

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Monday, October 30, 2000

10:30 A. M.

NOTE: THE MEETING OF MONDAY, OCTOBER 30, 2000, 10:30 A.M. WAS CANCELED DUE TO THE LACK OF A QUORUM.

Supervisors: McQuiston, Perez, Patrick, Peterson, Parra
ROLL CALL: All Absent

NOTE: Mc, Pz, Pa, Pe, Pr are abbreviations for Supervisors McQuiston, Perez, Patrick, Peterson, and Parra, respectively. For example, Pa-Pe denotes Supervisor Patrick made the motion and Supervisor Peterson seconded it. The abbreviation (Ab) means absent, and (Abd) abstained.

BOARD ACTION SHOWN IN CAPS

CLOSED SESSION

COUNTY ADMINISTRATIVE OFFICE

- 1) Request for Closed Session re: Public Employee Performance Evaluation - Titles: Waste Management Director; Public Defender; County Counsel; Agricultural Commissioner; Mental Health Services Director; Employers' Training Resource Director; Clerk of the Board; Public Health Services Director; Parks and Recreation Director -

ADJOURNED TO TUESDAY, OCTOBER 31, 2000 AT 9:00 A.M.

/s/ Denise Pennell
Clerk of the Board

/s/ Kenneth W. Peterson
Chairman, Board of Supervisors

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, October 31, 2000

9:00 A.M.

BOARD RECONVENED

Supervisors: McQuiston, Perez, Patrick, Peterson, Parra
ROLL CALL: All Present

SALUTE TO FLAG - Led by Supervisor Patrick

NOTE: Mc, Pz, Pa, Pe, Pr are abbreviations for Supervisors McQuiston, Perez, Patrick, Peterson, and Parra, respectively. For example, Pa-Pe denotes Supervisor Patrick made the motion and Supervisor Peterson seconded it. The abbreviation (Ab) means absent, and (Abd) abstained.

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

- | | | |
|-------------------|-----|--|
| Mc-Pr
All Ayes | 1) | Proclamation proclaiming November 2000 as National Adoption Awareness Month in Kern County - PROCLAIMED; MADE PRESENTATION TO ANA PAGAN, ASSISTANT DIRECTOR, CHILD PROTECTIVE SERVICES, DEPARTMENT OF HUMAN SERVICES; ANA PAGAN HEARD |
| Pa-Mc
All Ayes | 2) | Proclamation proclaiming November 2000 as Lung Cancer Awareness Month in Kern County - PROCLAIMED; MADE PRESENTATION TO DENISE ENRIQUEZ ROCHA; ERICA HINOJAS HEARD; RECEIVED AND FILED DOCUMENT |
| Pz-Pa
All Ayes | 3) | Proclamation proclaiming November 5 through November 11, 2000 as National Diabetes Education Week in Kern County - PROCLAIMED; MADE PRESENTATION TO SHARON HANSEN AND SHERYL RASSETTE, AMERICAN ASSOCIATION OF DIABETES EDUCATORS; SHARON HANSEN HEARD |
| Pa-Pz
All Ayes | *4) | Proclamation proclaiming the week of October 23 through October 29, 2000 as Rotary Week in Kern County - PROCLAIMED; REFERRED TO CLERK OF THE BOARD FOR PREPARATION |
| | 5) | Presentation of Certificate of Recognition for Jeff Colbert upon his retirement after 29 years of dedicated service to Kern County Mental Health Department - MADE PRESENTATION TO JEFF COLBERT; DIANE KODITEK, DIRECTOR MENTAL HEALTH SERVICES, DR. BRAD CLOUD AND JEFF COLBERT HEARD |

- Pa-Pz
All Ayes
- *6) Resolution honoring Robert Earls upon his retirement from Department of Human Services with 37 years of service to Kern County - ADOPTED RESOLUTION

PUBLIC REQUESTS

- 7) Request from Cathy Morgan to address the Board regarding the Veteran's Wall and dedication ceremony in Shafter - CATHY MORGAN HEARD; SUPERVISOR MCQUISTON PRESENTED A CERTIFICATE OF RECOGNITION TO CATHY MORGAN
- 8) Request from Dorothy Bogges to address the Board regarding breast cancer education - DOROTHY BOGGES HEARD

Pz-Pa
All Ayes

REFERRED ISSUE TO PUBLIC HEALTH DEPARTMENT

- WITH-DRAWN
- 9) Request from Nita R. Milligan to address the Board re Kern Medical Center -

APPOINTMENTS

- Pa-Pz
All Ayes
- *10) Appointment of Ed Svihovec as Second District Member to the Commission on Aging (replacing Roylance "Lee" Bird), term to expire September 29, 2001 - MADE APPOINTMENT
- Pa-Pz
All Ayes
- *11) Reappointment of Dave McArthur as at-large member to the Wildlife Resources Commission, term to expire June 30, 2003 - MADE APPOINTMENT

PUBLIC PRESENTATIONS

- 12) 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! - OLIVIA GARCIA, INSTRUCTOR, BAKERSFIELD COLLEGE, INTRODUCED STUDENTS FROM HER JOURNALISM CLASS

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

- 13) 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 PEREZ REPORTED ON CSAC'S PROGRESS RELATIVE TO ERAF AND CONTINUED EFFORTS TO IMPROVE THE FISCAL RELATIONSHIP BETWEEN LOCAL GOVERNMENT AND THE STATE

CHAIRMAN PETERSON FURTHER ELABORATED ON THE IMPACT TO LOCAL GOVERNMENT RESULTING FROM THE LOSS OF PROPERTY TAXES

DEPARTMENTAL REQUESTS

AGING AND ADULT SERVICES

- Pa-Pz *14) Proposed Amendment No. 1 to Agreement with the City of
All Ayes Ridgecrest for Senior Nutrition Services, in an amount
not to exceed \$171,438, an increase of \$21,864, fiscal
year 2000-2001 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN
AGREEMENT 1029-2000

AIRPORTS

- Pa-Pz *15) Proposed Resolution and letter to Federal Aviation
All Ayes Administration requesting release from the terms,
conditions, reservations, and restrictions imposed by the
Federal Government "Surplus Property Disposal
Restrictions" relating to non-aeronautical use of
portions at Poso Airport - APPROVED; ADOPTED RESOLUTION
2000-380; AUTHORIZED CHAIRMAN TO SIGN LETTER

CLERK OF THE BOARD

- Pa-Pz *16) Amended Conflict of Interest Codes for the Kern County
All Ayes Employees' Retirement Association and Tehachapi Valley
Healthcare District - APPROVED

EMPLOYERS' TRAINING RESOURCE

- Pa-Pz *17) Proposed retroactive Subgrant Agreement with City of
All Ayes Ridgecrest for the provision of training and employment
activities for Youths under the Workforce Investment Act
for the period April 1, 2000, through June 30, 2001, in
an amount not to exceed \$99,817 (prior notification May
9, 2000) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN
AGREEMENT 1030-2000

- Pa-Pz *18) Proposed Amendment No. 1 to Subgrant Agreement No. 852-
All Ayes 2000 with the Kern High School District for the provision
of training and employment activities for youth under the
Workforce Investment Act to increase funding to
incorporate \$60,121 for a total not to exceed \$2,340,953
- APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1031-
2000

FIRE DEPARTMENT

- Pa-Pz *19) Quarterly Report of Overtime Expenditures - RECEIVED AND
All Ayes FILED

HUMAN SERVICES

- Pa-Pz *20) Proposed revisions to the General Assistance Program
All Ayes regulations to make changes in eligibility in accordance
with Welfare and Institutions Code 17016 and certain
technical language amendments (no County cost) - ADOPTED
REVISED REGULATIONS AND DIRECTED DEPARTMENT OF HUMAN
SERVICES TO BEGIN APPLICATION OF REVISED REGULATIONS
EFFECTIVE NOVEMBER 1, 2000

- Pa-Pz *21) Proposed expenditure of funds for employee development
All Ayes and recognition activities, October 31, 2000 to March 31,
2001, in an amount not to exceed \$3,300 (Federal/State;
5% County cost) - APPROVED

Pa-Pz *22) Proposed Amendment No. 1 to Agreement No. 322-2000 with
All Ayes Kernville Union School District for provision of the
Great Beginnings Project to revise the budget at no
County cost - APPROVED; AUTHORIZED CHAIRMAN TO SIGN
AGREEMENT 1032-2000

Pa-Pz *23) Proposed Agreement with RAND Corporation for CalWORKS
All Ayes Service Delivery System evaluation, October 31, 2000 to
October 31, 2002, in an amount not to exceed \$199,957
(Federal/State; no County cost) - APPROVED; AUTHORIZED
CHAIRMAN TO SIGN AGREEMENT 1033-2000

KERN MEDICAL CENTER

Pz-Pa 24) Proposed addition of two (2) full-time Clerk I/II; two
All Ayes (2) full-time Pharmacy Technician I/II/III; one (1) full-
time Health Information Services Records Supervisor I/II;
one (1) full-time Computer Operator I/II/III; one (1)
full-time Office Automation Analyst I/II; one (1) full-
time Network Administrator effective October 31, 2000;
one (1) full-time Secretary (temporary from October 31,
2000 to October 31, 2001); and one (1) full-time Cook
I/II effective October 3, 2000; and delete one (1) full-
time vacant Clinical Information Specialist and one (1)
full-time vacant Typist Clerk I/II effective October 31,
2000 - APPROVED; REFERRED TO PERSONNEL TO AMEND
DEPARTMENTAL POSITIONS AND SALARY SCHEDULE; REFERRED TO
COUNTY ADMINISTRATIVE OFFICE TO REPORT BACK REGARDING ALL
POSITIONS ADDED AND DELETED AT KERN MEDICAL CENTER SINCE
THE HUNTER REPORT WAS RELEASED

Pa-Pz *25) Proposed Amendment No. 2 to Agreement with California
All Ayes Nurses Bureau to adjust individual rates paid for
specific nursing specialties and overtime payment;
increase terms of payment from a net of 30 days to a net
of 45 days; extend term of contract from April 5, 2001 to
April 5, 2002; and increase the maximum annual
compensation to \$400,000, and total contract amount to
\$1,000,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN
AGREEMENT 1034-2000

Pa-Pz 26) Proposed retroactive Amendment No. 2 to Agreement with
All Ayes Nurses Internet Staffing Services, Inc., to add a
Hospital Shift Manager classification effective October
23, 2000; to extend term of contract from November 22,
2001 to November 22, 2002; and increase the maximum
annual compensation to \$1,000,000, and total contract
amount to \$3,000,000 - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 1035-2000

Pa-Pz *27) Proposed retroactive Agreement with Bonnie Klein for
All Ayes professional psychotherapeutic services, from August 3,
2000 through August 2 2001, in an amount not to exceed
\$39,532 (prior notification August 15, 2000) - APPROVED;
AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1036-2000

Pa-Pz *28) Proposed Addendum to Agreement with HBO & Company,
All Ayes subsidiary of McKessonHBOC, Inc., to authorize the
implementation of two annual upgrades in software for
KMC's principal patient and financial information system,
in an amount not to exceed \$142,880 - APPROVED;
AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1037-2000;
AUTHORIZED PURCHASING AGENT TO ISSUE PURCHASE ORDER

MENTAL HEALTH SERVICES

- Pa-Pz
All Ayes
- *29) Proposed Agreement with Nankil Enterprises, Inc., dba Union Villa Board and Care, for augmented board and care services for county mentally ill clients residing in the Greater Bakersfield area, from November 1, 2000 to October 31, 2001, in an amount not to exceed \$77,990 (SAMHSA, State; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1038-2000
- Pa-Pz
All Ayes
- *30) Proposed Agreement with Nankil Enterprises, Inc., dba Lakeside Board and Care, for augmented board and care services for county mentally ill clients residing in the Greater Bakersfield area, from November 1, 2000 to October 31, 2001, in an amount not to exceed \$29,997 (SAMHSA, State; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1039-2000
- Pa-Pz
All Ayes
- *31) Proposed Agreement with Living Connections, dba Cedar House Board and Care, for augmented board and care services for mentally ill clients residing in the Greater Bakersfield area, from November 1, 2000 to October 31, 2001, in an amount not to exceed \$8,397 (SAMHSA, State; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1040-2000
- Pa-Pz
All Ayes
- *32) Proposed Agreement with Living Connections, dba Elmwood Board and Care, for augmented board and care services for county mentally ill clients residing in the Greater Bakersfield area, from November 1, 2000 to October 31, 2001, in an amount not to exceed \$8,397 (SAMHSA, State; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1041-2000
- Pa-Pz
All Ayes
- *33) Proposed Agreement with James Eric Cox, dba Center Street Board and Care, for augmented board and care services for county mentally ill clients residing in the Greater Bakersfield area, from November 1, 2000 to October 31, 2001, in an amount not to exceed \$28,188 (SAMHSA, State; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1042-2000
- Pa-Pz
All Ayes
- *34) Proposed Agreement with De Villa Board and Care, for augmented board and care services for county mentally ill clients residing in the Greater Bakersfield area, from November 1, 2000 to October 31, 2001, in an amount not to exceed \$8,397 (SAMHSA, State; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1043-2000
- Pa-Pz
All Ayes
- *35) Proposed Agreement with Medina's Board and Care, for augmented board and care services for county mentally ill clients residing in the Greater Bakersfield area, from November 1, 2000 to October 31, 2001, in an amount not to exceed \$10,193 (SAMHSA, State; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1044-2000
- Pa-Pz
All Ayes
- *36) Proposed Agreement with April Joy's Home Care Haven, for augmented board and care services for county mentally ill clients residing in the Greater Bakersfield area, from November 1, 2000 to October 31, 2001, in an amount not to exceed \$7,195 (SAMHSA, State; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1045-2000

PARKS AND RECREATION DEPARTMENT

- Pa-Pz *37) Proposed Master Plan for the long term improvement of
All Ayes County-owned golf courses - RECEIVED AND FILED
- Pa-Pz *38) Proposed Amendment to Ordinance G-6644 relating to
All Ayes miscellaneous fees for use of County-owned or
administered property and park areas to provide for fees
and regulations on use for commercial still photography
(fiscal impact \$1,000) - WAIVED READING; INTRODUCED
ORDINANCE; ADOPTED RESOLUTION 2000-381 SETTING HEARING
DATE FOR TUESDAY, NOVEMBER 21, 2000 AT 9:00 A.M. ON FEE
AMENDMENTS; DIRECTED CLERK OF THE BOARD TO POST AND
PUBLISH NOTICE OF HEARING

PUBLIC HEALTH SERVICES

- Pa-Pz *39) Proposed Agreement with Kern County Superintendent of
All Ayes Schools for the Department of Public Health to provide
Child Care Health Consultant services to child care
providers, from November 1, 2000 through June 30, 2001,
in an amount not to exceed \$261,735; proposed addition of
three(3) full-time Public Health Nurse I/II and one(1)
part-time Public Health Nurse I/II in Budget Unit 4110 J,
effective November 1, 2000; and request to appropriate
unanticipated revenue in the amount of \$261,735 -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1046-
2000; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL
POSITIONS AND SALARY SCHEDULE; APPROVED APPROPRIATION OF
UNANTICIPATED REVENUE IN THE AMOUNT OF \$261,735 TO
APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET
TRANSFER FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET
UNIT 4110 IN THE AMOUNT OF \$261,735
- Pa-Pz *40) Proposed Amendment No. 1 to Agreement No. 731-2000 with
All Ayes Kern County Superintendent of Schools as Administrative
Agent for the Kern County Child and Family Service Agency
(CAPIT), from July 1, 2000 through June 30, 2001, in an
amount not to exceed \$354,853 - APPROVED; AUTHORIZED
CHAIRMAN TO SIGN AGREEMENT 1047-2000
- Pa-Pz *41) Proposed Agreement with the Kern County Children and
All Ayes Families Commission for dental treatment to children,
from November 1, 2000 through October 31, 2001, in an
amount not to exceed \$500,000; and proposed addition of
one (1) full-time Public Health Project Specialist and
one (1) part-time Public Health Nurse I/II in Budget unit
4110-D effective November 1, 2000; request to appropriate
unanticipated revenue in the amount of \$500,000 -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1048-
2000; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL
POSITIONS AND SALARY SCHEDULE; APPROVED APPROPRIATION OF
UNANTICIPATED REVENUE IN THE AMOUNT OF \$500,000 TO
APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET
TRANSFER FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET
UNIT 4110 IN THE AMOUNT OF \$500,000
- Pa-Pz *42) Proposed addition of one (1) full-time Public Health Aide
All Ayes I/II, one (1) full-time Medical Investigator and one (1)
part-time Health Education Assistant I/II position,
effective November 1, 2000 - APPROVED; REFERRED TO
PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY
SCHEDULE

Pa-Pz *43) Proposed deletion of one (1) full-time Typist Clerk I/II
All Ayes and addition of one (1) part-time Typist Clerk I/II
position in Budget Unit 4300-B, effective November 1,
2000 - APPROVED; REFERRED TO PERSONNEL TO AMEND
DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Pa-Pz *44) Proposed Agreement with Kern County Children and Families
All Ayes Commission for Prenatal and Early Childhood Nurse Home
Visitation Program, from November 1, 2000 through October
31, 2001, in an amount not to exceed \$294,486; and
proposed addition of three (3) full-time Public Health
Nurse I/II positions in Budget Unit 4110-J, transfer one
(1) full-time Public Health Nurse I/II from 4110-C to
4110-J, addition of one (1) part-time Public Health Nurse
I/II in Budget Unit 4110-C, one (1) part-time Typist
Clerk I/II and one (1) part-time Bilingual Public Health
Aide I/II in Budget Unit 4110-J; and request to
appropriate unanticipated revenue in the amount of
\$294,486 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN
AGREEMENT 1049-2000; APPROVED APPROPRIATION OF
UNANTICIPATED REVENUE IN THE AMOUNT OF \$294,486 TO
APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET
TRANSFER FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET
UNIT 4110 IN THE AMOUNT OF \$294,486; AUTHORIZED AUDITOR
TO PAY; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL
POSITIONS AND SALARY SCHEDULE

SHERIFF

Pa-Pz *45) Request to appropriate unanticipated revenue in the
All Ayes amount of \$67,501 for addition of one (1) Deputy Sheriff
position in the City of Tehachapi - APPROVED THE ADDITION
OF ONE (1) DEPUTY SHERIFF POSITION, EFFECTIVE NOVEMBER 4,
2000; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL
POSITION AND SALARY SCHEDULE; APPROVED APPROPRIATION OF
UNANTICIPATED REVENUE IN THE AMOUNT OF \$67,501 TO
APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET
TRANSFER FROM APPROPRIATIONS FOR CONTINGENCIES TO
SHERIFF'S BUDGET UNIT 2210 IN THE AMOUNT OF \$67,501

Pa-Pz *46) Application to hold a parade - Taft Chamber of Commerce
All Ayes on November 4, 2000 - 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 PERMIT; AUTHORIZED CHAIRMAN TO SIGN

TREASURER-TAX COLLECTOR

Pa-Pz *47) Proposed Agreement with bid4assets.com for Internet
All Ayes Auction Advertising Services (no fiscal impact) -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1050-2000

Pa-Pz *48) Treasurer's Pooled Cash Quarterly Portfolio Reporting for
All Ayes Quarter Ended September 30, 2000 - RECEIVED AND FILED

CLOSED SESSIONS

COUNTY ADMINISTRATIVE OFFICE

Pa-Pz 49) Request for Closed Session regarding Meet and Confer,
All Ayes KCFFU -

COUNTY COUNSEL

Pa-Pz 50) Request for Closed Session regarding a lawsuit entitled
All Ayes Hubbard v. County of Kern, U.S.D.C.(E) Case No. 96-6217
(Government Code Section 54956.9(a)) -

Pa-Pz 51) Request for Closed Session regarding significant exposure
All Ayes to litigation against the County (one case) (Government
Code Section 54956.9(b)(1)) -

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

/s/ Denise Pennell
Clerk of the Board

/s/ Kenneth W. Peterson
Chairman, Board of Supervisors

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, October 31, 2000

2:00 P.M.

BOARD RECONVENED

Supervisors: McQuiston, Perez, Patrick, Peterson, Parra
ROLL CALL: All Present

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

KERN SANITATION AUTHORITY

Pz-Pr
All Ayes

- #1) Proposed construction of storm water retention basin by Garone Farms, Lessee at Kern Sanitation Authority Farm, in an amount not to exceed \$10,600 - MADE FINDING THAT BIDDING OF PROJECT IS UNDESIRABLE AND IMPRACTICAL; APPROVED; DIRECTED KERN SANITATION AUTHORITY TO CREDIT PROJECT COSTS, UPON APPROVAL OF ITEMIZED EXPENSES, AGAINST GARONE FARMS' LEASE PAYMENTS

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)) - NO ONE HEARD

CONTINUED HEARING

RESOURCE MANAGEMENT AGENCY
Planning Department

Pz-Pr
All Ayes

- *4) **Request from Delta Power Systems by Delmarter and Deifel to change the permitted uses from Exclusive Agriculture to Natural Resources and the exclusion of 19.34 acres from the boundaries of an Agricultural Preserve for property located on the east side of Enos Lane, 1/8 mile north of Rosedale Highway, Calder's Corner (SD 3)**
Specific Request:
(a) Amend the Western Rosedale Specific Plan from Map Code(s) R-IA (Intensive Agriculture) to Map Code(s) R-MP (Mineral Petroleum) or a more restrictive map code designation (GPA #22, Map #100)
(b) A change in zone classification from A (Exclusive Agriculture) to NR (5) (Natural Resource - 5 acres) or a more restrictive district (ZCC #44, Map #100)
(c) Exclusion of approximately 19.34 acres from the boundaries of an Agricultural Preserve (Ag Pres #11 - Excl)
(Negative Declaration; Published Bakersfield Californian; from 9/12/00 and 10/3/00) - CONTINUED TO TUESDAY, NOVEMBER 14, 2000, AT 2:00 P.M.

HEARINGS

RESOURCE MANAGEMENT AGENCY
Planning Department

Pz-Pr
All Ayes

- *5) **Request from Carl G. Oblinger by Telstar Engineering, Inc., to change the permitted use from Agriculture to 1/4-acre minimum lot size Residential on 40.2 acres located 1/4 mile west of Renfro Road, north of Stockdale Highway, west of Bakersfield (SD 3)**
Specific Request:
A change in zone classification from A (Exclusive Agriculture) to E (1/4) (Estate - 1/4 acre) or a more restrictive district (ZCC #18, Map #101-34)
(Negative Declaration; Published Bakersfield Californian)
- OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED NEGATIVE DECLARATION AND MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTION 2000-382 AND ENACTED ORDINANCE G-6728 APPROVING ZONE CHANGE AS REQUESTED TO BECOME EFFECTIVE UPON RECORDATION OF FINAL TRACT MAP

Pz-Pr
All Ayes

- *6) **Request from Kenneth and Rosemary Twisselman to change the permitted uses from Limited Agriculture (2-1/2-acre minimum parcel size) to Exclusive Agriculture (20-acre minimum parcel size) and to include the affected 560 acres in an Agricultural Preserve, approximately four miles southwest of the intersection of Westside Highway (State Route 33) and Lerdo Highway, Belridge area (SD 4)**
Specific Request:
(a) A change in zone classification from A-1 (Limited Agriculture) to A (Exclusive Agriculture) or a more restrictive district (ZCC #2, Map #74)
(b) Inclusion of approximately 560 acres within the boundaries of an Agricultural Preserve (Ag Pres #5 - Incl)
(General Rule, Section 15061(b)(3); Published Bakersfield Californian) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTIONS 2000-383 AND 2000-384 AND ENACTED ORDINANCE G-6729 APPROVING ZONE CHANGE, WITH THE ADDITION OF THE FP (FLOODPLAIN COMBINING) DISTRICT, AND INCLUSION AS REQUESTED

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY
Planning Department

Land Use

S.D. #1

Pz-Pr
All Ayes

- *7) Proposed Williamson Act Land Use Contract for Calendar Year 2001, Contract 00-19, Richard B. Sandrini, Delano area, Agricultural Preserve No. 7, 154.78 acres - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; DIRECTED CLERK OF THE BOARD TO RECORD

S.D. #4

Pz-Pr
All Ayes

- *8) Proposed Williamson Act Land Use Contract for Calendar Year 2001, Contract 99-3, Joseph and Doleen Borba Trust, south of Bakersfield, Agricultural Preserve No. 10, 1,235.52 acres - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; DIRECTED CLERK OF THE BOARD TO RECORD

Pz-Pr
All Ayes

- *9) Proposed Williamson Act Land Use Contract for Calendar Year 2001, Contract 99-3, Transmutation Properties, Inc., south of Bakersfield, Agricultural Preserve No. 10, 511.09 acres - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; DIRECTED CLERK OF THE BOARD TO RECORD

Streets and Highways

S.D. #4

- Pz-Pr
All Ayes
- *10) Request from George and James Borba by Tschudin Consulting Group for a Summary Vacation of public access easements along the Engle Road, Houghton Road, Shafter Road, and South Jenkins Road alignments within Parcel Map 8799, Map 141-10 - ADOPTED RESOLUTION 2000-385 APPROVING VACATION, RESERVING AND EXCEPTING A PUBLIC UTILITY EASEMENT FOR ANY EXISTING UTILITIES, WITH RESOLUTION TO BE RECORDED UPON WRITTEN CONFIRMATION FROM THE PLANNING DIRECTOR TO THE CLERK OF THE BOARD THAT A LOT LINE ADJUSTMENT HAS BEEN RECORDED WHICH COMBINES THE PARCELS IN SUCH A WAY AS TO ASSURE THAT ALL PARCELS HAVE A LEGAL RIGHT OF ACCESS

BOARD OF TRADE

- Mc-Pr
All Ayes
- 11) Request for authorization to proceed with implementation plan for Tourism Promotion Grant Program - APPROVED

RESOURCE MANAGEMENT AGENCY
Engineering and Survey Services

Hearings

S.D. #2

- Pz-Pr
All Ayes
- *12) Hearing for the abatement of a public nuisance involving the demolition of an abandoned and dangerous structure at 32600 State Highway 14, Cantil, APN 181-210-15, estimated cost \$6,500 - CONTINUED TO TUESDAY, JANUARY 9, 2001, AT 2:00 P.M.
- Pz-Pr
All Ayes
- *13) Hearing for the abatement of a public nuisance involving the demolition of an abandoned and dangerous structure at 16036 "L" Street, Mojave, APN 236-173-05, Lot 9, estimated cost \$6,500 - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; DECLARED BY RESOLUTION 2000-386 THE ABANDONED STRUCTURE AND REAL PROPERTY A PUBLIC NUISANCE; DIRECTED ENGINEERING & SURVEY SERVICES TO POST AND MAIL NOTICE OF DETERMINATION PURSUANT TO ORDINANCE CODE 8.44.100; IF NUISANCES ARE NOT ABATED WITHIN 30 DAYS AFTER POSTING AND MAILING OF THE NOTICE OF DETERMINATION, AUTHORIZED ENGINEERING & SURVEY SERVICES TO USE ABATEMENT FUNDS TO AWARD BIDS FOR THE DEMOLITION AND REMOVAL, AND TO PERFORM THE NECESSARY INSPECTIONS IN THE PERFORMANCE OF THE DEMOLITION CONTRACT

S.D. #4

- Pz-Pr
All Ayes
- *14) Proposed confirmation of costs incurred for the abatement of public nuisance work located at:
- 1) 301 Naylor Street, Taft APN 039-301-10 S.D. #4
\$5,590.76
 - 2) 106 Naylor Street, Taft APN 039-282-09 S.D. #4
\$5,290.57 - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; RECEIVED AND FILED REPORT; CONFIRMED BY RESOLUTION 2000-387 THE COSTS INCURRED BY THE COUNTY FOR THE WORK PERFORMED TO REMOVE THE PUBLIC NUISANCE FOR EACH PROPERTY; ORDERED THAT ANY COSTS IF NOT PAID WITHIN TEN (10) DAYS BE A LIEN AGAINST THE PROPERTY AND CONSTITUTE A SPECIAL ASSESSMENT TO BE PLACED ON THE TAX ROLL BY THE AUDITOR AND TO BE COLLECTED IN THE SAME MANNER AND SUBJECT TO THE SAME PENALTIES AS ORDINARY COUNTY TAXES ON THE REAL PROPERTY FROM WHICH THE NUISANCE WAS ABATED; DIRECTED ENGINEERING & SURVEY SERVICES TO MAIL NOTICE OF THE BOARD ACTION TO THE PROPERTY OWNERS

S.D. #5

- Pz-Pr
All Ayes
- *15) Hearing for the abatement of a public nuisance involving the demolition of an abandoned and dangerous structure at 1013 McNew Court, Bakersfield, APN 168-082-04, Tract 1308, Lot 23, estimated cost \$6,500 - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; DECLARED BY RESOLUTION 2000-388 THE ABANDONED STRUCTURE AND REAL PROPERTY A PUBLIC NUISANCE; DIRECTED ENGINEERING & SURVEY SERVICES TO POST AND MAIL NOTICE OF DETERMINATION PURSUANT TO ORDINANCE CODE 8.44.100; IF NUISANCES ARE NOT ABATED WITHIN 30 DAYS AFTER POSTING AND MAILING OF THE NOTICE OF DETERMINATION, AUTHORIZED ENGINEERING & SURVEY SERVICES TO USE ABATEMENT FUNDS TO AWARD BIDS FOR THE DEMOLITION AND REMOVAL, AND TO PERFORM THE NECESSARY INSPECTIONS IN THE PERFORMANCE OF THE DEMOLITION CONTRACT

- Pz-Pr
All Ayes
- *16) Hearing for the abatement of a public nuisance involving the demolition of an abandoned and dangerous structure at 1101 McNew Court, Bakersfield, APN 168-082-07, Tract 1308, Lot 21, estimated cost \$6,500 - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; DECLARED BY RESOLUTION 2000-389 THE ABANDONED STRUCTURE AND REAL PROPERTY A PUBLIC NUISANCE; DIRECTED ENGINEERING & SURVEY SERVICES TO POST AND MAIL NOTICE OF DETERMINATION PURSUANT TO ORDINANCE CODE 8.44.100; IF NUISANCES ARE NOT ABATED WITHIN 30 DAYS AFTER POSTING AND MAILING OF THE NOTICE OF DETERMINATION, AUTHORIZED ENGINEERING & SURVEY SERVICES TO USE ABATEMENT FUNDS TO AWARD BIDS FOR THE DEMOLITION AND REMOVAL, AND TO PERFORM THE NECESSARY INSPECTIONS IN THE PERFORMANCE OF THE DEMOLITION CONTRACT

- Pz-Pr
All Ayes
- *17) Hearing for the abatement of a public nuisance involving the demolition of an abandoned and dangerous structure at 1002 Cannon Street, Bakersfield, APN 168-082-23, Tract 1308, Lot 24, estimated cost \$6,500 - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; DECLARED BY RESOLUTION 2000-390 THE ABANDONED STRUCTURE AND REAL PROPERTY A PUBLIC NUISANCE; DIRECTED ENGINEERING & SURVEY SERVICES TO POST AND MAIL NOTICE OF DETERMINATION PURSUANT TO ORDINANCE CODE 8.44.100; IF NUISANCES ARE NOT ABATED WITHIN 30 DAYS AFTER POSTING AND MAILING OF THE NOTICE OF DETERMINATION, AUTHORIZED ENGINEERING & SURVEY SERVICES TO USE THE ABATEMENT FUNDS TO AWARD BIDS FOR DEMOLITION AND REMOVAL, AND TO PERFORM THE NECESSARY INSPECTIONS IN THE PERFORMANCE OF THE DEMOLITION CONTRACT

S.D.'s #4 & 5

- Pz-Pr
All Ayes
- *18) Proposed confirmation of costs incurred for the abatement of public nuisances work located at:
- 1) 324 Valley Trail, Frazier Park APN 260-124-06
S.D. #4 \$2,364.66
 - 2) 303 South Street, Taft APN 039-372-02
S.D. #4 \$1,655.00
 - 3) 2301 Edison Hwy., Bakersfield APN 137-320-06
S.D. #5 \$ 953.39
 - 4) 1517 Williams St., Bakersfield APN 138-060-01
S.D. #5 \$1,534.60 - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; RECEIVED AND FILED REPORT; CONFIRMED BY RESOLUTION 2000-391 THE COSTS INCURRED BY THE COUNTY FOR THE WORK PERFORMED TO REMOVE THE PUBLIC NUISANCE FOR EACH PROPERTY; ORDERED THAT ANY COSTS IF NOT PAID WITHIN TEN (10) DAYS BE A LIEN AGAINST THE PROPERTY AND CONSTITUTE A SPECIAL ASSESSMENT TO BE PLACED ON THE TAX ROLL BY THE AUDITOR AND TO BE COLLECTED IN THE SAME MANNER AND SUBJECT TO THE SAME PENALTIES AS ORDINARY COUNTY TAXES ON THE REAL PROPERTY FROM WHICH THE NUISANCE WAS ABATED; DIRECTED ENGINEERING & SURVEY SERVICES TO MAIL NOTICE OF THE BOARD ACTION TO THE PROPERTY OWNERS

S.D. #3

- Pz-Pr
All Ayes
- *19) Release of Lien, Parcel Map No. 9902, Phase A - AUTHORIZED RECORDATION OF RELEASE OF LIEN

S.D. #4

- Pz-Pr
All Ayes
- *20) Proposed Contract No. 20026 with Griffith Company for construction of Frazier Park Drain-Phase 4 (extension of storm drain lines), in an amount not to exceed \$163,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1051-2000

RESOURCE MANAGEMENT AGENCY
Environmental Health Services

All S.D.'s

- Pa-Pz
All Ayes
- 21) Proposed retroactive Agreement with the California Association of Environmental Health Administrators for Annual Software Maintenance Support Services through September, 2001, in an amount not to exceed \$32,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1052-2000

RESOURCE MANAGEMENT AGENCY
Roads Department

S.D. #1

- Pz-Pr
All Ayes
- *22) Proposed Contract No. 01004 with Granite Construction Company for construction on Scodie Park Road from Cypress Avenue to State Route 178, in an amount not to exceed \$180,671 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1053-2000

- Pz-Pr
All Ayes
- *23) Proposed acceptance of implied offer of dedication, acknowledgment of public acceptance by Use, Finding & Declaration of Public Right of Way and Inclusion in the County Maintained Road System for a portion of Calvert Boulevard - APPROVED; ADOPTED RESOLUTION 2000-392

S.D. #3

- Pz-Pr
All Ayes
- *24) Contract No. 01006, Plans, Specifications and Notice to Contractors for construction on Roberts Lane from Norris Road to Olive Drive - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301 (c); AUTHORIZED ROADS TO FILE NOTICE OF EXEMPTION; APPROVED PLANS AND SPECIFICATIONS; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED ROADS TO PUBLISH PURSUANT TO SECTION 20392 OF PUBLIC CONTRACT CODE; BID OPENING TO BE WEDNESDAY, NOVEMBER 29, 2000, AT 11:00 A.M.

S.D. #5

- Pz-Pr
All Ayes
- *25) Contract No. 01009, accept low bid of Oberg Contracting Corporation, in an amount not to exceed \$169,545 - ACCEPTED LOW BID; AUTHORIZED ROADS TO PREPARE NECESSARY CONTRACT DOCUMENTS AND RELEASE ALL OTHER BID GUARANTEES

S.D.'s #1 & #2

- Pz-Pr
All Ayes
- *26) Proposed Resolution approving in concept joint project with Enron North America Corporation for paving projects in Eastern Kern County for PM-10 (particulate matter) reduction credits - APPROVED; ADOPTED RESOLUTION 2000-393; AUTHORIZED ROAD COMMISSIONER TO NEGOTIATE AGREEMENT

S.D.'s #1 & #3

- Pz-Pr
All Ayes
- *27) Contract No. 20027, Change Order No. 1 for construction on Alfred Harrell Highway, an increase of \$53,091.29 - APPROVED, AUTHORIZED CHAIRMAN TO SIGN

S.D.'s #3 & #5

Pz-Pr *28) Contract No. 20032, Plans, Specifications and Notice to
All Ayes Contractors for construction on various streets
(Breckenridge Road, Monica Street, Tower Line Road, Tejon
Highway, Edison Highway and Bena Road) in northeast
Bakersfield - MADE FINDING THAT PROJECT IS EXEMPT FROM
CEQA PER SECTION 15302; AUTHORIZED ROADS TO FILE NOTICE
OF EXEMPTION; APPROVED PLANS AND SPECIFICATIONS;
AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED ROADS TO PUBLISH
PURSUANT TO SECTION 20392 OF PUBLIC CONTRACT CODE; BID
OPENING TO BE WEDNESDAY, NOVEMBER 29, 2000, AT 11:00 A.M.

Pz-Pr *29) Contract No. 01003, Plans, Specifications, and Notice to
All Ayes Contractors for construction of Bikeways on Pegasus
Drive, Norris Road and Belle Terrace - MADE FINDING THAT
PROJECT IS EXEMPT FROM CEQA PER SECTION 15301 (c);
AUTHORIZED ROADS TO FILE NOTICE OF EXEMPTION; APPROVED
PLANS AND SPECIFICATIONS; AUTHORIZED CHAIRMAN TO SIGN;
AUTHORIZED ROADS TO PUBLISH PURSUANT TO SECTION 20392 OF
PUBLIC CONTRACT CODE; BID OPENING TO BE WEDNESDAY,
NOVEMBER 29, 2000, AT 11:00 A.M.

All S.D.'s

Pz-Pr *30) Approval of FTA Section 5311 operating assistance grant
All Ayes from Caltrans, Contract No. 640026, in the amount of
\$212,302 - APPROVED; AUTHORIZED ROADS DIRECTOR TO SIGN

Pr-Pz 31) Proposed establishment of fares for Kern Regional Transit
All Ayes Services - APPROVED; ADOPTED RESOLUTION 2000-394

Pz-Pr *32) Report on Disadvantaged Business Enterprise Program (DBE)
All Ayes revisions and interim DBE text in Roads construction
contracts - RECEIVED AND FILED

Pz-Pr *33) Contract No. 20034, Change Order No. 1 with Vulcan
All Ayes Materials Company for construction of asphalt concrete
(stockpile) and asphalt concrete (windrow stockpile) in
Kern County, an increase of \$3,275.57 - APPROVED;
AUTHORIZED CHAIRMAN TO SIGN

Pz-Pr *34) Contract No. 20034, Notice of Completion for construction
All Ayes of asphalt concrete (stockpile) and asphalt concrete
(windrow stockpile) in Kern County - RECEIVED AND FILED

WASTE MANAGEMENT

All S.D.'s

Pz-Pr *35) Proposed Resolution concerning area additions to Garbage
All Ayes Franchise Areas 38 and 43 and adoption of 2000 Approved
Boundaries for Franchise Zones 1, 2 & 3 and Metropolitan
Bakersfield Area Detail maps - APPROVED; ADOPTED
RESOLUTION 2000-395; MADE FINDING THAT PROJECT IS EXEMPT
FROM CEQA PER SECTION 15061(b)(3); DIRECTED CLERK OF THE
BOARD TO FILE NOTICE OF EXEMPTION

COUNTY ADMINISTRATIVE OFFICE

- Pz-Pr
All Ayes
- *36) Proposed Amendment No. 15-2000 to County Policy and Administrative Procedures Manual to update chapter regarding Property Management Services and Space Allocation - APPROVED
- Pz-Pr
All Ayes
- *37) Proposed Agreement with Valley Fever Vaccine Project of the Americas for Fiscal Year 2000-2001, in an amount not to exceed \$10,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1054-2000
- Pz-Pr
All Ayes
- *38) Status report on Proposition 12, the Safe Neighborhood Parks Bond Act of 2000 - RECEIVED AND FILED
- Pz-Pr
All Ayes
- *39) Status report on Proposition 13, the Clean Water Bond Act of 2000 - RECEIVED AND FILED
- Pz-Pr
All Ayes
- *40) Final report on Census 2000 Awareness Activities - RECEIVED AND FILED
- Pz-Pr
All Ayes
- *41) Proposed Memorandum of Understanding with Central California Association of Public Employees (CCAPE) for Criminal Justice Bargaining Units J and S providing for a salary increase of 4%, effective April 8, 2000, an additional longevity pay tier of 2% of base salary at 25 years of service effective November 4, 2000, making longevity pay eligibility equal 10% at 30 years of service, and other specified benefit increases - ADOPTED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1055-2000; DIRECTED AUDITOR-CONTROLLER-COUNTY CLERK, DIRECTOR OF PERSONNEL AND COUNTY ADMINISTRATIVE OFFICE TO IMPLEMENT THE PROVISIONS OF MOU
- Pz-Pa
All Ayes
- 42) Proposed Resolution establishing the required legal structure for the issuance of tobacco securitization bonds and proposed Agreements for financing professionals - ADOPTED RESOLUTION 2000-396 APPROVING EXECUTION OF A) JOINT POWERS AGREEMENT WITH STANISLAUS, MERCED AND SONOMA COUNTIES TO FORM THE CALIFORNIA COUNTY TOBACCO SECURITIZATION AGENCY, B) ARTICLES OF INCORPORATION AND BY-LAWS ESTABLISHING THE KERN COUNTY TOBACCO FUNDING CORPORATION, C) SALE AGREEMENT PROVIDING FOR SALE OF TOBACCO SETTLEMENT REVENUES TO TOBACCO REVENUE FINANCING CORPORATION, AND APPROVING FORM OF INDENTURE; APPOINTED SUPERVISOR STEVE PEREZ, SUPERVISOR BARBARA PATRICK, AND LOUIS BARBICH, OR THEIR RESPECTIVE DESIGNEES, TO THE BOARD OF KERN COUNTY TOBACCO REVENUE FINANCING CORPORATION; APPOINTED ASSISTANT COUNTY ADMINISTRATIVE OFFICER FOR FINANCE AND ADMINISTRATIVE SERVICES AND DIRECTOR OF BUDGET AND FINANCE, OR THEIR RESPECTIVE DESIGNEES, TO REPRESENT THE COUNTY ON CALIFORNIA COUNTY TOBACCO SECURITIZATION AGENCY; APPROVED; AUTHORIZED CHAIRMAN TO SIGN JOINT POWERS AGREEMENT 1056-2000 AND AGREEMENTS 1057-2000 AND 1058-2000 WITH LEIFER CAPITAL FOR FINANCIAL ADVISOR/STRUCTURING AGENT SERVICES IN AN AMOUNT NOT TO EXCEED \$335,000 AND BROWN AND WOOD, LLP, FOR BOND COUNSEL SERVICES IN AN AMOUNT NOT TO EXCEED \$155,000

COUNTY ADMINISTRATIVE OFFICE
General Services Division

S.D. #1

Pz-Pr *43) Change Order No. 1 for the Greenhorn Mountain Park Sand
All Ayes Bunker Building to remove unanticipated extra asphalt, an
increase of \$1,380, for a new total of \$192,380
(3000.7546) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Pz-Pr *44) Acceptance of Franchise and Safeco Insurance Company of
All Ayes America Bond No. 6049659 in the amount of \$1,000,
submitted by Texaco, Inc., for Pipeline Franchise F-320 -
RECEIVED AND FILED

Pz-Mc MOTION TO CONSIDER NON-AGENDA ITEM: MADE FINDING THAT
All Ayes NEED TO TAKE ACTION ON NON-AGENDA MATTER OCCURRED AFTER
AGENDA WAS POSTED BECAUSE THE FEDERAL GOVERNMENT FORCES
ARE ALREADY PREPARED TO DO THE WORK AND HAD PLANNED TO
BEGIN THE WORK ON NOVEMBER 1 AND AUTHORIZATION IS NEEDED
TO PROCEED PRIOR TO THAT DATE. COUNTY WAS NOT NOTIFIED
OF THE NECESSITY UNTIL THE AFTERNOON OF MONDAY, OCTOBER
30, 2000, AND INSUFFICIENT TIME EXISTS TO DO THE WORK.

Pr-Mc 44A) Request for authorization to reimburse Tulare County for
All Ayes expenditures related to the Manter Fire burn
rehabilitation, in an amount not to exceed \$27,500 (Kern
County's share) - APPROVED; AUTHORIZED AUDITOR-CONTROLLER
TO ISSUE A WARRANT IN THE AMOUNT OF \$27,500 FROM SPECIAL
SERVICES BUDGET UNIT (#1040) TO TULARE COUNTY

S.D. #2

Pz-Pr *45) Plans and Specifications for handicap-accessibility
All Ayes upgrade at the Mojave East Park Recreation Building
(1625.7018) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN;
AUTHORIZED PURCHASING AGENT TO SOLICIT BIDS

Pz-Pr *46) Proposed Amendment to Agreement with Mountain View Plaza,
All Ayes LLC, for lease of 16916½ Highway 14, Mojave, for the
Mojave Branch Library, extending term of lease from
November 1, 2000, to October 31, 2003, and adjusting rent
to \$1,650 per month - 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 1059-2000

S.D. #3

Pz-Pr *47) Proposed Lease Agreement with Vince and Taren Mulhause
All Ayes for operation of the BMX Bicycle Race Track at the
Metropolitan Recreation Center, from October 31, 2000, to
May 5, 2002 - 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 1060-2000

S.D. #4

- Pz-Pr *48) Plans and Specifications for resealing the parking lot at
All Ayes the Veterans Services Building at 1120 Golden State
Avenue (1650.7048) - 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 PURCHASING AGENT TO SOLICIT
BIDS

MATTERS FOR EXECUTIVE APPROVAL

- Pz-Pr *49) Minutes for week of October 2, 2000 - APPROVED
All Ayes
- Pz-Pr *50) Miscellaneous Letters and Documents - FILED
All Ayes
- Pz-Pr *51) Miscellaneous Departmental Referrals by Clerk of the
All Ayes Board - APPROVED AND FILED
- Pz-Pr *52) Claims and Lawsuits filed with and referred by Clerk of
All Ayes the Board - APPROVED AND FILED
- Pz ADJOURNED TO TUESDAY, NOVEMBER 7, 2000, AT 9:00 A.M.

/s/ Denise Pennell
Clerk of the Board

/s/ Kenneth W. Peterson
Chairman, Board of Supervisors

50) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Auditor-Controller-County Clerk

- A) Report on refunds (Government Code Section 26906) of erroneous deposits pursuant to Board Resolution 71-4

Clerk of the Board

- B) Letter from Walt Johnson re resignation from the North Bakersfield Recreation and Park District Board of Directors (Copies to each Supervisor and CAO)

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

- 1) Tract Map 5001, Phase 3 (S.D. #5)
- 2) Tract Map 5001, Phase 4 (S.D. #5)
- 3) Tract Map 5441-E (S.D. #3)
- 4) Tract Map 5448, Unit 1 (S.D. #3)
- 5) Tract Map 5772, Phase 5 (S.D. #1)
- 6) Tract Map 5862 (S.D. #3)
- 7) Tract Map 5893, Phase B (S.D. #1)
- 8) Tract Map 5996 (S.D. #4)
- 9) Parcel Map 10085 (S.D. #2)
- 10) Parcel Map 10608 (S.D. #4)
- 11) Parcel Map 10663, Phase A (S.D. #2)
- 12) Parcel Map 10671 (S.D. #1)
- 13) Parcel Map 10708 (S.D. #4)

County Administrative Office

- D) Response to review by the Auditor-Controller-County Clerk of the internal controls over revenues, expenditures and other financial records of the County Administrative Office

County Counsel

- E) Response to referral re Homier Distributing's inquiry concerning permit requirements to sell general merchandise in the City of Ridgecrest (Copies to each Supervisor, CAO and Sheriff)

Fire Department

- F) Letter of appreciation from Daniel G. Clark for Board support of the helicopter program (Copies to each Supervisor and CAO)

General Services

- G) Letter to Arch Communications re Addendum No. 4 to Price Agreement No. 595 for pagers and service (Copies to each Supervisor and CAO)
- H) Price Agreement No. 974 with Hansens Moving for furniture moving and storage services from July 1, 2000, through June 30, 2001 (Copies to each Supervisor and CAO)
- I) Letter to Janet Ford Shell, Kern High School District, re response to referral re surplus school district property (Copies to each Supervisor and CAO)

Library

- J) Thank you letter to Christa Cooper Vasta for contributions to the Boron Branch Library (Copies to each Supervisor and CAO)

Local Agency Formation Commission

- K) Report and Recommendation in the matter of City of Tehachapi, Annexation No. 76, Proceeding No. 1288 (Copies to each Supervisor and CAO)

Planning Department

- L) Notice of new street name, Old Canal Road, Lake Isabella
- M) Agenda of Planning Commission meeting on Thursday, October 26, 2000

Waste Management

- N) Letter to Opel Stewart in response to referral re garbage collection charges (Copies to each Supervisor and CAO)

Miscellaneous

- O) Letter from Michael C. Glaze, Oroville-Wyandotte Irrigation District, re petition for temporary change to facilitate transfer of water from Oroville-Wyandotte Irrigation District to the Department of Water Resources in October and November, 2000 (Copies to each Supervisor, CAO and Resource Management Agency)
- P) Letter from Universidad Autonoma De Baja California SUR re proposed land use change, Sharktooth Hill area (Copies to each Supervisor, CAO and Planning)
- Q) Letter from Cay C. Goude, U.S. Department of Interior, Fish and Wildlife Service, re notice of 90-day findings on petition to list the mountain yellow-legged frog, Yosemite toad and California spotted owl under the Endangered Species Act of 1973 (Copies to each Supervisor, CAO, Planning and County Counsel)
- R) Letter from Senator Barbara Boxer supporting stricter standards for arsenic in drinking water (Copies to each Supervisor, CAO and Resource Management Agency)
- S) Letter from Toni Hafey, State Board of Corrections, re Frequently Asked Questions (FAQ's) and Request for Proposals (RFP's) for Local Juvenile Detention Facility Construction Grants issued on September 21, 2000 (Copies to each Supervisor, CAO and Probation)
- T) Letter from Frank P. Samples re Financial Credit Network collections (Copies to each Supervisor, CAO and Kern Medical Center)
- U) Letter from Art Duvall expressing interest in serving on the Eastern Kern County Resource Conservation District (Copies to each Supervisor and CAO)

- V) Letter from Mark L. Stretars, State Water Resources Control Board, re Application 16186, order approving petition for temporary transfer of water from Merced Irrigation District to the U.S. Bureau of Reclamation's Central Valley Project Improvement Act Water Acquisition Program (Copies to each Supervisor, CAO and Resource Management Agency)
- W) Letter from Stacy Berger re notice of hearing on report of abatement of public nuisance at 32600 State Highway 14, Cantil, APN 181-210-15 (Copies to each Supervisor, CAO, Engineering & Survey Services and County Counsel)
- X) Agenda of meeting from CALFED Bay-Delta Program, Bay-Delta Advisory Council Watershed Work Group, on Friday, October 20, 2000 (Copies to each Supervisor, CAO and Resource Management Agency)
- Y) Agenda of meeting from CALFED Bay-Delta Program, Delta Cross Channel and Through Delta Facility Project Team, on Friday, October 27, 2000 (Copies to each Supervisor, CAO and Resource Management Agency)
- Z) Agenda of meeting from CALFED Bay-Delta Program, Ecosystem Roundtable Meeting, on Thursday, November 2, 2000 (Copies to each Supervisor, CAO and Resource Management Agency)
- AA) Agenda of meeting from San Joaquin Valley Water Coalition on Wednesday, November 15, 2000 (Copies to each Supervisor and CAO)
- BB) Agenda of meeting from the City of Bakersfield Planning Commission on Thursday, November 2, 2000 (Copies to each Supervisor and CAO)
- CC) Agenda of meeting from Kern County Employees' Retirement Association on Wednesday, October 25, 2000
- DD) Agenda of meeting from Central Valley Regional Water Quality Control Board on Friday, October 27, 2000
- EE) Minutes of meeting from Kern Council of Governments, Transportation Planning Policy Committee, on Thursday, September 21, 2000 (Copies to each Supervisor and CAO)
- FF) Bulletin from American Land Rights Association, National Inholders Association (Copies to each Supervisor, CAO, Planning and County Counsel)
- GG) Notices from U.S. Fish & Wildlife Services re reopening and extension of comment period for proposed critical habitat designation for the California red-legged frog to Sunday, November 19, 2000; and an open house on the Draft Recovery Plan for the California red-legged frog on Tuesday, October 24, 2000 (Copies to each Supervisor, CAO, Planning and County Counsel)
- HH) Notice of Decision from Bureau of Land Management to approve land exchange with the Rudnick Estates Trust (Copies to each Supervisor, CAO, Assessor, Treasurer-Tax Collector and Planning)

- II) News release from U.S. Environmental Protection Agency re proposed split of Eastern Kern County from San Joaquin Valley ozone nonattainment area (Copies to each Supervisor, CAO and East Kern Air Pollution Control District)

- 51) LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD - APPROVED AND FILED
 - A) Application for alcohol beverage license: Vallarta Supermarkets, 5951 Niles Street, Bakersfield - REFERRED TO PLANNING (Copies to each Supervisor and CAO)

- 52) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
 - A) Claim in the matter of Anita T. Rich vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - B) Claim in the matter of Sonja Webb vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - C) Claim in the matter of Charles M. Kroetsch vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - D) Claim in the matter of Bobby Hamlin vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - E) Complaint in the matter of Raul Lopez, Esther V. Lopez, Jaime Ruben Garcia, Jr., a minor, by and through his guardian ad litem, Raul Lopez vs. Kern County - REFERRED TO COUNTY COUNSEL (Copies to Risk Management)
 - F) Complaint in the matter of Tomas Vasquez vs. Kern County - REFERRED TO COUNTY COUNSEL (Copies to Risk Management)