

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, February 12, 2002

9:00 A.M.

BOARD RECONVENED

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

SALUTE TO FLAG - Led by Supervisor Patrick

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

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

BOARD ACTION SHOWN IN CAPS

RESOLUTIONS/PROCLAMATIONS

- Pe-Mc
All Ayes
- 1) Proclamation proclaiming February 2002 as American Heart Month and February 14, 2002 as Kern Heart Day in Kern County - PROCLAIMED; MADE PRESENTATION TO BRUCE PETERS, CHAIRMAN, AMERICAN HEART ASSOCIATION; DR. B.A. JINADU, PUBLIC HEALTH OFFICER, BRUCE PETERS, AND DAN GUNTHER, PUBLIC INFORMATION OFFICER, PUBLIC HEALTH SERVICES, HEARD
- Mc-Pe
All Ayes
- 2) Proclamation proclaiming February 17-23, 2002 as National Engineers' Week in Kern County - PROCLAIMED; MADE PRESENTATION TO GREG FENTON, SOUTHERN SAN JOAQUIN BRANCH OF AMERICAN SOCIETY OF CIVIL ENGINEERS; GREG FENTON HEARD
- Pr-Pe
All Ayes
- 3) Proclamation proclaiming February 16, 2002 as African-American/Minority Community Health Fair/Business Expo Day in Kern County - PROCLAIMED; MADE PRESENTATION TO CORY DOTSON, EBONY COUNSELING CENTER; CORY DOTSON HEARD

PUBLIC REQUESTS

- 4) Request of Kernville Chamber of Commerce to allow the Whiskey Flat Mayor candidates to present their campaign promises to the Board - ERADICATING RON (CHEVALLIER) AND ALPINE BILL (BAIZE), INTRODUCED BY MANAGER BILL GRABLE, PRESENTED THEIR CAMPAIGN PROMISES TO THE BOARD

- 5) Request of William L. Carter, Executive Director, Housing Authority of the County of Kern, to address the Board regarding annual report - BILL CARTER AND MAX BACERRA, CHAIRMAN, BOARD OF COMMISSIONERS, HEARD; HOUSING AUTHORITY STAFF INTRODUCED: EDDIE GARCIA, CINDY MOYES AND PATRICIA NORRIS
- 6) Request of Carola Rupert Enriquez, President, Kern County Museum Foundation, to address the Board regarding a new volume of county history, Historic Kern County: An Illustrated History of Bakersfield and Kern County - CAROLA RUPERT ENRIQUEZ HEARD

APPOINTMENTS

- Pr-Pa
All Ayes
- *7) Appointment of Billy White as Fourth District member to the Wildlife Resources Commission, term to expire December 31, 2004 - MADE APPOINTMENT
- Pr-Pa
All Ayes
- *8) Appointment of Mark Salvaggio as Fourth District member to the Water Resources Committee, term to expire December 31, 2003 - MADE APPOINTMENT
- Pr-Pa
All Ayes
- *9) Appointment to Kern County Citrus Pest Control District - REFERRED TO AGRICULTURAL COMMISSIONER FOR REVIEW AND RECOMMENDATION

PUBLIC PRESENTATIONS

- 10) 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

- 11) 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 MCQUISTON REPORTED ON HIS ABSENCE LAST WEEK AS HE ATTENDED THE INDIAN WELLS VALLEY ECONOMIC OUTLOOK CONFERENCE, ADDING THAT MAJOR GENERAL BILL JEFFERDS SPOKE REGARDING MILITARY BASE RETENTION

DEPARTMENTAL REQUESTS

AGRICULTURAL COMMISSIONER/SEALER

- Pr-Pa
All Ayes
- *12) Proposed retroactive Agreement with California Department of Food and Agriculture to reimburse County for surveillance and enforcement of cotton plowdown activities within the county, from November 1, 2001 to March 31, 2002, in an amount not to exceed \$15,007.95 (prior notification June 26, 2001) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 103-2002

AIRPORTS

- Pr-Pa *13) Proposed dissolution of the Airport Noise Advisory
All Ayes Committee for Meadows Field Airport - APPROVED

BOARD OF SUPERVISORS

- Pr-Pa *14) Request of Supervisor Perez that the Board adopt a
All Ayes position of support for the Eddy Eagle gun safety program
for children - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

COUNTY COUNSEL

- Pr-Pa *15) Proposed Addition of one (1) Deputy County Counsel I-V-
All Ayes Confidential, Budget Unit 1210, effective February 23,
2002 - APPROVED; REFERRED TO PERSONNEL TO AMEND
DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

EMERGENCY MEDICAL SERVICES

- Pr-Pa *16) Proposed retroactive Agreements with Delano Ambulance
All Ayes Service, Kern Ambulance Service, Wasco Ambulance Service,
CARE Ambulance Service, Liberty Ambulance Service, and
Mercy Air Service, Inc. for Prehospital Emergency Medical
Transportation Service, from July 1, 2001 to June 30,
2002 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENTS
104-2002, 105-2002, 106-2002, 107-2002, 108-2002, AND
109-2002

EMPLOYERS' TRAINING RESOURCE

- Pr-Pa *17) Notification of anticipated retroactive approval of
All Ayes Amendment to Agreement with the Kern Community College
District for the Program Year 2001 Caregiver Training
Initiative Grant Program - RECEIVED AND FILED

FIRE DEPARTMENT

- Pe-Pa 18) Request to appropriate unanticipated revenue from fire
All Ayes cost reimbursements - APPROVED APPROPRIATION OF
UNANTICIPATED REVENUE IN THE AMOUNT OF \$1,661,659 TO
APPROPRIATIONS FOR CONTINGENCIES; APPROVED TRANSFER OF
\$1,661,659 FROM APPROPRIATIONS FOR CONTINGENCIES TO FIRE
DEPARTMENT BUDGET (2415)

- Pr-Pa *19) Proposed Resolution designating Fire Chief/Director of
All Ayes Emergency Services, Deputy Fire Chief and Emergency
Services Manager to execute documents to obtain disaster
relief and emergency financial assistance - APPROVED;
ADOPTED RESOLUTION 2002-044

HUMAN SERVICES

- Pr-Pa *20) Proposed Memorandum of Understanding with Maximus, Inc.,
All Ayes for the provision of health care options presentations to
Medi-Cal clients, from February 12, 2002 through October
1, 2004 (no County cost) - APPROVED; AUTHORIZED CHAIRMAN
TO SIGN AGREEMENT 110-2002

KERN MEDICAL CENTER

- Pr-Pa *21) Proposed retroactive approval of Amendment No. 4 to
All Ayes Agreement No. 473-96 for Professional Services with
Financial Credit Network for delinquent accounts
collections services to extend the contract for two years
from February 6, 2002 to February 5, 2004, with Financial
Credit Network being paid a percentage of the actual
collections - APPROVED; AUTHORIZED CHAIRMAN TO SIGN
AGREEMENT 111-2002

- Pr-Pa
All Ayes *22) Notification of retroactive Agreement with Robert Chavez, M.D., to provide professional physician medical coverage services at KMC's Urgent Care South facility, from January 24, 2002 to January 23, 2003 - RECEIVED AND FILED
- Pr-Pa
All Ayes *23) Proposed Amendment No. 1 to Agreement No. 799-2001 with J&C Nationwide for Professional Services to add temporary physician services for pediatrics at existing contract rates - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 112-2002
- Pr-Pa
All Ayes *24) Proposed retroactive Agreement for Professional Services with Kevin Schmidt, D.O., to provide staff coverage in the Emergency Department at KMC from December 21, 2001 to December 20, 2003, in an amount not to exceed \$100,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 113-2002
- Pr-Pa
All Ayes *25) Relief of accountability of patients' accounts - DISCHARGED KERN MEDICAL CENTER FROM ACCOUNTABILITY OF 3046 ACCOUNTS TOTALING \$1,301,154.65 AND AUTHORIZED ASSIGNING 3037 ACCOUNTS TOTALING \$1,258,016.63 TO COLLECTION AGENCIES

LIBRARY

- Pa-Pr 26) Proposed library facilities master plan and request for authorization to apply for library bond act grant for Frazier Park Branch - APPROVED; AUTHORIZED DIRECTOR OF LIBRARIES TO COMPLETE BOND ACT APPLICATION FOR FRAZIER PARK BRANCH, CONDUCT A COMMUNITY NEEDS ASSESSMENT, AND EXPLORE JOINT VENTURE OPTIONS FOR COOPERATIVE SERVICE WITH EL TEJON UNIFIED SCHOOL DISTRICT
- MOTION WITHDRAWN BY SUPERVISOR PATRICK TO DEFER TO SUPERVISOR PETERSON
- Pe-Pr
All Ayes MOTION ON THE RECOMMENDATION; RECEIVED AND FILED DOCUMENT PRESENTED BY SUPERVISOR MCQUISTON

PARKS AND RECREATION

Wildlife Resources Commission

- Pr-Pa
All Ayes *27) Proposed funding request from the Friends of the Hatchery in the amount of \$3,500 to purchase fish food - APPROVED PROJECT IN THE AMOUNT OF \$3,500 FROM FUNDS AVAILABLE IN THE 2001-2002 APPROPRIATIONS FOR CONTRIBUTIONS TO OTHER AGENCIES; AUTHORIZED PARKS DEPARTMENT TO PROCESS THE NECESSARY DOCUMENTS TO COMPLETE TRANSACTION; AUTHORIZED PURCHASING AGENT TO ESTABLISH A PURCHASE ORDER

SHERIFF

- Pr-Pa
All Ayes *28) Application to hold an event - Bakersfield Sports Marketing Council - USA Cycling 2002 National Masters Championships time trials on July 9-14, 2002 - FOUND THAT THE SHERIFF HAS NOTED HIS APPROVAL ON THE PERMIT AND THAT THE EVENT 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 EVENTS PREVIOUSLY GRANTED PERMITS, AND THAT THE SHERIFF HAS FACILITIES TO PROPERLY SUPERVISE THE EVENT; APPROVED PERMIT; AUTHORIZED CHAIRMAN TO SIGN

Pr-Pa *29) Proposed Professional Services Agreement with Intergraph
All Ayes Public Safety for the upgrading of CJIS, CLETS, Firelink,
SMS and SunPro interfaces with the Computer Aided
Emergency Dispatch System, in an amount not to exceed
\$43,450 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT
114-2002

Pr-Pa *30) Proposed agreement with the 53rd District Agricultural
All Ayes Association and the Kern County Sheriff's Reserves for
law enforcement services at the 2002, 2003 and 2004 High
Desert Spring Festival and Desert Empire Fair, in an
amount not to exceed \$4,000 per event - APPROVED;
AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 115-2002

TREASURER-TAX COLLECTOR

Pr-Pa *31) Sale of Tax-Defaulted Property to Habitat for Humanity -
All Ayes ADOPTED RESOLUTION 2002-045; AUTHORIZED CHAIRMAN TO SIGN
AGREEMENT 116-2002

Pr-Pa *32) Cash Receipts and Disbursements for January 2002 -
All Ayes RECEIVED AND FILED

CLOSED SESSIONS

COUNTY ADMINISTRATIVE OFFICE

Pa- 33) Request for Closed Session regarding public employee
performance evaluation - Chief Executive Officer Kern
Medical Center

COUNTY COUNSEL

Pa- 34) Request for Closed Session regarding a lawsuit entitled
Alvarez v. County of Kern, KCSC Case No. 231164
(Government Code Section 54956.9(a)) -

Pa- 35) Request for Closed Session regarding a determination of
whether the County will initiate litigation (Government
Code Section 54956.9(c)) -

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

/s/ Denise Pennell

Denise Pennell
Clerk of the Board

/s/ Steve A. Perez

Steve A. Perez
Chairman, Board of Supervisors

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BOARD MEMBER ANNOUNCEMENTS OR REPORTS

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DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY

All S.D.'s

- Pr-Pe *3) Proposed Golden Handshake Retirement for one (1)
All Ayes Community Development Program Director and deletion of
one (1) Economic Development Specialist position,
effective March 23, 2002 - APPROVED; ADOPTED RESOLUTION
2002-046 OFFERING GOLDEN HANDSHAKE RETIREMENT; REFERRED
TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY
SCHEDULE

RESOURCE MANAGEMENT AGENCY
Engineering and Survey Services

Hearings

S.D.#2

- Pr-Pe *4) Protest hearing on proposed confirmation of costs
All Ayes incurred for nuisance abatements at 26903 Jamison Road,
Boron, APN 232-280-04 for a total cost of \$7,513.75, and
at 2407 South "M" Street, Bakersfield, APN 166-151-06 for
a total cost of \$5,812 - OPENED HEARING; NO ONE HEARD;
CLOSED HEARING; RECEIVED AND FILED REPORT; CONFIRMED BY
RESOLUTION 2002-047 THE COSTS INCURRED BY COUNTY FOR WORK
PERFORMED TO REMOVE THE PUBLIC NUISANCES; ORDERED ANY
COSTS IF NOT PAID WITHIN TEN (10) DAYS BE A LIEN AGAINST
THE PROPERTY AND CONSTITUTE A SPECIAL ASSESSMENT TO BE
PLACED ON THE TAX ROLL BY THE AUDITOR AND BE COLLECTED IN
THE SAME MANNER AND SUBJECT TO THE SAME PENALTIES AS
ORDINARY COUNTY TAXES ON THE REAL PROPERTIES FROM WHICH
THE NUISANCES WERE ABATED; DIRECTED ENGINEERING & SURVEY
SERVICES TO MAIL NOTICE OF BOARD ACTION TO THE PROPERTY
OWNER

S.D.#3

- Pa-Pr 5) Hearing for the abatement of a public nuisance involving
All Ayes the demolition of an abandoned and dangerous structure at
513 Covey Avenue, Bakersfield, CA, APN 114-183-05,
estimated cost \$6,500 - OPENED HEARING; LEON THOMAS
HEARD; CLOSED HEARING; DECLARED BY RESOLUTION 2002-048
THE ABANDONED STRUCTURE AND REAL PROPERTY A PUBLIC
NUISANCE; DIRECTED ENGINEERING & SURVEY SERVICES TO POST
AND MAIL NOTICE OF DETERMINATION PURSUANT TO ORDINANCE
CODE 8.44.100; IF NUISANCES ARE NOT ABATED WITHIN 90 DAYS
AFTER POSTING AND MAILING OF NOTICE OF DETERMINATION,
AUTHORIZED ENGINEERING & SURVEY SERVICES TO USE ABATEMENT
FUNDS TO AWARD BIDS FOR DEMOLITION AND REMOVAL AND TO
PERFORM THE NECESSARY INSPECTIONS IN THE PERFORMANCE OF
THE DEMOLITION CONTRACT; REFERRED TO COUNTY
ADMINISTRATIVE OFFICER, COUNTY COUNSEL AND TREASURER-TAX
COLLECTOR TO REVIEW PROCEDURES IN THE SALE OF TAX
DEFAULTED PROPERTIES TO ENSURE PROSPECTIVE BUYERS ARE
INFORMED OF PENDING OR POTENTIAL ENFORCEMENT ACTION
AGAINST THE PROPERTY AT THE TIME OF TAX SALE

S.D.'s #3 & #4

Pr-Pe
All Ayes

- *6) Hearing regarding proposed formation of Stockdale Highway Underground Utility District - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; APPROVED; ADOPTED RESOLUTION 2002-049 ESTABLISHING DISTRICT; INSTRUCTED CLERK OF THE BOARD TO FILE NOTICE OF EXEMPTION AND TO NOTIFY AFFECTED PROPERTY OWNERS

S.D.'s #2, #3 & #5

Pa-Pr
4 Ayes
1 No/Mc

- 7) Protest hearing on the proposed confirmation of the costs incurred for nuisance abatement at:

27190 Twenty Mule Team Road, Boron	APN 231-333-20	S.D. 2
\$1,758.75		
508 Washington Ave, Bakersfield	APN 113-084-14	S.D. 3
\$1,575.00		
214 Roberts Lane, Bakersfield	APN 114-042-19	S.D. 3
\$3,812.50		
234 Frances Street, Bakersfield	APN 112-281-19	S.D. 3
\$1,675.00		
715 Decatur Street, Bakersfield	APN 113-055-09	S.D. 3
\$ 925.00		
1814 Virginia Street, Bakersfield	APN 128-160-02	S.D. 5
\$ 662.50		
1703 Flower Street, Bakersfield	APN 138-040-02	S.D. 5
\$ 850.00 -		

OPENED HEARING; EVERETT MC GEE HEARD REGARDING 715 DECATUR STREET; CLOSED HEARING; RECEIVED AND FILED REPORT; CONFIRMED BY RESOLUTION 2002-050 THE COSTS INCURRED BY COUNTY FOR WORK PERFORMED TO REMOVE THE PUBLIC NUISANCE; ORDERED ANY COSTS IF NOT PAID WITHIN TEN (10) DAYS BE A LIEN AGAINST THE PROPERTY AND CONSTITUTE A SPECIAL ASSESSMENT TO BE PLACED ON THE TAX ROLL BY THE AUDITOR AND BE COLLECTED IN THE SAME MANNER AND SUBJECT TO THE SAME PENALTIES AS ORDINARY COUNTY TAXES ON THE REAL PROPERTY FROM WHICH THE NUISANCE WAS ABATED; DIRECTED ENGINEERING & SURVEY SERVICES TO MAIL NOTICE OF BOARD ACTION TO THE PROPERTY OWNER

Pr-Pa
All Ayes

OPENED HEARING; NO ONE HEARD; CLOSED HEARING; RECEIVED AND FILED REPORT; CONFIRMED BY RESOLUTION 2002-051 THE COSTS INCURRED BY COUNTY FOR WORK PERFORMED TO REMOVE THE PUBLIC NUISANCES ON THE REMAINING PROPERTIES EXCLUDING 715 DECATUR STREET, BAKERSFIELD, BY SEPARATE BOARD ACTION INDICATED ABOVE; ORDERED ANY COSTS IF NOT PAID WITHIN TEN (10) DAYS BE A LIEN AGAINST THE PROPERTY AND CONSTITUTE A SPECIAL ASSESSMENT TO BE PLACED ON THE TAX ROLL BY THE AUDITOR AND BE COLLECTED IN THE SAME MANNER AND SUBJECT TO THE SAME PENALTIES AS ORDINARY COUNTY TAXES ON THE REAL PROPERTIES FROM WHICH THE NUISANCES WERE ABATED; DIRECTED ENGINEERING & SURVEY SERVICES TO MAIL NOTICE OF BOARD ACTION TO THE PROPERTY OWNERS

S.D. #1

- Pr-Pe
All Ayes *8) Retroactive Change Order No. 6 for Southwest Shafter Water Improvement Project, an increase of \$1,384.02, for a new total of \$578,732.23 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

S.D. #4

- Pr-Pe
All Ayes *9) Proposed Agreement with the City of Bakersfield to extend sewers in Brimhall Road west of Allen Road to Westdale, for an estimated cost of \$97,000 (from 02/05/2002) - CONTINUED TO TUESDAY, FEBRUARY 19, 2002, AT 2:00 P.M.

S.D.#5

- Pr-Pe
All Ayes *10) Proposed termination of formation of County Service Area (CSA) 96 and Resolution of Application to Local Agency Formation Commission (LAFCO), Annexation No. 8 to County Service Area (CSA) No. 27, Acoma Street and Bannock Street, south Bakersfield - TERMINATED FORMATION OF CSA NO. 96; ADOPTED RESOLUTION 2002-052 OF APPLICATION; AUTHORIZED ENGINEERING & SURVEY SERVICES TO FILE NECESSARY DOCUMENTS WITH LAFCO; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301(b)(3); DIRECTED CLERK OF THE BOARD TO FILE NOTICE OF EXEMPTION

- Pr-Pe
All Ayes *11) Contract No. 02003, Change Order No. 1, Lamont Drainfield Phase VI, an increase of \$66,303.90, for a new total of \$765,457.90 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

RESOURCE MANAGEMENT AGENCY
Roads Department

S.D. #3

- Pr-Pe
All Ayes *12) Proposed Resolution to accept an Offer of Dedication and declare a portion of Niles Street and Morning Drive (State Route 184) as a public highway and incorporate into the County Roads system - APPROVED; ADOPTED RESOLUTION 2002-053; DIRECTED CLERK OF THE BOARD TO RECORD

S.D. #5

- Pr-Pe
All Ayes *13) Proposed Agreement with Caltrans for maintenance of landscape improvements on Main Street, Lamont, to be provided by Kern County Parks Department - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 116-2002

S.D.'s #1 & #3

- Pr-Pe
All Ayes
- *14) Contract No. 02022, Plans, Specifications, and Notice to Contractors for manufacturing and delivery of asphalt concrete (stockpile) in east Kern County - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTIONS 15301(c); AUTHORIZED ROADS TO FILE NOTICE OF EXEMPTION; APPROVED PLANS AND SPECIFICATIONS; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED ROADS TO PUBLISH PURSUANT TO SECTION 20392 OF THE PUBLIC CONTRACT CODE; BID OPENING TO BE WEDNESDAY, MARCH 6, 2002, AT 11:00 A.M.

All S.D.'s

- Pr-Pe
All Ayes
- *15) Contract No. 02021, Plans, Specifications, and Notice to Contractors for manufacturing and delivery of asphalt concrete (stockpile) at various locations in Kern County - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTIONS 15301(c); AUTHORIZED ROADS TO FILE NOTICE OF EXEMPTION; APPROVED PLANS AND SPECIFICATIONS; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED ROADS TO PUBLISH PURSUANT TO SECTION 20392 OF THE PUBLIC CONTRACT CODE; BID OPENING TO BE WEDNESDAY MARCH 6, 2002, AT 11:00 A.M.

WASTE MANAGEMENT

S.D. #1

- Pr-Pe
All Ayes
- *16) Contract 02020, identify low bid of LFG&E International for construction of a landfill gas collection system at the China Grade Sanitary Landfill, in an amount not to exceed \$490,400 - IDENTIFIED LOW BID; AUTHORIZED ROADS TO PREPARE NECESSARY CONTRACT DOCUMENTS AND RELEASE ALL OTHER BID GUARANTEES

All S.D.'s

- Pr-Pe
All Ayes
- *17) Proposed Agreement with KWA Safety and HazMat Consultants, Inc., to provide health and safety program services, in an amount not to exceed \$50,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 117-2002

COUNTY ADMINISTRATIVE OFFICE

- Pr-Pe
All Ayes
- *18) Transfer of property tax entitlement related to City of McFarland Annexation No. 9, LAFCO Proceeding No. 1324 - ADOPTED RESOLUTION 2002-054 AUTHORIZING AUDITOR-CONTROLLER-COUNTY CLERK TO TRANSFER 35 PERCENT OF COUNTY'S PROPERTY TAX ENTITLEMENT TO CITY OF MCFARLAND COMMENCING FISCAL YEAR 2003-2004

- Pr-Pe
All Ayes
- *19) Transfer of property tax entitlement related to City of McFarland Annexation No. 10, LAFCO Proceeding No. 1325 - ADOPTED RESOLUTION 2002-055 AUTHORIZING AUDITOR-CONTROLLER-COUNTY CLERK TO TRANSFER 35 PERCENT OF COUNTY'S PROPERTY TAX ENTITLEMENT TO CITY OF MCFARLAND COMMENCING FISCAL YEAR 2003-2004

Pr-Pe *20) Transfer of property tax entitlement related to City of
All Ayes Bakersfield Annexation No. 430, LAFCO Proceeding No. 1323
- ADOPTED RESOLUTION 2002-056 AUTHORIZING AUDITOR-
CONTROLLER-COUNTY CLERK TO TRANSFER A PORTION OF COUNTY'S
PROPERTY TAX ENTITLEMENT TO CITY OF BAKERSFIELD
COMMENCING FISCAL YEAR 2003-2004 IN ACCORDANCE WITH
MEMORANDUM OF UNDERSTANDING WITH CITY OF BAKERSFIELD

Mc-Pr 21) Proposed structure for issuance of tobacco revenue
All Ayes securitization bonds to include a capital projects fund
and an endowment fund - APPROVED

Pr-Pe *22) Proposed transfer of funds for participation in Medi-Cal
All Ayes Disproportionate Share Hospital Program - APPROVED
APPROPRIATION OF UNANTICIPATED REVENUE TO APPROPRIATIONS
FOR CONTINGENCIES (GENERAL FUND) IN THE AMOUNT OF \$98; 2)
APPROVED BUDGET TRANSFER FROM APPROPRIATIONS FOR
CONTINGENCIES (GENERAL FUND) IN THE AMOUNT OF \$98 TO THE
CONTRIBUTIONS FOR MEDICAL CARE BUDGET UNIT #4204;
AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO MAKE
INTERGOVERNMENTAL TRANSFER TO STATE FOR PAYMENT TO
PARTICIPATE IN FY 2000-01 SUPPLEMENTAL PROGRAM

Legislative Matters

WITH- *23) Proposed Resolution requesting introduction of
DRAWN legislation authorizing refund of FY 2000-2001 delinquent
property tax penalties to companies in unusual
circumstances -

Pr-Pe *24) Final report on proposed constitutional amendment to be
All Ayes co-sponsored by California State Association of Counties
- RECEIVED AND FILED

COUNTY ADMINISTRATIVE OFFICE
General Services Division

Hearing

All S.D.'s

Pr-Pe *25) Proposed Resolution and Ordinance granting pipeline
All Ayes franchise to Vaughn Water Company, Inc. - OPENED HEARING;
NO ONE HEARD; CLOSED HEARING; MADE FINDING THAT PROJECT
IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL
SERVICES TO FILE NOTICE OF EXEMPTION; ADOPTED RESOLUTION
2002-057 AND ENACTED ORDINANCE F-438

S.D. #1

Pr-Pe *26) Proposed Request for Proposal for the Lake Isabella Skate
All Ayes Park Facility design (8920.28011) - APPROVED; AUTHORIZED
GENERAL SERVICES TO ISSUE

Pr-Pe *27) Request to set hearing for granting of pipeline franchise
All Ayes to Frontier Trail Homeowners Association - ADOPTED
RESOLUTION 2002-058 SETTING HEARING FOR TUESDAY, MARCH
19, 2002, AT 2:00 P.M.; DIRECTED CLERK OF THE BOARD TO
PUBLISH NOTICE

S.D. #3

Pr-Pe *28) Change Order No. 4 for the Meadows Field Terminal parking
All Ayes apron, an increase of \$72,741, for a new total of
\$5,466,634.55 (8994.8406) - APPROVED; AUTHORIZED CHAIRMAN
TO SIGN

S.D. #5

Pr-Pe *29) Plans and Specifications for ceiling replacement at the
All Ayes Sheriff's Central Receiving Facility (1650.7123) - MADE
FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION
15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF
EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN;
AUTHORIZED PURCHASING AGENT TO SOLICIT BIDS

Pr-Pe *30) Request to exercise option to extend term of Lease
All Ayes Agreement with Golden Empire Affordable Housing, Inc.,
for portion of 2300 South Union Avenue, Suite 100,
Bakersfield, for use by the Mental Health Department,
from July 1, 2002 through June 30, 2004 - MADE FINDING
THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15061;
AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION;
AUTHORIZED GENERAL SERVICES TO EXERCISE OPTION TO EXTEND

Pr-Pe *31) Request to exercise option to extend term of Lease
All Ayes Agreement with Juarez Brothers Investments, LLC, for 1400
South Union Avenue, Suite 100, Bakersfield, for use by
the Mental Health Department, from March 15, 2002,
through March 14, 2004 - MADE FINDING THAT PROJECT IS
EXEMPT FROM CEQA PER 15061; AUTHORIZED GENERAL SERVICES
TO FILE NOTICE OF EXEMPTION; AUTHORIZED GENERAL SERVICES
TO EXERCISE OPTION TO EXTEND

Pr-Pe *32) Proposed License Agreement with Kern Federal Credit Union
All Ayes for installation and operation of an automated teller
machine in the Public Health Building, from February 12,
2002 through February 11, 2012 (\$120 annual rent) - MADE
FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION
15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF
EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN
AGREEMENT 118-2002, UPON OBTAINING ALL SIGNATURES AND
FINAL APPROVAL BY COUNTY COUNSEL

All S.D.'s

Pr-Pe *33) Request to terminate Agreement with Allied Interstate,
All Ayes Inc., for collection services - APPROVED; AUTHORIZED
PURCHASING AGENT TO NOTIFY ALLIED INTERSTATE, INC.

MATTERS FOR EXECUTIVE APPROVAL

Pr-Pe
All Ayes

*34) Budget Transfers - APPROVED #134 THROUGH #139

Pr-Pe
All Ayes

*35) Minutes for week of January 22, 2002 - APPROVED WITH
CORRECTIONS TO ITEM NO. 3 A.M. TO CHANGE KERN RIVER
VALLEY TO **KERNVILLE**; AND TO ITEM NO. 5 A.M. TO INSERT
HEALTH BETWEEN CHILDRENS' AND SERVICES

Pr-Pe
All Ayes

*36) Miscellaneous Letters and Documents - FILED

Pr-Pe
All Ayes

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

Pr- ADJOURNED TO TUESDAY, FEBRUARY 19, 2002, AT 9:00 A.M.

/s/ Denise Pennell

Denise Pennell
Clerk of the Board

/s/ Steve A. Perez

Steve A. Perez
Chairman, Board of Supervisors

36) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Auditor-Controller-County Clerk

- A) Statement of Money in the County Treasury as of December 13, 2001
- B) Automobile Insurance Fraud and Worker's Compensation Insurance Fraud Programs Report for Fiscal Year Ended June 30, 2001
- C) Spousal Abuser Prosecution Program Audit Report for June 30, 2001

Employers' Training Resource

D) WIA Agreements/Amendments:

- 1. Bryant Quality Plus Radiator Service, LLC, WIA Title 201, dated January 15, 2002;
- 2. Paul D. Guiney Chiropractic, Inc. dba Performance Chiropractic, WIA Title 201, dated January 18, 2002;
- 3. Kuzu Acquisition I, Co., Inc. dba Golden State Metals, WIA Title 201, dated January 18, 2002;
- 4. Amendment No. 1 with Stier's Leisure Vehicles, Inc., dba Stier's R. V. Sales, WIA Title 201, Encumbrance No. D1000053, dated January 31, 2002

Environmental Health

- E) Eight (8) thank you letters for donations to animal shelters (Copies to each Supervisor and CAO)

General Services

- F) Acceptance of Time Certificate of Deposit Receipt for South Valley Gins, Franchise Ordinance F-437

Grand Jury

- G) Preliminary Report re Kern County Sheriff's Department - Coroner Division (Copies to each Supervisor, CAO, and Sheriff)

Local Agency Formation Commission

- H) Proceeding No. 1308, Notice of Protest Hearing in the matter of Lamont P.U.D./Plainview P.U.D. Consolidation (Copies to each Supervisor and CAO)
- I) Proceeding No. 1309, Resolution No. 02-03 in the matter of Bear Mountain/Tehachapi Recreation and Park District Detachment (Copies to each Supervisor and CAO)
- J) Proceeding No. 1309, Resolution No. 01-26 in the matter of Bear Mountain/Tehachapi Recreation and Park District Detachment (Copies to each Supervisor and CAO)
- K) Letter from Bart J. Thiltgen, City of Bakersfield, re Hosking No. 5 Annexation No. 424, LAFCO Proceeding No. 1320 (Copies to each Supervisor and CAO)
- L) Letter from Bart J. Thiltgen, City of Bakersfield, re Castro No. 5 Annexation No. 423, LAFCO Proceeding No. 1319 (Copies to each Supervisor and CAO)

- M) Letter from Bart J. Thiltgen, City of Bakersfield, re Ming No. 9 Annexation No. 429, LAFCO Proceeding No. 1321 (Copies to each Supervisor and CAO)

Miscellaneous

- N) Letter from Jan Sherwood, California Department of Child Support Services, re health insurance incentives to Local Child Support Agencies (LCSA) (Copies to each Supervisor, CAO and Child Support Services)
- O) Letter from Nancy Thomas, Nextel Communications, re new site CA-1735E Bealville at northeast corner of Highway 58 and Bealville Road, APN 504-010-03 (Copies to each Supervisor, CAO and Planning)
- P) Letter from Patricia M. Parsons, City of Taft, re Taft City Council Resolution No. 2648-02 concerning Borba Dairy (Copies to each Supervisor, CAO, Planning and County Counsel)
- Q) Letter from Harvey L. Hall, City of Bakersfield, to Linda J. Shipman re transportation for senior citizens (Copies to each Supervisor and CAO)
- R) Letter from Shar Schroepfer, California Department of Child Support Services, re Assembly Bill 1426, providing an additional tool for local child support agencies (LCSA) to secure compliance with wage assignments (Copies to each Supervisor and CAO)
- S) Letter from Javier Gonzales, National Association of Counties, enclosing publication entitled Smart Growth Strategies, Protecting Water Resources: Local Government Roles and Options for the Rocky Mountains and Northern Great Plains (Copies to each Supervisor and CAO)
- T) Letter from Mel L. Williams re suggestions for land use within Kern County (Copies to each Supervisor and CAO)
- U) Notice from Alcoholic Beverage Control re Application for Alcoholic Beverage License: LaPalma Mexgrill, 33104 Lerdo Highway, Bakersfield (Copies to each Supervisor, CAO and Planning)
- V) Agenda from State Fish and Game Commission on Friday, February 8, 2002
- W) Agenda of meeting from Kern County Aids Advisory Board, Ryan White Sub-Committee, on Wednesday, February 6, 2002
- X) Minutes of meeting from Kern County Aids Advisory Board, on Wednesday, January 9, 2002
- 37) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
- A) Claim in the matter of Jeffrey Joesph Rodriguez vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- B) Claim in the matter of Daniel Perez by and through his Guardian ad Litem Marilyn Perez vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- C) Claim in the matter of Larry M. Smith vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)

- D) Claim in the matter of Victor VeVea and Alena VeVea vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- E) Claim in the matter of Nick Roberts vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- F) Claim in the matter of April Cantley vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- G) Claim in the matter of Robert Tropez vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- H) Claim in the matter of Jarnail Gill, Jaspal Kaur, individually, and dba Nanak Farms, and Nanak Farms vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- I) Claim in the matter of Koree and Rebecca Madewell vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- J) Summons and complaint in the matter of Rosamond Community Services District, a public entity, on behalf of Assessment District No. 1991-3, a California Assessment District vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- K) Summons and complaint in the matter of EDM Industries, Inc. vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- L) Discrimination complaint in the matter of Sharon Louise Stephens vs. Kern County - REFERRED TO COUNTY COUNSEL (Copies to Risk Management and Personnel)