

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, November 13, 2001

9:00 A.M.

BOARD RECONVENED

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

SALUTE TO FLAG - Led by Supervisor Peterson

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.

NOTE: SUPERVISOR PETERSON INTRODUCED JENNIFER NOONAN, STUDENT BODY PRESIDENT OF TAFT HIGH SCHOOL, AND PAUL ACKERMANN

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-Pe
All Ayes
- *1) Proclamation proclaiming November 16, 2001 as Ray and Lucille Knabe Day in Kern County - PROCLAIMED; REFERRED TO CLERK OF THE BOARD FOR PREPARATION
- 2) Certificate of Recognition commending Billy Nelson, Taft Union High School senior, for his national, state, and local awards in Cross Country Track - MADE PRESENTATION TO BILLY NELSON; DAVID DENNIS, CROSS-COUNTRY COACH, INTRODUCED; BILLY NELSON HEARD
- Pe-Pr
All Ayes
- 3) Resolution honoring James M. McCall, Senior Animal Control Officer, upon his retirement from County of Kern, after 32 years of service - ADOPTED RESOLUTION; MADE PRESENTATION TO JAMES MCCALL; STEVE MCCAULEY, DIRECTOR, AND MATT CONSTANTINE, ENVIRONMENTAL HEALTH DEPARTMENT, INTRODUCED; STEVE MCCAULEY AND JAMES MCCALL HEARD
- Pr-Mc
All Ayes
- 4) Resolution honoring Morgan Clayton as recipient of the National Association of Counties 2002 Joe Cooney Award - ADOPTED RESOLUTION; MADE PRESENTATION TO MORGAN CLAYTON; JOHN NILON, STEVE FLOREZ, AND ART HEMING INTRODUCED; JOHN NILON AND MORGAN CLAYTON, HEARD

PUBLIC PRESENTATIONS

- 5) 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! - MIKE TURNIPSEED, KERN COUNTY FARM BUREAU, HEARD REGARDING SAN JOAQUIN VALLEY AIR POLLUTION CONTROL DISTRICT REGULATION VIII

DR. B. A. JINADU, PUBLIC HEALTH OFFICER, EXPRESSED ENCOURAGEMENT TO JENNIFER NOONAN AND BILLY NELSON IN THEIR MEDICAL CAREER EDUCATION

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

- 6) On their own initiative, Board members may make an announcement or a report on their own activities. They may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Gov. Code Sec. 54954.2[a]) - SUPERVISOR PARRA REPORTED HE PRESENTED A CERTIFICATE OF RECOGNITION TO JOHNNY RODRIGUEZ WHO WAS INVOLVED IN A FUND RAISER FOR GUADALUPE SCHOOL AND FURTHER EXTENDED MR. RODRIGUEZ' APPRECIATION TO THE BOARD OF SUPERVISORS FOR THE RECOGNITION

SUPERVISOR PEREZ EXPRESSED HIS APPRECIATION TO THE COMMUNITY FOR THEIR SUPPORT DURING THE VETERANS DAY PARADE

DEPARTMENTAL REQUESTS

AGING AND ADULT SERVICES

Mc-Pe
All Ayes

- *7) Proposed California Department of Aging Fiscal Year 2001-2002 Community-Based Services Program Funding Reduction of \$26,169 - APPROVED; AUTHORIZED AUDITOR-CONTROLLER TO REDUCE CONTRACTS AS RECOMMENDED

AGRICULTURAL COMMISSIONER/SEALER

Mc-Pe
All Ayes

- *8) Proposed addition of one (1) Agricultural Biologist/Weights and Measures Inspector and deletion of one (1) Agricultural Biologist/Weights and Measures Inspector IV position, effective November 17, 2001 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Mc-Pe
All Ayes

- *9) Proposed retroactive renewal Agreement with California Crop Improvement Association to reimburse County for certified seed work, fiscal year 2001/2002, in an amount not to exceed \$5,000 (prior notification June 26, 2001) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1065-2001

COUNTY COUNSEL

HEARING

Mc-Pe *10) Kern County Water Agency Proposed Zones of Benefit Numbers 7-03,
All Ayes 17-03, 18-03, and 19-03 and Assessments to be Levied Thereon -
OPENED HEARING; NO ONE HEARD; CLOSED HEARING; APPROVED; ADOPTED
RESOLUTION 2001-416

Mc-Pe *11) Proposed Ordinance adding Subsections 122 and 123 to Section
All Ayes 10.16.041, Chapter 10.16, Title 10 of the Kern County Ordinance
Code concerning no stopping zones on East California Avenue -
WAIVED READING; INTRODUCED ORDINANCE

DISTRICT ATTORNEY

Mc-Pe *12) Proposed addition of one (1) Local Area Network Systems
All Ayes Administrator and deletion of one (1) Senior Information Systems
Specialist in the District Attorney's Family Support Division,
Budget Unit 2183, effective November 13, 2001 - APPROVED; REFERRED
TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

EMPLOYERS' TRAINING RESOURCE

Mc-Pe *13) Proposed Amendment No. 2 to Subgrant Agreement 775-2000 with
All Ayes Mexican American Opportunity Foundation for employment, training
and supportive services for eligible individuals under the
Workforce Investment Act (WIA) and the Welfare-to-Work (WtW)
Grant, in an amount not to exceed \$1,788,141 (an increase of
\$73,396) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1066-
2001

Mc-Pe *14) Proposed Amendment No. 1 to Subgrant Agreement 776-2000 with
All Ayes Maricopa Unified School District for training and employment
activities for eligible individuals under the Workforce Investment
Act (WIA), in an amount not to exceed \$121,542 (an increase of
\$16,671) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1067-
2001

Mc-Pe *15) Proposed Amendment No. 1 to Subgrant Agreement 882-2000 with Kern
All Ayes County Superintendent of Schools for training and employment
activities for individuals under the Workforce Investment Act
(WIA), in an amount not to exceed \$432,730 (an increase of \$6,058)
- APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1068-2001

KERN MEDICAL CENTER

Mc-Pe *16) Proposed Agreement with Shreedevi Keni, M.D., for psychiatric
All Ayes services, from December 12, 2001 to December 11, 2003, in an
amount not to exceed \$123,500 - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 1069-2001

Mc-Pe *17) Proposed retroactive Amendment No. 1 to Agreement 825-2001 with
All Ayes Kern Transport Services for periodic transportation of expired
patients to Coroner's Facility, to increase the maximum annual
compensation by \$875, from September 1, 2000 through August 30,
2001, for a new not to exceed amount of \$8,375 - APPROVED;
AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1070-2001

- Mc-Pe
All Ayes
- *18) Proposed Amendment No. 1 to Agreement 018-2001 with Kern Faculty Medical Group for Trauma Surgeon Coverage for trauma patient management fees, from January 9, 2001 to January 8, 2003, in an amount not to exceed \$225,000 (an increase of \$45,000) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1071-2001
- Mc-Pe
All Ayes
- *19) Proposed Amendment No. 2 to Agreement 542-2001 for Professional Services with Searcy Resource Group (SRG) to include the services of a consultant to streamline the credentialing process for Allied Health Professionals and development of policies at an hourly rate of \$125 with no increase in the contractual amount of \$150,000 during the term of the agreement, from June 19, 2001 to June 18, 2002 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1072-2001
- Mc-Pe
All Ayes
- *20) Proposed Agreement with Salma H. Khan, M.D., for radiological services, from November 26, 2001 through November 30, 2006, in an amount not to exceed \$540,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1073-2001

PUBLIC HEALTH

- Mc-Pe
All Ayes
- *21) Proposed addition of one (1) full-time Project Specialist and deletion of one (1) part-time Project Specialist for Child Health and Disability Prevention Dental Program, Budget Unit 4110D, effective December 1, 2001 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENT POSITIONS AND SALARY SCHEDULE
- Mc-Pe
All Ayes
- *22) Proposed addition of one (1) Word Processing Tech I/II, and one (1) Word Processing Tech III, effective December 1, 2001, and deletion of one (1) Typist Clerk I/II, and one (1) Typist Clerk III, effective January 15, 2002, in the Child Health and Disability Prevention Program, Budget Unit 4110D - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE
- Mc-Pe
All Ayes
- *23) Notification of two (2) anticipated retroactive Agreements with Kern County Children and Families Commission for preventive and restorative dental treatment and nursing services for the Nurse Family Partnership Program - RECEIVED AND FILED
- Mc-Pe
All Ayes
- *24) Proposed retroactive Agreement with State Department of Health Services to enter death certificate data into the Automated Vital Statistics System, from November 5, 2001 through June 30, 2002, in an amount not to exceed \$4,469 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1074-2001

RETIREMENT ASSOCIATION

- Mc-Pe
All Ayes
- *25) 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 6, 2001, from 8:30 a.m. to 12 noon - APPROVED

SHERIFF

- Mc-Pe *26) Proposed retroactive Agreement with California State University
All Ayes Bakersfield to facilitate implementation of a Law Enforcement
Career Preparation Program to recruit candidates into law
enforcement, from July 1, 2001 to June 30, 2002, in an amount not
to exceed \$5,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT
1075-2001; APPROVED APPROPRIATION OF UNANTICIPATED REVENUE FROM
SHERIFF'S TRAINING TRUST FUND NO. 22132 IN THE AMOUNT OF \$5,000
TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN
THE AMOUNT OF \$5,000 FROM APPROPRIATIONS FOR CONTINGENCIES TO
BUDGET UNIT 2210
- Mc-Pe *27) Request to employ retired county employee Charles Mollineaux as
All Ayes Sheriff's Detention Officer, Range 50.5, Step E, for a period not
to exceed 120 working days or 960 hours, whichever is greater, in
the 12-month period following date of employment - APPROVED
- Mc-Pe *28) Application to hold a parade - Mountain Memories Chamber of
All Ayes Commerce in Frazier Park on December 8, 2001 - 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
- Pe-Mc 29) Proposed Ordinance to add Chapter 5.52 to the Ordinance Code
All Ayes regarding establishing license and permit requirements and fees
for businesses providing massage or related services and employees
- NEWT BARRY, MASSAGE STUDIO OF BAKERSFIELD, AND PHIL CROSBY,
SHERIFF'S DEPARTMENT, HEARD; WAIVED READING; INTRODUCED ORDINANCE;
ADOPTED RESOLUTION 2001-417 SETTING HEARING FOR TUESDAY, DECEMBER
4, 2001 AT 9:00 A.M.; AUTHORIZED COUNTY COUNSEL TO PREPARE FAIR
AND ADEQUATE SUMMARY OF PROPOSED ORDINANCE AND NOTICE OF HEARING;
DIRECTED CLERK OF THE BOARD TO PUBLISH AND POST

TREASURER-TAX COLLECTOR

- Mc-Pe *30) Cash Receipts and Disbursements for October 2001 - RECEIVED AND
All Ayes FILED

TREASURER-TAX COLLECTOR
DEFERRED COMPENSATION PLAN ADVISORY COMMITTEE

- Mc-Pe *31) Proposed Amendment No. 4 to Agreement 384-93 with Great-West Life
All Ayes and Annuity Insurance Company for Kern County 457 Deferred
Compensation Plans Administration to extend term for three years,
from October 1, 2002 to October 1, 2005, and revisions to Kern
County Deferred Compensation Plans I and II to incorporate
amendments as permitted by the Economic Growth and Tax Relief
Reconciliation Act of 2001 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN
AMENDMENT 1076-2001; APPROVE REVISED PLANS I AND II

CLOSED SESSIONS

COUNTY COUNSEL

Pz- 32) Request for Closed Session regarding a lawsuit entitled Maria
All Ayes Reyes v. County of Kern, Case No. 243670 (Government Code Section
54956.9(a)) -

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

/s/ Tracey E. Cody
Administrative Coordinator

/s/ Barbara Patrick
Chairman, Board of Supervisors

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, November 13, 2001

2:00 P.M.

BOARD RECONVENED

Supervisors: McQuiston, Perez, Patrick, Peterson, Parra
ROLL CALL: 4 Present; 1 Absent: Supervisor Perez

NOTE: CHAIRMAN PATRICK ANNOUNCED THAT SUPERVISOR PEREZ WAS DELAYED AT AN EVENT AND WOULD BE LATE TO THE MEETING

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

PUBLIC PRESENTATIONS

- 1) 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

- 2) 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

HEARINGS

RESOURCE MANAGEMENT AGENCY
Planning Department

Pr-Mc
4 Ayes
1 Ab/Pz

- *3) **Request from Kern County Planning Department to change the permitted uses from Limited Agriculture to Exclusive Agriculture on 218.85 acres located on the east side of Sierra Way, approximately 800 feet north of State Route 178, Weldon (SD 1)**

Specific Request:

A change in zone classification from A-1 to A or a more restrictive district (ZCC #3, Map #42) (General Rule, Section 15061(b)(3); Published Kern Valley Sun) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED RESOLUTION 2001-418 AND ENACTED ORDINANCE G-6844 APPROVING ZONE CHANGE, WITH THE ADDITION OF THE FP (FLOODPLAIN COMBINING) DISTRICT

Pr-Mc
4 Ayes
1 Ab/Pz

- *4) **Request from Joe Freitas, Jr., by Delmarter and Deifel to change the permitted uses from Agriculture to Estate Residential (2-1/2 acres per dwelling) on 18.21 acres located on the southeast corner of South Union Avenue and Curnow Road, southeast Bakersfield (SD 2)**

Specific Request:

A change in zone classification from A to E (2-1/2) RS or a more restrictive district (ZCC #21, Map #143) (Negative Declaration; Published Bakersfield Californian) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED NEGATIVE DECLARATION AND MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTION 2001-419 AND ENACTED ORDINANCE G-6845 APPROVING ZONE CHANGE AS REQUESTED

Pr-Mc
4 Ayes
1 Ab/Pz

- *5) **Request from Rancho Indian Creek, LLC, by Kern County Planning Department to change the permitted uses from 20-acre Minimum Lot Size Residential to Agriculture on approximately 2,500 acres located approximately five miles southeast of Twin Oaks (SD 2)**

Specific Request:

A change in zone classification from E (20) (Estate - 20 acres) to A (Exclusive Agriculture) or a more restrictive district (ZCC #5, Map #149) (General Rule, Section 15061(b)(3); Published Tehachapi News) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED RESOLUTION 2001-420 AND ENACTED ORDINANCE G-6846 APPROVING ZONE CHANGE AS REQUESTED

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY
Planning Department

Land Use

S.D. #1

Pr-Mc *6) Proposed Williamson Act Land Use Contract for 2002 Calendar Year -
4 Ayes Contract 01-13 - Ernst D. and Joellyn L. Schroeder as Trustees of
1 Ab/Pz the Amended and Restated Ernst D. Schroeder Family Trust,
southwest of Glennville, Agricultural Preserve No. 14, 332.68
acres - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; DIRECTED CLERK OF
THE BOARD TO RECORD

Pr-Mc *7) Proposed Williamson Act Land Use Contract for 2002 Calendar Year -
4 Ayes Contract 01-22 - Peter Charles Lambert and Amanda Kay Topper,
1 Ab/Pz Granite Station area, Agricultural Preserve No. 14, 1,252 acres -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN; DIRECTED CLERK OF THE BOARD
TO RECORD

S.D. #5

Pr-Mc *8) Proposed Williamson Act Land Use Contract for 2002 Calendar Year -
4 Ayes Contract 01-23 - Bruno and Elizabeth Cauzza as Trustees for the
1 Ab/Pz Bruno Cauzza and Elizabeth Cauzza 1995 Trust, Arvin area,
Agricultural Preserve No. 13, 224.84 acres - APPROVED; AUTHORIZED
CHAIRMAN TO SIGN; DIRECTED CLERK OF THE BOARD TO RECORD

All S.D.'s

Pr-Mc *9) Report regarding approved State Land Use Planning Laws for 2001
4 Ayes - RECEIVED AND FILED
1 Ab/Pz

Miscellaneous

All S.D.'s

Pr-Mc *10) Proposed Agreement with Cotton/Bridges Associates for preparation
4 Ayes of the 2002 update to the Kern County Housing Element and
1 Ab/Pz Environmental Document, in an amount not to exceed \$95,075 -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1077-2001

S.D. #5

Pr-Mc *11) Request by Harvinder Kaur and Arvinder Singh for Determination of
4 Ayes Public Convenience for issuance of an off-sale beer and wine
1 Ab/Pz license at 2011 Niles Street, Bakersfield, pursuant to the Alcohol
Beverage Control Act, Section 23958 of the Business and
Professions Code - APPROVED; ADOPTED RESOLUTION 2001-421

RESOURCE MANAGEMENT AGENCY

All S.D.'s

- Pr-Mc *12) Request to endorse various future station sites and alignment
4 Ayes studies and to authorize Supervisor Peterson to present Board's
1 Ab/Pz endorsements at the Bakersfield meeting of the High-Speed Rail
Authority on Wednesday, November 14, 2001 - APPROVED

RESOURCE MANAGEMENT AGENCY
Community Development Program

S.D. #4

- Pr-Mc *13) Proposed Memorandum of Understanding with Kern Council of
4 Ayes Governments (KernCOG) for \$20,000 to partially fund a Community
1 Ab/Pz Development Plan for the unincorporated community of South Taft -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1078-2001;
AUTHORIZED COMMUNITY DEVELOPMENT TO PROCEED WITH DEVELOPMENT OF
THE SOUTH TAFT COMMUNITY DEVELOPMENT PLAN

All S.D.'s

- Pr-Mc *14) Request to utilize Accumulated Capital Outlay (ACO) funds for
4 Ayes construction of Community Development (CD) projects whose budgets
1 Ab/Pz are sources for funding the Float Loan to the Housing Authority
of the County of Kern (HACK) Administrative Center Project and for
construction of future phases of CD projects using pre-award cost
reimbursement financing, and for award of contracts whose bids
exceed budgeted Community Development Block Grant funds -
APPROVED; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO ESTABLISH
BUDGET UNIT 8926, CD-OTHER FUNDING SOURCES; AUTHORIZED AUDITOR-
CONTROLLER-COUNTY CLERK TO PROCESS LOAN FROM ACO-GENERAL FUND
(FUND #00004) TO CD-OTHER FUNDING SOURCES FUND (FUND #29089) IN
THE AMOUNT OF \$4,100,000; APPROVED APPROPRIATION OF LOAN PROCEEDS
IN AMOUNT OF \$4,100,000 TO APPROPRIATIONS FOR CONTINGENCIES IN CD-
OTHER FUNDING SOURCES FUND (FUND #29089, BUDGET UNIT 8926);
APPROVED BUDGET TRANSFER

RESOURCE MANAGEMENT AGENCY
Engineering and Survey Services

S.D. #1

- Pr-Mc *15) Proposed Contract No. 01034 with Shawn Davis Backhoe for
4 Ayes construction of Smith Canyon Low Flow Bypass, in an amount not to
1 Ab/Pz exceed \$23,960 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT
1079-2001

S.D. #5

- Pr-Mc *16) Contract No. 02008, identify low bid of Griffith Company for
4 Ayes construction of East Bakersfield Curb & Gutter Improvements, in
1 Ab/Pz an amount not to exceed \$833,000 - IDENTIFIED LOW BID; AUTHORIZED
ROADS TO RELEASE ALL OTHER BID GUARANTEES AND PREPARE NECESSARY
CONTRACT DOCUMENTS

RESOURCE MANAGEMENT AGENCY
Roads Department

Hearing

S.D. #1

- Pr-Mc *17) Request to establish a posted 15-mile-per-hour speed limit on a
4 Ayes temporary bridge on Erskine Creek Road over the Borel Canal -
1 Ab/Pz OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ESTABLISHED MAXIMUM
SPEED LIMIT OF FIFTEEN (15) MILES PER HOUR

S.D. #3

- Pr-Mc *18) Contract No. 01007, Change Order No. 2 for construction on North
4 Ayes Chester Avenue at Ferguson Avenue and Washington Avenue, an
1 Ab/Pz increase of \$6,500, for a new total of \$213,592.09 - APPROVED;
AUTHORIZED CHAIRMAN TO SIGN

S.D. #4

- Pr-Mc *19) Contract No. 01029, Change Order No. 1 for construction of asphalt
4 Ayes concrete overlay on various streets in Lost Hills, an increase of
1 Ab/Pz \$14,498.86, for a new total of \$159,495.32 - APPROVED; AUTHORIZED
CHAIRMAN TO SIGN

S.D. #5

- Pr-Mc *20) Contract No. 20024, Change Order No. 2 for construction on Union
4 Ayes Avenue between Ming Avenue and Brundage Lane, an increase of
1 Ab/Pz \$27,594.64, for a new total of \$1,462,494.41 - APPROVED;
AUTHORIZED CHAIRMAN TO SIGN

- Pr-Mc *21) Proposed no stopping and loading zone restrictions on both cross
4 Ayes streets for East California Avenue at Mt. Vernon Avenue -
1 Ab/Pz APPROVED; REFERRED TO COUNTY COUNSEL FOR PREPARATION OF NECESSARY
ORDINANCE

COUNTY ADMINISTRATIVE OFFICE

- Pe-Mc 22) Proposed salary equity adjustments resulting from negotiations
4 Ayes with Central California Association of Public Employees Criminal
1 Ab/Pz Justice Unit - ABEL HERNANDEZ, INVESTIGATOR, PUBLIC DEFENDER'S
OFFICE; JIM LARMA, SUPERVISING INVESTIGATOR, PUBLIC DEFENDER'S
OFFICE; LARRY SMITH, INVESTIGATOR, PUBLIC DEFENDER'S OFFICE; AND
BILL DOUGLAS, COUNTY ADMINISTRATIVE OFFICE, HEARD; REFERRED PUBLIC
DEFENDER INVESTIGATOR POSITION ISSUES TO COUNTY ADMINISTRATIVE
OFFICE FOR REVIEW AND REPORT BACK TO THE BOARD; APPROVED; DIRECTED
COUNTY ADMINISTRATIVE OFFICER, AUDITOR-CONTROLLER-COUNTY CLERK,
AND PERSONNEL DIRECTOR TO IMPLEMENT ADJUSTMENTS; RECEIVED AND
FILED DOCUMENTS

Pr-Mc
4 Ayes
1 Ab/Pz

- *23) Request for cancellation of designations and appropriation of unanticipated revenue in connection with salary adjustments - APPROVED CANCELLATION OF \$3,107,195 IN GENERAL FUND SALARY ADJUSTMENTS DESIGNATION; APPROVED CANCELLATION OF \$6,925 OF DESIGNATED RESERVES IN EMERGENCY MEDICAL SERVICES FUND AND APPROPRIATE \$6,925 TO GENERAL FUND APPROPRIATIONS FOR CONTINGENCIES; APPROVED APPROPRIATION OF \$87,585 IN CANCELED DESIGNATIONS TO AGING AND ADULT SERVICES FUND APPROPRIATIONS FOR CONTINGENCIES; APPROVED APPROPRIATION OF \$38,532 IN CANCELED DESIGNATIONS TO ROAD FUND APPROPRIATIONS FOR CONTINGENCIES; APPROVED APPROPRIATION OF \$60,568 IN CANCELED DESIGNATIONS TO FIRE FUND APPROPRIATIONS FOR CONTINGENCIES; APPROVED APPROPRIATION OF \$12,471 IN CANCELED DESIGNATIONS TO HUMAN SERVICES ADMINISTRATION FUND APPROPRIATIONS FOR CONTINGENCIES; APPROVED APPROPRIATION OF \$2,908,039 IN CANCELED DESIGNATIONS TO GENERAL FUND APPROPRIATIONS FOR CONTINGENCIES; APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$3,816 IN BUDGET UNIT 2180, \$5,559 IN BUDGET UNIT 1310, \$100,000 IN BUDGET UNIT 4110, AND \$13,503 IN BUDGET UNIT 2190 TO GENERAL FUND APPROPRIATIONS FOR CONTINGENCIES; APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$791,228 IN MENTAL HEALTH FUND (BUDGET UNIT 4120) APPROPRIATIONS FOR CONTINGENCIES; APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$81,824 IN AGING AND ADULT SERVICES FUND (BUDGET UNIT 5610) APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFERS FROM APPROPRIATIONS FOR CONTINGENCIES TO SPECIFIED BUDGET UNITS

WITH-
DRAWN

- *24) Proposed Resolution modifying funding of retirement annual 2% cost-of-living adjustment from surplus of the retirement fund, to the extent such surplus funds are available, as provided in Kern County Ordinance Code section 3.40.060 and Government Code section 31617, beginning July 1, 2002 -

Pr-Mc
4 Ayes
1 Ab/Pz

- *25) Request regarding appointment of Fifth and Ninth members of the Board of Retirement - DIRECTED COUNTY ADMINISTRATIVE OFFICER TO REVIEW AND RECOMMEND APPOINTMENTS

Pr-Mc
4 Ayes
1 Ab/Pz

- *26) Proposed Agreement with the City of Lancaster to prepare action plan to preserve, protect, and enhance the missions of Edwards Air Force Base and Air Force Flight Test Center, in an amount not to exceed \$50,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1080-2001

COUNTY ADMINISTRATIVE OFFICE
General Services Division

S.D. #2

Pr-Mc
4 Ayes
1 Ab/Pz

- *27) Proposed Request for Proposal for groundwater site characterization at the Bear Valley Fire Station (2415.7501) (from 11/6/2001) - APPROVED; AUTHORIZED GENERAL SERVICES TO ISSUE

S.D. #5

- Pr-Mc *28) Change Order No. 3 for the Bakersfield Animal Shelter Kennel
4 Ayes Addition, an increase of \$4,545.23, for a new total of \$478,434.40
1 Ab/Pz (1960.8172) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

All S.D.'s

- Pr-Mc *29) Proposed Amendment No. 1 to the Personal/Professional Services
4 Ayes Agreement with BSK & Associates for consulting, testing, and
1 Ab/Pz inspection services for various construction projects, an increase
of \$80,000, for a new total of \$100,000 - APPROVED; AUTHORIZED
CHAIRMAN TO SIGN AGREEMENT 1081-2001

COUNTY ADMINISTRATIVE OFFICE
Information Technology Services

- Pr-Mc *30) Request to add five (5) Senior Systems Analyst positions and
4 Ayes delete five (5) Systems Analyst I/II positions within the
1 Ab/Pz Information Technology Services Division, Budget Unit #1160 -
APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS
AND SALARY SCHEDULE

- Pr-Mc *31) Proposed Agreement with Time Warner Telecom of California, L.P.,
4 Ayes for access to 1215 Truxtun Avenue, Bakersfield, to provide
1 Ab/Pz telecommunications services - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 1082-2001

MATTERS FOR EXECUTIVE APPROVAL

- Pr-Mc *32) Budget Transfers - APPROVED #58 THROUGH #71
4 Ayes
1 Ab/Pz

- Pr-Mc *33) Minutes for week of October 15, 2001 - APPROVED WITH CORRECTION
4 Ayes TO ITEM NO. 45 A.M. TO ADD, "**AUTHORIZED CHAIRMAN TO SIGN**"
1 Ab/Pz

- Pr-Mc *34) Miscellaneous Letters and Documents - FILED
4 Ayes
1 Ab/Pz

- Pr-Mc *35) Miscellaneous Departmental Referrals by Clerk of the Board -
4 Ayes APPROVED AND FILED
1 Ab/Pz

- Pr-Mc *36) Claims and Lawsuits filed with and referred by Clerk of the Board
4 Ayes - APPROVED AND FILED
1 Ab/Pz

CLOSED SESSIONS

COUNTY ADMINISTRATIVE OFFICE

Pe-
4 Ayes
1 Ab/Pz

- 37) Request for Closed Session regarding public employees performance evaluations - Titles: Director of Human Services; Director of Public Health Services; Director of Mental Health Services; Director of Employers' Training Resource; Clerk of the Board of Supervisors; Director of Resource Management Agency; Director of Waste Management -

NOTE: SUPERVISOR PEREZ WAS PRESENT DURING CLOSED SESSION, ITEM NO. 37

Pr-Pz

RECONVENED FROM CLOSED SESSION; ADJOURNED TO TUESDAY, NOVEMBER 20, 2001, AT 9:00 A.M.

/s/ Tracey E. Cody
Administrative Coordinator

/s/ Barbara Patrick
Chairman, Board of Supervisors

34) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Auditor-Controller-County Clerk

- A) Annual report on the results of the Alternative Secured Property Tax Distribution Plan for Fiscal Year 2000-2001

Clerk of the Board

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

1. Tract Map 5430, Phase C (S.D. 4)
2. Tract Map 5430, Phase D (S.D. 4)
3. Tract Map 5882, Phase 1C (S.D. 3)
4. Tract Map 5882, Phase 1D (S.D. 3)
5. Tract Map 5882, Phase 7A (S.D. 3)
6. Tract Map 5882, Phase 7B (S.D. 3)
7. Tract Map 5948, Phase D (S.D. 5)
8. Tract Map 6029 (S.D. 2)
9. Parcel Map 10687 (S.D. 4)
10. Parcel Map 10814 (S.D. 1)
11. Parcel Map 10818 (S.D. 4)

- C) Letter from Christine A. Hoffman re resignation from the Kern County Children and Family Commission, effective September 30, 2001 (Copies to each Supervisor and CAO)

District Attorney

- D) Letter from William M. Malloy re accomplishments of Kern County Department of Child Support Services (Copies to each Supervisor and CAO)

Environmental Health Services

- E) Thank you letter to 4 Paws Pet Hospital for donations to the Mojave and Bakersfield animal shelters

General Services

- F) Consent to Record Grant of Right-of-Way Easements from Abdulla Sharafadin and Mahmood M. Murshed, portions of APN 140-140-10

Local Agency Formation Commission

- G) Notice of hearing re Bear Mountain Recreation and Park District and Tehachapi Recreation and Park District Detachments on Tuesday, November 27, 2001 (Copies to each Supervisor, CAO and Parks)

Planning

- H) Letter to Thomas Jordan, San Joaquin Valley Unified Air Pollution Control District, re Negative Declaration: Amendment to Regulation VIII (Fugitive PM 10 Prohibitions) (Copies to each Supervisor, CAO, County Counsel and Environmental Health)

Waste Management

- I) Response to letter from Greg Sides, Benz Sanitation, Inc., re proposed reduction in hours at the Ridgecrest Sanitary Landfill (Copies to each Supervisor, CAO and County Counsel)

Miscellaneous

- J) Seven (7) letters in support of the Palvinder Singh project (GPA #14, Map #142, ZCC #57, Map #142, Ag. Pres. #10) (Copies to each Supervisor, CAO, Planning and County Counsel)
- K) Letter from Sandra Poole, State Department of Child Support Services, re Child Support Services (CSS) Letter No. 01-09 revising policy concerning one-year limitation on retroactive support (Copies to each Supervisor, CAO, District Attorney and County Counsel)
- L) Letter from Sandra Poole, State Department of Child Support Services, re National Medical Support Notice (NMSN) (Copies to each Supervisor, CAO, District Attorney and County Counsel)
- M) Letter from James McRea, City of Ridgecrest, re sale of three properties located at 1213 Primrose Street, 1507 Burns Avenue and a vacant lot on Iowa Street, Ridgecrest (Copies to each Supervisor, CAO, County Counsel, Property Management and Community Development)
- N) Letter from Larry E. Reider, Kern County Superintendent of Schools, re notice of public hearing and draft Negative Declaration, City of Bakersfield MOVE Disability Improvement Project (Copies to each Supervisor, CAO, County Counsel and Planning)
- O) Letter from Kay Owrey-Howe, Verizon Wireless, re new cell site, Bear Mountain, 1500972006, Paramount Drive, Top of Bear Mountain, Tehachapi, APN 504-050-03-00-7 (Copies to each Supervisor, CAO, Planning and General Services)
- P) Letter from Jacqueline Slocum re Rowland Mutual Water Company (Copies to each Supervisor, CAO, County Counsel, Resource Management Agency and Environmental Health)
- Q) Letter from Keith Burkley, Timewarner Cable, re increase in cable rates (Copies to each Supervisor, CAO, General Services and County Counsel)
- R) Letter from Walter Koch in support of a permanent off highway vehicle park in Kern County (Copies to each Supervisor, CAO, County Counsel and Planning)
- S) Notice from Alcoholic Beverage Control re Application for Alcoholic Beverage License: The Oscar's Ranch, 189 Front Street, Buttonwillow (Copies to each Supervisor, CAO and Planning)
- T) Notice from U.S. Forest Service re Forest Plan Update, Angeles, Cleveland, Los Padres and San Bernardino National Forests (Copies to each Supervisor, CAO, Planning and County Counsel)
- U) Notice of Completion and Environmental Document Transmittal from Kern County Superintendent of Schools re City of Bakersfield MOVE Disability Improvement Project and the San Joaquin Valley Discovery Center Project (Copies to each Supervisor and CAO)
- V) Agenda of meeting from In-Home Supportive Services Advisory Committee on Thursday, November 8, 2001

- W) Agenda of meeting from Kern County Child Care Council on Wednesday, November 7, 2001, and Minutes of meeting on Wednesday, October 3, 2001
- X) News Release from Pacific Gas and Electric Company, Current Issues in the Utility Industry, October, 2001 (Copies to each Supervisor, CAO and General Services)
- 35) LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD - APPROVED AND FILED
 - A) Letter from Debby Navarrette, Berrenda Mesa Water District, re Berrenda Mesa Water District Assessment and Equalization, 2002 budget - REFERRED TO COUNTY COUNSEL
- 36) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
 - A) Claim in the matter of Lynn Alexander as Guardian ad Litem of Justin Alexander vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - B) Claim in the matter of Alicia and Roberto Picazo vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - C) Claim in the matter of Manuel Jimenez and Joann Trujillo vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - D) Claim in the matter of Stephen Narducci vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - E) Claim in the matter of Manuel Joseph Bravo vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - F) Claim in the matter of Rhonda Meza vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - G) Late claim in the matter of Fernando Vasquez Iniguez vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - H) Notice of appeal in the matter of Jonathan Lael Robinson vs. Kern County - REFERRED TO COUNTY COUNSEL (Copies to Risk Management)
 - I) Summons and complaint in the matter of Taylor Gail Saunders, a minor by and through Peter D. Lewis, her Guardian ad Litem; Linda Gail Lewis; David Saunders and Steve Saunders vs. Kern County - REFERRED TO COUNTY COUNSEL (Copies to Risk Management and Personnel)