED AS KERN SANITATION AUTHORITY

McQuiston-Patrick: All Ayes

KERN SANITATION AUTHORITY

- #1) Proposed termination of Agreement No. 1023-2000 with RJN Group, Inc., to provide specialized technical development and support for Cassworks Sewer Maintenance Management and Physical Inspection and Line View TV Inspection programs - APPROVED TERMINATION; AUTHORIZED DIRECTOR OF WASTE MANAGEMENT TO EXECUTE AND ISSUE LETTER OF TERMINATION

Patrick-Parra: All Ayes

ADJOURNED AS KERN SANITATION AUTHORITY; RECONVENED AS BOARD OF SUPERVISORS

McQuiston-Patrick: All Ayes

PUBLIC PRESENTATIONS

- 2) This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board. Board members may respond briefly to statements made or questions posed. They may ask a question for clarification, make a referral to staff for factual information or request staff to report back to the Board at a later meeting. Also, the Board may take action to direct the staff to place a matter of business on a future agenda. SPEAKERS ARE LIMITED TO TWO MINUTES. PLEASE STATE YOUR NAME BEFORE MAKING YOUR PRESENTATION. THANK YOU! - NO ONE HEARD

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

- 3) On their own initiative, Board members may make an announcement or a report on their own activities. They may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Gov. Code Sec. 54954.2[a]) - SUPERVISOR PATRICK PRESENTED A PLAQUE OF APPRECIATION TO CHAIRMAN PEREZ ON BEHALF OF THE SAN JOAQUIN VALLEY REGIONAL SUPERVISORS ASSOCIATION FOR HIS YEARS OF PUBLIC SERVICE AND COMMITMENT TO CALIFORNIA COUNTIES AND THE SAN JOAQUIN VALLEY

CONTINUED HEARINGS

RESOURCE MANAGEMENT AGENCY
Planning Department

- 4) **Request from South Kern Industrial Center, LLC, by Porter-Robertson Engineering and Surveying, Inc., to amend development policies in the South Kern Industrial Center Specific Plan; to change the planned alignment for Santiago Road within the South Kern Industrial Center Specific Plan; to approve a conditional use permit to allow a 100-acre organic waste recycling facility within the South Kern Industrial Center Plan located approximately 18 miles southwest of Bakersfield, southeast side of South Lake Road, two miles west of Hill Road (SD 4)**

Specific Request:

(a) Amend the text of the South Kern Industrial Center Specific Plan (adopted by Ordinance G-5849) which established the development policies and policy implementation measures governing properties within the South Kern Industrial Center Specific Plan. The text amendments include changes to a number of development policies and policy implementation measures governing allowable uses, conditionally permitted uses, development standards, and requirements for development (GPA #4, Map #158)

(b) Elimination of the current Specific Plan Line for Santiago Road and adoption of a new Specific Plan Line reflecting a new alignment (Santiago Road Specific Plan Line)

(c) A Conditional Use Permit to allow an organic waste recycling facility on 100 acres of a 252.14-acre parcel within the 744-acre South Kern Industrial Center Specific Plan area (CUP #2, Map #158)

(Environmental Impact Report; Published Daily Midway Driller) (from 9/10/2002 and 9/24/2002) - OPENED HEARING; TOM FALLGATTER, CANDIDATE FOR FOURTH DISTRICT SUPERVISOR, REQUESTED CONTINUATION OF THIS MATTER UNTIL A NEW SUPERVISOR IS ELECTED; HEARD IN SUPPORT OF STAFF RECOMMENDATION: FRED PORTER, PROJECT ENGINEER; GLENN BARNHILL, BARNHILL CONSULTING, ON BEHALF OF THE APPLICANTS; AND DAVE DMOHOWSKI, PROJECT DESIGN CONSULTANTS, REPRESENTING BOEING; DAPHNE WASHINGTON, DIRECTOR OF WASTE MANAGEMENT HEARD; CLOSED HEARING

MOTION TO CONTINUE TO TUESDAY, DECEMBER 10, 2002 AT 2:00 P.M.

Parra-Patrick: 2 Ayes; 2 Noes - McQuiston, Perez

Motion failed

(Continued on Page 14)

(Continued from Page 13)

PER PLANNING COMMISSION RECOMMENDATION, CERTIFIED THE FINAL SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT; ADOPTED RECOMMENDED SECTION 15091 FINDINGS AND SECTION 15093 STATEMENT OF OVERRIDING CONSIDERATIONS WITH REVISION TO FACTS IN SUPPORT A2(B) ON PAGE 1.0-3 OF THE STATEMENT; ADOPTED THE MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTION 2002-420 AND ENACTED ORDINANCES G-6917 AND G-6918 1) REPEALING ORDINANCE G-5849 (ADOPTED TO APPROVE THE SOUTH KERN INDUSTRIAL CENTER SPECIFIC PLAN); 2) APPROVING AN AMENDED SOUTH KERN INDUSTRIAL CENTER SPECIFIC PLAN AS RECOMMENDED, INCLUDING REVISION TO POLICY IMPLEMENTATION MEASURE 31 OF THE PUBLIC SERVICES AND FACILITIES ELEMENT; 3) REPEALING ORDINANCE G-6196 (ADOPTED TO APPROVE THE SANTIAGO ROAD SPECIFIC PLAN LINE); AND 4) APPROVING A REVISED SANTIAGO ROAD SPECIFIC PLAN LINE; ADOPTED RESOLUTION 2002-421 APPROVING CONDITIONAL USE PERMIT SUBJECT TO RECOMMENDED AMENDED CONDITIONS; ALL THE FOREGOING APPROVALS SHALL BE VOID UNLESS PRIOR TO NOVEMBER 20, 2002, AN INDEMNITY AGREEMENT APPROVED AS TO FORM BY COUNTY COUNSEL IS FILED WITH THE DIRECTOR OF THE KERN COUNTY PLANNING DEPARTMENT; REFERRED TO STAFF TO DEVELOP SITING CRITERIA FOR ORGANIC COMPOSTING FACILITIES, DEVELOP TRAFFIC IMPACT FEES COUNTY WIDE, AND REPORT ON THE CURRENT NUMBER AND TYPE OF COMPOSTING FACILITIES CURRENTLY OPERATING IN THE COUNTY, AND COUNTY USAGE OF COMPOST; REFERRED TO CAO TO PREPARE AN AMENDMENT TO THE ECONOMIC INCENTIVE POLICY TO PRECLUDE THESE PROJECTS FROM CONSIDERATION UNDER THE ECONOMIC INCENTIVE PROGRAM

McQuiston-Patrick: All Ayes

HEARINGS

RESOURCE MANAGEMENT AGENCY
Planning Department

- *5) **An appeal by Alex T. Toetze opposing the August 22, 2002, decision of the Planning Commission to allow Complete Wireless Consulting to build a cellular communication tower, to be camouflaged in a manner compatible with the neighborhood, at 2800 River Boulevard (SD 3)**

Specific Request:

An appeal of the Planning Commission's decision to impose Condition (2)(a) to require the applicant to submit revised elevation drawings demonstrating a stealth communication tower, where the tower is camouflaged to look like a pine tree (monopine), palm tree (monopalm), or other camouflaged structure compatible to the area as determined by the Planning Director for Conditional Use Permit 23, Map 103-17, which authorized a cellular communication facility in a C-1 District (Appeal #5, Map #103-17)

(Categorically Exempt, Section 15303; Published Bakersfield Californian) - CONTINUED TO TUESDAY, NOVEMBER 26, 2002, AT 2:00 P.M.

Parra-Patrick: All Ayes

- *6) **Request from Kenneth E. and Sharon L. Paul by Delmarter and Deifel to cancel a 1.03-acre portion of an approximate 38-acre parcel of a Land Use Contract and approval of a Contract Amending Land Use Contract on 19.01 acres located at 15659 Western Avenue, Wasco (SD 4)**

Specific Request:

Cancellation of a 1.03-acre portion of an approximate 38-acre parcel of a Land Use Contract and approval of a Contract Amending Land Use Contract on 19.01 acres (Cancellation #02-03 Map #55)

(General Rule, Section 15061(b)(3); Published Wasco Tribune) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING DEPARTMENT RECOMMENDATION, ADOPTED RESOLUTION 2002-422 APPROVING CANCELLATION SUBJECT TO PAYMENT OF PENALTY FEE; DIRECTED CLERK OF THE BOARD TO RECORD CONTRACT AMENDING LAND USE CONTRACT; DIRECTED CLERK OF THE BOARD TO ISSUE A TENTATIVE CERTIFICATE OF CANCELLATION AND ISSUE A CERTIFICATE OF CANCELLATION SUBJECT TO PAYMENT OF PENALTY FEE AND COMPLIANCE WITH ALL OTHER CONDITIONS CONTAINED IN THE TENTATIVE CERTIFICATE OF CANCELLATION

Parra-Patrick: All Ayes

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY

Planning Department

Land Use

S.D. #1

- *7) Notice of Nonrenewal 02-04 by Philip and Jacqueline Rudnick for approximately 90 acres within Agricultural Preserve No. 13 - DIRECTED CLERK OF THE BOARD TO RECORD NOTICE OF NONRENEWAL

Parra-Patrick: All Ayes

All S.D.'s

- *8) Report regarding 2002-2003 Williamson Act Open Space Subvention Application - RECEIVED AND FILED

Parra-Patrick: All Ayes

Streets and Highways

S.D. #2

- *9) Release of covenants to maintain certain off-street parking spaces on lots separate from the main building of a church located at 20419 Brian Way, Tehachapi - RELEASED COVENANTS (RECORDED IN BOOK 6789, PAGES 1549 AND 1553, O.R.); AUTHORIZED CHAIRMAN TO SIGN; DIRECTED CLERK OF THE BOARD TO RECORD

Parra-Patrick: All Ayes

Miscellaneous

S.D. #1

- *10) Request by Shoukat Ali for Determination of Public Convenience for the issuance of an off-sale beer and wine license at 515 Broadway Street, Johannesburg, pursuant to the Alcohol Beverage Control Act, Section 23958 of the Business and Professions Code - APPROVED; ADOPTED RESOLUTION 2002-423

Parra-Patrick: All Ayes

S.D. #2

- 11) Request by Khurshid Shahid for Determination of Public Convenience for the issuance of an off-sale general liquor license at 2968 Sierra Highway, Rosamond, pursuant to the Alcohol Beverage Control Act, Section 23958 of the Business and Professions Code - MIKE NADAR, PAT'S LIQUOR, HEARD IN OPPOSITION TO ISSUANCE; ROY SAUNDERS FOR LANDLORD AND PROPERTY OWNER, FASTRIP OIL COMPANY, HEARD IN SUPPORT OF ISSUANCE; APPROVED; ADOPTED RESOLUTION 2002-424

Patrick-Parra: All Ayes

S.D. #4

- *12) Request by Heng Chao for Determination of Public Convenience for the issuance of an off-sale beer and wine license at 19400 Taft Highway, Bakersfield, pursuant to the Alcohol Beverage Control Act, Section 23958 of the Business and Professions Code - APPROVED; ADOPTED RESOLUTION 2002-425

Parra-Patrick: All Ayes

All S.D.'s

- *13) Proposed Revision to Conflict of Interest Code for the Metropolitan Bakersfield Habitat Conservation Plan (MBHCP) Implementation Trust Group - APPROVED

Parra-Patrick: All Ayes

RESOURCE MANAGEMENT AGENCY

All S.D.'s

- 14) Proposed revisions to Chapter 8.05 of the Ordinance Code regarding biosolids to provide for continued regulatory oversight of the land application of exceptional quality biosolids after January 1, 2003 - REBECCA LEWIS, KERN FOOD GROWERS AGAINST SEWAGE SLUDGE; PAUL GIBONEY, M. CARATAN; LLOYD FRIAR, KERN COUNTY WATER AGENCY; LIZ OSTOICH, SENEGROW; SHANE MC GANN; AND JOHN COFFIN, RBM, HEARD; WAIVED READING AND INTRODUCED ORDINANCE; SET TUESDAY, NOVEMBER 26, 2002, AT 2:00 P.M., AS THE HEARING DATE; DESIGNATED COUNTY COUNSEL AS THE OFFICIAL TO PREPARE A FAIR AND ADEQUATE SUMMARY; DIRECTED CLERK OF THE BOARD TO POST AND PUBLISH THE REQUIRED NOTICE AND SUMMARY IN ACCORDANCE WITH SECTION 25124(b)(1) OF THE CALIFORNIA GOVERNMENT CODE; REFERRED TO RMA TO ESTABLISH A TASK FORCE AND REPORT BACK TO THE BOARD IN FOUR MONTHS REGARDING WATER QUALITY IMPACTS TO GROUND WATER AND ANY FUTURE RESTRICTIONS THAT SHOULD BE CONSIDERED; RECEIVED AND FILED DOCUMENTS

Parra-Patrick: All Ayes

- 15) Report regarding formation of Kern Lake Bed Flood Projects Task Force - STUART PYLE, LAMONT STORM WATER DISTRICT, HEARD; RECEIVED AND FILED

Parra-Patrick: All Ayes

RESOURCE MANAGEMENT AGENCY
Community and Economic Development Department

S.D. #5

- *16) Request for Release of Funds (RROF) for Community Development Project #12.02.1, Arvin Veterans' Hall Improvements, City of Arvin - AUTHORIZED CHAIRMAN TO EXECUTE THE RROF AND CERTIFICATION; AUTHORIZED INTERIM DIRECTOR TO SUBMIT THE RROF AND CERTIFICATION TO HUD

Parra-Patrick: All Ayes

- *17) Proposed Agreements with Alliance Against Family Violence in the amount of \$20,000 (#46.02.1), Bakersfield Rescue Mission in the amount of \$60,000 (#46.02.2), Bethany Services in the amount of \$60,000 (#46.02.3), Kern County Economic Opportunity Corporation, dba Community Action Partnership of Kern, in the amount of \$5,500 (#46.02.4) and Women's Center-High Desert in the amount of \$23,600 (#46.02.7); and proposed Memorandum of Understanding with the Kern County Mental Health Department in the amount of \$20,850 (#46.02.6), to obligate a total of \$189,950 of funds under the Emergency Shelter Grants (ESG) Program of the Stuart B. McKinney Act - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENTS 981-2002 THROUGH 985-2002; AUTHORIZED DIRECTORS OF COMMUNITY AND ECONOMIC DEVELOPMENT DEPARTMENT AND MENTAL HEALTH DEPARTMENT TO EXECUTE MEMORANDUM OF UNDERSTANDING IN A FORM APPROVED BY COUNTY COUNSEL

Parra - Patrick: All Ayes

RESOURCE MANAGEMENT AGENCY
Engineering and Survey Services

Hearings

S.D. #1

- 18) Proposed Resolution ordering the extension of Zone of Benefit No. 2 in County Service Area No. 60, to provide drainage facilities maintenance and establish assessments within County Service Area No. 60, Zone of Benefit Nos. 1 and 2, Tracts 6053, 6054, 6063 and adjacent 38-acre commercial site, located north of West Day Avenue and west of North Chester Avenue - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; TABULATED BALLOTS; CONFIRMED THAT BALLOTS WERE SUBMITTED IN FAVOR OF THE ASSESSMENTS; ENACTED ORDINANCE G-6919 ESTABLISHING THE ASSESSMENTS; ADOPTED RESOLUTION 2002-426 CONFIRMING ENGINEERING AND SURVEY SERVICES DEPARTMENT DIRECTOR'S REPORT, APPROVING AN ANNUAL ASSESSMENT NOT TO EXCEED \$60 PER PARCEL FOR STREET LIGHT MAINTENANCE-SINGLE FAMILY, \$80 PER ACRE FOR STREET LIGHT MAINTENANCE-COMMERCIAL/LARGE LOT, \$12 PER PARCEL FOR STREET SWEEPING-SINGLE FAMILY LOT (ONCE PER MONTH), \$24 PER PARCEL FOR STREET SWEEPING-COMMERCIAL/LARGE LOT (ONCE PER MONTH),

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\$25 PER PARCEL FOR DRAINAGE FACILITIES MAINTENANCE-SINGLE FAMILY LOT, AND \$200 PER ACRE FOR DRAINAGE FACILITIES MAINTENANCE-COMMERCIAL/LARGE LOT; DETERMINING TO ADOPT AND ACCEPT AN ORDINANCE ENACTING ASSESSMENTS FOR THE AREA INCLUDED WITHIN THE BOUNDARIES EXTENDED HEREIN; ORDERING THE EXTENSION OF ZONE OF BENEFIT NO. 2 IN COUNTY SERVICE AREA NO. 60

McQuiston-Parra: All Ayes

- 19) Proposed Resolution ordering the extension of Zone of Benefit Nos. 3, 5, 7, and 8 in County Service Area No. 71, determining to adopt and accept an Ordinance enacting assessments for the area included within the boundaries extended herein, lot line adjustment (LLA) #113-01, located south of Snow Road and east of Calloway Drive, Northwest Bakersfield - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; TABULATED BALLOTS; CONFIRMED THAT BALLOTS WERE SUBMITTED IN FAVOR OF THE ASSESSMENTS; ENACTED ORDINANCE G-6920 ESTABLISHING THE ASSESSMENTS; ADOPTED RESOLUTION 2002-427 CONFIRMING ENGINEERING AND SURVEY SERVICES DEPARTMENT DIRECTOR'S REPORT, APPROVING AN ANNUAL ASSESSMENT NOT TO EXCEED \$350 PER PARCEL FOR STREET LIGHTS, \$6 PER PARCEL FOR SEPTIC MONITORING, \$130 PER PARCEL FOR SEWER SERVICE, \$12 PER PARCEL FOR STREET SWEEPING (ONCE PER MONTH), \$25 PER PARCEL FOR DRAINAGE FACILITIES MAINTENANCE, AND \$1,550 PER PARCEL FOR LANDSCAPE AND WALL MAINTENANCE; DETERMINING TO ADOPT AND ACCEPT AN ORDINANCE ENACTING ASSESSMENTS FOR THE AREA INCLUDED WITHIN THE BOUNDARIES EXTENDED HEREIN; ORDERING THE EXTENSION OF ZONE OF BENEFIT NOS. 3, 5, 7, AND 8 IN COUNTY SERVICE AREA NO. 71

McQuiston-Parra: All Ayes

S.D. #5

- 20) Proposed Resolution of Necessity to commence eminent domain proceedings to acquire flowage easement interest in properties owned by Tejada and Graves for construction of the North Lamont Channel project - OPENED HEARING; TOM DE NATALE, ATTORNEY FOR CHARLES GRAVES, HEARD IN OPPOSITION TO ACQUISITION OF THE GRAVES PROPERTY; CLOSED HEARING; MADE RECOMMENDED FINDINGS; ADOPTED RESOLUTION 2002-428; DIRECTED COUNTY COUNSEL AND PROPERTY MANAGEMENT TO ACQUIRE NECESSARY EASEMENTS

Parra-McQuiston: All Ayes

S.D. #1

- *21) Tract 6053, Phase 1, Consent to Common Use Agreement with North of the River Municipal Water District - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 986-2002

Parra-Patrick: All Ayes

S.D. #3

- *22) Contract No. 03005, Final Plans, Specifications, and Notice to Contractors for the North Beardsley Street Improvements Phase IV - Oildale Curb & Gutter project - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED ROADS TO PUBLISH NOTICE TO CONTRACTORS IN A NEWSPAPER OF GENERAL CIRCULATION, PURSUANT TO SECTION 20150 OF PUBLIC CONTRACT CODE; BID OPENING DATE TO BE WEDNESDAY, NOVEMBER 27, 2002, AT 11:00 A.M.

Parra-Patrick: All Ayes

All S.D.'s

- *23) Proposed addition of one (1) Building Inspector I/II position to Building Inspection Department, Budget Unit 2625, effective November 4, 2002 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Parra-Patrick: All Ayes

- *24) Request to apply to San Joaquin Valley Air Pollution Control District REMOVE Grant Program for funds to purchase on-line building permit system, total amount of request is \$20,000 with \$40,000 in matching funds from the Building Inspection fund - APPROVED; ADOPTED RESOLUTION 2002-429; AUTHORIZED DIRECTOR TO SIGN ALL DOCUMENTS NECESSARY AND SPECIFIC TO APPLICATION PROCESS

Parra-Patrick: All Ayes

- *25) Request to apply to San Joaquin Valley Air Pollution Control District REMOVE Grant Program for funds to hire extra-help personnel to scan maps into system, total amount of request is \$9,000 - APPROVED; ADOPTED RESOLUTION 2002-430; AUTHORIZED DIRECTOR TO SIGN ALL DOCUMENTS NECESSARY AND SPECIFIC TO THE APPLICATION PROCESS

Parra-Patrick: All Ayes

RESOURCE MANAGEMENT AGENCY
Roads Department

S.D. #1

- *26) Proposed 40 mile-per hour speed limit on Goat Ranch Road, from Entrada Boulevard to 0.91 mile south of Entrada Boulevard - APPROVED; REFERRED TO COUNTY COUNSEL FOR PREPARATION OF THE NECESSARY ORDINANCE

Parra-Patrick: All Ayes

S.D. #3

- *27) Proposed 45 mile-per hour speed limit on Pegasus Drive between Norris Road and Seventh Standard Road - APPROVED; REFERRED TO COUNTY COUNSEL FOR PREPARATION OF THE NECESSARY ORDINANCE

Parra-Patrick: All Ayes

S.D. #5

- *28) Contract No. 02001, Change Order No. 3 for Lamont Streetscape Improvements Project, an increase of \$4,200, for a new total of \$360,862 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Parra-Patrick: All Ayes

- *29) Easement Deed and proposed Right of Way Contract from Southern California Edison Company providing for the purchase, in the amount of \$3,164, of approximately 2800 square feet of their property necessary for the improvement of East Brundage Lane - ACCEPTED DEED; AUTHORIZED CHAIRMAN TO SIGN RIGHT OF WAY CONTRACT (AGREEMENT 987-2002); AUTHORIZED AUDITOR-CONTROLLER TO MAKE PAYMENT

Parra-Patrick: All Ayes

- *30) Contract No. 03006, Plans, Specifications, and Notice to Contractors for construction on Hall Road between State Highway 184 and San Diego Street - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTIONS 15301(c); AUTHORIZED ROADS TO FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED ROADS TO PUBLISH PURSUANT TO SECTION 20392 OF PUBLIC CONTRACT CODE; BID OPENING TO BE WEDNESDAY, NOVEMBER 20, 2002, AT 11:00 A.M.

Parra-Patrick: All Ayes

S.D.'s #1 & #2

- *31) Proposed Contract No. 03002 with Granite Construction Company, Inc., for manufacturing and delivery of asphalt concrete stockpile to various locations in East Kern County, in an amount not to exceed \$179,470 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 988-2002

Parra-Patrick: All Ayes

All S.D.'s

- *32) Proposed Contract No. 03001 with Granite Construction Company, Inc., for manufacturing and delivery of asphalt concrete stockpile to various locations in Kern County, in an amount not to exceed \$352,550 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 989-2002

Parra-Patrick: All Ayes

WASTE MANAGEMENT

S.D. #1

- *33) Rejection of all bids for Contract No. 03004 to construct surface water management system improvements at Kern Valley Sanitary Landfill; proposed Plans and Specifications to rebid construction of surface water management system improvements at Kern Valley Sanitary Landfill under Contract No. 03007 - REJECTED ALL BIDS AND RELEASED BID GUARANTEES; APPROVED PLANS; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED WASTE MANAGEMENT TO PUBLISH NOTICE TO CONTRACTORS; BID OPENING TO BE WEDNESDAY, NOVEMBER 13, 2002, at 11:00 A.M.

Parra-Patrick: All Ayes

S.D.'s #1 & #2

- *34) Proposed Plans and Special Provisions to construct a stockpile erosion control project at Bakersfield Metropolitan (Bena) Sanitary Landfill - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; DIRECTED WASTE MANAGEMENT TO PREPARE REQUISITION AND PURCHASING TO SOLICIT BIDS

Parra-Patrick: All Ayes

- *35) Proposed transfer of funds from Fund 35050, Eastin Reserve Account #2188 for Glennville Sanitary Landfill to Fund 35050, Eastin Reserve Account #2184 for the Bakersfield Metropolitan (Bena) Sanitary Landfill, in an amount not to exceed \$569,936 - AUTHORIZED AUDITOR-CONTROLLER TO TRANSFER FUNDS

Parra-Patrick: All Ayes

S.D.'s #1 & #5

- *36) Proposed transfer of funds from Fund 35050, Eastin Reserve Account #2189 for Kern Valley Sanitary Landfill to Fund 35050, Eastin Reserve Account #2183 for the Arvin Sanitary Landfill, in an amount not to exceed \$2,654,201 - AUTHORIZED AUDITOR-CONTROLLER TO TRANSFER FUNDS

Parra-Patrick: All Ayes

S.D.'s #1, #2 & #5

- *37) Proposed transfer of funds from Fund 35050, Budget Unit 8999, Retained Earnings Account #2380, to (1) Fund 35050, Account #2165 - Bena Sanitary Landfill Liner in the amount of \$6,364,000; and (2) Fund 35050, Account #2166 - Shafter-Wasco Sanitary Landfill Liner in the amount of \$4,145,000 - AUTHORIZED AUDITOR-CONTROLLER TO TRANSFER FUNDS

Parra-Patrick: All Ayes

All S.D.'s

- *38) Proposed Resolution to set a protest hearing for Tuesday, December 10, 2002, at 2:00 p.m., to consider an Ordinance to establish the Schedule of Solid Waste Management Program Service Charges for Residential Property in Fiscal Year 2003-2004 and place service charges on the property tax rolls - RECEIVED AND FILED; ADOPTED RESOLUTION 2002-431; DIRECTED WASTE MANAGEMENT TO IDENTIFY ALL PARCELS UPON WHICH CHARGE IS PROPOSED; DIRECTED COUNTY COUNSEL TO PREPARE, AND CLERK OF THE BOARD TO PUBLISH, HEARING NOTICE AND ORDINANCE SUMMARY; DIRECTED CLERK OF THE BOARD TO CAUSE NOTICE OF PROTEST HEARING TO BE MAILED TO OWNERS OF RECORD FOR IDENTIFIED PARCELS; RECEIVED AND FILED DOCUMENT

Parra-Patrick: All Ayes

- *39) Report concerning proposed Cathode Ray Tube Recycling Programs - RECEIVED AND FILED; APPROVED IMPLEMENTATION OF PROGRAMS; REFERRED TO COUNTY COUNSEL TO PREPARE NECESSARY ORDINANCE

Parra-Patrick: All Ayes

- *40) Proposed Amendment No. 1 to Agreement No. 105-99 with B.C. Laboratories, Inc., to provide chemical analytical services for County landfills and facilities, for a total amount not to exceed \$800,000, an increase of \$100,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 990-2002

Parra-Patrick: All Ayes

- *41) Annual report concerning operations for Fiscal Year 2001-2002 at the Kern County Special Waste Facility - RECEIVED AND FILED

Parra-Patrick: All Ayes

- *42) Request for authorization to apply for funding from the San Joaquin Valley Air Pollution Control District's REMOVE Grant program for funds to assist in the cathode ray tube disposal program, total amount of request is \$187,500 with \$187,500 matching funds from the Solid Waste Enterprise Fund - APPROVED; ADOPTED RESOLUTION 2002-432; AUTHORIZED DIRECTOR OF WASTE MANAGEMENT TO SIGN ALL DOCUMENTS NECESSARY AND SPECIFIC TO THE APPLICATION PROCESS

Parra-Patrick: All Ayes

COUNTY ADMINISTRATIVE OFFICE

- *43) Proposed Agreement with Kern County Museum Authority for Fiscal Year 2002-2003 funding support, in the amount of \$600,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 991-2002

Parra-Patrick: All Ayes

- *44) Proposed Administrative Policy and Procedures Manual Amendment No. 02-08 regarding effective date of travel reimbursement per diem rate changes - APPROVED

Parra-Patrick: All Ayes

- *45) Proposed response to 2001-2002 Grand Jury Final Report on Parks and Recreation Department - APPROVED; AUTHORIZED CHAIRMAN TO SIGN LETTER TRANSMITTING RESPONSE TO SUPERIOR COURT PRESIDING JUDGE

Parra-Patrick: All Ayes

- *46) Proposed investment management and IRS compliance services Agreement for the Tobacco Endowment Fund with QA Advisers, LLC, (Merrill Lynch Asset Management's parent company) in an annual amount not to exceed 0.0015% of the assets of the Tobacco Endowment Fund, or \$75,000, whichever is greater; and proposed fund custodian services Agreement with Wells Fargo Bank National Association for the Tobacco Endowment Fund in an amount not to exceed \$1,500 annually - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENTS 992-2002 AND 993-2002

Parra-Patrick: All Ayes

- *47) Application for California Healthcare for Indigents (CHIP) funds for Fiscal Year 2002-2003 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Parra-Patrick: All Ayes

- *48) Proposed Agreement with Hawkins, Delafield & Wood for specialized legal services related to existing debt financings in an amount not to exceed \$39,000 annually, for a term expiring December 31, 2005 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 994-2002

Parra-Patrick: All Ayes

COUNTY ADMINISTRATIVE OFFICE
General Services Division

Hearings

S.D. #4

- *49) Proposed Resolution and Ordinance granting pipeline franchise to Seneca Resources Corporation - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 21080.21; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; ADOPTED RESOLUTION 2002-433 AND ENACTED ORDINANCE F-453

Parra-Patrick: All Ayes

S.D. #5

- *50) Proposed Resolution and Ordinance granting pipeline franchise to Fuller Acres Water Company - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; ADOPTED RESOLUTION 2002-434 AND ENACTED ORDINANCE F-454

Parra-Patrick: All Ayes

S.D. #1

- *51) Proposed Employee Rental Agreement with Jody Hunnicutt for County Residence No. 404 located at Camp Owen in Kernville, on a month-to-month basis (rent of \$238.63 monthly) - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 995-2002

Parra-Patrick: All Ayes

- *52) Proposed Estoppel Agreement declaring that the State of California's proposed purchase and use of certain real property within County's Meadows Field avigation easement is consistent with said easement, commencing on the date State takes title to the property and terminating on the date State sells the property or discontinues its use for military purposes - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15061(b)(3); AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 996-2002

Parra-Patrick: All Ayes

- *53) Proposed Escrow Agreement with S.C. Anderson, Inc., contractor for the new Juvenile Treatment Facility, providing for security deposits in lieu of retention, as allowed by Public Contract Code 22300 (1960.8166) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 997-2002

Parra-Patrick: All Ayes

- *54) Request for subcontractor substitution for the Inyokern Senior Center Expansion (8920.26001) - FOUND THAT FRESNO FLOOR COVERING COMPANY FAILED TO EXECUTE A WRITTEN CONTRACT WITH BOWE CONTRACTORS, INC.; APPROVED SUBSTITUTION OF METRO FLOORS TO COMPLETE THE FLOORING PORTION OF THE PROJECT

Parra-Patrick: All Ayes

- *55) Proposed Agreement with State of California Board of Corrections and proposed Resolution, to provide for an award from the Board of Corrections in the amount of \$12,060,000 for construction of the Probation Department's new Juvenile Treatment Facility (1960.8166) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 998-2002; ADOPTED RESOLUTION 2002-435

Parra-Patrick: All Ayes

S.D. #3

- *56) Change Order No. 2 for the Metro Recreation Center improvements, an increase of \$1,437.50, for a new total of \$403,849.50 (1960.8179) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Parra-Patrick: All Ayes

- *57) Plans and Specifications for landscape improvements at Panorama Park (1960.8245) - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED GENERAL SERVICES TO PUBLISH PURSUANT TO PUBLIC CONTRACT CODE SECTION 20125; BID OPENING TO BE THURSDAY, DECEMBER 5, 2002, AT 11:00 A.M.

Parra-Patrick: All Ayes

S.D. #4

- *58) Proposed bid documents and Resolution of intention to lease 160 acres of property for oil and gas exploration at the Lost Hills Sanitary Landfill - APPROVED; ADOPTED RESOLUTION 2002-436; SET HEARING FOR OPENING OF BIDS FOR TUESDAY, NOVEMBER 26, 2002, AT 2:00 P.M.; DIRECTED CLERK OF THE BOARD TO PUBLISH RESOLUTION PURSUANT TO PUBLIC RESOURCES CODE 7052

Parra-Patrick: All Ayes

S.D. #5

- *59) Change Order No. 3 for the Sheriff's East Bakersfield Substation, an increase of \$6,438, for a new total of \$339,381 (1960.8250) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Parra-Patrick: All Ayes

- *60) Plans and Specifications for demolition of the Jessie Street fueling site (8950.7001) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED PURCHASING AGENT TO SOLICIT BIDS

Parra-Patrick: All Ayes

All S.D.'s

- *61) Request for approval of intent to donate surplus microwave equipment to the City of Bakersfield - APPROVED; DIRECTED COUNTY COUNSEL TO PREPARE NOTICE OF INTENT; DIRECTED CLERK OF THE BOARD TO PUBLISH NOTICE

Parra-Patrick: All Ayes

- *62) Proposed Resolution consenting to the transfer of cable television Franchise Ordinance Nos. F-404, F-405 and F-406 by Time Warner Entertainment-Advance/Newhouse to TWEAN Subsidiary, LLC - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15061; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; APPROVED; ADOPTED RESOLUTION 2002-437

Parra-Patrick: All Ayes

S.D.'s #2 & #3

- *63) Plans and Specifications for tot lot improvements at the Greenfield, DiGiorgio and Lamont parks (1960.8247) - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED GENERAL SERVICES TO PUBLISH PURSUANT TO PUBLIC CONTRACT CODE 20125; BID OPENING DATE TO BE THURSDAY, NOVEMBER 21, 2002, AT 11:00 A.M.

Parra-Patrick: All Ayes

CONSIDERATION OF ORDINANCES INTRODUCED ON OCTOBER 8, 2002

- *64) Proposed Ordinance repealing Chapter 5.36 and adding a new Chapter 5.36 regarding garbage franchises, updating provisions to conform with AB 939 and existing franchise agreements - ENACTED ORDINANCE G-6921

Parra-Patrick: All Ayes

MATTERS FOR EXECUTIVE APPROVAL

- *65) Minutes for Week of September 16, 2002 - APPROVED WITH CORRECTION TO ITEM NO. 30 A.M. ADDING THE CONSENT AGENDA VOTE, "**Parra-Patrick - 3 Ayes; 1 Absent - McQuiston**"

Parra-Patrick: All Ayes

- *66) Miscellaneous Letters and Documents - FILED

Parra-Patrick: All Ayes

- *67) Miscellaneous Departmental Referrals by Clerk of the Board - APPROVED AND FILED

Parra-Patrick: All Ayes

- *68) Claims and Lawsuits filed with and referred by Clerk of the Board - APPROVED AND FILED

Parra-Patrick: All Ayes

ADJOURNED TO TUESDAY, OCTOBER 29, 2002, AT 9:00 A.M.

Parra-

/s/ Denise Pennell
Clerk of the Board

/s/ Steve A. Perez
Chairman, Board of Supervisors

66) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Clerk of the Board

- A) Letter from Sharyn Woods re resignation from the Human Relations Commission (Copies to each Supervisor, CAO and Personnel)
- B) Letter from Randy Kyt, Kern River Valley Cemetery District, re opening for appointment of new trustee (Copies to each Supervisor and CAO)

- C) Received, certified and forwarded to Recorder for recordation as follows:

- 1) Tract Map 5816, Phase 3 S.D. #2
- 2) Tract Map 6053, Phase 4 S.D. #1
- 3) Tract Map 6053, Phase 5 S.D. #1
- 4) Tract Map 6053, Phase 6, S.D. #1
- 5) Tract Map 6062, Unit A, S.D. #2

Community and Economic Development

- D) County Loan Agreement, HOME Investment Partnerships Program, First Time Home Buyers Mortgage Assistance Program, with Yrene M. Lopez

Employers' Training Resource

- E) WIA Agreements:

- 1) Berchtold Equipment Co., WIA Title 501, dated September 23, 2002
- 2) Sears Logistics Services, Inc., WIA Title 201, dated August 30, 2002
- 3) Sears Logistics Services, Inc., WIA Title 301, dated August 30, 2002
- 4) Sears Logistics Services, Inc., WIA Title 201, dated September 19, 2002
- 5) Sears Logistics Services, Inc., WIA Title 301, dated September 19, 2002

- F) Modification No. 1 to Agreement R380507 with the State of California Employment Development Department to initiate PY 2002-03 Workforce Investment Act - Title 1 Adult and Dislocated Worker funding.

General Services

- G) Memorandum re filing of Acceptance of Franchise and check No. 31645 in the amount of \$1,000 for Ordinance F-451, Lone Star Gas Liquids Processing, Inc.
- H) Memorandum re filing of Acceptance of Franchise and Rider No. 1 to Franchise Bond No. RLB0001430 from RLI Insurance Company for Ordinance F-424, Plains Exploration & Production Company (formerly Stocker Resources LP)
- I) Memorandum re bond replacement No. 059093 from Lumberman's Mutual Casualty Company for Ordinance F-429, Pastoria Energy Facility, LLC

- J) Consent to Recordation re Right-of-Way Easement from Timothy M. and Sallie A. Keener, for a portion of APN 111-141-22

Grand Jury

- K) 2002-2003 Preliminary Report re Holding Facility at Delano Law and Justice Committee (Copies to each Supervisor, CAO, Superior Court and Sheriff)

Local Agency Formation Commission

- L) Proceeding No. 1321, Resolution 02-40, in the matter of City of Bakersfield, Annexation No. 429 (Ming No. 9) (Copies to each Supervisor and CAO)
- M) Proceeding No. 1336, Resolution No. 02-36, in the matter of City of Bakersfield, Annexation No. 431 (Brimhall No. 9) (Copies to each Supervisor and CAO)
- N) Proceeding No. 1338, Resolution No. 02-38, in the matter of County Service Area No. 67, Annexation No. 1 (Copies to each Supervisor and CAO)
- O) Proceeding No. 1340, Resolution No. 02-39, in the matter of the City of Shafter, Annexation No. 73 (Copies to each Supervisor and CAO)
- P) Letter from Bart J. Thiltgen, City of Bakersfield, re Proceeding No. 1343, Oswell No. 8/Wible No. 12, Annexation No. 435 (Copies to each Supervisor and CAO)
- Q) Letter from Bart J. Thiltgen, City of Bakersfield, re Proceeding No. 1346, Stockdale No. 15/Blomquist No. 1, Annexation No. 436 (Copies to each Supervisor and CAO)

Planning

- R) Notice of Public Hearing with the City of Bakersfield Planning Commission and the Kern County Planning Commission on Monday, October 28, 2002, re Metropolitan Bakersfield General Plan Update (Copies to each Supervisor and CAO)
- S) Consent to Recordation re Irrevocable Offer of Dedication from Westside Waste Management Co., Inc., County Road No. 3909

Resource Management Agency

- T) Memorandum re letters of commendation concerning Resource Management Agency team members

Miscellaneous

- U) Letter from Assemblyman Roy Ashburn to John E. White re complaint concerning fly infestation at Buena Vista Lake (Copies to each Supervisor, CAO, Planning, Environmental Health and County Counsel)
- V) Letter from Jennifer L. Willis, State Board of Equalization, re Property Taxpayers' Bill of Rights Annual Report (Copies to each Supervisor and CAO)

- W) Letter from Mike Thomas, Kern River Valley Chamber of Commerce, in opposition to SB 2335, The California Wild Heritage Act, and HR 4947, The Southern California Wild Heritage Wilderness Act (Copies to each Supervisor, CAO, Planning and County Counsel)
- X) Letter from Vern Moss, Madera County Board of Supervisors, re Resolution opposing Proposition 50 concerning California water supplies (Copies to each Supervisor and CAO)
- Y) Letter from Milton M. Younger, Bakersfield Symphony Orchestra, re the Concert Hall Leadership Planning Committee for development of a Center for the Performing Arts (Copies to each Supervisor and CAO)
- Z) Letter from Robert J. Lee, Lois L. Lee and Christopher Robert Lee re integration of organized crime in American economy and government and claim of counterfeit Kern County tax bills (Copies to each Supervisor, CAO and Treasurer-Tax Collector)
- AA) Letter from Nancy Hayward, State Department of Health Services, re Fiscal Year 2002-2003 certificate and allocation table (Copies to each Supervisor, CAO, Auditor-Controller and Public Health)
- BB) Letter from Anthony S. Lowe, Federal Emergency Management Agency, re field verification findings which maintains Kern County's current classification in the National Flood Insurance Program's (NFIP) Community Rating System (CRS), with the existing flood insurance policyholder premium discount (Copies to each Supervisor, CAO, Resource Management Agency, Engineering & Survey Services and Planning)
- CC) Letter from Cay C. Goude, U.S. Department of the Interior, Fish and Wildlife Service, re request for information on the California Golden Trout (*Oncorhynchus mykiss aguabonita*) (Copies to each Supervisor, CAO and Parks)
- DD) E-mail from Florence Dunagan re suggestions to proposed revised dog ordinance (Copies to each Supervisor, CAO, Environmental Health and County Counsel)
- EE) E-mail from Florence Dunagan re claim forms for funding from the Commission on State Mandates for possible reimbursement to animal shelters for costs incurred under SB 1785 (Copies to each Supervisor, CAO and Environmental Health)
- FF) Citizen complaint from John E. and Patricia Ann White re fly infestation at Buena Vista Lake (Copies to each Supervisor, CAO, Planning, Environmental Health and County Counsel)
- GG) Report re 2002 Fire/Life Safety Inspection, Adult/Juvenile Detention Facilities, on Tuesday, October 1, 2002 (Copies to each Supervisor, CAO and Sheriff)
- HH) Bulletin from the California Rifle and Pistol Association, Inc., The Firing Line, Issue No. 874, October 2002 (Copies to each Supervisor, CAO and County Counsel)

- II) Bulletin from the Alzheimer's Disease Association of Kern County, The Caregiver, Volume 6, Issue 4, October-December 2002 (Copies to each Supervisor and CAO)
- JJ) Notices from Alcoholic Beverage Control Board re Application for Alcoholic Beverage Licenses: Airport Texaco, 1508 Airport Drive, Bakersfield; LaVilla Restaurant, 4001 Niles Street, Bakersfield; Rudy Vegas Mobile BBQ, 107 "B" Street, Taft; Spanish Cafe, 11010 Main Street, Lamont; and BK Market, 2515 Center Street, Rosamond (Copies to each Supervisor, CAO and Planning)
- KK) Notice from Los Padres National Forest re schedule of proposed environmental actions, October-December 2002 (Copies to each Supervisor, CAO, Planning and County Counsel)
- LL) Notice from State Board of Corrections re public hearings and written comment period concerning proposed amendments to regulations contained in the Minimum Standards for Local Juvenile Facilities and the Minimum Standards for Local Adult Detention Facilities (Copies to each Supervisor and CAO)
- MM) Press release from Senator Charles S. Poochigian re Governor Davis' veto of bill guaranteeing Central Valley representation on the High Speed Rail Authority (Copies to each Supervisor, CAO, Roads and Resource Management Agency)
- NN) News release from National Association for County Community & Economic Development re presentation of the Roy D. Hoover Memorial Award to Bill Mungary at the NACCED Annual Conference held Thursday, September 19 through Sunday, September 22, 2002 (Copies to each Supervisor and CAO)
- OO) News release from U.S. Department of Agriculture, Forest Service, Los Padres National Forest, re fire safety during hunting season (Copies to each Supervisor and CAO)
- PP) Agenda of meeting from In-Home Supportive Services Advisory Committee on Thursday, October 10, 2002
- QQ) Agenda of meeting from California High Speed Rail Authority on Monday, October 16, 2002 (Copies to each Supervisor, CAO, Roads and Resource Management Agency)
- RR) Agenda of meeting from Central Valley Regional Water Quality Control Board on Thursday and Friday, October 17 and 18, 2002 (Copies to each Supervisor, CAO and Resource Management Agency)
- SS) Agenda of meeting from CALFED Bay-Delta Program, California Bay-Delta Public Advisory Committee, Environmental Justice Subcommittee, on Wednesday, October 11, 2002 (Copies to each Supervisor, CAO and Resource Management Agency)

- TT) Agenda of meeting from CALFED Bay-Delta Program, California Bay-Delta Public Advisory Committee, Watershed Subcommittee, on Friday, October 18, 2002 (Copies to each Supervisor, CAO and Resource Management Agency)
- UU) Agenda of meeting from CALFED Bay-Delta Program, Ecosystem Restoration Program Contract Amendments Workshop, on Thursday, October 24, 2002 (Copies to each Supervisor, CAO and Resource Management Agency)
- 67) LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD - APPROVED AND FILED
- A) Letter from Ernest C. Van Sant, State Department of Corrections, re notification of mitigation funds related to California State Prison-Kern County at Delano II - REFERRED TO CAO (Copies to each Supervisor)
- B) Letter from Anthony Phillips re replacement instructions for "Application for Change in Assessment" on tax bills - REFERRED TO ASSESSOR (Copies to each Supervisor, CAO, Assessment Appeals Board and County Counsel)
- 68) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
- A) Claim in the matter of Teresa and Elliot Green vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- B) Claim in the matter of Dickie Ferguson, Jr. vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- C) Claim in the matter of David Nelson vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- D) Claim in the matter of Helen Ballard vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- E) Claim in the matter of Susan DeCant vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- F) Claim in the matter of Todd Johnson vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- G) Claim in the matter of Joshua Sterling Cole vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- H) Claim in the matter of John Brown vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- I) Claim in the matter of Archalous Mansour, Charles Mansour, George Mansour, Maurice Mansour and Richard Mansour vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)

- J) Subrogation claim in the matter of Miguel Echeverria by Mercury Insurance Company vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- K) Summons and complaint in the matter of Shivraj Singh vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- L) Summons and complaint in the matter of Jose Velez vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- M) Summons and complaint in the matter of Roberta Schaufelberger and Walter Schaufelberger vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- N) Summons and complaint in the matter of Francisca Serrano, Rudolph A. Serrano, Jr., Ricardo A. Serrano, Ruthy A. Serrano, individually and Francisca Serrano as Successor in Interest and Guardian ad Litem of the estate of Rudolph A. Serrano vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- O) Discrimination complaint in the matter of Rita Dolores Faz-Essen vs. Kern County - REFERRED TO COUNTY COUNSEL (Copies to Risk Management and Personnel)
- P) Notice of complaint transfer in the matter of Micual Dennis Carson vs. Kern County - REFERRED TO COUNTY COUNSEL (Copies to Risk Management and Personnel)
- Q) Notice of claim for Granite Construction Company against Subdivision Improvement Labor and Material Bond executed by Bama Group as principal and Gulf Insurance Company as surety, Tract 5930, Phase 1 - REFERRED TO COUNTY COUNSEL (Copies to Risk Management and Auditor)