

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, November 12, 2002

9:00 A.M.

BOARD RECONVENED

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

SALUTE TO FLAG - Led by Supervisor Patrick

NOTE: Chairman Perez welcomed Supervisor-elect Ray Watson who was in the audience.

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 November 16 - 24, 2002 as Jubilee Week in Kern County - PROCLAIMED; MADE PRESENTATION TO CAROLA RUPERT-ENRIQUEZ, DIRECTOR, KERN COUNTY MUSEUM; CAROLA RUPERT-ENRIQUEZ HEARD

Patrick-Parra: All Ayes

- 2) Proclamation proclaiming November 2002 as Epilepsy Awareness Month in Kern County - PROCLAIMED; MADE PRESENTATION TO PATSY CONNER, EPILEPSY SOCIETY OF KERN COUNTY; PATSY CONNER HEARD

McQuiston-Patrick: All Ayes

- 3) Proclamation proclaiming November 2002 as Adoption Awareness Month in Kern County - PROCLAIMED; MADE PRESENTATION TO BEVERLY BEASLEY KNIGHT, DIRECTOR OF HUMAN SERVICES; BEVERLY BEASLEY KNIGHT HEARD; ANN HIROSI, DIRECTOR OF ADOPTION AGENCIES, INTRODUCED SEVERAL REPRESENTATIVES FROM THE KERN COUNTY ADOPTION SERVICES; KRIS GRASTY, ASSISTANT DIRECTOR, INTRODUCED

Parra-Patrick: All Ayes

- *4) Proclamation proclaiming November 15, 2002 as Keep California Beautiful Day in Kern County - PROCLAIMED; REFERRED TO CLERK OF THE BOARD FOR PREPARATION

McQuiston-Parra: All Ayes

- *5) Resolution honoring Dr. Tomas A. Arciniega for 20 years as President of California State University, Bakersfield - ADOPTED RESOLUTION; REFERRED TO BOARD OF TRADE FOR PREPARATION

McQuiston-Parra: All Ayes

APPOINTMENTS

- *6) Reappointments of Ed Babb and Michael Daniel Morgan to the South Fork Mosquito Abatement District, terms to expire June 30, 2002 - MADE REAPPOINTMENTS

McQuiston-Parra: All Ayes

- *7) Reappointment of Beulah Mae Thomas to the Kern River Valley Public Cemetery District, term to expire November 27, 2006 - MADE REAPPOINTMENT

McQuiston-Parra: All Ayes

PUBLIC PRESENTATIONS

- 8) 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

- 9) 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

DEPARTMENTAL REQUESTS

AGING AND ADULT SERVICES

- *10) Proposed retroactive Agreement with Catholic Healthcare West for communication device services, from July 1, 2002 through June 30, 2003, in an amount not to exceed \$30,000 (prior notification July 2, 2002) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1025-2002

McQuiston-Parra: All Ayes

- *11) Proposed addition of one (1) Accountant I/II/III position and deletion of one (1) Typist Clerk III position, effective November 16, 2002 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

McQuiston-Parra: All Ayes

ASSESSOR-RECORDER

- *12) Proposed retroactive Agreement between California Assessors' Association and Harold W. Bertholf, Inc., to provide participating Counties with Petroleum and Geothermal Property Sales Study, Kern County's share not to exceed \$48,400 (all costs to be paid by State of California through AB 589 funding) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1026-2002; AUTHORIZED AUDITOR-CONTROLLER TO PAY

McQuiston-Parra: All Ayes

- *13) Proposed deletion of one (1) Technology Services Supervisor position and addition of one (1) Systems Analyst I/II-Programmer I/II position, effective November 12, 2002 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

McQuiston-Parra: All Ayes

AUDITOR-CONTROLLER-COUNTY CLERK

- 14) Proposed Agreement with Diebold Elections Systems, Inc., for purchase of Touch Screen Precinct and Early Voting System and Optical Scan Mail and Absentee Voting System, in an amount not to exceed \$4,993,696 (\$3,401,866 to be paid through Proposition 41 funds; County's share to be \$1,591,830) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1027-2002; AUTHORIZED CAO TO SECURE DEBT FINANCING IN THE AMOUNT OF \$1,600,000; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO ESTABLISH NEW BUDGET UNIT AND MAKE NECESSARY FINANCIAL TRANSACTIONS TO ACCOUNT FOR PURCHASE AND DEBT FINANCING OF NEW SYSTEM

Parra-McQuiston: All Ayes

CHILD SUPPORT SERVICES

- *15) Proposed addition of one (1) permanent, part-time Account Clerk I/II position, Budget Unit 2183, effective November 12, 2002 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

McQuiston-Parra: All Ayes

CLERK OF THE BOARD

- *16) Amended Conflict of Interest Codes for County Administrative Office, Kern High School District, Pond-Shafter-Wasco Resource Conservation District, and Golden Empire Transit District - APPROVED

McQuiston-Parra: All Ayes

COUNTY COUNSEL

- *17) Request of Kern County Fire Department for destruction of records no longer necessary or required for County purposes and eligible for destruction - APPROVED

McQuiston-Parra: All Ayes

- *18) Report on temporary automobile sales locations; referral of Item 6 from October 1, 2002 Agenda (continued from October 29, 2002) - RECEIVED AND FILED

McQuiston-Parra: All Ayes

EMPLOYERS' TRAINING RESOURCE

- *19) Proposed retroactive Agreement with ARBOR, Inc., to provide educational and employment activities to WIA-eligible, out-of-school older youth, from July 1, 2002 through June 30, 2003, in an amount not to exceed \$17,851 (prior notification on June 18, 2002) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1028-2002

McQuiston-Parra: All Ayes

- *20) Proposed retroactive Agreement with Maricopa Unified School District to provide comprehensive educational and employment readiness activities for WIA-eligible, in-school and out-of-school youth, from July 1, 2002 through June 30, 2003, in an amount not to exceed \$83,897 (prior notification on June 18, 2002) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1029-2002

McQuiston-Parra: All Ayes

- *21) Proposed retroactive Agreement with La Cooperativa Campesina de California for the Southern California Edison (SCE) Migrant and Seasonal Farmworker Conservation Program, from October 22, 2002 through December 31, 2003, in an amount not to exceed \$28,800 (funding from SCE) (prior notification on October 22, 2002) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1030-2002

McQuiston-Parra: All Ayes

- *22) Proposed retroactive Agreement with Greater Bakersfield Chamber of Commerce for the Youth Leadership Program, from July 1, 2002 through June 30, 2003, in an amount not to exceed \$10,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1031-2002

McQuiston-Parra: All Ayes

- *23) Proposed retroactive Agreement with Junior Achievement of Kern County for the Elementary School Program, from July 1, 2002 through June 30, 2003, in an amount not to exceed \$5,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1032-2002

McQuiston-Parra: All Ayes

FIRE DEPARTMENT

- *24) Proposed five-year cost sharing Agreement with California City for fire and emergency medical dispatch services (revenue to County) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1033-2002

McQuiston-Parra: All Ayes

- *25) Proposed Ordinance increasing membership in the Kern County Emergency Council adding the Waste Management Director as a voting member and making the Chief Executive Officer of Kern Medical Center a voting member instead of a non-voting member -

WITHDRAWN

HUMAN SERVICES

- *26) Request to accept donation from Mrs. Kenneth A. Peterson and family to the Jamison Children's Center, in the amount of \$10,815.51 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN LETTER OF APPRECIATION

McQuiston-Parra: All Ayes

- *27) Proposed Agreement with General Growth Management for the Valley Plaza Holiday Cottage, from November 18, 2002 to December 23, 2002 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1034-2002

McQuiston-Parra: All Ayes

KERN MEDICAL CENTER

- *28) 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 increase the maximum payable under the interim agreement from \$277,788.74 to \$444,336 (continued from 9/24/02, 10/8/02 and 10/22/02) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1035-2002

McQuiston-Parra: All Ayes

- 29) 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 10/8/02 and 10/22/02) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1036-2002

Patrick-Parra: 3 Ayes; 1 No - Perez

- *30) Proposed retroactive Agreement with Michael C. Weighall, dba Panoramic Business Solutions, for physical therapy services for patients of Sagebrush Home, Family Services and ElderLife Adult Day Health Care Center, from November 1, 2002 through October 31, 2004, in an amount not to exceed \$70,000 (previous notification October 29, 2002) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1037-2002

McQuiston-Parra: All Ayes

- *31) Proposed sole source Agreement with Kenneth Newcomb to review patient billing system, from November 12, 2002 through April 1, 2003 in an amount not to exceed \$75,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1038-2002

McQuiston-Parra: All Ayes

- *32) Office of Inspector General Audit Report regarding Medicaid Disproportionate Share Hospital payment to Kern Medical Center - RECEIVED AND FILED

McQuiston-Parra: All Ayes

- *33) Proposed Amendment No. 1 to Agreement 928-2002 with Aramark Healthcare Support Services, Inc., to make language consistent with intent of both parties - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1039-2002

McQuiston-Parra: All Ayes

- *34) Proposed retroactive Amendment No. 4 to Agreement 776-99 with Joseph Mansour, M.D., for obstetrical and gynecological services, extending term of agreement by one month to November 30, 2002, and increasing annual compensation by \$23,577, making the total not to exceed amount \$940,501 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1040-2002

McQuiston-Parra: All Ayes

- *35) Proposed retroactive Amendment No. 1 to Agreement with Vasanthi Ramaswami, M.D., extending the term by 12 months to August 29, 2003, and increasing the maximum payable by \$144,355.14 to \$300,624.39 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1041-2002

McQuiston-Parra: All Ayes

- *36) Proposed Amendment No. 4 to Agreement 059-2002 with Nurses Internet Staffing Services, Inc., for temporary staffing, increasing maximum annual payment by \$350,000 to \$2,350,000, extending term two years to November 22, 2004, and increasing overall contractual not to exceed amount by \$4,350,000 to \$8,350,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1042-2002

McQuiston-Parra: All Ayes

- *37) Proposed retroactive Agreement with Diego Mendez, M.D., for obstetrical and gynecological services, from August 29, 2002 through August 30, 2004, in a contractual amount not to exceed \$200,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1043-2002

McQuiston-Parra: All Ayes

- *38) Proposed retroactive Amendment No. 2 to Agreement 169-2000 with Cejka & Company for physician search services, extending term 10 weeks through May 31, 2002 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1044-2002

McQuiston-Parra: All Ayes

- *39) Proposed retroactive Amendment No. 3 to Agreement 954-99 with Chess for physician search services, extending term for 10 months through August 22, 2002 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1045-2002

McQuiston-Parra: All Ayes

- *40) Proposed Agreement with ReadyTech-Go, LLC, for temporary nuclear medicine and radiologic technologist staffing, from November 12, 2002 through November 11, 2004, in an amount not to exceed \$600,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1046-2002

McQuiston-Parra: All Ayes

- *41) Proposed retroactive Agreement with R. Scott Herron, M.D., for orthopedic services in Department of Surgery, from November 1, 2002 through October 31, 2003, in an amount not to exceed \$309,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1047-2002

McQuiston-Parra: All Ayes

LIBRARY

- *42) Proposed 2001-2002 California Public Library Report - RECEIVED AND FILED

McQuiston-Parra: All Ayes

- *43) Appropriation of unanticipated revenue for Federal Library Services and Technology Act Grant Award #40-5610 for program entitled "Teen Scene Spectacular" - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$88,330 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$88,330 FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 6210

McQuiston-Parra: All Ayes

- *44) Appropriation of unanticipated revenue for Federal Library Services and Technology Act Grant Award #40-5642 for program entitled "Seniors Information Highway--It's @ Your Library-Check it Out" - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$48,890 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$48,890 FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 6210

McQuiston-Parra: All Ayes

MENTAL HEALTH SERVICES

- *45) Proposed Amendment No. 2 to Agreement 387-2002 with STEP - II, Inc., for substance abuse treatment services, to update payment language and stipulate the Substance Abuse and Crime Prevention Act of 2000 (SACPA) reporting requirements (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1048-2002

McQuiston-Parra: All Ayes

- *46) Proposed Amendment No. 1 to Agreement 527-2002 with College Community Services, Inc., for substance abuse primary prevention services for clients residing in the Lake Isabella area, to update outdated payment language (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1049-2002

McQuiston-Parra: All Ayes

- *47) Proposed Agreement with Restoration Community Project, Inc., dba Freise House, for sober living environment services for seven (7) female offenders in need of treatment for substance abuse problems, from November 12, 2002 to June 30, 2003, in an amount not to \$29,645 (SACPA & SAPT funds; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1050-2002

McQuiston-Parra: All Ayes

- *48) Proposed Agreement with Vince Saldias, dba Positive Vision for Men, for sober living environment services for eight (8) male offenders under the Substance Abuse Crime Prevention Act of 2000 (SACPA), from November 12, 2002 to June 30, 2003, in an amount not to exceed \$33,727 (SACPA; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1051-2002

McQuiston-Parra: All Ayes

- *49) Proposed Agreement with Restoration Village Treatment Center, Inc. dba Hannah's Haven, for sober living environment services for seven (7) female substance abuse clients and their children residing in the Bakersfield area, from November 12, 2002 to June 30, 2003, in an amount not to exceed \$28,798 (Drug Medi-Cal, SAPT; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1052-2002

McQuiston-Parra: All Ayes

- *50) Proposed retroactive Agreement with the State of California, Department of Mental Health for scope of work definition and funding to County's Conditional Release Program (CONREP) for eligible clients residing in Kern County, from July 1, 2002 to June 30, 2003, in an amount not to exceed \$333,528 (funding to the County) (State Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1053-2002

McQuiston-Parra: All Ayes

PARKS AND RECREATION DEPARTMENT

- *51) Proposal requesting use of Off Highway Motor Vehicle License Funds, Friends of Jawbone - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1054-2002; APPROVED CANCELLATION OF DESIGNATIONS IN OFF HIGHWAY MOTOR VEHICLE LICENSE FUND OF \$15,020; APPROVED APPROPRIATION OF CANCELLED DESIGNATIONS IN THE AMOUNT OF \$15,020 TO BUDGET UNIT 7100; APPROVED OPERATING TRANSFER FROM OFF HIGHWAY MOTOR VEHICLE LICENSE FUND IN THE AMOUNT OF \$15,020 TO THE GENERAL FUND; APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$15,020 IN BUDGET UNIT 7100; APPROVED BUDGET TRANSFER FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 7100

McQuiston-Parra: All Ayes

- *52) Request to accept Grant Offer from Pathway Research for the donation of four electric vehicles from General Motors Corporation - ACCEPTED DONATION; AUTHORIZED PARKS DEPARTMENT TO EXECUTE ACCEPTANCE OF DONATION

McQuiston-Parra: All Ayes

PARKS AND RECREATION
Wildlife Resources Commission

- *53) Proposed funding request from the KEEP Foundation to purchase miscellaneous educational items, in the amount of \$2,025 - APPROVED PROJECT IN THE AMOUNT OF \$2,025 FROM FUNDS AVAILABLE IN THE 2002-2003 APPROPRIATIONS FOR CONTRIBUTIONS TO OTHER AGENCIES; AUTHORIZED PARKS DEPARTMENT TO PROCESS NECESSARY DOCUMENTS TO COMPLETE TRANSACTION; AUTHORIZED PURCHASING AGENT TO ESTABLISH A PURCHASE ORDER; AUTHORIZED AUDITOR-CONTROLLER TO ISSUE A WARRANT UPON PROPER DOCUMENTATION

McQuiston-Parra: All Ayes

- *54) Proposed funding request to purchase fish for annual Reel Fun Fish Out, in the amount of \$1,500 - APPROVED PROJECT IN THE AMOUNT OF \$1,500 FROM FUNDS AVAILABLE IN THE 2002-2003 APPROPRIATIONS FOR CONTRIBUTIONS TO OTHER AGENCIES; AUTHORIZED PARKS DEPARTMENT TO PROCESS NECESSARY DOCUMENTS TO COMPLETE TRANSACTION; AUTHORIZED PURCHASING AGENT TO ESTABLISH A PURCHASE ORDER; AUTHORIZED AUDITOR-CONTROLLER TO ISSUE A WARRANT UPON PROPER DOCUMENTATION

McQuiston-Parra: All Ayes

- *55) Proposed funding request from the Kern River Valley Chamber of Commerce to purchase trout for the Lake Isabella Trophy Trout Program, in the amount of \$3,500 - APPROVED THE PROJECT IN THE AMOUNT OF \$3,500 FROM FUNDS AVAILABLE IN THE 2003-2003 APPROPRIATIONS FOR CONTRIBUTIONS TO OTHER AGENCIES; AUTHORIZED PARKS DEPARTMENT TO PROCESS NECESSARY DOCUMENTS TO COMPLETE TRANSACTION; AUTHORIZED PURCHASING AGENT TO ESTABLISH A PURCHASE ORDER; AUTHORIZED AUDITOR-CONTROLLER TO ISSUE A WARRANT UPON PROPER DOCUMENTATION

McQuiston-Parra: All Ayes

- *56) Proposed funding request to purchase material to replace old wood duck nesting boxes in the Kern River Valley, in the amount of \$650 - APPROVED PROJECT IN THE AMOUNT OF \$650 FROM FUNDS AVAILABLE IN THE 2002-2003 APPROPRIATIONS FOR CONTRIBUTIONS TO OTHER AGENCIES; AUTHORIZED PARKS DEPARTMENT TO PROCESS NECESSARY DOCUMENTS TO COMPLETE TRANSACTION; AUTHORIZED PURCHASING AGENT TO ESTABLISH A PURCHASE ORDER; AUTHORIZED AUDITOR-CONTROLLER TO ISSUE A WARRANT UPON PROPER DOCUMENTATION

McQuiston-Parra: All Ayes

- *57) Proposed funding request to purchase pheasant for the 2003 junior pheasant hunt, in the amount of \$1,100 - APPROVED PROJECT IN THE AMOUNT OF \$1,100 FROM FUNDS AVAILABLE IN THE 2002-2003 APPROPRIATIONS FOR CONTRIBUTIONS TO OTHER AGENCIES; AUTHORIZED PARKS DEPARTMENT TO PROCESS NECESSARY DOCUMENTS TO COMPLETE TRANSACTION; AUTHORIZED PURCHASING AGENT TO ESTABLISH A PURCHASE ORDER; AUTHORIZED AUDITOR-CONTROLLER TO ISSUE A WARRANT UPON PRESENTATION OF PROPER DOCUMENTS

McQuiston-Parra: All Ayes

PERSONNEL

- *58) Proposed Amendment No. 2 to Memorandum of Understanding (Agreement No. 097-2002) between the County of Kern Personnel Department and Kern County Superior Court to provide funding for one (1) Senior Personnel Analyst for an additional two (2) months to December 31, 2002 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1055-2002; APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$14,560 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$14,560 FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 1310

McQuiston-Parra: All Ayes

PROBATION

- *59) Proposed Agreement with Taft Union High School District for delinquency prevention services, from November 12, 2002 through November 11, 2003, in an amount not to exceed \$76,548 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1056-2002

McQuiston-Parra: All Ayes

PUBLIC HEALTH SERVICES

- *60) Proposed retroactive Personal/Professional Services Agreement with Tony Lopez, Consultant, to provide advertising services to promote Tobacco Education Program's Peer Cessation Project, from May 10, 2002 through June 30, 2002, in an amount not to exceed \$150 - APPROVED; AUTHORIZED PURCHASING AGENT TO SIGN

McQuiston-Parra: All Ayes

- *61) Proposed retroactive Personal/Professional Services Agreement with Geri Spencer, Consultant, for advertising services to promote Tobacco Education Program's Peer Cessation Project, from May 10, 2002 through June 30, 2002, in an amount not to exceed \$150 - APPROVED; AUTHORIZED PURCHASING AGENT TO SIGN

McQuiston-Parra: All Ayes

- *62) Proposed retroactive Amendment No. 1 to Personal/Professional Services Agreement with Pacific Health Education Center to implement a "Quit Now" Smoking Cessation Program, through December 31, 2002 - APPROVED; AUTHORIZED PURCHASING AGENT TO SIGN

McQuiston-Parra: All Ayes

- *63) Proposed retroactive Amendment No. 1 to Personal/Professional Services Agreement with Delaney Matrix to produce tobacco education videos to promote tobacco-free lifestyles among Kern County families, through June 30, 2003 - APPROVED; AUTHORIZED PURCHASING AGENT TO SIGN

McQuiston-Parra: All Ayes

- *64) Proposed retroactive Agreement with Chumash Council of Bakersfield, American Indian Health Project of Bakersfield, for Public Health Nurse services, from September 30, 2002 through September 29, 2003, in an amount not to exceed \$72,783 (prior notification September 24, 2002) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1057-2002

McQuiston-Parra: All Ayes

- *65) Proposed Agreement with Kern Valley Healthcare District for clinical x-ray professional services, from January 1, 2003 through December 31, 2003, in an amount not to exceed \$1,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1058-2002

McQuiston-Parra: All Ayes

- *66) Proposed retroactive Agreement with State Department of Health Services for the Chlamydia Screening Project, from October 1, 2002 through September 30, 2003, in an amount not to exceed \$50,000 (prior notification October 22, 2002) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1059-2002

McQuiston-Parra: All Ayes

RETIREMENT ASSOCIATION

- *67) Request for approval of half-day paid leave for up to 150 qualified employees to participate in the KCERA's Retirement Planning Seminar scheduled for Thursday, December 5, 2002, from 8:30 a.m. to 12 noon - APPROVED

McQuiston-Parra: All Ayes

SHERIFF

- *68) Application for 5K run - Schall Chiropractic and Tehachapi Valley Parks and Recreation District in Tehachapi on October 26, 2002 - FOUND THAT THE SHERIFF HAS NOTED HIS APPROVAL ON THE PERMIT AND THAT THE RUN 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 RUNS PREVIOUSLY GRANTED PERMITS, AND THAT THE SHERIFF HAS FACILITIES TO PROPERLY SUPERVISE THE RUN; APPROVED PERMIT; AUTHORIZED CHAIRMAN TO SIGN

McQuiston-Parra: All Ayes

- *69) Unusual travel request for Senior Deputy Kelli Weigand to attend a two-week training course in Sacramento, California, from December 8, 2002 to December 21, 2002, in an amount not to exceed \$2,052 - APPROVED

McQuiston-Parra: All Ayes

ADJOURNED TO CLOSED SESSION

Parra

CLOSED SESSIONS

COUNTY ADMINISTRATIVE OFFICE

- 70) Public employee discipline/dismissal/release -

- 71) Request for Closed Session regarding Meet and Confer, CCAPE, KCFU, KLEA, and KCPA -

- 72) Request for Closed Session regarding public employee performance evaluation - Title: Chief Executive Officer Kern Medical Center -

COUNTY COUNSEL

- 73) Request for Closed Session regarding a lawsuit entitled Chi Leach v. County of Kern, Kern County Superior Court Case No. 246857-RJA (Government Code Section 54956.9(a)) -
- 74) Request for Closed Session for determination of whether the County will initiate litigation (Government Code Section 54956.9(c)) -

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

Parra-McQuiston

/s/ Denise Pennell
Clerk of the Board

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

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, November 12, 2002

2:00 P.M.

BOARD RECONVENED

Supervisors: McQuiston, Perez, Patrick, Vacant, 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

ADJOURNED AS BOARD OF SUPERVISORS; RECONVENED AS KERN SANITATION AUTHORITY

Parra-Patrick: All Ayes

KERN SANITATION AUTHORITY

- #1) Proposed Plans for design of Kern Sanitation Authority's sewer main extension for Advantage Homes, Tract No. 6140 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Parra-McQuiston: All Ayes

ADJOURNED AS KERN SANITATION AUTHORITY; RECONVENED AS FORD CITY-TAFT HEIGHTS SANITATION DISTRICT

Parra-Patrick: All Ayes

FORD CITY-TAFT HEIGHTS SANITATION DISTRICT

- #2) Proposed Special Provisions for cleaning and television inspection of the Ford City-Taft Heights sewer main (Requisition No. 000094), in an amount not to exceed \$130,000 - APPROVED; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301(b); DIRECTED CLERK OF THE BOARD TO FILE NOTICE OF EXEMPTION; DIRECTED WASTE MANAGEMENT TO PREPARE REQUISITION AND PURCHASING TO SOLICIT BIDS

Patrick-McQuiston: All Ayes

ADJOURNED AS FORD CITY-TAFT HEIGHTS SANITATION DISTRICT;
RECONVENED AS BOARD OF SUPERVISORS

Patrick-McQuiston: All Ayes

PUBLIC REQUESTS

- 3) Request from Shaen Magan of Tule Ranch, Magan Farms and Honey Bucket Farms, for an extension of time for the land application of Class B Biosolids pursuant to Section 8.05.050 of the Kern County Ordinance Code - OPENED HEARING; SHAEN MAGAN HEARD; CLOSED HEARING; CONTINUED TO TUESDAY, NOVEMBER 26, 2002, AT 2:00 P.M.

Parra-Patrick: All Ayes

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 DISCUSSED THE LAMONT STORM DRAIN PROJECT AND ENCOURAGED STAFF TO EXPEDITE THIS PROJECT.

SUPERVISOR MCQUISTON EXPRESSED APPRECIATION TO ALL EMERGENCY SERVICES AGENCIES FOR THEIR PROMPT ASSISTANCE DURING THE HEAVY RAIN FALL IN THE KERN RIVER VALLEY IN PREPARATION FOR A POTENTIAL EMERGENCY.

CONTINUED HEARINGS

RESOURCE MANAGEMENT AGENCY
Planning Department

- *6) **Request from John E. Doersam to vacate public access rights on a portion of Burlando Road, west of the southerly extension of Rio Del Loma Street, north of Kernville (SD 1) Specific Request:**

Nonsummary vacation of public access rights of a portion of Burlando Road; if approved, the vacation action would abandon all rights of the general public to use that portion of the road (17-9 3 098; Streets and Highways) (from 8/27/2002 and 9/10/2002) - REFERRED BACK TO STAFF

Patrick-McQuiston: All Ayes

HEARINGS

RESOURCE MANAGEMENT AGENCY
Planning Department

- *7) **Request from Larry Moxley appealing the decision of the Planning Commission to allow the establishment of a children's camp on approximately 15 acres located on the south side of the Kern River, north side of Alfred Harrell Highway, westerly from Hart Memorial Park, northwest of Bakersfield (SD 1)**

Specific Request:

An appeal of the decision of the Planning Commission to allow the establishment of a children's camp to provide educational and recreational opportunities for children ages 7 through 17 (Conditional Use Permit 2, Map 82-35; approved September 12, 2002); project improvements include enhancement of wetlands and construction of a bunk house, administration building/administrator's residence, kitchen facilities, and maintenance facilities (Section 19.42.030.C) in an RF FPS District; a recreational lake is also proposed (Sections 19.42.030.C and 19.50.030) in the RF FPS and FPP Districts; water supply will be by on-site well, and sewage disposal will be by septic tank; also proposed is the restoration and enhancement of on-site riparian habitat and development of an on-site fishery; thirty-five (35) children and seven (7) employees (administrator, cook, and five counselors) will be on site per session during late spring and summer; use of the facilities will be offered the remainder of the year to other youth groups and public recreation districts; also proposed is the summary vacation of a portion of old Alfred Harrell Highway (Appeal #1, Map #82-35) (Environmental Impact Report; Published Bakersfield Californian) - CONTINUED TO TUESDAY, DECEMBER 17, 2002, AT 2:00 P.M.

Patrick-McQuiston: All Ayes

- *8) **Request from Ramon Flores by Alejandro Rivera to change the permitted uses from Residential to Commercial to allow development of a permanent fruit stand with proprietor's residence and accessory storage buildings on approximately 0.38 acre located at 1910 Morning Drive, east Bakersfield (SD 3)**

Specific Request:

(a) A change in zone classification from E (1/2) RS to C-2 PD or a more restrictive district (ZCC #22, Map #103-25)
(b) A Precise Development Plan for the development of a permanent fruit stand with proprietor's residence and accessory storage buildings, in a C-2 PD District (PD Plan #17, Map #103-25)
(Zone Change Case - General Rule, Section 15061(b)(3); Precise Development Plan - Categorically Exempt, Section 15303; Published Bakersfield Californian) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED RESOLUTIONS 2002-445 AND 2002-446 AND ENACTED ORDINANCE G-6924 APPROVING ZONE CHANGE AS REQUESTED, APPROVING PRECISE DEVELOPMENT PLAN SUBJECT TO CONDITIONS

Patrick-McQuiston: All Ayes

- *9) **Request from Western Drilling, Inc., by Delmarter and Deifel to change the permitted uses from Exclusive Agriculture to 20-acre Natural Resource on 61 acres located on the north side of Midway Road, approximately 300 feet west of Highway 119, Ford City (SD 4)**

Specific Request:

A change in zone classification from A to NR (20) or a more restrictive district (ZCC #4, Map #138)

(General Rule, Section 15061(b)(3); Published Daily Midway Driller) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED RESOLUTION 2002-447 AND ENACTED ORDINANCE G-6925 APPROVING ZONE CHANGE AS REQUESTED

Patrick-McQuiston: All Ayes

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY
Planning Department

Land Use

S.D. #1

- *10) Proposed Williamson Act Land Use Contract for 2003 Calendar Year, Contract 02-09, with Gerald F. Knopf and Pamela A. Knopf, 7 miles west of Granite Station, Agricultural Preserve No. 14, 320 acres - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; DIRECTED CLERK OF THE BOARD TO RECORD

Patrick-McQuiston: All Ayes

S.D. #2

- *11) Proposed Williamson Act Land Use Contract for 2003 Calendar Year, Contract 02-17, with David L. Kaiser and Linda M. Kaiser, approximately one mile east of Highway 99 and Herring Road interchange, Agricultural Preserve No. 13, 40 acres - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; DIRECTED CLERK OF THE BOARD TO RECORD

Patrick-McQuiston: All Ayes

- *12) Proposed Williamson Act Land Use Contract for 2003 Calendar Year, Contract 02-05, with Ronald S. Desilets and R. Jean Desilets, east side of Pablo Pass Court, south of Bear Valley Springs, Agricultural Preserve No. 18, 40 acres - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; DIRECTED CLERK OF THE BOARD TO RECORD

Patrick-McQuiston: All Ayes

Miscellaneous

S.D. #2

- *13) Request by Sandra Chrysler for Determination of Public Convenience for the issuance of an off-sale beer and wine retail license at 19921 Sasia Road, Tehachapi, pursuant to the Alcohol Beverage Control Act, Section 23958 of the Business and Professions Code - APPROVED; ADOPTED RESOLUTION 2002-448

Patrick-McQuiston: All Ayes

RESOURCE MANAGEMENT AGENCY

Hearing

All S.D.'s

- 14) Proposed Ordinances introduced on October 14, 2002, amending Chapter 7.04 and Chapter 7.08 of the Kern County Ordinance Code and establishing license and permit fees related to Animal Control Services; consideration of Animal Control Task Force Report; proposed transfer from Appropriations for Contingencies for program implementation in the amount of \$151,223; and proposed addition of one (1) Animal Control Officer position and three (3) Animal Care Worker positions; request for consideration of three dog limit in residential zone districts E (1/2), R-1, R-2, R-3 - OPENED HEARING; BOB AMOS; HALL STECKBAUER; LIZ KEOUGH; BETTY JOHNSON; BARBARA LEE; KAREN ANDERSON; JOAN PAYTON; SUE BOUCHE; DAWN GILLY; MIKE FINCH; FLORENCE DUNAGAN; ALICE EAGLESTON; MARILYN STEWART; SUSAN BENNETT, HEARD; CLOSED HEARING; RECEIVED AND FILED FINAL ANIMAL CONTROL TASK FORCE REPORT; APPROVED IN CONCEPT LICENSE AND PERMIT FEES AND ANIMAL CONTROL PROVISIONS OF PROPOSED ORDINANCE AND CONTINUED CONSIDERATION OF ORDINANCE TO TUESDAY, NOVEMBER 26, 2002, AT 2:00 P.M., TO ALLOW STAFF TO REVISE ORDINANCE PROVISIONS RELATING TO PERMITTING KENNELS AND CONTROL OF DANGEROUS DOGS; REFERRED TO PLANNING TO REVISE ZONING ORDINANCE TO LIMIT THE NUMBER OF DOGS IN THE METROPOLITAN BAKERSFIELD AREA IN RESIDENTIAL ZONE DISTRICTS TO THREE (3) DOGS; APPROVED BUDGET TRANSFER; APPROVED ADDITION OF ONE (1) ANIMAL CONTROL OFFICER AND THREE (3) ANIMAL CARE WORKERS, EFFECTIVE JANUARY 11, 2003; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE; RECEIVED AND FILED DOCUMENTS

McQuiston-Parra: All Ayes

NON-AGENDA ITEM

RESOURCE MANAGEMENT AGENCY

Community and Economic Development Department

MOTION TO CONSIDER NON-AGENDA ITEM: MADE FINDING THAT NEED TO TAKE ACTION ON NON-AGENDA MATTER OCCURRED AFTER THE AGENDA WAS POSTED BECAUSE IT CAME TO THE ATTENTION OF THE DEPARTMENT THAT THE SENIOR NUTRITION PROGRAM WILL BE UNABLE TO CONTINUE WITHOUT THE IMMEDIATE TRANSFER OF THE NECESSARY DELIVERY VEHICLES FROM THE FORMER ADMINISTRATOR OF THE PROGRAM (KERN MEDICAL CENTER) TO ADVENTIST HEALTH CENTRAL CALIFORNIA. IF THE VEHICLES ARE NOT TRANSFERRED, ADVENTIST WILL NOT HAVE LEGAL POSSESSION AND WILL NOT BE ABLE TO DELIVER MEALS TO NEEDY SENIORS. COMMUNITY AND ECONOMIC DEVELOPMENT DEPARTMENT DID NOT LEARN THAT ADVENTIST HAD TAKEN ACTUAL POSSESSION OF THE VEHICLES PRIOR TO THE LEGAL TRANSFER OF THE VEHICLES UNTIL AFTER THE POSTING OF THE AGENDA.

Parra-Patrick: All Ayes

All S.D.'s

- 14A) Proposed Agreement to transfer six (6) senior nutrition vehicles purchased with Community Development Block Grant (CDBG) funds to Adventist Health Central California - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1060-2002; AUTHORIZED TRANSFER OF VEHICLES TO ADVENTIST HEALTH CENTRAL CALIFORNIA

Parra-Patrick: All Ayes

RESOURCE MANAGEMENT AGENCY
Engineering and Survey Services

Hearings

S.D. #3

- 15) Proposed Resolution determining to adopt and accept an Ordinance enacting assessments for the area annexed to County Service Area No. 17, Tract 5990, east Bakersfield (on 10/29/2002, the hearing scheduled for 11/5/2002 was continued to 11/12/2002) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; TABULATED BALLOTS; CONFIRMED THAT MAJORITY OF BALLOTS WERE SUBMITTED IN FAVOR OF THE ASSESSMENTS; ENACTED ORDINANCE G-6926 ESTABLISHING THE ASSESSMENTS AND ADOPTED RESOLUTION 2002-449 CONFIRMING THE ENGINEERING & SURVEY SERVICES DEPARTMENT DIRECTOR'S REPORT, APPROVING AN ASSESSMENT NOT TO EXCEED \$60 PER PARCEL PER YEAR FOR STREET LIGHT MAINTENANCE, \$25 PER PARCEL PER YEAR FOR DRAINAGE FACILITIES MAINTENANCE, \$160 PER PARCEL PER YEAR FOR LANDSCAPE AND WALL MAINTENANCE, AND \$40 PER PARCEL PER YEAR FOR STREET SWEEPING; DETERMINING TO ADOPT AND ACCEPT AN ORDINANCE ENACTING ASSESSMENTS FOR THE AREA INCLUDED WITHIN THE BOUNDARIES DESCRIBED

Patrick-Parra: All Ayes

S.D. #4

- 16) Proposed Resolution determining to adopt and accept an Ordinance enacting assessments for the area established as County Service Area No. 94, Tract 5773, Buena Vista Estates, Taft (on 10/29/2002, the hearing scheduled for 11/5/2002 was continued to 11/12/2002) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; TABULATED BALLOTS; CONFIRMED THAT MAJORITY OF BALLOTS WERE SUBMITTED IN FAVOR OF THE ASSESSMENTS; ENACTED ORDINANCE G-6927 ESTABLISHING THE ASSESSMENTS AND ADOPTED RESOLUTION 2002-450 CONFIRMING THE ENGINEERING & SURVEY SERVICES DEPARTMENT DIRECTOR'S REPORT, APPROVING MAXIMUM ASSESSMENTS OF \$10 PER PARCEL PER YEAR FOR SEPTIC MONITORING AND \$100 PER PARCEL PER YEAR FOR DRAINAGE FACILITIES; DETERMINING TO ADOPT AND ACCEPT AN ORDINANCE ENACTING ASSESSMENTS FOR THE AREA INCLUDED WITHIN THE BOUNDARIES DESCRIBED

Patrick-McQuiston: All Ayes

- 17) Hearing for the abatement of a public nuisance involving the demolition of an abandoned and dangerous structure(s) at 36041 Lebec Road, Lebec, APN 255-215-15, Tejon Lodge, Lots 1 and 2, estimated cost \$6,500 - OPENED HEARING; JAMES MITCHELL HEARD; CLOSED HEARING; DECLARED BY RESOLUTION 2002-451 THE ABANDONED STRUCTURE(S) 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 NOTICE OF DETERMINATION, AUTHORIZED ENGINEERING & SURVEY SERVICES TO USE ABATEMENT FUNDS TO AWARD THE BIDS FOR THE DEMOLITION AND REMOVAL, AND TO PERFORM THE NECESSARY INSPECTIONS IN THE PERFORMANCE OF THE DEMOLITION CONTRACT

Parra-Patrick: All Ayes

- 18) Proposed Resolution ordering the extension of Zones of Benefit Nos. 3, 5, 7, 8 and 10 in County Service Area No. 71; determining to adopt and accept an Ordinance enacting assessments for the area included within the boundaries extended herein, Tracts 6024, 6025, 6026, 6027, 6028 and adjacent 80 acres to the south (Probuilt), west Bakersfield, located south of Palm Avenue and east of Heath Road - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; TABULATED BALLOTS; CONFIRMED THAT MAJORITY OF BALLOTS WERE SUBMITTED IN FAVOR OF THE ASSESSMENTS; ENACTED ORDINANCE G-6928 ESTABLISHING THE ASSESSMENTS AND ADOPTED RESOLUTION 2002-452 CONFIRMING THE ENGINEERING & SURVEY SERVICES DEPARTMENT DIRECTOR'S REPORT, APPROVING ANNUAL ASSESSMENTS NOT TO EXCEED \$67 PER PARCEL FOR STREET LIGHT MAINTENANCE, \$6 PER PARCEL FOR SEPTIC MONITORING, \$130 PER PARCEL FOR SEWER SERVICE, \$12 PER PARCEL FOR STREET SWEEPING, \$25 PER PARCEL FOR DRAINAGE FACILITIES MAINTENANCE, \$265 PER PARCEL FOR LANDSCAPE AND WALL MAINTENANCE AND \$200 PER PARCEL FOR MULTI-USE TRAIL, 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 ZONES OF BENEFIT NOS. 3, 5, 7, 8 AND 10 IN COUNTY SERVICE AREA NO. 71

Parra-Patrick: All Ayes

S.D. #5

- *19) Proposed confirmation of the costs incurred for nuisance abatement work at 1525 Tejon Street, Bakersfield, APN 128-140-03, total cost \$725; and at 1309 and 1311 Flower Street, Bakersfield, APN 127-030-03, total cost \$550 - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; RECEIVED AND FILED REPORT; CONFIRMED BY RESOLUTION 2002-453 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 NUISANCES WERE ABATED; DIRECTED ENGINEERING & SURVEY SERVICES TO MAIL NOTICE OF THE BOARD ACTION TO THE PROPERTY OWNERS

Patrick-McQuiston: All Ayes

- *20) Proposed confirmation of the costs incurred for nuisance abatement work at 1200-1/2 Pearl Street, Bakersfield, APN 127-310-18, total cost \$5,007.50 - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; RECEIVED AND FILED REPORT; CONFIRMED BY RESOLUTION 2002-454 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 NUISANCES WERE ABATED; DIRECTED ENGINEERING & SURVEY SERVICES TO MAIL NOTICE OF THE BOARD ACTION TO THE PROPERTY OWNERS

Patrick-McQuiston: All Ayes

S.D. #1

- *21) Request for subcontractor substitution, Delano Child Development Center - FOUND THAT BRADFORD & SONS FAILED TO EXECUTE CONTRACT WITH MAGNUM ENTERPRISES, INC.; APPROVED THE SUBSTITUTION OF MAGNUM ENTERPRISES, INC., TO COMPLETE UNDERGROUND UTILITIES PORTION OF THE PROJECT

Patrick-McQuiston: All Ayes

S.D. #5

- *22) Contract No. 03009, proposed ratification of advertisement of Final Plans, Specifications, and Notice to Contractors for the East Bakersfield Curb and Gutter Improvements/Retaining Walls project - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; RATIFIED PUBLICATION OF NOTICE TO CONTRACTORS IN A NEWSPAPER OF GENERAL CIRCULATION, PURSUANT TO SECTION 20150 OF PUBLIC CONTRACT CODE; BID OPENING TO BE WEDNESDAY, DECEMBER 4, 2002, AT 11:00 A.M.

Patrick-McQuiston: All Ayes

- *23) Contract No. 02041, proposed Mitigated Negative Declaration, Plans and Specifications, and Notice to Contractors for the North Lamont Channel - ADOPTED NEGATIVE DECLARATION; APPROVED PLANS AND SPECIFICATIONS; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED ROADS TO PUBLISH THE NOTICE TO CONTRACTORS IN A NEWSPAPER OF GENERAL CIRCULATION, PURSUANT TO SECTION 20150 OF PUBLIC CONTRACT CODE; BID OPENING TO BE WEDNESDAY, DECEMBER 11, 2002, AT 11:00 A.M.

Patrick-McQuiston: All Ayes

RESOURCE MANAGEMENT AGENCY
Roads Department

S.D. #1

- *24) Proposed complaint and request for action to California Public Utilities Commission (PUC) regarding Union Pacific Railroad Crossing at Famoso Road - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; ADOPTED RESOLUTION 2002-455

Patrick-McQuiston: All Ayes

- *25) Contract No. 02040, identify apparent low bid of Asphalt Construction Company, Inc., for construction on Ward Avenue, Brady Street, Drummond Avenue, Las Flores Avenue, and Dolphin Avenue, in an amount not to exceed \$1,116,257 - IDENTIFIED APPARENT LOW BID; AUTHORIZED ROADS TO PREPARE NECESSARY BID DOCUMENTS AND RELEASE ALL OTHER BID GUARANTEES

Patrick-McQuiston: All Ayes

- *26) Contract No. 03010, Plans, Specifications, and Notice to Contractors for construction on Drummond Avenue between Campbell Street and Brady Street - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTIONS 15302 AND 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, DECEMBER 4, 2002, 11:00 A.M.

Patrick-McQuiston: All Ayes

S.D. #4

- *27) Regional Impact Fee Program Credit Agreement with L R Enterprises, for developer constructed improvements, in the amount of \$2,416.26 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1061-2002

Patrick-McQuiston: All Ayes

- *28) Regional Impact Fee Program Credit Agreement with GSJB Development, Inc., for developer constructed improvements, in the amount of \$63,536.68 -

WITHDRAWN

S.D.'s #1 & #2

- *29) Contract No. 03002, Change Order No. 1 for manufacturing and delivery of asphalt concrete stockpile to various locations in east Kern County, an increase of \$4,797.71, for a new total of \$184,847.63 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Patrick-McQuiston: All Ayes

WASTE MANAGEMENT

S.D.'s #1 & #2

- *30) Proposed Contract No. 03003 with Becka Construction to construct the access road water pipeline slip lining at Bakersfield Metropolitan (Bena) Sanitary Landfill, in an amount not to exceed \$91,409 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1062-2002

Patrick-McQuiston: All Ayes

All S.D.'s

- *31) Proposed Resolution to set a Public Hearing for Tuesday, December 10, 2002, at 2:00 P.M., to consider an Ordinance establishing the Schedule of Solid Waste Management Program Service Charges for Non-Residential Property in Fiscal Year 2003-2004 - RECEIVED AND FILED; ADOPTED RESOLUTION 2002-456; DIRECTED COUNTY COUNSEL TO PREPARE, AND CLERK OF THE BOARD TO PUBLISH, HEARING NOTICE AND ORDINANCE SUMMARY

Patrick-McQuiston: All Ayes

COUNTY ADMINISTRATIVE OFFICE

- *32) Proposed allocation of State prison impact mitigation funds for California State Prison - Kern County at Delano II providing for City of Delano to receive \$1,000,000 and the County of Kern to receive \$1,000,000 for capital outlay projects within impacted area - ADOPTED RESOLUTION 2002-457; APPROVED CONTRACT WITH STATE DEPARTMENT OF CORRECTIONS; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1063-2002; DIRECTED AUDITOR-CONTROLLER-COUNTY CLERK TO PLACE FUNDS IN AN INTEREST BEARING TRUST FUND

Patrick-McQuiston: All Ayes

- *33) Proposed Kern County Best Practices Information Security Program - CONTINUED TO TUESDAY, NOVEMBER 26, 2002, AT 2:00 P.M.

Patrick-McQuiston: All Ayes

- *34) Proposed Kern County Remote Access Network Security Policy
- APPROVED

Patrick-McQuiston: All Ayes

- *35) Proposed transfer of funds for Kern Medical Center to participate in the State Emergency Services and Supplemental Payments Program - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$5,000,000 TO APPROPRIATIONS FOR CONTINGENCIES (GENERAL FUND); APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$5,000,000 FROM APPROPRIATIONS FOR CONTINGENCIES TO CONTRIBUTION FOR MEDICAL CARE (BUDGET UNIT 4204); AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO MAKE AN INTERGOVERNMENTAL TRANSFER

Patrick-McQuiston: All Ayes

Legislative Matters

- *36) Report on request to expand Child Protective Services' jurisdiction to schools - RECEIVED AND FILED

Patrick-McQuiston: All Ayes

- *37) Proposed Resolution supporting increased State funding for State-mandated In-Home Supportive Services program - APPROVED; ADOPTED RESOLUTION 2002-458; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE TO APPROPRIATE OFFICIALS

Patrick-McQuiston: All Ayes

COUNTY ADMINISTRATIVE OFFICE
General Services Division

S.D. #1

- *38) Proposed Agreement with Ladco Construction, Inc., for the kitchen remodel at Shafter Veterans Hall, in an amount not to exceed \$77,707 (1960.8144) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1064-2002

Patrick-McQuiston: All Ayes

- *39) Request for subcontractor substitution for the new Juvenile Treatment Facility (1960.8166) - FOUND THAT HPS MECHANICAL, INC., FAILED TO EXECUTE A WRITTEN CONTRACT WITH S.C. ANDERSON, INC.; APPROVED SUBSTITUTION OF MAYBERRY'S PIPELINE TO COMPLETE THE DOMESTIC AND FIRE WATER INSTALLATION PORTION OF PROJECT

Patrick-McQuiston: All Ayes

- *40) Change Order No. 1 for the new Juvenile Treatment Facility, an increase of \$157,930.91, for a new total of \$16,497,930.91 (1960.8166) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Patrick-McQuiston: All Ayes

- *41) Request to set hearing for granting of pipeline franchise to Mountain Mesa Water Company - ADOPTED RESOLUTION 2002-459 SETTING HEARING FOR TUESDAY, DECEMBER 17, 2002, AT 2:00 P.M.; DIRECTED CLERK OF THE BOARD TO PUBLISH NOTICE

Patrick-McQuiston: All Ayes

S.D. #3

- *42) Proposed Agreement with Kern Federal Credit Union for operation of an automated teller machine at the Fire Department Administration Facility, from November 12, 2002, through November 11, 2012 (\$120 annual rent) - 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 1065-2002 UPON OBTAINING ALL SIGNATURES AND FINAL APPROVAL BY OFFICE OF COUNTY COUNSEL

Patrick-McQuiston: All Ayes

- *43) Change Order No. 3 for Metro Recreation Center improvements, an increase of \$2,967, for a new total of \$406,816.50 (1960.8179)(from 10/29/2002) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Patrick-McQuiston: All Ayes

S.D. #5

- *44) Change Order No. 4 for the Sheriff's East Bakersfield Substation, an increase of \$6,737, for a new total of \$346,118 (1960.8250) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Patrick-McQuiston: All Ayes

- *45) Proposed Resolution to dispense with bidding requirements for Change Orders in excess of ten percent (10%) of contract amount for the Kern Medical Center Seismic Upgrade project and approval of Change Order No. 12, an increase of \$46,015, in excess of the ten percent (10%) limit, for a total project cost not to exceed \$3,064,286 (8212.8358) - RECEIVED AND FILED REPORT; APPROVED; ADOPTED RESOLUTION 2002-460; AUTHORIZED CHAIRMAN TO SIGN

Patrick-McQuiston: All Ayes

All S.D.'s

- *46) Proposed Amendment No. 1 to Engineering Services Agreement with BSK & Associates for consulting, testing, and inspection services for various construction projects, providing for an increase of \$40,000, for a new total of \$60,000 (P.O. #032839) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1066-2002

Patrick-McQuiston: All Ayes

- *47) Proposed Amendment No. 3 to Agreement No. 728-99 with Superintendent of Schools for purchase of supplies and equipment, to provide for decrease in the rate of compensation from \$50,000 to \$25,000 per year - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1067-2002

Patrick-McQuiston: All Ayes

- *48) Proposed donation of surplus microwave equipment to the City of Bakersfield - APPROVED

Patrick-McQuiston: All Ayes

CONSIDERATION OF ORDINANCES INTRODUCED ON OCTOBER 29, 2002

- *49) Proposed Ordinance to amend Chapter 3.24 of the Kern County Ordinance Code relating to overtime work in order to confirm Ordinance provisions including flex time scheduling to existing practice and law - ENACTED ORDINANCE G-6929

Patrick-McQuiston: All Ayes

MATTERS FOR EXECUTIVE APPROVAL

- *50) Budget Transfers - APPROVED
Patrick-McQuiston: All Ayes
- *51) Minutes for Weeks of September 30, 2002, and October 7, 2002 - APPROVED WITH CORRECTION TO SUMMARY OF OCTOBER 1, 2002, ITEM NO. 5, P.M., TO ADD, "**ACCEPTED PUBLIC UTILITIES EASEMENT; AUTHORIZED CLERK OF THE BOARD TO SIGN**"
Patrick-McQuiston: All Ayes
- *52) Miscellaneous Letters and Documents - FILED
Patrick-McQuiston: All Ayes
- *53) Miscellaneous Departmental Referrals by Clerk of the Board - APPROVED AND FILED
Patrick-McQuiston: All Ayes
- *54) Claims and Lawsuits filed with and referred by Clerk of the Board - APPROVED AND FILED
Patrick-McQuiston: All Ayes

ADJOURNED TO TUESDAY, NOVEMBER 26, 2002, AT 9:00 A.M.

Patrick-

/s/ Denise Pennell
Clerk of the Board

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

52) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Auditor-Controller-County Clerk

- A) 2002-2003 County of Kern Final Budget
- B) Automobile Insurance Fraud and Workers' Compensation Insurance Fraud Programs Report for Fiscal Year ended June 30, 2002

Clerk of the Board

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

- 1) Tract Map 5430, Phase L S.D. #4
- 2) Tract Map 5430, Phase M S.D. #4
- 3) Tract Map 5581, Phase 1 S.D. #1
- 4) Tract Map 5919, Unit B S.D. #4
- 5) Tract Map 5944, Phase 2 S.D. #2
- 6) Tract Map 5975, Phase A S.D. #1
- 7) Tract Map 5975, Phase E S.D. #1
- 8) Tract Map 5975, Phase F S.D. #1
- 9) Tract Map 6000, Phase 1 S.D. #1
- 10) Tract Map 6081, Phase 4 S.D. #1
- 11) Tract Map 6081, Phase 5 S.D. #1
- 12) Tract Map 6092, Phase 2 S.D. #2
- 13) Parcel Map 10762 S.D. #1

- D) Fax from Ron Durand, Employers' Training Resource, re resignation of William D. Phillimore and Richard Beene from the Workforce Investment Board (WIB)

Community & Economic Development

- E) County loan agreement, HOME Investment Partnerships Program, Owner Rehabilitation Program, with Sequoyah Ronald Coodey

County Administrative Office

- F) Amendments to the Administrative Policy and Procedures Manual re Section 110 of the Equal Opportunity Employment Policy and Chapter 7, Exhibit C, of the Kern County Electronic Communications Usage Policy

County Counsel

- G) Response to referral to Colleen J. Carlson, Dooley & Herr, LLP, re R&F Disposal, Inc., Delano State Prison II (Copies to each Supervisor and CAO)

Environmental Health

- H) Eight (8) thank you letters to companies and individuals for donations to the Bakersfield and Mojave animal shelters

Grand Jury

- I) 2002-2003 Final Report re Holding Facility at Taft Court, Law and Justice Committee (Copies to each Supervisor, CAO, Superior Court and Sheriff)

Library

- J) Seventy-seven (77) thank you letters to individuals for donations to Kern County libraries

Local Agency Formation Commission

- K) Proceeding No. 1342, Resolution No. 02-42, in the matter of City of Bakersfield, Annexation No. 434 (Allen Road No. 6) (Copies to each Supervisor and CAO)
- L) Proceeding No. 1344, Resolution No. 02-43, in the matter of NOR Municipal Water District, Annexation No. 6 (Copies to each Supervisor and CAO)

Planning

- M) Consent to Recordation, Irrevocable Offer of Dedication from Richard Reyneveld re Precise Development Plan No. 20, Map No. 102-12, Norris Road (County Road No. 3910)
- N) Response to referral to Jason Okamoto re presentation of Centennial High School students' ideas before the Planning Commission (Copies to each Supervisor and CAO)

Resource Management Agency

- O) Memorandum re presentation of the California State Association of Counties' (CSAC) 2002 Circle of Service Award to Ted James (Copies to each Supervisor and CAO)

Miscellaneous

- P) Forty-one (41) letters in opposition to the increase in Solid Waste Management Service Charges for 2003-2004 (Copies to each Supervisor, CAO, Waste Management and County Counsel)
- Q) Letter from Deborah Pellegrini, State Board of Equalization, re California Code of Regulations, Title 18, Public Revenues (Copies to each Supervisor and CAO)
- R) Letter from Nancy Hayward, State Department of Health Services, re estimated Maintenance of Effort (MOE) requirement for CHIP/RHS Program funds for Fiscal Year 2002-2003 (Copies to each Supervisor and CAO)
- S) Letter from Ed Riojas, State Department of Health Services, re fully executed copy of Kern County's Fiscal year 2002-2003 California Healthcare for Indigents Program (CHIP) Application (Copies to each Supervisor and CAO)
- T) Letter from Pilar Vega Rivera re inability to attend hearing concerning Solid Waste Management Collection Service Charges on Tuesday, December 10, 2002 (Copies to each Supervisor, CAO, Waste Management and County Counsel)
- U) Letter from Ann Williams in opposition to proposed children's camp on Alfred Harrell Highway (Kern Recreation Camp) (Copies to each Supervisor, CAO, Planning and County Counsel)
- V) Letter from Adrienne J. Mathews, Kern County Water Agency, re proposed amendments to Ordinance regulating the land applications of biosolids (Copies to each Supervisor, CAO, Resource Management Agency and County Counsel)

- W) Letter from Roy A. Bernardi, U.S. Department of Housing and Urban Development, re transition policy for implementing new data collection requirements required by the Office of Management and Budget (OMB) (Copies to each Supervisor and CAO)
- X) Letter from Dallas Jones, Governor's Office of Emergency Services, re declaration of the primary county of Los Angeles and contiguous counties of Kern, Orange, San Bernardino and Ventura, a disaster area as a result of damages caused by the Curve Fire and the Williams Fire (Copies to each Supervisor, CAO, Emergency Services, Fire, Board of Trade and Employers' Training Resource)
- Y) Letter from Al Wright, State Department of Fish and Game, Wildlife Conservation Board, re Canebrake Ecological Reserve, CAP Canyon Unit, Expansion 1 (Copies to each Supervisor, CAO, Planning, Assessor and County Counsel)
- Z) Letter from Danny Karl Fleming re water supply and sewage for project proposed by Windland, Inc., scheduled for Planning Commission hearing on Thursday, December 12, 2002 (Copies to each Supervisor, CAO, Planning and County Counsel)
- AA) Letter from Arthur L. Gaffrey, U.S. Department of Agriculture, Forest Service, re field trips on Friday and Saturday, November 15 and 16, 2002, to the McNally Fire area (Copies to each Supervisor, CAO and Planning)
- BB) Letter from E. R. Molina, California Highway Patrol, re Hazardous Materials Incident Report on Thursday, October 10, 2002, southbound State Route 99, 1/2 mile south of State Route 46 (Copies to each Supervisor, CAO, Environmental Health and Fire-Haz Mat)
- CC) Thank you letter from Congressman Calvin Dooley re correspondence concerning the Property Tax Endowment Act of 2002 (Copies to each Supervisor and CAO)
- DD) Letter from Paula J. Landis, State Department of Water Resources, re report entitled, "San Joaquin Valley Drainage Monitoring Program, 1998" (Copies to each Supervisor, CAO, Engineering and Survey Services and Resource Management Agency)
- EE) Letter from Wayne Seiichi Itoga, U.S. Department of Housing and Urban Development, re receipt of 2001 Consolidated Annual Performance and Evaluation Report (CAPER) (Copies to each Supervisor, CAO and Community and Economic Development)
- FF) Letter from Don R. Morrison in opposition to proposed Kern Recreation Camp (Copies to each Supervisor, CAO, Planning and County Counsel)
- GG) Petition from ten (10) individuals re request to review safety of White Pine Drive, Tehachapi (Copies to each Supervisor, CAO and Roads)

- HH) Bulletin from the American Land Rights Association, National Inholders Association (Copies to each Supervisor and CAO)
- II) 2000 Annual Report from the Kern County Water Agency (Copies to each Supervisor and CAO)
- JJ) Notice from State Board of Corrections re updated hearing dates concerning revision of the Minimum Standards for Local Juvenile Facilities (Copies to each Supervisor and CAO)
- KK) Notice of Intention from Santa Barbara County Flood Control & Water Conservation District and Water Agency re 2002-2003 Weather Modification Program (Copies to each Supervisor, CAO and Resource Management Agency)
- LL) Notice from State Water Resources Control Board re petition for temporary change involving the transfer of up to 10,000 acre-feet of water to the environmental water account, under Oroville-Wyandotte Irrigation District's Permits 1267 and 2492 (Applications 1651 and 2778) (Copies to each Supervisor and CAO)
- MM) Notices from Alcoholic Beverage Control Board re Application for Alcoholic Beverage Licenses: Lost Hills Mobil, 14804 Powers Street, Lost Hills; McGee's Sugar Mill, 2523 N. Chester Avenue, Bakersfield; and Lamont Union 76, 9701 Main Street, Lamont (Copies to each Supervisor, CAO and Planning)
- NN) Agenda of meeting from CALFED Bay-Delta Program, California Bay-Delta Public Advisory Committee, Drinking Water Subcommittee, on Friday, October 25, 2002 (Copies to each Supervisor and CAO)
- OO) Agenda of meeting from CALFED Bay-Delta Program, California Bay-Delta Public Advisory Committee, Ecosystem Restoration Subcommittee Meeting, on Wednesday, October 23, 2002 (Copies to each Supervisor and CAO)
- PP) Agenda of meeting from CALFED Bay-Delta Program, California Bay-Delta Public Advisory Committee, Water Use Efficiency (WUE) Program, Water Use Efficiency Subcommittee, on Tuesday, November 5, 2002 (Copies to each Supervisor and CAO)
- QQ) Agenda of meeting from CALFED Bay-Delta Program, California Bay-Delta Public Advisory Committee, Working Landscapes Subcommittee, on Thursday, November 7, 2002 (Copies to each Supervisor and CAO)
- RR) Agenda of meeting from CALFED Bay-Delta Program, California Bay-Delta Public Advisory Committee, Environmental Justice Subcommittee, on Thursday, November 14, 2002 (Copies to each Supervisor and CAO)
- SS) Agenda of meeting from CALFED Bay-Delta Program, Ecosystem Restoration Program Independent Science Board Meeting, on Thursday, November 7, 2002 (Copies to each Supervisor and CAO)

- TT) Agenda of meeting from CALFED Bay-Delta Program, California Bay-Delta Public Advisory Committee, Steering Committee, on Wednesday, November 13, 2002 (Copies to each Supervisor and CAO)
- UU) Agenda of meeting from Kern County Child Care Council on Wednesday, November 6, 2002
- VV) Minutes of meeting from Kern County Child Care Council on Wednesday, October 2, 2002
- 53) LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD - APPROVED AND FILED
- A) Letter from Michael T. Woodard re request to improve street lighting on Palm Avenue, Bakersfield - REFERRED TO ENGINEERING AND SURVEY SERVICES (Copies to each Supervisor and CAO)
- B) Letter from Colleen J. Carlson, Dooley & Herr, Attorneys at Law, re R&F Disposal, Inc., Delano State Prison II - REFERRED TO COUNTY COUNSEL (Copies to each Supervisor, CAO and Waste Management)
- C) Letter from W. E. Loudermilk, State Department of Fish and Game, re potential diversion of water from Fay Creek Canyon area, Kernville - REFERRED TO RESOURCE MANAGEMENT AGENCY (Copies to each Supervisor, CAO, Engineering and Survey Services, Planning, Roads and County Counsel)
- D) E-mail from Tracy Bonesteel re relocation of magazine and text book sale material in the southwest branch library - REFERRED TO LIBRARY (Copies to each Supervisor and CAO)
- E) E-mail from Jason Okamoto re presentation of Centennial High School students' ideas before the Planning Commission - REFERRED TO PLANNING (Copies to each Supervisor and CAO)
- 54) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
- A) Claim in the matter of Wayne Allison vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- B) Claim in the matter of Robert T. Giles vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- C) Claim in the matter of Valentin Ocho Cabrera vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- D) Claim in the matter of Adrian D. Estrada vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- E) Claim in the matter of Cassius Whitehead vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- F) Claim in the matter of Shane Willis White and Roberta E. Devine vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)

- G) Claim in the matter of Deborah Lynn Miller vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- H) Summons and complaint in the matter of Eddie Dean Hendrickson vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- I) Summons and complaint in the matter of Ricardo Manuel Cortez-Arroyo, a minor, by and through his guardian ad Litem; Miriam Arroyo, Miriam Arroyo, individually; Guadalupe Cortez, individually vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- J) Summons and complaint in the matter of Luz Serrano, an individual; Antonio Serrano, an individual vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- K) Summons and claim in the matter of Enrique Salazar vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- L) Subrogation claim in the matter of Beatrice T. Velez by Farmers Insurance Group vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- M) Discrimination complaint in the matter of Loree Geraldine Alrawhani vs. Kern County - REFERRED TO COUNTY COUNSEL (Copies to Risk Management and Personnel)