

**SUMMARY OF PROCEEDINGS**

**BOARD OF SUPERVISORS - COUNTY OF KERN**

1115 Truxtun Avenue  
Bakersfield, California

Regular Meeting  
Tuesday, February 17, 2004

9:00 A.M.

BOARD RECONVENED

Supervisors: McQuiston, Maben, Patrick, Watson, Parra  
ROLL CALL: All Present

SALUTE TO FLAG - Led by Supervisor Watson

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.

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.

BOARD ACTION SHOWN IN CAPS

RESOLUTIONS/PROCLAMATIONS

- 1) Proclamation proclaiming March 4, 2004 as Read Across Bakersfield Day in Kern County - PROCLAIMED; MADE PRESENTATION TO RICH RICHARDSON, CHAIRMAN, READ ACROSS BAKERSFIELD PROGRAM; RICH RICHARDSON HEARD

**Patrick-Maben: All Ayes**

- 2) Resolution recognizing the Community Action Partnership of Kern for forty (40) years of service to Kern County - ADOPTED RESOLUTION; MADE PRESENTATION TO OSCAR CHAVEZ, DIRECTOR OF MARKETING AND PUBLIC RELATIONS, COMMUNITY ACTION PARTNERSHIP OF KERN; OSCAR CHAVEZ AND FRED PLANE, REPRESENTING THE BOARD OF DIRECTORS, HEARD

**Watson-Maben: All Ayes**

- \*3) Ratify Proclamation proclaiming February 28, 2004 as "Read Black History Day" in Kern County - RATIFIED

**Parra-Maben: All Ayes**

- \*4) Resolution honoring and commending Fred Gusman upon his retirement after 36 years of dedicated service to Kern County - ADOPTED RESOLUTION; REFERRED TO BOARD OF TRADE FOR PREPARATION

**Parra-Maben: All Ayes**

PUBLIC REQUESTS

- 5) Request from Arthur L. Gaffrey, Forest Supervisor, U.S. Department of Agriculture, to address the Board regarding the Giant Sequoia National Monument Final Environmental Impact Statement and the Sierra Nevada Forest Plan Final Decision - ARTHUR GAFFREY HEARD; RECEIVED AND FILED

**Watson-Patrick: All Ayes**

- 6) Request from Sean McNally, Vice President of Human Resources, Grimmway Enterprises, Inc., regarding Workers' Compensation Reform Initiative - SEAN McNALLY HEARD; REFERRED TO COUNTY COUNSEL AND CAO TO REVIEW THE PROPOSED INITIATIVE AND REPORT BACK TO THE BOARD ON MARCH 9, 2004; RECEIVED AND FILED

**Watson-Maben: All Ayes**

APPOINTMENTS

- \*7) Appointment of Rayburn S. Dezember as Sixth Member to the Retirement Board, term to expire December 31, 2006 - MADE APPOINTMENT

**Parra-Maben: All Ayes**

- \*8) Reappointment of Linda Langford as an At-large Member to the East Kern Cemetery District, term to expire January 28, 2008 - MADE REAPPOINTMENT

**Parra-Maben: All Ayes**

- \*9) Reappointment of David Charles Reed as an At-large Member to the West Side Recreation and Park District, term to expire January 26, 2008 - MADE REAPPOINTMENT

**Parra-Maben: All Ayes**

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!  
- DAN HERING EXPRESSED APPRECIATION TO THE BOARD, DR. JINADU, DEPARTMENT OF PUBLIC HEALTH, PETER BRYAN AND DR. MARVIN KOLB, KERN MEDICAL CENTER, FOR THEIR SUPPORT OF MEDICAL ASSISTANCE TO RESIDENTS WITH PARKINSON'S DISEASE

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]) - NO ONE HEARD

DEPARTMENTAL REQUESTS

AUDITOR-CONTROLLER-COUNTY CLERK

- \*12) Proposed Amendment No. 6 to Agreement 531-2001 with Brown Armstrong Accountancy Corporation adding audits of: the New Playgrounds grant(Parks/General Services)for the period July 1, 2002 to June 30, 2003, at a cost not to exceed \$4,000; the Healthy Children Ready to Learn grant (Public Health) for the period October 1, 2002 to September 30, 2003, at a cost not to exceed \$2,500; the Nurse Family Partnership grant (Public Health) for the period November 1, 2002 to October 31, 2003, at a cost not to exceed \$3,500; the CHDP Dental Component grant (Public Health) for the period November 1, 2002 to October 31, 2003, at a cost not to exceed \$4,000; the Injury Prevention-Child Passenger Safety grant (Public Health) for the period September 1, 2002 to August 31, 2003, at a cost not to exceed \$2,000; and the Raising Readers-Years 1 and 2 grant (Library) for the period March 1, 2002 to February 28, 2004, at a cost not to exceed \$4,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 095-2004

**Parra-Maben: All Ayes**

- \*13) Resolution from Desert Lake Community Services District requesting the election of Directors be changed from odd to even numbered years to coincide with the election dates of statewide General Elections - AUTHORIZED THE ELECTIONS DIVISION TO PERFORM THE RELATED SERVICES REQUESTED AND ORDERED THE CONSOLIDATION COMMENCING IN YEAR 2004

**Parra-Maben: All Ayes**

COUNTY COUNSEL

- 14) Report on Board referral of January 20, 2004, relating to the County's obligations for a County Indigent Health Care Program and County Responsible Patients under Welfare and Institutions Code Section 17000 - REFERRED TO COUNTY COUNSEL, CAO AND KERN MEDICAL CENTER TO UPDATE ORDINANCE TO REFLECT CHANGES AS PROPOSED; RECEIVED AND FILED

**Patrick-Parra: All Ayes**

- \*15) Request of Environmental Health Services Department & Animal Control Division for authorization to destroy records no longer necessary or required for County purposes and eligible for destruction - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

**Parra-Maben: All Ayes**

DISTRICT ATTORNEY

- \*16) Proposed Resolution approving additional service credit (Golden Handshake) under Government Code Section 31641.04 for the purpose of encouraging early retirement for two (2) Deputy District Attorney V, three (3) District Attorney Investigator III-A and one (1) Fiscal Support Technician and deletion of two (2) Deputy District Attorney I-II-III-IV-V, three (3) District Attorney Investigator I-II-III-A and one (1) Fiscal Support Technician, effective March 6, 2004 - APPROVED; ADOPTED RESOLUTION 2004-038; REFERRED TO PERSONNEL DEPARTMENT TO AMEND THE DEPARTMENTAL POSITION AND SALARY SCHEDULE

**Parra-Maben: All Ayes**

- \*17) Request for authorization to increase amounts of sole source blanket purchase orders for laboratory supplies with Microgenics Corporation and Applied Biosystems, in amounts not to exceed \$40,000 and \$15,000, respectively - APPROVED; AUTHORIZED PURCHASING AGENT TO INCREASE SOLE SOURCE BLANKET PURCHASE ORDERS

**Parra-Maben: All Ayes**

EMPLOYERS' TRAINING RESOURCE

- \*18) Proposed retroactive Agreement with Beverly Manor Convalescent Hospital under the Nurse Workforce Initiative Employer Reimbursement Employee Upgrade Training 20/20 Program to provide wage reimbursement for Workforce Investment Act-eligible incumbent workers attending licensed and registered nurse training from September 22, 2003 through September 30, 2005, in an amount not to exceed \$4,856.50 (prior notification August 26, 2003) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 096-2004

**Parra-Maben: All Ayes**

- \*19) Proposed retroactive Agreement with Proteus, Inc. to provide paid work experience opportunities to eligible CalWORKs customers from November 10, 2003 through June 30, 2004, in an amount not to exceed \$336,470 (prior notification January 6, 2004) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 097-2004

**Parra-Maben: All Ayes**

- \*20) Proposed retroactive Agreement with the Mexican American Opportunity Foundation to provide paid work experience opportunities to eligible CalWORKs customers from November 1, 2003 through June 30, 2004, in an amount not to exceed \$560,785 (prior notification January 6, 2004) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 098-2004

**Parra-Maben: All Ayes**

FIRE DEPARTMENT

- 21) Report on 2003 Kern County Cares canned food drive and presentation to County department - KERN COUNTY FIRE CHIEF DENNIS THOMPSON AND PHIL ZANDER, PRESIDENT, GOLDEN EMPIRE GLEANERS, HEARD; MADE PRESENTATIONS TO DAPHNE WASHINGTON AND PAM VALDEZ, KERN COUNTY WASTE MANAGEMENT DEPARTMENT; DAPHNE WASHINGTON HEARD; RECEIVED AND FILED

**Watson-Parra: All Ayes**

- \*22) Proposed Amendment No. 2 to Agreement 377-2003 with Robert Olson Associates, Inc., to add Disaster Debris Management and Annex and develop and assist with a full-scale emergency exercise, modify billing procedures, extend the term to October 31, 2004, and increase the total compensation to \$301,523, an increase of \$146,000 (Fiscal Impact: additional compensation paid with Federal Homeland Security Grant funds) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 099-2004

**Parra-Maben: All Ayes**

HUMAN SERVICES

- 23) Report on the 2003 Holiday Cottage - "Children Around the World" - BEVERLY BEASLEY JOHNSON, DIRECTOR, DEPARTMENT OF HUMAN SERVICES, HEARD; MADE PRESENTATION TO CASTLE AND COOKE; DARLENE MOHIKE, CASTLE AND COOKE, AND LINDA O'NEIL HEARD; RECEIVED AND FILED

**Watson-Parra: All Ayes**

- \*24) Request to employ retired County employee Sondra James, Social Service Worker III, Range 53.3, Step E, for a period not to exceed 120 working days or 960 hours, whichever is greater, in the 12-month period following the date of employment - APPROVED

**Parra-Maben: All Ayes**

KERN MEDICAL CENTER

- \*25) Proposed Amendment No. 5 to Agreement 1087-2002 with CompHealth, Inc., for qualified temporary physician staffing in the specialties of psychiatry, radiology, orthopedic surgery, pediatric and pathology, revising the orthopedic surgery rates, effective April 1, 2004 through April 1, 2005 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 100-2004

**Parra-Maben: All Ayes**

- \*26) Proposed Statement of Commitment to Graduate Medical Education as required by the Accreditation Council for Graduate Medical Education - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

**Parra-Maben: All Ayes**

- 27) Proposed Agreement with Jamshid Jamshidian, M.D., for provision of radiology services in the Department of Radiology, from February 18, 2004 through February 17, 2005, in an amount not to exceed \$174,000 - CONTINUED TO TUESDAY, FEBRUARY 24, 2004 AT 9:00 A.M.

**Watson-Parra: All Ayes**

- 28) Proposed retroactive Amendment No. 2 to Agreement 120-2001 with Van Slyck & Associates, Inc., for development and implementation of a new patient classification system, extending the term by three years from June 20, 2000 through December 31, 2006, increasing the contractual not to exceed amount by \$30,600, from \$159,200 to \$189,800 (prior notification December 16, 2003) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 101-2004

**Watson-Patrick: All Ayes**

MENTAL HEALTH SERVICES

- \*29) Proposed retroactive Agreement with the California Department of Mental Health (State Agreement No. 03-73219-000), for bed purchase and usage of State Hospitals for County mental health clients needing this level of care, from July 1, 2003 to June 30, 2004 (State offset) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 102-2004

**Parra-Maben: All Ayes**

PUBLIC HEALTH SERVICES

- \*30) Proposed Agreement with International Critical Incident Stress Foundation, Inc., for the Office of Public Health Preparedness to host the 2004 Conference (no cost to County) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 103-2004

**Parra-Maben: All Ayes**

SHERIFF

- \*31) Proposed addition of two (2) Office Services Technician positions and deletion of two (2) vacant Office Services Assistant positions effective February 17, 2004 - APPROVED; REFERRED TO PERSONNEL DEPARTMENT TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

**Parra-Maben: All Ayes**

- \*32) Proposed Amendment No. 2 to Agreement 164-2003 with Noresco, LP for the Lerdo energy retrofit project to extend the completion date to April 20, 2004 (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 104-2004

**Parra-Maben: All Ayes**

- 33) Proposed modification of standard tow service rotation Agreement to provide a tow service/driver information form and to authorize a rate increase - APPROVED MODIFICATIONS TO THE EXISTING TOW SERVICE ROTATION AGREEMENT WITH A CORRECTION TO ATTACHMENT D OF THE AGREEMENT TO REFLECT A \$5 PER MILE CHARGE FOR LIGHT DUTY TOW RATES IN EXCESS OF FIVE MILES, NOT \$25 PER MILE; AUTHORIZED THE SHERIFF-CORONER TO SIGN ON BEHALF OF THE COUNTY

**Maben-Patrick: All Ayes**

TREASURER-TAX COLLECTOR

- \*34) Cash Receipts and Disbursements for January 2004 - RECEIVED AND FILED

**Parra-Maben: All Ayes**

ADJOURNED TO CLOSED SESSION

**Watson**

CLOSED SESSIONS

COUNTY ADMINISTRATIVE OFFICE

- 35) Request for Closed Session regarding Meet and Confer, All Unions -
- 36) Request for Closed Session regarding public employee performance evaluation - Title: Director of Human Services -

COUNTY COUNSEL

- 37) Request for Closed Session regarding a determination of whether the County will initiate or intervene in litigation or join as amicus curiae in lawsuit (Government Code Section 54956.9(c)) -

(If public reporting is required by Government Code Section 54957.1 relating to the above matters, the public reporting of any action taken in closed session will be made at the beginning of the 2:00 p.m. session of the Board of Supervisors.)

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

**Parra-Patrick: All Ayes**

/s/ Denise Pennell  
Clerk of the Board

/s/ Jon McQuiston  
Chairman, Board of Supervisors



**SUMMARY OF PROCEEDINGS**

**BOARD OF SUPERVISORS - COUNTY OF KERN**

1115 Truxtun Avenue  
Bakersfield, California

Regular Meeting  
Tuesday, February 17, 2004

2:00 P.M.

BOARD RECONVENED

Supervisors: McQuiston, Maben, Patrick, Watson, 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

PUBLIC PRESENTATIONS

- 1) This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board. Board members may respond briefly to statements made or questions posed. They may ask a question for clarification, make a referral to staff for factual information or request staff to report back to the Board at a later meeting. Also, the Board may take action to direct the staff to place a matter of business on a future agenda. SPEAKERS ARE LIMITED TO TWO MINUTES. PLEASE STATE YOUR NAME BEFORE MAKING YOUR PRESENTATION. THANK YOU!  
- DARLA OROSCO, DORA MARTINEZ AND JEAN NEFU, HEARD REGARDING UNITED DOMESTIC WORKER'S OF AMERICA HEALTH BENEFITS AND HOURLY WAGES

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

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

HEARINGS

RESOURCE MANAGEMENT AGENCY  
Planning Department

- 3) **Appeal by Olive-Landco Associates by McIntosh and Associates to the January 8, 2004 decision of the Hearing Officer imposing Condition 16(b) on Parcel Map 11029 to require construction of Landco Drive as a half-width major highway including a raised median and construction of full street improvements to the south boundary of the proposed sump on the site; project located at the southeast corner of Olive Drive and Landco Drive at the State Highway 99 southbound on ramp, northwest Bakersfield (SD 3)**

Specific Request:

An appeal to the decision of the Hearing Officer regarding the imposition of Condition 16(b) in approving Parcel Map 11029 on January 8, 2004. Condition 16(b) requires construction of Landco Drive as a half-width major highway including a raised median and construction of full street improvements to the south boundary of the proposed sump located on the proposed designated remainder (TPM #11029) (Negative Declaration; Published Bakersfield Californian) - CONTINUED TO TUESDAY, MARCH 16, 2004, AT 2:00 P.M.

**Patrick-Watson: All Ayes**

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY  
Planning Department

Miscellaneous

S.D. #2

- \*4) Request to set hearing for Copa de Oro Land Company by R.L. Abbott and Associates proposal to rescind existing Development Agreement and to approve a Development Agreement by Ordinance on 632 acres on the south side of Gaskell Road from 110th Street West to 120th Street West, north of Avenue A, Willow Springs Area, eastern Kern County - SET HEARING DATE OF TUESDAY, MARCH 9, 2004, AT 2:00 P.M.; AUTHORIZED COUNTY COUNSEL TO PREPARE A FAIR AND ADEQUATE SUMMARY; DIRECTED CLERK OF THE BOARD TO POST ORDINANCE AND PUBLISH SUMMARY AND NOTICE

**Patrick-Maben: All Ayes**

RESOURCE MANAGEMENT AGENCY  
Engineering and Survey Services

S.D. #1

- \*5) Request for release of Laborers and Materialmen Security Parcel Map 10591, Beal Properties - RELEASED LABORERS AND MATERIALMEN SECURITY BOND NO. 875633S, UNDERWRITTEN BY DEVELOPERS INSURANCE COMPANY, IN THE AMOUNT OF \$353,495

**Patrick-Maben: All Ayes**

S.D. #2

- \*6) Request for release of Laborers and Materialmen Security Tract 5195, Unit 3, Kaufman & Broad Land Company - RELEASED LABORERS AND MATERIALMEN SECURITY BOND NOS. 124049212 (AMCAS), 11119280227 (AIC), 124049176 (AMCAS), 11119280193 (AIC), 124049209 (AMCAS), 11119280219 (AIC), 124049193 (AMCAS) AND 11119280201 (AIC), UNDERWRITTEN BY AMERICAN CASUALTY INSURANCE COMPANY OF READING, PA, AND THE AMERICAN INSURANCE COMPANY, IN THE AGGREGATE AMOUNT OF \$1,361,150  
**Patrick-Maben: All Ayes**

- \*7) Request for release of Laborers and Materialmen Security Tract 5201, Unit B, Barratt American, Inc. - RELEASED LABORERS AND MATERIALMEN SECURITY BOND NO. 111 3335 2499, UNDERWRITTEN BY THE AMERICAN INSURANCE COMPANY, IN THE AMOUNT OF \$290,248  
**Patrick-Maben: All Ayes**

- \*8) Request for release of Laborers and Materialmen Security Tract 5201, Unit C, Barratt American, Inc. - RELEASED LABORERS AND MATERIALMEN SECURITY BOND NO. 111 3343 1269, UNDERWRITTEN BY THE AMERICAN INSURANCE COMPANY, IN THE AMOUNT OF \$533,583  
**Patrick-Maben: All Ayes**

S.D. #3

- \*9) Request for release of Laborers and Materialmen Security Parcel Map 10714, Joseph Maniaci - RELEASED LABORERS AND MATERIALMEN SECURITY BOND NO. S507208, UNDERWRITTEN BY FINANCIAL PACIFIC INSURANCE COMPANY, IN THE AMOUNT OF \$307,545  
**Patrick-Maben: All Ayes**

S.D. #4

- \*10) Request for release of Laborers and Materialmen Security Tract 5557, Phase B, Delfino Bakersfield, LLC - RELEASED LABORERS AND MATERIALMEN SECURITY BOND NO. 875507S, UNDERWRITTEN BY DEVELOPERS SURETY AND INDEMNITY COMPANY, IN THE AMOUNT OF \$182,744  
**Patrick-Maben: All Ayes**

- \*11) Request for release of Laborers and Materialmen Security Tract 5557, Phase C, Delfino Bakersfield, LLC - RELEASED LABORERS AND MATERIALMEN SECURITY BOND NO. 875509S, UNDERWRITTEN BY DEVELOPERS SURETY AND INDEMNITY COMPANY, IN THE AMOUNT OF \$243,978  
**Patrick-Maben: All Ayes**

- \*12) Request for release of Laborers and Materialmen Security Tract 6035, G.S.J.B. Development - RELEASED LABORERS AND MATERIALMEN SECURITY LETTER OF CREDIT NO. 9802-002 AND RETURN TO ISSUING BANK, BANK OF THE SIERRA  
**Patrick-Maben: All Ayes**

RESOURCE MANAGEMENT AGENCY  
Roads Department

S.D. #1

- \*13) Proposed Resolution to accept a portion of an Offer of Dedication, declaration as public highway and incorporation into the County road system as a portion of Webb Avenue - APPROVED; ADOPTED RESOLUTION 2004-039; DIRECTED CLERK OF THE BOARD TO RECORD

**Patrick-Maben: All Ayes**

- \*14) Proposed Contract No. 04008 with Bowman Asphalt, Inc., for construction of the Kern River Bike Path from the California Living Museum to the Kern River Golf Course picnic area, in an amount not to exceed \$328,347.20 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 105-2004

**Patrick-Maben: All Ayes**

S.D. #3

- \*15) Proposed no-stopping zone on Olive Drive - APPROVED; REFERRED TO COUNTY COUNSEL FOR PREPARATION OF NECESSARY ORDINANCE

**Patrick-Maben: All Ayes**

WASTE MANAGEMENT

S.D. #5

- \*16) Proposed Agreement with the State of California, Environmental Protection Agency, Department of Toxic Substances Control, for voluntary cleanup and review of Site Characterization for the VenVirotek soil stockpile at the Arvin Sanitary Landfill, for an estimated amount of \$6,055 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 106-2004

**Patrick-Maben: All Ayes**

All S.D.'s

- \*17) Proposed sole source Agreement with Judson T. Monroe to negotiate, prepare and submit a Joint CEQA/NEPA document, and sign and submit a Statement of Responsibility concerning its preparation, for an amendment to the Kern County Waste Facilities Habitat Conservation Plan, in an amount not to exceed \$90,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENTS 107-2004 AND 108-2004

**Patrick-Maben: All Ayes**

COUNTY ADMINISTRATIVE OFFICE

- \*18) Proposed transfer of funds for participation in Medi-Cal Disproportionate Share Hospital Program - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$3,569,787 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER FROM APPROPRIATIONS FOR CONTINGENCIES IN THE AMOUNT OF \$3,569,787 TO CONTRIBUTIONS FOR MEDICAL CARE BUDGET UNIT 4204; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO MAKE INTERGOVERNMENTAL TRANSFER PAYMENT

**Patrick-Maben: All Ayes**

- \*19) Response to referral on Nepotism Policy - RECEIVED AND FILED  
**Patrick-Maben: All Ayes**
- 20) Proposed cost savings and budget relief measures - ROY WEYGAND, PRESIDENT, KERN COUNTY TAXPAYERS ASSOCIATION, HEARD; APPROVED CONCEPT OF SALE OF COUNTY PROPERTY LOCATED ON OLIVE DRIVE AT VICTOR STREET AND PROPERTY ON NORRIS ROAD; REFERRED ADDITIONAL MEASURES TO APPROPRIATE DEPARTMENTS; REFERRED TO COUNTY ADMINISTRATIVE OFFICE TO INVESTIGATE: METHOD OF CALCULATING FEES WITH RESPECT TO DIRECT AND INDIRECT COSTS; STANDARDIZED LABOR RATES FOR COMMON COMPUTER SYSTEMS COUNTYWIDE; ESTABLISHING A SEPARATE FUND FOR SALARY SAVINGS TO FILL POSITIONS AS NECESSARY; USE OF COMPACT VEHICLES BY EMPLOYEES WHO USE TAKE-HOME VEHICLES; USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR PUBLIC SAFETY SERVICES IN TARGETED AREAS; DEPARTMENTAL USE OF LARGE, EXPENSIVE VEHICLES; BUDGET LINE ITEM REVIEW BY COUNTY DEPARTMENT HEADS TO ESTABLISH IMPROVED COST ACCOUNTING METHODS; AND REPORT BACK REGARDING THE NUMBER OF VEHICLES IN USE BY COUNTY DEPARTMENTS AND EMPLOYEES AND THE PURPOSE OF THE USE  
**Patrick-Watson: All Ayes**
- COUNTY ADMINISTRATIVE OFFICE  
General Services Division
- S.D. #1
- \*21) Change Order No. 4 for the prisoner transfer remodel at Superior Court, North Division, an increase of \$931 for a new total of \$161,479 (1960.8257) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN  
**Patrick-Maben: All Ayes**
- All S.D.'s
- \*22) Report on radio communications system project -RECEIVED AND FILED  
**Patrick-Maben: All Ayes**
- MATTERS FOR EXECUTIVE APPROVAL
- \*23) Budget Transfers - APPROVED NO. 147 THROUGH NO. 149  
**Patrick-Maben: All Ayes**
- \*24) Minutes for week of January 26, 2004 - APPROVED  
**Patrick-Maben: All Ayes**
- \*25) Miscellaneous Letters and Documents - FILED  
**Patrick-Maben: All Ayes**
- \*26) Miscellaneous Departmental Referrals by Clerk of the Board - APPROVED AND FILED  
**Patrick-Maben: All Ayes**
- \*27) Claims and Lawsuits filed with and referred by Clerk of the Board - APPROVED AND FILED  
**Patrick-Maben: All Ayes**

ADJOURNED TO TUESDAY, FEBRUARY 24, 2004, AT 9:00 A.M.

**Parra-**

/s/ Denise Pennell  
Clerk of the Board

/s/ Jon McQuiston  
Chairman, Board of Supervisors

**AMERICANS WITH DISABILITIES ACT  
(Government Code Section 54953.2)**

The Board of Supervisors Chamber is accessible to persons with disabilities. Disabled individuals who need special assistance to attend or participate in a meeting of the Board of Supervisors may request assistance at the Clerk of the Board of Supervisors, Fifth Floor, 1115 Truxtun Avenue, Bakersfield, California or by calling (661) 868-3585. Every effort will be made to reasonably accommodate individuals with disabilities by making meeting material available in alternative formats. Requests for assistance should be made five (5) working days in advance of a meeting whenever possible.

25) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Aging & Adult Services

- A) Report from In-Home Supportive Services Advisory Committee re California Association of Public Authorities (CAPA) meeting on Thursday, January 22, 2004
- B) 2003 Annual Report of the In-Home Supportive Services Public Authority (Copies to each Supervisor and CAO)
- C) Minutes of In-Home Supportive Services Advisory Committee meeting on Thursday, January 8, 2004
- D) Agenda of In-Home Supportive Services Advisory Committee meeting on Thursday, February 12, 2004

Clerk of the Board

- E) Received, certified and transmitted to Recorder for recordation as follows:
  - 1) Tract Map 6042, Phase 1                      S.D. #3
  - 2) Tract Map 6077                                      S.D. #3
  - 3) Tract Map 6081, Phase 7                      S.D. #1
  - 4) Tract Map 6081, Phase 8                      S.D. #1
  - 5) Tract Map 6081, Phase 9                      S.D. #1
  - 6) Tract Map 6164, Phase 3                      S.D. #5
  - 7) Tract Map 6171, Phase 1                      S.D. #1
  - 8) Parcel Map 10776                                      S.D. #2

Employers' Training Resource

- F) WIA OJT Agreements:
  - 1) Braaten Electric, Inc., WIA Title 501, dated December 30, 2003
  - 2) Billy Maloye Elliot dba DE & ME Trucking Co., WIA Title 201, dated January 29, 2004;
  - 3) Mechanical Industries, Inc., WIA Title 501/543, dated February 2, 2004;
  - 4) Pacific Process Systems, Inc., WIA Title 201, dated January 19, 2004;
  - 5) Stockdale Aire, Inc., WIA Title 201, dated December 31, 2003

Environmental Health

- G) Six (6) thank you letters from individuals for donations to the Bakersfield Animal Care Center and Mojave Animal Shelter

Local Agency Formation Commission

- H) Letter from Virginia Gennaro, City of Bakersfield, re LAFCO Proceeding No. 1375, McKee No. 1, Annexation No. 450 (Copies to each Supervisor and CAO)

- I) Resolution No. 04-02, Proceeding No. 1370, in the matter of City of Delano, Annexation No. 32
- J) Resolution No. 04-01, Proceeding No. 1368, in the matter of City of Delano, Annexation No. 35
- K) Notice of Hearing, Proceeding No. 1365, in the matter of City of Bakersfield, Annexation No. 446, Oswell No. 6
- L) Notice of Hearing, Proceeding No. 1366, in the matter of City of Bakersfield, Annexation No. 448, Coffee Road No. 2

Planning

- M) Certificate of Acceptance for Grant of Avigation Easement from Rosamond Community Services District, Precise Development Plan No. 14, Map No. 230

Miscellaneous

- N) Letter from Steve A. Perez, Steve A. Perez and Associates, re effort to change definition of "emergency" in the Kern County Ambulance Ordinance (Copies to each Supervisor, CAO and Emergency Medical Services)
- O) Letter from R. E. Clements, California Highway Patrol, re Hazardous Materials Incident Report on Saturday, January 17, 2004, on Panama Lane, .9 mile east of Cottonwood Road (Copies to each Supervisor, CAO, Environmental Health and Fire Haz-Mat)
- P) Letter from Jon Rachford, Chairman of Kings County Board of Supervisors, in opposition to proposed changes to auto insurance rates (Copies to each Supervisor and CAO)
- Q) Letter from D. A. McCutcheon in support of Wal-Mart Super Centers (Copies to each Supervisor, CAO and Superior Court)
- R) Notice from State Water Resources Control Board re petition for temporary change involving transfer of up to 150,000 acre-feet of water from the Yuba County Water Agency to the Department of Water Resources and Contra Costa Water District under Permit No. 15026 (Application No. 5632) (Copies to each Supervisor, CAO and Engineering & Survey Services)
- S) Notice from Department of Alcoholic Beverage Control re application for Alcoholic Beverage License from Natalie Paulina Mears, 4310 Alfred Harrell Highway, Bakersfield (Copies to each Supervisor, CAO and Planning)
- 26) LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD - APPROVED AND FILED
- A) Letter from Evelyn Tolbert re adopting policy to obtain early childhood pictures of children in protective custody - REFERRED TO HUMAN SERVICES (Copies to each Supervisor and CAO)



- 27) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
- A) Claim in the matter of Gilliam & Sons vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
  - B) Claim in the matter of Raymond Ansolabehere vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
  - C) Claim in the matter of Juanita Sanchez vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
  - D) Claim in the matter of Doroteo Ibarra vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
  - E) Claim in the matter of Darin Franco vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
  - F) Claim in the matter of Magdalena Villagrana vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
  - G) Summons and complaint in the matter of Gloria Magana and Jose Magana vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
  - H) Summons and complaint in the matter of Adolph Luis Gonzales, Jr. vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
  - I) Summons and complaint in the matter of Vicki A. Smart and Michael A. Smart vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
  - J) Subrogation claim in the matter of Marcus E. Rodriguez by State Farm Insurance Companies vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)