

**SUMMARY OF PROCEEDINGS**

**BOARD OF SUPERVISORS - COUNTY OF KERN**

1115 Truxtun Avenue  
Bakersfield, California

Regular Meeting  
Tuesday, November 26, 2002

9:00 A.M.

BOARD RECONVENED

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

SALUTE TO FLAG - Led by Supervisor McQuiston

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 December 1, 2002 as World AIDS Day in Kern County - PROCLAIMED; MADE PRESENTATION TO AUDREY CHAVEZ, BAKERSFIELD AIDS PROJECT; AUDREY CHAVEZ, DR. B. A. JINADU, PUBLIC HEALTH OFFICER, AND VEVA ISLAS HEARD

**Parra-McQuiston: All Ayes**

- \*2) Resolution honoring Sheriff Carl Sparks for his years of service to Kern County - ADOPTED RESOLUTION; REFERRED TO BOARD OF TRADE FOR PREPARATION

**Patrick-McQuiston: All Ayes**

PUBLIC REQUESTS

- 3) Kern County Child Care Council Activities Report for the period July 1, 2002 to September 30, 2002 - PAM SANDERS, CHAIR, KERN COUNTY CHILD CARE COUNCIL HEARD

APPOINTMENTS

- \*4) Reappointment of Carol Ordiway as Third District Member to the AIDS Advisory Board, term to expire August 15, 2005 - MADE REAPPOINTMENT

**Patrick-McQuiston: All Ayes**

- \*5) Reappointment of Jean McJannet as Support Health Care Provider to the AIDS Advisory Board, term to expire August 16, 2005 - MADE REAPPOINTMENT

**Patrick-McQuiston: All Ayes**

- \*6) Appointment of Marjorie Powers to the Kern River Valley Public Cemetery District, term to expire November 27, 2006 - MADE APPOINTMENT

**Patrick-McQuiston: All Ayes**

NOTE: Item No. 7 was considered after Item No. 27A as Mrs. Oldright was not present at the time.

- 7) Request from Frazier Park Public Utilities District for the Board of Supervisors to fill a vacancy on the Frazier Park Public Utilities District Board of Directors, term to expire upon certification of election results - DIRECTOR JOY OLDRIGHT AND CANDACE HUSKEY, PRESIDENT AND SECRETARY OF FRAZIER PARK PUBLIC UTILITIES DISTRICT, HEARD; MADE APPOINTMENT OF GREGORY KEENBERG TO FILL VACANCY

**Patrick-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

ADJOURNED AS BOARD OF SUPERVISORS; RECONVENED AS IHSS PUBLIC AUTHORITY

**Parra-Patrick: All Ayes**

IHSS PUBLIC AUTHORITY

- 10) Proposed plan and recommendations for the full implementation formation of the Kern County In-Home Supportive Services Public Authority - APPROVED PROPOSED ORGANIZATION STRUCTURE FOR THE PUBLIC AUTHORITY; APPROVED PROPOSED INTERAGENCY AGREEMENT BETWEEN THE COUNTY OF KERN AND THE PUBLIC AUTHORITY AND AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1068-2002; ADOPTED RESOLUTION 2002-461 AND APPROVED PROPOSED PUBLIC AUTHORITY BUDGET; AUTHORIZED AGING AND ADULT SERVICES DIRECTOR TO FORWARD ALL APPROPRIATE AND REQUIRED DOCUMENTS TO CALIFORNIA DEPARTMENT OF SOCIAL SERVICES

**Patrick-Parra: All Ayes**

- #11) Certification of representation election recognizing United Domestic Workers of America as the exclusive representative of the In-Home Supportive Services providers - RECEIVED AND FILED

**McQuiston-Patrick: All Ayes**

ADJOURNED AS IHSS PUBLIC AUTHORITY; RECONVENED AS BOARD OF SUPERVISORS

**Parra-McQuiston: All Ayes**

DEPARTMENTAL REQUESTS

AGING AND ADULT SERVICES

- 12) Proposed plan and recommendations to implement the formation of the Kern County In-Home Supportive Services Public Authority - APPROVED ESTABLISHMENT OF THE KERN COUNTY IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY FUND 40491, BUDGET UNIT 9147, AS AN INTEREST-BEARING FUND; AUTHORIZED INDIRECT COSTS, AS SET FORTH IN THE COUNTYWIDE COST ALLOCATION PLAN TO BE CHARGED TO BUDGET UNIT 9147 QUARTERLY, EFFECTIVE JANUARY 1, 2003; APPROVED PROPOSED INTERAGENCY AGREEMENT BETWEEN THE COUNTY OF KERN AND THE PUBLIC AUTHORITY AND AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1068-2002; APPROVED STANDING GENERAL FUND CASH ADVANCE AUTHORIZATION IN AN AMOUNT NOT TO EXCEED 20% OF THE ANNUAL BUDGETED AMOUNT TO COVER TEMPORARY CASH FLOW NEEDS OF THE NEW FUND, WITH INTEREST TO BE PAID TO THE GENERAL FUND AT THE TREASURER'S POOLED INVESTMENT PROGRAM INTEREST RATE; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO MAKE SUCH LOANS WHEN NECESSARY AND REQUESTED BY THE PUBLIC AUTHORITY; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO TRANSFER COUNTY'S CONTRIBUTION TO THE PUBLIC AUTHORITY BUDGET UNIT QUARTERLY; REFERRED IMPLEMENTATION TO THE COUNTY ADMINISTRATIVE OFFICE, AUDITOR-CONTROLLER-COUNTY CLERK AND KERN COUNTY IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY; APPROVED ADDITION OF ONE (1) HUMAN SERVICES PROGRAM DIRECTOR AND ONE (1) ACCOUNT CLERK III AND DELETION OF ONE (1) ACCOUNT CLERK I/II, IN AGING AND ADULT SERVICES BUDGET UNIT 5610, EFFECTIVE NOVEMBER 26, 2002; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE; APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$131,040 FROM THE PUBLIC AUTHORITY TO APPROPRIATIONS FOR CONTINGENCIES IN AGING AND ADULT SERVICES FUND; APPROVED BUDGET TRANSFER FROM APPROPRIATIONS FOR CONTINGENCIES TO AGING AND ADULT SERVICES DEPARTMENT BUDGET UNIT 5610; DECREASED GENERAL FUND ALLOCATION TO AGING AND ADULT SERVICES FUND 00145, AND TOTAL CORRESPONDING APPROPRIATIONS WITHIN AGING AND ADULT SERVICES FUND BY \$3,212,905; APPROVED ESTABLISHMENT OF BUDGET UNIT 5810, IHSS COUNTY CONTRIBUTION, WITHIN GENERAL FUND; RECOGNIZED AVAILABILITY OF \$3,212,905 WITHIN GENERAL FUND AND APPROPRIATED TO APPROPRIATIONS FOR CONTINGENCIES BUDGET UNIT 1970; APPROVED TRANSFER OF \$3,268,771 FROM APPROPRIATIONS FOR CONTINGENCIES TO IHSS COUNTY CONTRIBUTION BUDGET UNIT 5810; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO TAKE ANY OTHER ACCOUNTING ACTIONS NECESSARY TO ACCOMPLISH ESTABLISHMENT OF THE IHSS PUBLIC AUTHORITY FUND AND GENERAL FUND CONTRIBUTION

**Patrick-Parra: All Ayes**

AIRPORTS

- \*13) Proposed Amendment No. 1 to Lease Agreement 168-99 with Dave Chrouch reducing size of lease site and allowing construction of aboveground fuel tanks at Taft Airport, Taft, California, with no adjustment to the current rent of \$125 per month - MADE FINDING THAT THIS PROJECT IS EXEMPT UNDER SECTION 15301 OF CEQA; DIRECTED CLERK OF THE BOARD TO COMPLETE AND FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1069-2002

**Patrick-McQuiston: All Ayes**

- \*14) Proposed Lease Agreement with Clarence Ferguson and Nick Gough for land for operation of business selling skydiving-related merchandise at Taft Airport, Taft California, at a monthly rate of \$50 to be reviewed annually - MADE FINDING THAT THIS PROJECT IS EXEMPT UNDER SECTION 15301 OF CEQA; DIRECTED CLERK OF THE BOARD TO COMPLETE AND FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1070-2002

**Patrick-McQuiston: All Ayes**

- \*15) Proposed month-to-month Lease Agreement with Wayne Hill, dba Dr.'s Billing Service, for Cloverleaf Hangar #26 at Meadows Field, Bakersfield, California, at a monthly rate of \$130 to be reviewed annually - MADE FINDING THAT THIS PROJECT IS EXEMPT UNDER SECTION 15301 OF CEQA; DIRECTED CLERK OF THE BOARD TO COMPLETE AND FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1071-2002

**Patrick-McQuiston: All Ayes**

- \*16) Proposed Lease Agreement with the Transportation Security Administration (TSA) to lease office space and make certain tenant improvements in the terminal building at Meadows Field Airport, Bakersfield, California, at a monthly rate of \$3,540.23 to be reviewed annually - MADE FINDING THAT THIS PROJECT IS EXEMPT UNDER SECTION 15301 OF CEQA; DIRECTED CLERK OF THE BOARD TO COMPLETE AND FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1072-2002

**Patrick-McQuiston: All Ayes**

ASSESSOR-RECORDER

- \*17) Request to employ retired County employee Shirley Stacey as a Legal Processing Clerk II, 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

**Patrick-McQuiston: All Ayes**

BOARD OF SUPERVISORS

- \*18) Request to hire retired County employee Trice Harvey as Supervisor's Field Representative for the Fourth Supervisorial District, 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

**Patrick-McQuiston: All Ayes**

CHILD SUPPORT SERVICES

- 19) Proposed addition of one (1) Storekeeper II position effective November 26, 2002; and deletion of one (1) vacant Stock Clerk position effective December 20, 2002, in Budget Unit 2183 - CONTINUED TO TUESDAY, DECEMBER 10, 2002 AT 9:00 A.M.; REFERRED TO THE COUNTY ADMINISTRATIVE OFFICER TO REPORT BACK TO THE BOARD ON TUESDAY, DECEMBER 10, 2002 AT 2:00 P.M. REGARDING FUTURE DEPARTMENTAL REQUESTS FOR POSITION ADDITIONS IN RELATION TO THE STATE'S FISCAL BUDGET CRISIS

**McQuiston-Parra: All Ayes**

CLERK OF THE BOARD

- \*20) Proposed Resolution establishing the regular meeting dates of the Board of Supervisors for 2003 - APPROVED; ADOPTED RESOLUTION 2002-462

**Patrick-McQuiston: All Ayes**

COUNTY COUNSEL

- \*21) Resolution authorizing the issuance and sale of bonds of the Southern Kern Unified School District, Election of 2002, Series 2002A in an aggregate principal amount not to exceed \$8,000,000 and providing authorization to the County Treasurer-Tax Collector to execute the contract of purchase relating thereto - ADOPTED RESOLUTION 2002-463

**Patrick-McQuiston: All Ayes**

- \*22) Resolution authorizing the issuance and sale of bonds of the Mammoth Campus, Kern Community College School Facilities Improvement District of the Kern Community College District, Election of 2000, Series 2002A, in the principal amount not to exceed \$4,000,000, and providing authorization to the County Treasurer-Tax Collector to execute the contract of purchase relating thereto - ADOPTED RESOLUTION 2002-464

**Patrick-McQuiston: All Ayes**

- \*23) Proposed Agreement with the Counties of Shasta, Plumas, Nevada and Fresno to share expenses for legal services relating to new PG&E Franchises, in an amount not to exceed \$350 for Kern County - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1073-2002

**Patrick-McQuiston: All Ayes**

- \*24) Proposed Ordinance adding Section 10.04.354 to Chapter 10.04 concerning a 40 m.p.h. speed limit on Goat Ranch Road - WAIVED READING; INTRODUCED ORDINANCE

**Patrick-McQuiston: All Ayes**

- \*25) Proposed Ordinance adding Section 10.04.661 to Chapter 10.04 concerning a 45 m.p.h. speed limit on Pegasus Drive - WAIVED READING; INTRODUCED ORDINANCE

**Patrick-McQuiston: All Ayes**

- \*26) Proposed Ordinance adding Subsection 10.24.021.25 to Chapter 10.24 concerning a handicapped parking zone on Oregon Street - WAIVED READING; INTRODUCED ORDINANCE

**Patrick-McQuiston: All Ayes**

- \*27) Request of Kern County Water Agency to set hearing on proposed zones of benefit numbers 7-04, 17-04, 18-04 and 19-04 and assessments to be levied thereon - ADOPTED RESOLUTION 2002-465 SETTING HEARING FOR TUESDAY, DECEMBER 17, 2002 AT 9:00 A.M.

**Patrick-McQuiston: All Ayes**

NON-AGENDA ITEM

MOTION TO CONSIDER NON-AGENDA ITEM NO. 27A: MADE FINDING THAT NEED TO TAKE ACTION ON NON-AGENDA MATTER OCCURRED AFTER AGENDA WAS POSTED ON NOVEMBER 21, 2002, BECAUSE THE BERRENDA MESA WATER DISTRICT ASSESSMENT BOOK WAS FILED AFTER THE DEADLINE FOR AGENDA PREPARATION. THE WATER CODE REQUIRES A RESOLUTION SETTING HEARING AT LEAST 22 DAYS IN ADVANCE OF ASSESSMENT HEARING BUT NO MORE THAN 40 DAYS FROM FILING OF THE ASSESSMENT BOOK. ACTION BY THIS BOARD IS REQUIRED TODAY IN ORDER TO CONDUCT THE HEARING WITHIN THE STATUTORY TIME PERIOD

**Parra-Patrick: All Ayes**

- 27A) Request of Berrندا Mesa Water District that the Board of Supervisors schedule a hearing to sit as the Board of Equalization to hear and determine objections to assessments of the District for calendar year 2003, and to assess land which has escaped assessment in prior years - APPROVED; ADOPTED RESOLUTION 2002-466 SETTING HEARING FOR TUESDAY, DECEMBER 17, 2002 AT 9:00 A.M.

**Patrick-McQuiston: All Ayes**

Note: Item No. 7 considered after Item 27A

DISTRICT ATTORNEY

- \*28) Proposed unusual travel for District Attorney Investigators McKinley (Mac) Mosley and Roosevelt Scott to attend the Investigations and Trial Preparation Course in Huntington Beach, California, from December 1 through December 13, 2002, in amounts not to exceed \$1,600 each - APPROVED

**Patrick-McQuiston: All Ayes**

EMERGENCY MEDICAL SERVICES

- \*29) Proposed retroactive Ambulance Service Agreements with CARE Ambulance Service (\$30,060); Delano Ambulance Service (\$30,060); Hall Ambulance Service, Inc. (\$317,776); Kern Ambulance Service (\$17,177); Wasco Ambulance Service (\$17,177); and Liberty Ambulance Service (\$17,177), for pre-hospital emergency medical transportation services; and California City Fire Department (\$5,905); Hall Ambulance Service, Inc. (\$27,555); and Mercy Air Service, Inc. (\$5,905), for pre-hospital emergency medical aircraft services, from July 1, 2002 through June 30, 2003 (prior notification on 10/22/02) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENTS 1074-2002, 1075-2002, 1076-2002, 1077-2002, 1078-2002, 1079-2002, 1080-2002, 1081-2002 AND 1082-2002

**Patrick-McQuiston: All Ayes**

EMPLOYERS' TRAINING RESOURCE

- \*30) Appropriation of unanticipated revenue in the amount of \$200,000 from the Employment Development Department under the Veterans' Workforce Investment Program for the training and employment of veterans - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$200,000 TO APPROPRIATIONS FOR CONTINGENCIES, FUND 29060; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$200,000 FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 8907; APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$112,487 TO APPROPRIATIONS FOR CONTINGENCIES, FUND 00001; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$112,487 FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 5923

**Patrick-McQuiston: All Ayes**

FIRE DEPARTMENT

- \*31) Proposed Ordinance modifying membership in the Kern County Emergency Council, adding Waste Management Director, Assistant County Administrative Officer for General Services, and Chief Executive Officer of Kern Medical Center; and deleting Assistant County Administrative Officer for Fiscal and Administrative Services - WAIVED READING; INTRODUCED ORDINANCE

**Patrick-McQuiston: All Ayes**

- \*32) Request to accept grants from Department of the Interior for public education and hazard reduction programs -

**WITHDRAWN**

- \*33) Request for appropriation of unanticipated revenue from the helicopter trust fund for purchase of fixed water dropping tank for Fire Department helicopter - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$85,000 FROM FIRE DEPARTMENT HELICOPTER TRUST FUND 24047 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$85,000 FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 2415

**Patrick-McQuiston: All Ayes**

- 34) Proposed addition of one (1) Building Services Worker I/II/III position, effective November 12, 2002 - CONTINUED TO TUESDAY, DECEMBER 10, 2002 AT 9:00 A.M.; REFERRED TO THE COUNTY ADMINISTRATIVE OFFICER TO REPORT BACK TO THE BOARD ON TUESDAY, DECEMBER 10, 2002 AT 2:00 P.M. REGARDING FUTURE DEPARTMENTAL REQUESTS FOR POSITION ADDITIONS IN RELATION TO THE STATE'S FISCAL BUDGET CRISIS

**McQuiston-Parra: All Ayes**

HUMAN SERVICES

- \*35) Request to accept donation of \$6,000 from the Association of Petroleum Wives to the Jamison Children's Center - APPROVED; AUTHORIZED CHAIRMAN TO SIGN LETTER OF APPRECIATION

**Patrick-McQuiston: All Ayes**

KERN MEDICAL CENTER

- \*36) Proposed Amendment No. 29 to MediCal Contract for Hospital Inpatient Services - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1083-2002

**Patrick-McQuiston: All Ayes**

- \*37) Relief of accountability of patients' accounts - DISCHARGED KERN MEDICAL CENTER FROM ACCOUNTABILITY OF 3,005 ACCOUNTS TOTALING \$1,370,375.63; AUTHORIZED ASSIGNING 3,003 ACCOUNTS TOTALING \$1,369,250.49 TO COLLECTION AGENCIES

**Patrick-McQuiston: All Ayes**

- \*38) Notification of anticipated retroactive Amendment No. 2 to Agreement 799-2001 with J&C Nationwide to provide interim physician assignments - RECEIVED AND FILED

**Patrick-McQuiston: All Ayes**

- \*39) Proposed changes in clinical privilege status for 31 members of Kern Medical Center's Medical Staff - APPROVED

**Patrick-McQuiston: All Ayes**

- \*40) Proposed retroactive Amendment No. 2 to Agreement 1049-2001 with Nitin Athavale, M.D., for radiology services, increasing annual compensation from \$270,000 to \$322,500 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1084-2002

**Patrick-McQuiston: All Ayes**

- \*41) Proposed retroactive Amendment No. 1 to Agreement with J. Paul Miller, M.D., for professional medical services, extending Interim Agreement through October 2, 2003, and increasing annual compensation from \$101,931 to \$110,603 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1085-2002

**Patrick-McQuiston: All Ayes**

- \*42) Proposed retroactive Amendment No. 1 to Agreement 590-2002 with Mansukh R. Gahdiya, M.D., for professional medical services, for the interim period of July 1, 2002 through June 30, 2003, increasing annual compensation from \$117,548 to \$130,609 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1086-2002

**Patrick-McQuiston: All Ayes**

- \*43) Proposed Agreement with CompHealth, Inc., for physician interim assignments, from November 26, 2002 through November 25, 2004, in an amount not to exceed \$250,000 per year - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1087-2002

**Patrick-McQuiston: All Ayes**

- \*44) Proposed retroactive Agreement with Shabbir A. Shakir, M.D., for urological services, from September 3, 2002 through September 2, 2004, in an amount not to exceed \$73,600 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1088-2002

**Patrick-McQuiston: All Ayes**



- \*45) Proposed Agreement with Joseph Mansour, M.D., for obstetrical and gynecological services, from November 30, 2002 to November 29, 2007, in an annual amount not to exceed \$188,901 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1089-2002

**Patrick-McQuiston: All Ayes**

- \*46) Proposed retroactive Agreement with Ellen Bunyi-Teopengco, M.D., for pathology services, from November 4, 2002 through November 3, 2004, in an amount not to exceed \$120,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1090-2002

**Patrick-McQuiston: All Ayes**

- \*47) Proposed retroactive Agreement with Donald V. Jagger, M.D., for orthopedic surgery services, from October 1, 2002 through September 30, 2003, in an amount not to exceed \$150,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1091-2002

**Patrick-McQuiston: All Ayes**

- \*48) Proposed retroactive Amendment No. 1 to Agreement 778-2002 with Thomas B. Purcell, M.D., for physician services, increasing annual compensation from \$138,368 to \$143,368, and increasing maximum contractual amount from \$691,840 to \$716,840 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1092-2002

**Patrick-McQuiston: All Ayes**

- \*49) Proposed retroactive Amendment No. 1 to Agreement 728-2002 with Adam R. Klang, M.D., for history and physical examinations of patients admitted to psychiatric unit, increasing annual compensation from \$35,000 to \$65,000, and increasing maximum contractual amount from \$70,000 to \$130,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1093-2002

**Patrick-McQuiston: All Ayes**

- \*50) Proposed Agreement with Tillinghast-Towers Perrin to provide actuarial services, in an amount not to exceed \$10,800 - CONTINUED TO TUESDAY, DECEMBER 3, 2002 AT 9:00 A.M.

**Patrick-McQuiston: All Ayes**

MENTAL HEALTH SERVICES

- \*51) Proposed Amendment No. 2 to Agreement 528-2002 with College Community Services, Inc., for outpatient behavioral health services for clients residing in the Ridgecrest area, to add Substance Abuse and Crime Prevention Act of 2000 (SACPA) reporting requirements to original agreement (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1094-2002

**Patrick-McQuiston: All Ayes**

- \*52) Proposed Amendment No. 2 to Agreement 529-2002 with College Community Services, Inc., for outpatient behavioral health services for clients residing in the California City/Tehachapi/Rosamond areas, to add Substance Abuse and Crime Prevention Act of 2000 (SACPA) reporting requirements to original agreement (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1095-2002

**Patrick-McQuiston: All Ayes**

- \*53) Proposed Amendment No. 1 to Agreement 530-2002 with College Community Services, Inc., for mental health and substance abuse treatment services for clients residing in the Lake Isabella area, to add CalWORKs funding and services to original agreement, and increase maximum amount payable by \$34,000 to \$757,052 (State; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1096-2002

**Patrick-McQuiston: All Ayes**

- \*54) Proposed Amendment No. 1 to Agreement 599-2002 with Victor Treatment Center, Inc., for residential services for County severely emotionally disturbed (SED) children housed in their facility, to decrease original contract amount from \$198,925 to an amount not to exceed \$98,925 (a decrease of \$100,000) because of the removal of two residential clients - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1097-2002

**Patrick-McQuiston: All Ayes**

- \*55) Proposed Amendment No. 1 to Agreement 603-2002 with Anne Sippi Clinic for mental health rehabilitation services for County clients in the Bakersfield area, to remove superseded contract provisions regarding the basis for payment and reference Realignment Match in the compensation language (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1098-2002

**Patrick-McQuiston: All Ayes**

- \*56) Proposed Agreement with Devereux Texas Treatment Network for acute mental health services for Kern County children, from December 1, 2002 to June 30, 2003, in an amount not to exceed \$35,000 (State; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1099-2002

**Patrick-McQuiston: All Ayes**

- \*57) Proposed Agreement with Daystar Residential, Inc., for intensive mental health services to seriously emotionally disturbed (SED) children placed in the structured residential program, from November 26, 2002 to June 30, 2003, in an amount not to exceed \$16,960, (State; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1100-2002

**Patrick-McQuiston: All Ayes**

- \*58) Proposed change to Hospital Inpatient Day and Administrative Day rates to match State Department of Mental Health Services reimbursement rates - APPROVED; AUTHORIZED MENTAL HEALTH DEPARTMENT TO BILL AT THESE RATES EFFECTIVE DECEMBER 1, 2002

**Patrick-McQuiston: All Ayes**

PERSONNEL

- \*59) Classification of positions recommended by Civil Service Commission, effective November 30, 2002 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITION AND SALARY SCHEDULE

**Patrick-McQuiston: All Ayes**

PUBLIC HEALTH SERVICES

- \*60) Proposed Agreement with Tehachapi Hospital District for clinical X-ray professional services, from December 1, 2002 through November 30, 2003, in an amount not to exceed \$8,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1101-2002

**Patrick-McQuiston: All Ayes**

- \*61) Proposed Agreement with California State University, Bakersfield, for University-Community Partnership to provide unpaid field experience for students - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1102-2002

**Patrick-McQuiston: All Ayes**

- \*62) Proposed retroactive Agreement with California State University, Bakersfield, for clinical facilities for undergraduate and graduate nursing programs, beginning April 1, 2002 (prior notification April 16, 2002) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1103-2002

**Patrick-McQuiston: All Ayes**

- \*63) Proposed Amendment No. 1 to Agreement 941-2002 with Ebony Counseling Center for Black Infant Health Program Services, from October 1, 2002 through June 30, 2003, to correct starting date of term - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1104-2002

**Patrick-McQuiston: All Ayes**

SHERIFF

- \*64) Application to hold a Parade - Greater Lamont Chamber of Commerce on December 7, 2002 - FOUND THAT THE SHERIFF HAS NOTED HIS APPROVAL ON THE PERMIT AND THAT THE PARADE WILL NOT RESULT IN THE UNDUE OR UNMANAGEABLE OBSTRUCTION OR HINDRANCE OF TRAFFIC ON THE HIGHWAY WHERE IT IS TO BE HELD; WILL NOT LEAD TO BREACH OF THE PEACE, PROPERTY DAMAGE, OR OTHER DISORDERLY OR UNLAWFUL CONDUCT; WILL NOT CONFLICT WITH OTHER PARADES PREVIOUSLY GRANTED PERMITS, AND THAT THE SHERIFF HAS FACILITIES TO PROPERLY SUPERVISE THE PARADE; APPROVED PERMIT; AUTHORIZED CHAIRMAN TO SIGN

**Patrick-McQuiston: All Ayes**

- \*65) Proposed sole source Agreement with Justice Benefits, Inc., to enhance revenue collection efforts for the Sheriff's Department for Federal Financial Participation Program reimbursements (contractor to receive 22% of amount collected over current receipts) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1105-2002 AND RELATED DOCUMENTS

**Patrick-McQuiston: All Ayes**

- \*66) Request for appropriation of funds in the amount of \$22,000 from the Sheriff's Civil Automation Trust Fund 22138, for digital security system in the Sheriff's Civil Division Property Room (fiscal impact: \$22,000.00; no impact to General Fund) - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$22,000 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$22,000 FROM APPROPRIATIONS FOR CONTINGENCIES TO GENERAL SERVICES-MAJOR MAINTENANCE BUDGET UNIT 1650

**Patrick-McQuiston: All Ayes**

- \*67) Request to adjust salary range for Special Deputy Sheriff Classification (extra help) - APPROVED AN INCREASE IN SALARY RANGE FOR SPECIAL DEPUTY FROM 50.2 TO 52.6 EFFECTIVE NOVEMBER 30, 2002; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

**Patrick-McQuiston: All Ayes**

- \*68) Request to set hearing date for proposed suspension of Massage License No. 004423 issued to Knute Berry, owner of Massage Studio, for Tuesday, December 17, 2002 at 9:00 A.M.- APPROVED; ADOPTED RESOLUTION 2002-467

**Patrick-McQuiston: All Ayes**

SUPERIOR COURT

- \*69) Proposed retroactive Agreement with Kern County Sheriff's Department for security services, from July 1, 2002 through June 30, 2003, in an amount not to exceed \$5,839,437 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1106-2002

**Patrick-McQuiston: All Ayes**

TREASURER-TAX COLLECTOR

- \*70) Proposed Resolution for Notice of Intention to Sell Tax-Defaulted Property Subject to the Power of Sale - APPROVED; ADOPTED RESOLUTION 2002-468

**Patrick-McQuiston: All Ayes**

- \*71) Cash Receipts and Disbursements for October 2002 - RECEIVED AND FILED

**Patrick-McQuiston: All Ayes**

- \*72) Pooled Cash Portfolio Analysis for Month Ended October 2002 - RECEIVED AND FILED

**Patrick-McQuiston: All Ayes**

- \*73) Request to approve Treasury Oversight Committee's Annual Review of the County Treasury Investment Policy for Calendar Year 2003 - APPROVED

**Patrick-McQuiston: All Ayes**

ADJOURNED TO CLOSED SESSION

**Parra**

CLOSED SESSIONS

COUNTY ADMINISTRATIVE OFFICE

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

- 75) Request for Closed Session regarding public employee recruitment - Title: Director of Child Support Services -
- 76) Request for Closed Session regarding Meet and Confer, CCAPE, KCFFU, and KLEA -

COUNTY COUNSEL

- 77) Request for Closed Session regarding a lawsuit entitled Travelers v. County of Kern, et al. (Government Code Section 54956.9(a)) -
- 78) Request for Closed Session for determination whether the County will initiate litigation (Government Code Section 54956.9(c)) -
- 78A) Results of Closed Session regarding determination whether the County will initiate litigation (Government Code Section 54956.9(c)) - CONTINUED TO TUESDAY, NOVEMBER 26, 2002 AT 1:30 P.M. (See item 1A)
- 79) Request for Closed Session regarding significant exposure to litigation against the County (one case)(Government Code Section 54956.9(b)(1)(3)(A)) -

RECONVENED FROM CLOSED SESSION; RECESSED TO 1:30 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 26, 2002

1:30 P.M.

BOARD RECONVENED

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

ADJOURNED TO CLOSED SESSION

**McQuiston-**

- 1A) Request for Closed Session for determination whether the County will initiate litigation (Government Code Section 54956.9(c)) (from 11/26/2002, ITEM NO. 78 A.M.)

NOTE: SUPERVISOR PARRA WAS IN ATTENDANCE DURING CLOSED SESSION

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

**Parra-McQuiston**

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 Agreement with Geographic Data & Management Solutions/Arrow Engineering to provide geographic information system database development services from November 26, 2002, to December 8, 2004, in an amount not to exceed \$25,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1107-2002

**McQuiston-Parra: All Ayes**

ADJOURNED AS KERN SANITATION AUTHORITY; RECONVENED AS BOARD OF SUPERVISORS

**Patrick-McQuiston: All Ayes**

PUBLIC REQUEST

- 2) 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 (from 11/12/2002) - THOMAS WATSON, DOYLE, PENNER, BRADLEY & WATSON, HEARD ON BEHALF OF SHAEN MAGAN; RECEIVED AND FILED REPORT FROM COUNTY COUNSEL; DENIED REQUEST FOR EXTENSION AND ADOPTED WRITTEN DECISION; RECEIVED AND FILED DOCUMENTS

**McQuiston-Patrick: All Ayes**

PUBLIC PRESENTATIONS

- 3) 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! - ARTHUR UNGER, KERN-KAWEAH CHAPTER OF THE SIERRA CLUB HEARD REGARDING METROPOLITAN BAKERSFIELD HABITAT CONSERVATION PLAN

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

- 4) On their own initiative, Board members may make an announcement or a report on their own activities. They may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Gov. Code Sec. 54954.2[a]) - NO ONE HEARD

CONTINUED HEARINGS

RESOURCE MANAGEMENT AGENCY  
Planning Department

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

**Specific Request:**

An appeal of the Planning Commission's decision to impose Condition (2)(a) to require the applicant to submit revised elevation drawings demonstrating a stealth communication tower, where the tower is camouflaged to look like a pine tree (monopine), palm tree (monopalm), or other camouflaged structure compatible to the area as determined by the Planning Director for Conditional Use Permit 23, Map 103-17, which authorized a cellular communication facility (Section 19.30.030.E) in a C-1 District (Appeal #5, Map #103-17) (Categorically Exempt, Section 15303; Published Bakersfield Californian) (from 10/22/2002) - CONTINUED TO TUESDAY, FEBRUARY 4, 2003, AT 2:00 P.M.

**Patrick-Parra: All Ayes**

HEARINGS

RESOURCE MANAGEMENT AGENCY  
Planning Department

- \*6) **Request from Stonybrook Corporation by Emilio Huerta to exclude approximately 37 acres from the boundaries of an Agricultural Preserve, located at 30168 Highway 155 (Garces Highway), Delano (SD 1)**

**Specific Request:**

Exclusion of approximately 37 acres from the boundaries of an Agricultural Preserve (Ag Pres #7 -Excl) (Negative Declaration; Published Delano Record) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING DEPARTMENT RECOMMENDATION, ADOPTED NEGATIVE DECLARATION AND MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTION 2002-469 APPROVING EXCLUSION AS REQUESTED

**Patrick-Parra: All Ayes**

- 7) **Request from Deborah Richardson to appeal the decision of the Planning Commission approving a conditional use permit for Clara Sue Keiper to allow the installation a 1966 mobile home on 2.53 acres located at the northeast corner of 266th Street and Yolanda Avenue, west of Rosamond (SD 2)** Specific Request:

An appeal of the decision of the Planning Commission (Conditional Use Permit 1, Map 234-32; Resolution 159-02; approved September 26, 2002) to allow the installation of a mobile home that does not meet age and architectural requirements (Section 19.16.130.E) in an E (2-1/2) RS MH District (Appeal #1, Map #234-32) (Categorically Exempt, Section 15303; Published Mojave Desert News) - OPENED HEARING; DEBORAH RICHARDSON AND JOHN (Continued on Page 17)



(Continued from Page 16)

RICHARDSON HEARD IN OPPOSITION TO STAFF RECOMMENDATION; CLARA KEIPER HEARD IN SUPPORT OF STAFF RECOMMENDATION; CLOSED HEARING; ADOPTED RESOLUTION 2002-470 UPHOLDING THE APPEAL AND DENYING THE REQUESTED CONDITIONAL USE PERMIT; RECEIVED AND FILED DOCUMENTS; REFERRED TO PLANNING DEPARTMENT TO REPORT BACK CONCERNING AN AMENDMENT TO THE PLANNING COMMISSION BYLAWS REGARDING THE NUMBER OF AFFIRMATIVE VOTES REQUIRED BY THE PLANNING COMMISSION

**McQuiston-Parra: All Ayes**

- \*8) **Request from Thelma Stewart by B & L Anderson Consulting to change the permitted uses from Limited Agriculture to Medium Industrial - Precise Development Combining on 1-3/4 acres located at 7331 Rosedale Highway, Bakersfield (SD 3)**  
Specific Request:

A change in zone classification from A-1 to M-2 PD or a more restrictive district (ZCC #119, Map #102) (General Rule, Section 15061(b)(3); Published Bakersfield Californian) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2002-471 AND ENACTED ORDINANCE G-6930 APPROVING ZONE CHANGE AS RECOMMENDED BY ADDENDUM TO THE MORE RESTRICTIVE C-1 PD (NEIGHBORHOOD COMMERCIAL-PRECISE DEVELOPMENT COMBINING) DISTRICT ON THE NORTHERLY 152 FEET AND THE REQUESTED M-2 PD (MEDIUM INDUSTRIAL-PRECISE DEVELOPMENT COMBINING) DISTRICT ON THE REMAINDER OF THE SITE

**Patrick-Parra: All Ayes**

- 9) **Request from Lamar Outdoor Advertising by Ronnie Walker to change the permitted uses from Limited Agriculture to Medium Industrial - Precise Development Combining on 16,104 square feet located at 7321 Rosedale Highway, south side of Rosedale Highway, west of Fruitvale Avenue, Bakersfield (SD 3)**

Specific Request: A change in zone classification from A-1 to M-2 PD or a more restrictive district (ZCC #118, Map #102)

(Categorically Exempt, Section 15301; Published Bakersfield Californian) - OPENED HEARING; BRETT WINSLOW, LAMAR OUTDOOR ADVERTISING; CARL OLSON, SUPERINTENDENT, FRUITVALE SCHOOL DISTRICT; AND SHELLEY KARLOFSKY, LAMAR ADVERTISING, HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2002-472 DENYING THE REQUEST FOR A ZONE CHANGE; REFERRED TO PLANNING TO REPORT BACK REGARDING MODIFYING COUNTY WIDE SIGN STANDARDS

**Patrick-McQuiston: All Ayes**

- 10) **Request from Cathy Followill, for eleven (11) residents, appealing the decision of the Planning Commission approving a Conditional Use Permit for David Bonner to allow a 12-resident substance abuse rehabilitation facility on 2.99 acres located at 601 Morning Drive, east Bakersfield (SD 3)**  
Specific Request:

An appeal of the decision of the Planning Commission to approve Conditional Use Permit 22, Map 104-31 (Resolution 147-02; approved September 12, 2002) to allow a Rehabilitation facility (Section 19.18.030.G) in an R-1 District (Appeal #6, Map #104-31)

(Continued on Page 18)

(Continued from Page 17)

(Categorically Exempt, Section 15303; Published Bakersfield Californian) - OPENED HEARING; JOYCE LOBASSO; FRANCIS RATLIFF; DANIELLE ROBINSON; ROLAND RODRIQUEZ; NICOLE KESSINGER; AND GLORIANNA GUIMARRA HEARD IN OPPOSITION TO PROJECT; BRIAN QUINTERO; REGINA MC GEE AND DAVID BONNER, PROPERTY OWNER, HEARD IN SUPPORT OF PROJECT; CLOSED HEARING; ADOPTED RESOLUTION 2002-473 UPHOLDING THE APPEAL AND DENYING THE CONDITIONAL USE PERMIT; DIRECTED MENTAL HEALTH AND PLANNING DEPARTMENTS TO EXPEDITE REPORT ON GROUP HOME LOCATION

**Patrick-Parra: All Ayes**

- 11) Request from Tejon Ranchcorp by Dennis Mullins to appeal the decision of the Hearing Officer approving a precise development plan allowing the installation of an off-site advertising sign, in a General Commercial District on 23.64 acres located on the south side of Lebec Road at the intersection of Landfill Road, Lebec (SD 4) Specific Request:

An appeal to the decision of the Hearing Officer to approve Precise Development Plan 10, Map 237-34, which allowed the installation of an off-site advertising sign, in a C-2 PD GH FPS District (Appeal #3, Map #237-34)

(Categorically Exempt, Section 15303; Published Mountain Enterprise) - CONTINUED TO TUESDAY, DECEMBER 10, 2002 AT 2:00 P.M.

**Parra-Patrick: All Ayes**

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY  
Planning Department

Land Use

S.D. #1

- \*12) Proposed Williamson Act Land Use Contract for 2003 Calendar Year, Contract No. 02-13, Nickel Family, LLC, approximately two (2) miles southwest of the intersection of Breckenridge Road and Democrat Road, Breckenridge area, Agricultural Preserve No. 13, 276.55 acres - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; DIRECTED CLERK OF THE BOARD TO RECORD

**Patrick-Parra: All Ayes**

S.D. #4

- \*13) Proposed Williamson Act Land Use Contract for 2003 Calendar Year, Contract No. 02-16, Albert Goyenette and Grace Goyenette, east side of Interstate 5, approximately one (1) mile south of Seventh Standard Road, Buttonwillow area, Agricultural Preserve No. 9, 1,128.37 acres - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; DIRECTED CLERK OF THE BOARD TO RECORD

**Patrick-Parra: All Ayes**

- \*14) Notice of Nonrenewal No. 02-05 by Paramount Land Company, L.P., for 318.18 acres within Agricultural Preserve No. 10 - DIRECTED CLERK OF THE BOARD TO RECORD

**Patrick-Parra: All Ayes**

- \*15) Notice of Nonrenewal No. 02-06 by Paramount Land Company, L.P., for 156.36 acres within Agricultural Preserve No. 11 - DIRECTED CLERK OF THE BOARD TO RECORD

**Patrick-Parra: All Ayes**

- \*16) Notice of Nonrenewal No. 02-07 by Paramount Orchards Partners IV for 156.36 acres within Agricultural Preserve No. 11 - DIRECTED CLERK OF THE BOARD TO RECORD

**Patrick-Parra: All Ayes**

S.D. #5

- \*17) Proposed Williamson Act Land Use Contract for 2003 Calendar Year, Contract No. 02-12, Marci Lorraine Hutson, south side of Muller Road, between South Vineland Road and Malaga Road, Weedpatch area, Agricultural Preserve No. 13, 331.60 acres - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; DIRECTED CLERK OF THE BOARD TO RECORD

**Patrick-Parra: All Ayes**

NOTE: Agenda Items 33A and 39 were heard out of order before Item No. 18.

RESOURCE MANAGEMENT AGENCY

Continued Hearing

All S.D.'s

- 18) Proposed Ordinances related to Animal Definitions, Regulations, and License and Permit Fees and three (3) dog limit in residential zone districts (from 10/22/2002) - OPENED HEARING; JANICE ANDERSON, ANDERSON ACRES; FABIAN BARBOZA; BETH RASMUSSEN; BARBARA LEE; GREG KOHLER; FLORENCE DUNAGAN; DAN CLEMENT; MARILYN STEWART; PAT SQUIRES; AND JOAN PAYTON HEARD; CLOSED HEARING; WAIVED READING AND INTRODUCED ORDINANCES, AS AMENDED, MODIFYING CHAPTERS 7.04 AND 7.08 OF THE ORDINANCE CODE; WAIVED READING AND INTRODUCED ORDINANCE MODIFYING FEE SCHEDULE FOR ANIMAL LICENSE AND PERMIT FEES; REFERRED PREPARATION OF ZONING ORDINANCE AMENDMENTS LIMITING THE NUMBER OF DOGS TO THREE (3) IN RESIDENTIAL ZONE DISTRICTS WITHIN THE METROPOLITAN BAKERSFIELD 2010 GENERAL PLAN AREA TO PLANNING DEPARTMENT; RECEIVED AND FILED DOCUMENTS

**Patrick-Parra: All Ayes**

RECESSED FOR FIVE MINUTES

BOARD RECONVENED

Supervisors: McQuiston, Perez, Patrick, Vacant, Parra

ROLL CALL: All Present

Hearing

All S.D.'s

- 19) Hearing concerning Ordinance introduced on Tuesday, October 22, 2002, rescinding Chapter 8.05 and adding a new Chapter 8.05 of the Kern County ordinance code relating to the land application of Biosolids - OPENED HEARING; DENNIS FOX; LORON HODGE, KERN COUNTY FARM BUREAU; JON COFFIN, RESPONSIBLE BIOSOLIDS MANAGEMENT, INC.; STEVE STOCKTON, VICE-PRESIDENT, RESPONSIBLE BIOSOLIDS MANAGEMENT, INC.; MARK JONES, JONES & BEARDLEY, ON BEHALF ON RESPONSIBLE BIOSOLIDS MANAGEMENT, INC.; MARK LUTTRELL, LUTTRELL TRUCKING AND SERVICES; DIANE GILBERT, CITY OF LOS ANGELES; DANIEL HYDE, COUNTY SANITATION DISTRICTS OF LOS ANGELES COUNTY; PAUL GIBONEY, KERN FOOD GROWERS AGAINST SEWAGE SLUDGE; DON ANDREWS; LAUREN FONDAHL, UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, BIOSOLIDS COORDINATOR, REGION 9; THOMAS NIXON, ORANGE COUNTY SANITATION DISTRICT; AND ROY MILLER, SOUTHERN CALIFORNIA ALLIANCE OF PUBLICLY OWNED TREATMENT WORKS HEARD; CLOSED HEARING; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15308; AUTHORIZED CLERK OF THE BOARD TO FILE NOTICE OF EXEMPTION; ENACTED ORDINANCE G-6931; RECEIVED AND FILED DOCUMENTS

**Patrick-Parra: All Ayes**

RESOURCE MANAGEMENT AGENCY

Community and Economic Development Department

Hearing

All S.D.'s

- \*20) Public Hearing for proposed amendments to the County of Kern's Fiscal Year 2001-2002 and Fiscal Year 2002-2003 Annual Action Plans to provide \$317,000 in additional County HOME Program funds for project No. 33.02.5, El Mirage Apartments - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; APPROVED AMENDMENT TO COUNTY'S FISCAL YEAR 2001-2002 AND FISCAL YEAR 2002-2003 ANNUAL ACTION PLANS FOR COMMUNITY DEVELOPMENT PROGRAMS TO TRANSFER EXISTING BUDGETED FUNDS IN THE FOLLOWING AMOUNTS: \$61,796.32 FROM HOME PROGRAM INCOME (FISCAL YEAR 2001-2002); \$62,203.68 FROM HOME PROGRAM INCOME (FISCAL YEAR 2002-2003); AND \$193,000 FROM HOUSING REHABILITATION PROGRAM PROJECT NO. 33.02.2 (FISCAL YEAR 2002-2003) TO HOME PROJECT NO. 33.02.5, EL MIRAGE APARTMENTS; AUTHORIZED NECESSARY COUNTY AND HUD BUDGET ADJUSTMENTS AND TRANSFERS; AUTHORIZED DIRECTOR TO SUBMIT ALL DOCUMENTATION RELATED TO THE AMENDMENT TO HUD AND THE CITY OF WASCO HOUSING AUTHORITY

**Patrick-Parra: All Ayes**

- \*21) Request to increase household income limit to 80 percent of County median income for Deferred Payment Loans (DPL) funded by the Community Development Block Grant (CDBG) and Home (HOME) Investment Partnerships Housing Rehabilitation Programs - APPROVED; AUTHORIZED COMMUNITY AND ECONOMIC DEVELOPMENT DEPARTMENT TO INCREASE HOUSEHOLD INCOME LIMIT TO 80 PERCENT OF THE COUNTY MEDIAN INCOME FOR DEFERRED PAYMENT LOANS FUNDED BY CDBG AND HOME PROGRAMS

**Patrick-Parra: All Ayes**

- \*22) Request to increase the Deferred Payment Loan limit offered by the County's HOME funded Housing Rehabilitation Program for residential reconstruction from \$50,000 to \$55,000 - APPROVED; AUTHORIZED COMMUNITY AND ECONOMIC DEVELOPMENT DEPARTMENT TO INCREASE THE DEFERRED PAYMENT LOAN LIMIT FOR RECONSTRUCTION CASES WITHIN THE HOME FUNDED HOUSING REHABILITATION/RECONSTRUCTION PROGRAM FROM \$50,000 TO \$55,000

**Patrick-Parra: All Ayes**

RESOURCE MANAGEMENT AGENCY

Engineering and Survey Services

S.D. #1

- \*23) Request for subcontractor substitution, Delano Child Development Center - FOUND THAT DEAN CLARK ELECTRIC, INC., FAILED TO EXECUTE CONTRACT WITH MAGNUM ENTERPRISES, INC.; APPROVED SUBSTITUTION OF SPRING MOUNTAIN INDUSTRIES, INC., TO COMPLETE ELECTRICAL PORTION OF THE PROJECT

**Patrick-Parra: All Ayes**

S.D.'s #1, #3 & #4

- \*24) Proposed Agreement with Quad Knopf, Inc., for engineering services associated with developing a master sewer plan for County Service Area No. 71, in an amount not to exceed \$78,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1108-2002

**Patrick-Parra: All Ayes**

RESOURCE MANAGEMENT AGENCY

Environmental Health Services

All S.D.'s

- \*25) Proposed Agreement with California State University, Bakersfield, for University-Community Partnership, to provide unpaid field experience for students - APPROVED; AUTHORIZED DIRECTOR TO SIGN

**Patrick-Parra: All Ayes**

RESOURCE MANAGEMENT AGENCY

Roads Department

S.D. #1

- \*26) Proposed Agreement with Indian Wells Valley Water District for utility relocation and common use on Ward Avenue, Brady Street, Drummond Avenue, Las Flores Avenue, and Dolphin Avenue - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1109-2002

**Patrick-Parra: All Ayes**

S.D. #5

- \*27) Proposed no-stopping zone on Stobaugh Street - APPROVED; REFERRED TO COUNTY COUNSEL FOR PREPARATION OF ORDINANCE

**Patrick-Parra: All Ayes**

S.D.'s #3 & #5

- \*28) Contract No. 02043, identify apparent low bid of JTS Construction Company for construction of Niles Street median and signal interconnection (Virginia Street to Morning Drive), in an amount not to exceed \$1,153,681.02 - IDENTIFIED LOW BID; AUTHORIZED ROADS TO PREPARE NECESSARY BID DOCUMENTS AND RELEASE ALL OTHER BID GUARANTEES

**Patrick-Parra: All Ayes**

All S.D.'s

- \*29) Request for authorization to submit annual grant applications with the State of California Department of Transportation (Caltrans), Mass Transportation Program - AUTHORIZED DIRECTOR OF ROADS DEPARTMENT TO SIGN AND SUBMIT TRANSIT GRANT APPLICATIONS WITH CALTRANS

**Patrick-Parra: All Ayes**

- \*30) Proposed retroactive \$253,603 Grant Contract (No. 642039) for Kern Regional Transit funding with the State of California Department of Transportation (Caltrans) - APPROVED; AUTHORIZED DIRECTOR OF ROADS DEPARTMENT TO SIGN

**Patrick-Parra: All Ayes**

- \*31) Proposed retroactive \$557,789 and \$185,913 Grant Contracts (Nos. 642211 and 642212) for new Kern Regional Transit bus funding with the State of California Department of Transportation (Caltrans) - APPROVED; AUTHORIZED DIRECTOR OF ROADS DEPARTMENT TO SIGN

**Patrick-Parra: All Ayes**

WASTE MANAGEMENT

S.D. #1

- \*32) Proposed reduction in the days and hours of operation for the Kern Valley Transfer Station from 7:00 a.m. to 4:00 p.m., 5:00 p.m. or 6:00 p.m. (depending upon time of year), seven days per week to 8:00 a.m. to 4:00 p.m., six days per week (excluding Wednesday), effective upon execution of an amended or new operational agreement - APPROVED; AUTHORIZED WASTE MANAGEMENT TO ENTER INTO NEGOTIATIONS WITH SIERRA WASTE TRANSFER, INC.; AUTHORIZED WASTE MANAGEMENT TO IMPLEMENT NEW DAYS AND HOURS OF OPERATION UPON EXECUTION OF AGREEMENT

**Patrick-Parra: All Ayes**

S.D.'s #1 & #2

- \*33) Proposed annual deposit of funds into Eastin Reserve accounts (Account 2194, \$41,476 and Account 2197, \$293,021), in a total amount not to exceed \$334,497 - AUTHORIZED AUDITOR-CONTROLLER TO INCREASE FUND 35050, EASTIN RESERVE ACCOUNTS, IN THE AMOUNT OF \$334,497 FROM EXPENDITURE SUB-OBJECT 7885, FUND 35050, BUDGET UNIT 8999

**Patrick-Parra: All Ayes**

NOTE: Non-Agenda Item 33A was heard out of order before Item No. 18.

NON-AGENDA ITEM

MOTION TO CONSIDER NON-AGENDA ITEM NO. 33A: MADE FINDING THAT NEED TO TAKE ACTION ON NON-AGENDA MATTER OCCURRED AFTER THE AGENDA WAS POSTED BECAUSE THE PIPELINE BEING REPAIRED MUST BE ABLE TO ACCEPT WATER BY JANUARY 15, 2003. WORK MUST CONTINUE WITH MINIMAL TIME DELAY TO ASSURE THAT THE WORK IS COMPLETED PRIOR TO THIS DATE. FIELD WORK ASSOCIATED WITH THE PROJECT DID NOT UNCOVER THE NEED FOR CHANGE UNTIL NOVEMBER 20, 2002

**Parra-McQuiston: All Ayes**

- 33A) Potential change order in excess of 10 percent for the Access Road Water Pipeline Slip Lining at the Bena Sanitary Landfill - APPROVED; MADE FINDING THAT SEEKING BIDS ON THE PROPOSED WORK WOULD NOT PRODUCE AN ADVANTAGE, AND WOULD THUS BE UNDESIRABLE, IMPRACTICAL OR IMPOSSIBLE AND THAT IT IS IN THE BEST INTEREST OF THE COUNTY; AUTHORIZED DIRECTOR OF WASTE MANAGEMENT TO APPROVE CHANGE ORDERS FOR THIS PROJECT, IF NECESSARY, IN AN AMOUNT NOT TO EXCEED \$39,141

**Parra-Patrick: All Ayes**

All S.D.'s

- \*34) Proposed addition of one (1) Account Clerk III position to Budget Unit 4400, effective November 30, 2002 -

**WITHDRAWN**

COUNTY ADMINISTRATIVE OFFICE

- \*35) Description of Proposed Expenditure of California Healthcare for Indigents Program Funds for Fiscal Year 2002-2003 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

**Patrick-Parra: All Ayes**

- 36) Proposed Ordinance approving second amendment to the City of California City Redevelopment Agency's plan for adding County territory for the purpose of constructing an automotive test course facility - NEIL NEILSON HEARD; WAIVED READING; INTRODUCED ORDINANCE; RECEIVED AND FILED DOCUMENTS

**Parra-Patrick: All Ayes**

- \*37) Transfer of property tax entitlement related to City of Shafter Annexation No. 74, LAFCO Proceeding No. 1347 -

**WITHDRAWN**

- \*38) Proposed Kern County Best Practices Information Security Program (from 11/12/2002) - CONTINUED TO TUESDAY, DECEMBER 3, 2002, AT 2:00 P.M.

**Patrick-Parra: All Ayes**

NOTE: Item No. 39 was heard out of order before Item No. 18.

COUNTY ADMINISTRATIVE OFFICE  
General Services Division

Hearing

S.D. #4

- 39) Proposed lease of property at the Lost Hills Landfill for oil and gas exploration - OPENED HEARING; CALLED FOR BIDS; RECEIVED, OPENED AND EXAMINED BIDS; CLOSED HEARING; IDENTIFIED APPARENT HIGHEST RESPONSIBLE BIDDER, OXY, USA, AT \$76 PER ACRE; REFERRED TO GENERAL SERVICES DIVISION TO COMPLETE LEASE DOCUMENTS FOR LATER BOARD ACTION

**Patrick-McQuiston: All Ayes**

S.D. #1

- \*40) Request for subcontractor substitution for the new Juvenile Treatment Facility (1960.8166) - FOUND THAT SAMPSON STEEL CONSTRUCTORS, INC., FAILED TO EXECUTE A WRITTEN CONTRACT WITH S.C. ANDERSON, INC.; APPROVED SUBSTITUTION OF MCINTYRE COMPANY TO COMPLETE THE METAL DECKING PORTION OF PROJECT

**Patrick-Parra: All Ayes**

- \*41) Change Order No. 1 for the Inyokern Senior Center expansion, an increase of \$3,370.59, for a new total of \$256,270.59 (8920.26001) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

**Patrick-Parra: All Ayes**

S.D. #3

- \*42) Plans and Specifications for the new Transit Facility Office Building (3000.7156) - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED GENERAL SERVICES TO PUBLISH PURSUANT TO PUBLIC CONTRACT CODE SECTION 20125; BID OPENING TO BE THURSDAY, JANUARY 9, 2003, AT 11:00 A.M.

**Patrick-Parra: All Ayes**

- \*43) Proposed Amendment No. 2 to Agreement No. 425-97 with the Malzman Family Trust for lease of an additional 1,400 square feet of office space at 2621 Oswell Street for Mental Health Department, to provide additional space for Children's Services, and increasing rent by \$1,960 per month, for a new total of 11,076 square feet and \$14,116 per month 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 1110-2002

**Patrick-Parra: All Ayes**

S.D. #5

- \*44) Change Order No. 1 for the Sheriff's Property Room improvements, an increase of \$21,234, for a new total of \$403,233 (1650.7262) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

**Patrick-Parra: All Ayes**



- \*45) Change Order No. 2 for park development at the former Department of Public Health site, an increase of \$5,260, for a new total of \$124,327.50 (1960.8248) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

**Patrick-Parra: All Ayes**

- \*46) Change Order No. 5 for the Sheriff's East Bakersfield Substation, an increase of \$2,557, for a new total of \$348,675 (1960.8250) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

**Patrick-Parra: All Ayes**

- \*47) Change Order No. 10 for the new Department of Public Health facility, an increase of \$72,356.91, for a new total of \$10,403,964.57 (1969.8198) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

**Patrick-Parra: All Ayes**

- \*48) Proposed Amendment No. 5 to Agreement No. 129-96 with 1701 Oak Partnership to lease additional space at 3300 Truxtun Avenue for Mental Health Department to relocate staff and functions currently at 2203 17th Street; proposal includes lump sum payoff to 2203 17th Street lessor Catholic Healthcare West of \$18,202 for balance due on tenant improvements; total cost increase for remainder of Fiscal Year 2002-2003 is approximately \$32,200 - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; APPROVED AMENDMENT AND AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1111-2002; AUTHORIZED AUDITOR-CONTROLLER TO MAKE PAYMENT TO CATHOLIC HEALTHCARE WEST UPON RECEIPT OF CLAIM FROM MENTAL HEALTH DEPARTMENT

**Patrick-Parra: All Ayes**

- \*49) Proposed Right-of-Way Deed in favor of City of Bakersfield for purpose of street improvements along Belle Terrace adjacent to Kern County Fairgrounds - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; MADE FINDING THAT CONVEYANCE OF REAL PROPERTY RIGHTS IS IN THE PUBLIC INTEREST AND WILL NOT SUBSTANTIALLY CONFLICT OR INTERFERE WITH COUNTY'S USE OF THE PROPERTY; APPROVED; AUTHORIZED CHAIRMAN TO SIGN

**Patrick-Parra: All Ayes**

- \*50) Proposed Grant of Easement in favor of Pacific Gas & Electric for underground electrical easement over Agricultural Department site on east Belle Terrace and Mount Vernon Avenue - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; MADE FINDING THAT EASEMENT IS IN THE PUBLIC INTEREST AND THAT INTEREST CONVEYED DOES NOT SUBSTANTIALLY CONFLICT OR INTERFERE WITH COUNTY'S USE OF THE PROPERTY; APPROVED; AUTHORIZED CHAIRMAN TO SIGN

**Patrick-Parra: All Ayes**

All S.D.'s

- \*51) Revised project list for Job Order Contract - APPROVED

**Patrick-Parra: All Ayes**

- \*52) Proposed Loan Agreement and Insurance Addendum with Pathway Research, LLC, to use twenty-one (21) neighborhood electric vehicles for one year as part of an electric vehicle research program to be used by the General Services Division, Parks Department and Sheriff's Department - APPROVED; AUTHORIZED ASSISTANT COUNTY ADMINISTRATIVE OFFICER FOR GENERAL SERVICES TO SIGN VEHICLE LOAN AGREEMENT AND ADDENDUM TO VEHICLE LOAN AGREEMENT (THIRD PARTY LIABILITY INSURANCE) DOCUMENTS

**Patrick-Parra: All Ayes**

- \*53) Proposed Amendment No. 1 to Agreement No. 291-2002 with Enterprise Rent-A-Car Company for short-term vehicle rentals, to clarify the Agreement's indemnity provisions and applicable rental terms and conditions - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1112-2002

**Patrick-Parra: All Ayes**

MATTERS FOR EXECUTIVE APPROVAL

- \*54) Budget Transfers - APPROVED #54, #55 AND #57 THROUGH #67

**Patrick-Parra: All Ayes**

- \*55) Minutes for Weeks of October 21, 2002, and October 28, 2002 - APPROVED

**Patrick-Parra: All Ayes**

- \*56) Miscellaneous Letters and Documents - FILED

**Patrick-Parra: All Ayes**

- \*57) Miscellaneous Departmental Referrals by Clerk of the Board - APPROVED AND FILED

**Patrick-Parra: All Ayes**

- \*58) Claims and Lawsuits filed with and referred by Clerk of the Board - APPROVED AND FILED

**Patrick-Parra: All Ayes**

ADJOURNED TO MONDAY, DECEMBER 2, 2002, AT 8:00 A.M.

**Parra**

/s/ Denise Pennell  
Clerk of the Board

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

56) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Auditor-Controller-County Clerk

- A) Repeat Offender Prevention Program (ROPP II) financial statements for the period July 1, 2001, to June 30, 2002

Clerk of the Board

- B) Memorandum from Auditor-Controller-County Clerk re vacancy on the Historical Records Commission (Copies to each Supervisor and CAO)
- C) Letter from Deanna J. Sutherland re resignation from the Kern County Commission on Aging (Copies to each Supervisor and CAO)

Community and Economic Development Department

- D) County Loan Agreement, HOME Investment Partnerships Program, Owner Rehabilitation Program, with Dennis Edward Church

Environmental Health Services

- E) Four (4) thank you letters to individuals for donations to the Mojave and Bakersfield animal shelters

General Services

- F) Filing of Acceptance and Time Certificate of Deposit receipt re Franchise Ordinance F-449, Vineland School District

Local Agency Formation Commission

- G) Resolution No. 02-41, Proceeding No. 1341, in the matter of County Service Area No. 60, Annexation No. 6 (Copies to each Supervisor and CAO)
- H) Resolution No. 02-44, Proceeding No. 1345, in the matter of NOR Sanitary District No. 1, Annexation No. 55 (Copies to each Supervisor and CAO)

Planning

- I) Consent to Recordation, Irrevocable Offer of Dedication from Juvenal Montemayor, County Road No. 3914, Schuster Road
- J) Consent to Recordation, Irrevocable Offer of Dedication from Lawrence J. Brown, County Road No. 3913, Knudsen Drive
- K) Consent to Recordation, Irrevocable Offer of Dedication from Steve Whitten and Susie Whitten, County Road No. 2357
- L) Consent to Recordation, Irrevocable Offer of Dedication from Tom Carosella, Lisa Carosella, Ken Dunbar, Patricia Dunbar, John Basham and Ruth Ann Basham, County Road No. 3865
- M) Consent to Recordation, Irrevocable Offers of Dedication (3) from Kern Public Services Financing Authority, re Southeast Career Center

Sheriff

- N) Response to referral to Warren J. and Janice Pearson re sale of 1985 Ford Van, California License 1MAK829 (Copies to each Supervisor and CAO)

Waste Management

- O) Letter to Alan Tandy, City of Bakersfield, re proposed landfill fee increase (Copies to each Supervisor and CAO)

Miscellaneous

- P) Letter from California Office of Traffic Safety re California's Drunk and Drugged Driving (3D) Prevention Month campaign in December (Copies to each Supervisor, CAO and Sheriff)
- Q) Twenty (20) 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)
- R) Letters from Ty Stewart, Katrina C. Garcia, Dana P. Markiewitz, and Bryan Adams re new contract being offered to the Probation Department (Copies to each Supervisor and CAO)
- S) Letter from Jay W. Howe, LaPaz County Board of Supervisors, re a sludge drying/processing and recycling center near the Arizona/California border (Copies to each Supervisor, CAO, Resource Management Agency, Environmental Health and County Counsel)
- T) Letter from Leland H. Castro, Pacific Gas and Electric Company, re background information concerning PG&E's bankruptcy (Copies to each Supervisor, CAO and County Counsel)
- U) Letter from Robin Freckmann re suggestions to improve the Mojave Animal Shelter (Copies to each Supervisor, CAO, Resource Management Agency, Environmental Health and County Counsel)
- V) Letter from Bill and Kathy Wilson in opposition to rezoning from M to M1, Sierra Way, Kernville (Copies to each Supervisor, CAO, Planning and County Counsel)
- W) Letter from Roy A. Bernardi, U.S. Department of Housing and Urban Development, re use of 2000 Census data for HOME allocations beginning in Fiscal Year 2003 (Copies to each Supervisor, CAO and Community and Economic Development)
- X) Letter from Rosemary Iriarte and Debra Hager re roosters at 613 Castro Lane (Copies to each Supervisor, CAO, Environmental Health, Resource Management Agency and County Counsel)
- Y) Letters (2) from Joseph R. and Grace E. Schmitt re tax bills in California City (Copies to each Supervisor, CAO, Treasurer and Tax Collector)
- Z) Letter from N. L. Neilson re California City Redevelopment Area Expansion (Copies to each Supervisor, CAO and County Counsel)
- AA) Letter from Roger A. McIntosh, McIntosh and Associates, re Landco Drive alignment (Copies to each Supervisor and CAO)

- BB) Letter from Thomas N. Clark, Kern County Water Agency, re Resolution No. 48-02 setting forth the Agency's Zone of Benefit assessments for 2003-2004 (Copies to each Supervisor, CAO, Assessor, Auditor-Controller, Resource Management Agency and County Counsel)
- CC) Letter from Kathy Work in support of the Kern Recreation Camp project (Copies to each Supervisor, CAO, Planning and County Counsel)
- DD) Letter from Garen J. Wintemute, University of California, Davis, re report by Violence Prevention Research Program, Handgun Commerce in California, 1999 (Copies to each Supervisor, CAO, Sheriff and District Attorney)
- EE) E-mail from Gerardo Rios re new contract being offered to the Probation Department (Copies to each Supervisor and CAO)
- FF) E-mail from Anthony M. Bohn re issues affecting ambulance service companies (Copies to each Supervisor and CAO)
- GG) Certified copy of a portion of proceedings from Humboldt County Board of Supervisors re presentation on Tuesday, October 22, 2002, from Chris Cummings, Caltrans Project Manager on the Buckhorn Grade Improvement Project (Copies to each Supervisor and CAO)
- HH) Petition for Writ of Mandate, N. L. Neilson, Petitioner, vs. California City Redevelopment Agency, Respondent (Copies to each Supervisor, CAO and County Counsel)
- II) Notice from California State Water Resources Control Board re interested parties list for Composting Greenwaste: Conversion of Waivers to Waste Discharge Requirements (Copies to each Supervisor, CAO, Environmental Health, Resource Management Agency and Engineering and Survey Services)
- JJ) Resolution No. 2002-0865 from Tulare County Board of Supervisors, urging State of California to recognize and accept its administrative oversight and fiscal responsibilities for the mandated In-Home Supportive Services Program (Copies to each Supervisor, CAO, Department of Human Services, Aging and Adult Services and County Counsel)
- KK) Ordinance No. 04139 from San Mateo County re San Mateo Flight Training Security (Copies to each Supervisor, CAO and Airports)
- LL) Memorandum from Ed Riojas, State Department of Health Services, re California Healthcare for Indigents Program (CHIP)/Rural Health Services (RHS) Program standard agreement for Fiscal Year 2002-2003 (Copies to each Supervisor and CAO)

- MM) Notice from W. T. Capital Lender Services re Unified Trustee's Sale, APN's 073-020-15 and 073-020-16-01, North Ranch, a Limited Partnership as Trustor, and Bank of the Sierra as Beneficiary (Copies to each Supervisor, CAO, Assessor, Treasurer-Tax Collector and Property Management)
- NN) Notices from Alcoholic Beverage Control Board re Applications for Alcoholic Beverage Licenses: The Landing, 1385 Highway 58, Mojave; Tehachapi Stagestop Chevron, 21000 Golden Hills Boulevard, Tehachapi; Food Spot Market, 810 Oildale Drive, Bakersfield; Sharkey's Pizza & Chicken, 2100 Alta Vista Drive, Bakersfield; and Skypark Market, 4401 Rosamond Boulevard, Units 1 & 2, Rosamond (Copies to each Supervisor, CAO and Planning)
- OO) Bulletin from Minority Construction, November 12, 2002, Volume 10, Issue 12 (Copies to each Supervisor and CAO)
- PP) Notice and agenda of meeting from U.S. Department of Fish and Game, Wildlife Conservation Board, on Friday, November 22, 2002 (Copies to each Supervisor and CAO)
- QQ) Agenda of meeting from CALFED Bay-Delta Program, California Bay-Delta Public Advisory Committee, Watershed Subcommittee, on Friday, November 22, 2002 (Copies to each Supervisor and CAO)
- RR) Agenda of meeting from In-Home Supportive Services Advisory Committee on Thursday, November 14, 2002
- SS) Minutes of meeting from In-Home Supportive Services Committee on Thursday, October 10, 2002
- 57) LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD - APPROVED AND FILED
- A) Letter from Christopher Reed re removal of water from the Quarter Circle Five Ranch in Fay Canyon, Weldon - REFERRED TO RESOURCE MANAGEMENT AGENCY (Copies to each Supervisor and CAO)
- B) Letter from Maureen Brodhoff, National Fire Protection Association, International, re model building codes as a basis for a statewide building code - REFERRED TO FIRE (Copies to each Supervisor, CAO and County Counsel)
- C) Letter from Micah Martin re request for records regarding 30-day notice to abate, APN 270-403-03 - REFERRED TO ENGINEERING AND SURVEY SERVICES/CODE COMPLIANCE (Copy to County Counsel)
- D) Letter from Janice Pearson-Hageman re sale of 1985 Ford Van, California License 1MAK829 - REFERRED TO SHERIFF (Copies to each Supervisor, CAO and County Counsel)

- E) Letters (6) and petition from Ellen A. Zurn re health and safety concerns at the Ridgecrest Mobile Estates mobile home park, Ridgecrest - REFERRED TO ENGINEERING AND SURVEY SERVICES (Copies to each Supervisor, CAO, Resource Management Agency, Environmental Health Services, Planning and County Counsel)
- 58) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
- A) Claim in the matter of Margaret Campbell vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- B) Claim in the matter of Timmie McDaniel vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- C) Claim in the matter of David Jordan Wilkinson vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- D) Claim in the matter of Robert J. Thies vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- E) Claim in the matter of Troy Gibson vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- F) Claim in the matter of James Elias Portillo vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- G) Claim in the matter of Joshua James Davis vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- H) Claim in the matter of Margarita Valencia by and through her Guardian ad Litem, Guadalupe Valencia vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- I) Claim in the matter of Jorge Chavez, Jr. vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- J) Claim in the matter of Samuel Tivado Hinojosa vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- K) Claim in the matter of Littlefawn Richardson vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- L) Claim in the matter of Rebecca Rivera, M.D. vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- M) Claim in the matter of Phillip D. Diaz vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- N) Claim in the matter of Andres Lopez Sandoval, Andrew Tafoya Sandoval, Rosalie Tafoya Garcia, Alexander Tafoya Sandoval and Victoria Ann Nunlee vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)

- O) Late claim in the matter of Andres Lopez Sandoval, Andrew Tafoya Sandoval, Rosalie Tafoya Garcia, Alexander Tafoya Sandoval and Victoria Ann Nunlee vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- P) Amended complaint in the matter of Andres Lopez Sandoval, Andrew Sandoval, Rosalie Tafoya Garcia, Alexander Tafoya Sandoval and Victoria Ann Nunlee vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- Q) Demand for jury trial in the matter of Andres Lopez Sandoval, Andrew Tafoya Sandoval, Rosalie Tafoya Garcia, Alexander Tafoya Sandoval and Victoria Ann Nunlee vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- R) Summons and complaint in the matter of Raymond A. Hunt and Pamela Sue Fleming, individually and as Trustees of the Revocable Trust of Dolores J. Hunt vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- S) Summons and complaint in the matter of Rhonda Rodriguez vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- T) Summons and complaint in the matter of Stephen M. Elcano, Michele Webb, Gladys M. Henry, Linda Elcano, Velma Sproul and Martina Sparks vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- U) Subrogation claim in the matter of Russel D. Martinez by State Farm Insurance Companies vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)