

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, February 26, 2002

9:00 A.M.

BOARD RECONVENED

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

SALUTE TO FLAG - Led by Supervisor McQuiston

NOTE: SUPERVISOR PEREZ WAS EXCUSED FROM TODAY'S BOARD MEETING

NOTE: SUPERVISOR PETERSON INTRODUCED STUDENT MENTOR ERIC PENNELLA, STUDENT BODY PRESIDENT, FRAZIER MOUNTAIN HIGH SCHOOL, AND INSTRUCTOR JOHN DOMKE

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-Pr
4 Ayes
1 Ab/Pz | 1) Proclamation proclaiming Read Across America Day at North Beardsley School - PROCLAIMED; MADE PRESENTATION TO STUDENTS HALEY, KELSEY AND LEEANN; DICK STOTLER, PRINCIPAL, AND THE CAT IN THE HAT HEARD |
| Pe-Pr
4 Ayes
1 Ab/Pz | 2) Proclamation proclaiming March 2002 as Social Work Recognition Month in Kern County - PROCLAIMED; MADE PRESENTATION TO ANA PAGAN, ASSISTANT DIRECTOR, DEPARTMENT OF HUMAN SERVICES; ANA PAGAN HEARD; ROSENDA GUERRA AND CONNIE ARONA-CARTER INTRODUCED |

- Pe-Mc *3) Ratify Resolution honoring Richard C. Erdman for 32 years
4 Ayes of service to County of Kern - ADOPTED RESOLUTION;
1 Ab/Pz REFERRED TO BOARD OF TRADE FOR PREPARATION

PUBLIC PRESENTATIONS

- 4) This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board. Board members may respond briefly to statements made or questions posed. They may ask a question for clarification, make a referral to staff for factual information or request staff to report back to the Board at a later meeting. Also, the Board may take action to direct the staff to place a matter of business on a future agenda. SPEAKERS ARE LIMITED TO TWO MINUTES. PLEASE STATE YOUR NAME BEFORE MAKING YOUR PRESENTATION. THANK YOU! - NO ONE HEARD

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

- 5) On their own initiative, Board members may make an announcement or a report on their own activities. They may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Gov. Code Sec. 54954.2[a]) - SUPERVISOR MCQUISTON REPORTED ON THE CALIFORNIA BASE CONVERSION AND RETENTION MEETING HELD IN SACRAMENTO LAST WEEK

SUPERVISOR PARRA ANNOUNCED KERN COUNTY WILL HOST A MEETING OF THE CALIFORNIA RURAL DEVELOPMENT COUNCIL IN AUGUST AND INVITED OTHER BOARD MEMBERS TO PARTICIPATE

DEPARTMENTAL REQUESTS

AIRPORTS

- WITH- *6) Proposed Consent to Assignment of Sub-Sublease Agreement
DRAWN between Sub-Sublessee Holeshoot Productions, LLC, and Schweitzer Construction, Inc., at the Poso Airport -

BOARD OF SUPERVISORS

- Pe-Mc *7) Annual report from Supervisor Perez to the United States
4 Ayes Air Force on the condition of the F-4C aircraft loaned to
1 Ab/Pz Kern County for the Boron Space Museum - RECEIVED AND
FILED; AUTHORIZED CHAIRMAN TO SIGN U.S. AIR FORCE MUSEUM
CERTIFICATION FORM

EMPLOYERS' TRAINING RESOURCE

- Pe-Mc *8) Proposed Amendment No. 1 to Agreement 820-2001 with Kern
4 Ayes Community College District to add a Vocational Nursing
1 Ab/Pz Program and increase supportive services, in an amount
not to exceed \$1,921,400, an increase of \$269,339 -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 137-2002

- Pe-Mc *9) Proposed Amendment No. 1 to Agreement 725-2001 with Kern
4 Ayes County Superintendent of Schools for additional child
1 Ab/Pz care supportive services, in an amount not to exceed
\$402,266, an increase of \$175,000 - APPROVED; AUTHORIZED
CHAIRMAN TO SIGN AGREEMENT 138-2002

HUMAN SERVICES

- 10) Report on Status of Child Abuse in Kern County - HEARD PRESENTATION; ROBERT J. HUDSPETH AND STEVE SANDERS, EXECUTIVE DIRECTOR, KERN COUNTY NETWORK FOR CHILDREN, HEARD

Pe-Pr
4 Ayes
1 Ab/Pz

REFERRED TO DEPARTMENT OF HUMAN SERVICES TO RESEARCH DEVELOPING A PROGRAM TO COLLABORATE RESOURCES BETWEEN SOCIAL WORKERS AND AREA CHURCHES AND REPORT BACK TO THE BOARD

KERN MEDICAL CENTER

Pe-Mc
4 Ayes
1 Ab/Pz

- *11) Proposed changes in clinical privilege status for eighteen (18) physicians on Kern Medical Center's Medical Staff - APPROVED

Pe-Mc
4 Ayes
1 Ab/Pz

- *12) Proposed Agreement with Joshua Tobias, M.D., for emergency room services, from March 1, 2002 through November 30, 2006, in an amount not to exceed \$97,077 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 139-2002

Pe-Mc
4 Ayes
1 Ab/Pz

- *13) Proposed Amendment No. 1 to Agreement 1049-2001 with Nitin Athavale, M.D., for radiological services, to modify availability of accrued vacation time - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 140-2002

Pe-Mc
4 Ayes
1 Ab/Pz

- *14) Proposed Amendment No. 1 to Agreement 1073-2001 with Salma H. Khan, M.D., for radiological services, to modify availability of accrued vacation time - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 141-2002

MENTAL HEALTH SERVICES

Pe-Mc
4 Ayes
1 Ab/Pz

- *15) Proposed Amendment No. 1 to Agreement 575-2001 with Desert Counseling Clinic, Inc., for outpatient drug free services to modify the Standards of Services to include court-ordered drug testing compliance in client treatment plans for County clients residing in the Bakersfield area, and include disposition instructions for Proposition 36 mandated computer equipment on loan from the County for the term of the Agreement, for Fiscal Year 2001-2002, (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 142-2002

Pe-Mc
4 Ayes
1 Ab/Pz

- *16) Proposed Amendment No. 1 to Agreement 636-2001 with Citizens for the Betterment of Community and Country, Inc., for Behavioral Health Services to modify the Standards of Services to include court-ordered drug testing compliance in client treatment plans for County clients residing in the Bakersfield area, and include disposition instructions for Proposition 36 mandated computer equipment on loan from the County for the term of the Agreement, for Fiscal Year 2001-2002, (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 143-2002

- Pe-Mc *17) Proposed Amendment No. 1 to Agreement 641-2001 with
4 Ayes Turning Point of Central California, Inc., for substance
1 Ab/Pz abuse treatment services to modify the Standards of
Services to include court-ordered drug testing compliance
in client treatment plans for County clients residing in
the Bakersfield area, and include disposition
instructions for Proposition 36 mandated computer
equipment on loan from the County for the term of the
Agreement, for Fiscal Year 2001-2002, (no fiscal impact)
- APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 144-
2002
- Pe-Mc *18) Proposed Amendment No. 1 to Agreement 647-2001 with
4 Ayes College Community Services Inc., for Behavioral Health
1 Ab/Pz Services to modify the Standards of Services to include
court-ordered drug testing compliance in client treatment
plans for County clients residing in the Lake Isabella
area, and include disposition instructions for
Proposition 36 mandated computer equipment on loan from
the County for the term of the Agreement, for Fiscal Year
2001-2002, (no fiscal impact) - APPROVED; AUTHORIZED
CHAIRMAN TO SIGN AGREEMENT 145-2002
- Pe-Mc *19) Proposed Amendment No. 1 to Agreement 649-2001 with
4 Ayes College Community Services Inc., for Behavioral Health
1 Ab/Pz Services to modify the Standards of Services to include
court-ordered drug testing compliance in client treatment
plans for County clients residing in the Ridgecrest area,
and include disposition instructions for Proposition 36
mandated computer equipment on loan from the County for
the term of the Agreement, for Fiscal Year 2001-2002, (no
fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN
AGREEMENT 146-2002
- Pe-Mc *20) Proposed Amendment No. 1 to Agreement 874-2001 with STEP-
4 Ayes II, Inc., for substance abuse treatment services to
1 Ab/Pz modify the Standards of Services to include court-ordered
drug testing compliance in client treatment plans for
County clients residing in the Bakersfield area, and
include disposition instructions for Proposition 36
mandated computer equipment on loan from the County for
the term of the Agreement, for Fiscal Year 2001-2002, (no
fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN
AGREEMENT 147-2002
- Pe-Mc *21) Proposed Amendment No. 1 to Agreement 926-2001 with
4 Ayes Desert Counseling Clinic, Inc., for outpatient drug free
1 Ab/Pz services to modify the Standards of Services to include
court-ordered drug testing compliance in client treatment
plans for County clients residing in the
Taft/Shafter/Frazier Park areas, and include disposition
instructions for Proposition 36 mandated computer
equipment on loan from the County for the term of the
Agreement, for Fiscal Year 2001-2002, (no fiscal impact)
- APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 148-
2002
- PERSONNEL
- Pe-Mc *22) Classifications of positions recommended by the Civil
4 Ayes Service Commission retroactive to February 23, 2002 -
1 Ab/Pz APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL
POSITIONS AND SALARY SCHEDULE

- Pe-Mc *23) Correction to classification of positions recommended by
4 Ayes the Civil Service Commission effective January 12, 2002 -
1 Ab/Pz APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL
POSITIONS AND SALARY SCHEDULE
- Pe-Mc *24) Request to hire retired County employee Mary Bibb as
4 Ayes Account Clerk I, Step B, Range 42.8, for a period not to
1 Ab/Pz exceed 120 days or 960 hours, whichever is greater, in
the twelve (12) month period following date of employment
- APPROVED
- PUBLIC HEALTH SERVICES
- Pe-Mc *25) Proposed Amendment No. 1 to Agreement 658-2001 with
4 Ayes Bakersfield AIDS Foundation for Housing Opportunities for
1 Ab/Pz Persons with AIDS funds, from July 1, 2001 through June
30, 2002, to increase funding of additional rents in the
amount of \$2,992 and increase maximum amount payable to
\$27,992 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT
149-2002
- Pe-Mc *26) Proposed Amendment No. 1 to Agreement 712-2001 with
4 Ayes Clinica Sierra Vista for Housing Opportunities for
1 Ab/Pz Persons with AIDS funds, from July 1, 2001 through June
30, 2002, to increase funding of additional rents in the
amount of \$2,992 and increase maximum amount payable to
\$114,033 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN
AGREEMENT 150-2002
- TREASURER-TAX COLLECTOR
- Pe-Mc *27) Pooled Cash Portfolio Analysis month ended January 2002 -
4 Ayes RECEIVED AND FILED
1 Ab/Pz
- Pe-Mc *28) Proposed sole source Agreements with MDC Consulting,
4 Ayes Inc., and Dolphin Safe Software for specialized
1 Ab/Pz programming for collection of delinquent property taxes
within KIPS, in amounts not to exceed \$100,000 per
contract through June 30, 2003 - APPROVED; AUTHORIZED
CHAIRMAN TO SIGN AGREEMENTS 151-2002 AND 152-2002

Pe- RECESSED TO 2:00 P.M.

/s/ Denise Pennell
Clerk of the Board

/s/ Barbara Patrick
Vice-Chairman, Board of Supervisors

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting

2:00 P.M.

BOARD RECONVENED

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

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

BOARD ACTION SHOWN IN CAPS

PUBLIC PRESENTATIONS

- 1) This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board. Board members may respond briefly to statements made or questions posed. They may ask a question for clarification, make a referral to staff for factual information or request staff to report back to the Board at a later meeting. Also, the Board may take action to direct the staff to place a matter of business on a future agenda. SPEAKERS ARE LIMITED TO TWO MINUTES. PLEASE STATE YOUR NAME BEFORE MAKING YOUR PRESENTATION. THANK YOU! - NO ONE HEARD

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

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

CONTINUED HEARINGS

RESOURCE MANAGEMENT AGENCY
Planning Department

Pe-Mc
4 Ayes
1 Ab/Pz

- *3) **Request from Kenneth E. Frick and Margaret Ann Frick by Delmarter and Deifel to cancel a 2.92-acre portion of an approximate 156-acre parcel of a Land Use Contract, and approval of a Contract Amending Land Use Contract on 17.24 acres located approximately 1/2 mile southeast of the intersection of Kenmar Lane and Tejon Highway, Arvin area (SD 5)**

Specific Request:

Cancellation of a 2.92-acre portion of an approximate 156-acre parcel of a Land Use Contract, and approval of a Contract Amending Land Use Contract on 17.24 acres (Cancellation #01-9; Map #162)

(General Rule, Section 15061(b)(3); Published Arvin Tiller)(from 01/15/2002) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING DEPARTMENT RECOMMENDATION, ADOPTED RESOLUTION 2002-064 APPROVING CANCELLATION SUBJECT TO PAYMENT OF PENALTY FEE; DIRECTED CLERK OF THE BOARD TO RECORD CONTRACT AMENDING LAND USE CONTRACT; DIRECTED CLERK OF THE BOARD TO ISSUE A TENTATIVE CERTIFICATE OF CANCELLATION AND ISSUE A CERTIFICATE OF CANCELLATION SUBJECT TO PAYMENT OF PENALTY FEE AND COMPLIANCE WITH ALL OTHER CONDITIONS CONTAINED IN THE TENTATIVE CERTIFICATE OF CANCELLATION

HEARINGS

RESOURCE MANAGEMENT AGENCY
Planning Department

Pe-Mc
4 Ayes
1 Ab/Pz

- *4) **Request from Lavare Investment Group by McIntosh & Associates to vacate and re-establish vehicular access rights along Petrol Road, Bakersfield (SD 1)**

Specific Request:

Nonsummary vacation of a portion of a one-foot-wide nonaccess strip located on the south side of Petrol Road, Bakersfield (81-32 3 098; Streets and Highways)

(General Rule, Section 15061(b)(3); Published Bakersfield Californian) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING DEPARTMENT RECOMMENDATION, ADOPTED RESOLUTION 2002-065 APPROVING VACATION SUBJECT TO THE RETENTION OF EASEMENT FOR EXISTING UTILITIES WITH RESOLUTION TO BE RECORDED UPON WRITTEN CONFIRMATION FROM KERN COUNTY PLANNING DEPARTMENT TO THE CLERK OF THE BOARD THAT A ONE-FOOT NONACCESS STRIP HAS BEEN RECORDED ALONG THE EXISTING DRIVE APPROACH LOCATED BETWEEN PARCELS 3 AND 4 OF PARCEL MAP 5814

- Pe-Mc *5) **Request from Hillcrest Parking, Inc., by Wilson and Associates to vacate 76 feet of excess right-of-way of Niles Street, between Crestmont Drive and Glennwood Drive, east Bakersfield (SD's 3 & 5)**
4 Ayes
1 Ab/Pz

Specific Request:

Nonsummary vacation of 76 feet of excess right-of-way of Niles Street, between Crestmont Drive and Glennwood Drive, east Bakersfield (103-27 3 098; Streets and Highways)

(General Rule, Section 15061(b)(3); Published Bakersfield Californian) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING DEPARTMENT RECOMMENDATION, ADOPTED RESOLUTION 2002-066 APPROVING VACATION EXCEPTING AND RESERVING AN EASEMENT FOR EXISTING UTILITIES WITH RESOLUTION TO BE RECORDED UPON WRITTEN CONFIRMATION FROM THE PLANNING DIRECTOR TO THE CLERK OF THE BOARD THAT PRIVATE PROPERTY SIGNS HAVE BEEN INSTALLED AS APPROVED BY THE KERN COUNTY ROADS DEPARTMENT

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY
Planning Department

Miscellaneous

S.D. #3

- Pe-Mc 6) Request by Alice Jean Green for Determination of Public Convenience for the Issuance of an On-Sale Beer and Wine License at 117 El Tejon Avenue, Oildale, pursuant to the Alcohol Beverage Control Act, Section 23958 of the Business and Professions Code - DANNY GRANILLO AND ERICH KWEK, SUPERINTENDENT, STANDARD SCHOOL DISTRICT, HEARD; ADOPTED RESOLUTION 2002-067 DENYING REQUEST FOR DETERMINATION OF PUBLIC CONVENIENCE; RECEIVED AND FILED DOCUMENTS
4 Ayes
1 Ab/Pz

RESOURCE MANAGEMENT AGENCY
Community Development

Hearings

S.D.'s #4 & #5

- Pe-Mc *7) Public Hearing to consider proposed amendments to the County of Kern's Fiscal Year 1999-2000 and 2001-2002 Annual Action Plans for Community Development Programs - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; APPROVED AMENDMENTS TO COUNTY OF KERN'S FISCAL YEAR 1999-2000 AND 2001-2002 ANNUAL ACTION PLANS FOR CD PROGRAMS AND MORE SPECIFICALLY APPROVED:
4 Ayes
1 Ab/Pz

A) CANCELLATION OF HOME PROJECT #34.99.7, JASON'S RETREAT, TERMINATION OF PROJECT AGREEMENT #137-2000 EXECUTED ON FEBRUARY 22, 2000, AND A TRANSFER OF THE BALANCE AS FOLLOWS: \$8,000 TO PROJECT #33.01.3, WASCO HOUSING AUTHORITY REHABILITATION (PHASE II) AND \$160,000 TO PROJECT #33.01.4, WELLS RENTAL HOUSING;

B) CANCELLATION OF HOME PROJECT #34.99.10, NATIONAL HEALTH SERVICE WASCO SENIOR HOUSING PROJECT, TERMINATION OF PROJECT AGREEMENT #736-2000 EXECUTED ON JULY 25, 2000, AND A TRANSFER OF THE BALANCE OF \$30,000 HOME TO PROJECT #33.01.3, WASCO HOUSING AUTHORITY REHABILITATION (PHASE II);

(CONTINUED ON PAGE 9)

(CONTINUED FROM PAGE 8)

C) CREATION OF HOME PROJECT #33.01.3, WASCO HOUSING RE-HABILITATION (PHASE II) AND A TRANSFER OF FUNDS AS FOLLOWS: \$41,346.97 FROM FISCAL YEAR 2000-2001 HOME PROGRAM INCOME, \$95,653.03 FROM FISCAL YEAR 2001-2002 HOME PROGRAM INCOME, \$30,000 FROM PROJECT #34.99.10, NATIONAL HEALTH SERVICE WASCO SENIOR HOUSING PROJECT AND \$8,000 FROM PROJECT #34.99.7, JASON'S RETREAT;
D) CREATION OF HOME PROJECT #33.01.4, WELLS RENTAL HOUSING AND A TRANSFER OF \$160,000 TO THIS PROJECT FROM PROJECT #34.99.7, JASON'S RETREAT;
AUTHORIZED NECESSARY HUD BUDGET ADJUSTMENTS AND TRANSFERS; AUTHORIZED DIRECTOR TO SUBMIT ALL DOCUMENTATION RELATED TO AMENDMENT TO HUD

All S.D.'s

Pe-Mc
4 Ayes
1 Ab/Pz

- *8) Public Hearing for proposed amendments to the County of Kern Fiscal Year 1999-2000 and 2000-2001 Annual Action Plans: revision of funding sources for CD #47.00.1 Housing Authority of County of Kern (HACK) Administrative Center and use of borrowed General Fund/ACO funding, and cancellation of CD #24.99.2, Frazier Mountain Community Health Center Improvements and use of the Community Development Block Grant (CDBG) funds to make the February 2002 Section 108 Loan payment for the County Health Department Facility; and proposed County General Fund Grant Agreement with Clinica Sierra Vista for design of a new Frazier Mountain Health Clinic - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; APPROVED AMENDMENT TO FISCAL YEAR 2000-2001 ANNUAL ACTION PLAN TO AMEND CD ACTIVITY #47.00.1 HACK ADMINISTRATIVE CENTER FLOAT LOAN TO ALLOW FOR EXCHANGE OF \$3,728,538 OF CDBG FUNDS IN THE FLOAT LOAN WITH AN EQUAL AMOUNT OF COUNTY ACO FUNDS IN THE AMOUNT OF \$3,728,538 TO BE TAKEN FROM THE FOLLOWING PROJECTS IN THE LISTED AMOUNT:
A) #3.00.1 AND 3.01.1, EAST BAKERSFIELD CURB & GUTTER IMPROVEMENTS - PHASES II AND III (\$1,033,055);
B) #31.99.1 AND 31.01.1, MOJAVE DRAINAGE IMPROVEMENTS - PHASES IV AND VI (\$1,502,184);
C) #29.98.2 AND 29.01.2, LAMONT PANAMA ROAD DRAINAGE IMPROVEMENTS - PHASES II AND III (\$324,000);
D) #29.00.1, LAMONT DRAIN FIELD IMPROVEMENTS - PHASE V (\$868,854);
AUTHORIZED COUNTY AUDITOR-CONTROLLER TO DECREASE EXISTING CDBG CONTRACT (#R200574) WITH THE HOUSING AUTHORITY OF KERN COUNTY BY \$3,728,538 AND ENCUMBER SAME AMOUNT IN DEPARTMENT 8926, FUND 29089-CD OTHER FUNDING SOURCES (ACO FUNDS) TO ACCOMMODATE THE EXCHANGE OF CONTRACT FUNDS FROM DIFFERENT SOURCES; AUTHORIZED TRANSFER OF \$3,728,538 OF CDBG FUNDS PREVIOUSLY ENCUMBERED TO #47.00.1, HACK ADMINISTRATIVE CENTER TO THE CDBG PROJECTS LISTED ABOVE IN THE PRESCRIBED AMOUNTS; APPROVED AMENDMENT TO FISCAL YEAR 1999-2000 ANNUAL ACTION PLAN TO CANCEL CD ACTIVITY #24.99.2, FRAZIER COMMUNITY HEALTH CENTER IMPROVEMENTS (MULTI-PHASE/PHASE I); AUTHORIZED TRANSFER OF REMAINING BALANCE OF FUNDS IN #24.99.2 (\$82,067.89) TO #3.01.2, HEALTH DEPARTMENT FACILITY, SECTION 108 PAYMENTS (MULTI-

(CONTINUED ON PAGE 10)

(CONTINUED FROM PAGE 9)

YEAR) FOR PAYMENT OF THE SECTION 108 LOAN; APPROVED CREATION OF A COUNTY CAPITAL FUND PROJECT TO PROVIDE CLINICA SIERRA VISTA WITH \$82,067 OF COUNTY GENERAL FUND MONEY FOR DESIGN OF THE NEW FRAZIER MOUNTAIN COMMUNITY HEALTH CLINIC

S.D. #1

- Pe-Mc
4 Ayes
1 Ab/Pz
- *9) Approval of termination of Amendment No. 1 to Project Agreement 887-99 for CD Activity #28.98.1 and #28.99.1, South Fork Middle School/Community Center Complex; approval of General funds for the South Fork Union School District Kitchen Equipment Project; authorization to transfer Community Development Block Grant (CDBG) funds to CD Activity #3.01.2 to make an additional 108 loan payment for the County Public Health Facility - TERMINATED PROJECT AGREEMENT 887-99, AMENDMENT NO. 2 BETWEEN COUNTY AND DISTRICT WHICH ADDED \$51,650 TO ORIGINAL PROJECT FOR PURCHASE AND INSTALLATION OF BUILT-IN KITCHEN EQUIPMENT AND AUTHORIZED COUNTY AUDITOR-CONTROLLER TO CANCEL CONTRACT IN THE SAME AMOUNT; AUTHORIZED TRANSFER OF \$51,650 OF CDBG FUNDS, FORMERLY OBLIGATED TO DISTRICT, TO CD #3.01.2 TO INCREASE FISCAL YEAR 2001-2002 SECTION 108 LOAN PAYMENT; APPROVED USE OF GENERAL FUNDS FOR SOUTH FORK UNION SCHOOL DISTRICT KITCHEN EQUIPMENT PROJECT IN THE AMOUNT OF \$51,560; AUTHORIZED COUNTY ADMINISTRATIVE OFFICE AND CD PROGRAM DEPARTMENT TO EXECUTE APPROPRIATE GRANT AGREEMENT, AS APPROVED BY COUNTY COUNSEL; AUTHORIZED BUDGET TRANSFER OF \$5,000 FROM CDBG DEPARTMENT 8920 UNPROGRAMMED FUNDS ACCOUNT TO CD #28.99.1, SOUTH FORK UNION SCHOOL DISTRICT TO COVER COUNTY STAFF COSTS FOR IMPLEMENTATION OF PROJECT

- Pe-Mc
4 Ayes
1 Ab/Pz
- *10) Proposal to utilize \$625,000 in HOME Program funds for the rehabilitation of a 77-unit rental housing project, Ridge III, in the City of Ridgecrest - APPROVED; ADOPTED RESOLUTION 2002-068 OF INTENT TO UTILIZE \$625,000 OF COUNTY HOME PROGRAM FUNDS FOR THE RIDGE III PROJECT, SUBJECT TO COMPLIANCE WITH ALL FEDERAL, STATE AND LOCAL STATUTES, REGULATIONS, AND PROCEDURES, AND OTHER GUIDANCE FROM THE FEDERAL GOVERNMENT ASSOCIATED WITH THE OBLIGATION AND USE OF HOME PROGRAM FUNDS

S.D. #4

- Pe-Mc
4 Ayes
1 Ab/Pz
- *11) Proposed Amendment No. 1 to Agreement 841-2000 with M.H. Wolfe and Associates to provide an additional \$5,000 of Community Development Block Grant (CDBG) funding to complete biological work for the Lost Hills Union School District Project outdoor recreational facilities - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 153-2002; AUTHORIZED DIRECTOR TO TRANSMIT EXECUTED AMENDMENT FOR IMPLEMENTATION OF PROJECT

S.D. #5

- Pe-Mc
4 Ayes
1 Ab/Pz
- *12) Contract Change Order No. 1 for construction related to Downtown Arvin Revitalization Program, Arvin Adobe Complex and Outdoor Community Center Improvements, an increase of \$45,538, for a new total of \$1,537,528 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

RESOURCE MANAGEMENT AGENCY
Engineering and Survey Services

S.D. #1

- Pe-Mc *13) Tract 5909, Snow Road, 1980 feet east of Calloway Drive,
4 Ayes northwest Bakersfield, Type "A" subdivision, Porter-
1 Ab/Pz Robertson for Donald Wattenbarger - ADOPTED RESOLUTION
2002-069 FINDING OF FACT PER SECTION 21151 OF PUBLIC
RESOURCES CODE, SECTIONS 66473.5, 66474 AND 65567 OF
GOVERNMENT CODE INCLUDING APPROVAL OF WAIVER OF SIGNATURE
FOR MINERAL OWNERS WITHOUT SURFACE ENTRY RIGHTS AND
EASEMENT HOLDERS PER SECTION 66436 OF GOVERNMENT CODE AND
SECTION 18.45.020 D1 OF LAND DIVISION ORDINANCE (SECTIONS
18.15.030 K1, 2, 3 NOT APPLICABLE); APPROVED FINAL MAP;
AUTHORIZED CLERK OF THE BOARD TO SIGN; APPROVED
IMPROVEMENT, MONUMENTATION AND CONSENT TO COMMON USE
AGREEMENTS; AUTHORIZED CHAIRMAN TO SIGN; RECEIVED AND
FILED DOCUMENTS AND ORDERED RECORDED AS APPROPRIATE

S.D. #2

- Pe-Mc *14) Proposed Resolution of Application to Local Agency
4 Ayes Formation Commission (LAFCO), Formation of County Service
1 Ab/Pz Area No.67, Annexation No. 1, and Establishment of Zones
of Benefit Nos. 1, 2, and 3, Parcel Map 10717, Compagnoni
Street, Pumpkin Center - APPROVED; ADOPTED RESOLUTION
2002-070; AUTHORIZED ENGINEERING & SURVEY SERVICES TO
FILE NECESSARY DOCUMENTS WITH LAFCO; DIRECTED CLERK OF
THE BOARD TO FILE NOTICE OF EXEMPTION

S.D. #3

- Pe-Mc *15) Tract 5930, Phase 1, northeast corner Norris Road and
4 Ayes Fruitvale Avenue, northwest Bakersfield, Type "A"
1 Ab/Pz subdivision, Advanced Geomatics for the Bama Group, LLC -
ADOPTED RESOLUTION 2002-071 FINDING OF FACT PER SECTION
21151 OF PUBLIC RESOURCES CODE, SECTIONS 66473.5, 66474
AND 65567 OF GOVERNMENT CODE INCLUDING APPROVAL OF WAIVER
OF SIGNATURE FOR EASEMENT HOLDERS PER SECTION 66436 OF
GOVERNMENT CODE AND SECTION 18.45.020 D1 OF LAND DIVISION
ORDINANCE (SECTIONS 18.15.030 K1, 2, 3 NOT APPLICABLE);
APPROVED FINAL MAP; AUTHORIZED CLERK OF THE BOARD TO
SIGN; APPROVED IMPROVEMENT, MONUMENTATION AND CONSENT TO
COMMON USE AGREEMENTS; AUTHORIZED CHAIRMAN TO SIGN;
ACCEPTED AVIGATION EASEMENT AND IRREVOCABLE OFFER OF
DEDICATION FOR TEMPORARY TURNAROUND EASEMENT; AUTHORIZED
CLERK OF THE BOARD TO SIGN; RECEIVED AND FILED DOCUMENTS
AND ORDERED RECORDED AS APPROPRIATE

- Pe-Mc *16) Proposed Resolution of Application to Local Agency
4 Ayes Formation Commission (LAFCO), Annexation No. 11 to County
1 Ab/Pz Service Area No. 17, Extension of Zones of Benefit Nos. 1
and 2, and Establishment of Zone of Benefit No. 3, Tract
5990, east Bakersfield - APPROVED; ADOPTED RESOLUTION
2002-072; AUTHORIZED ENGINEERING & SURVEY SERVICES TO
FILE NECESSARY DOCUMENTS WITH LAFCO; DIRECTED CLERK OF
THE BOARD TO FILE NOTICE OF EXEMPTION

S.D. #4

Pe-Mc
4 Ayes
1 Ab/Pz

*17) Proposed Resolution endorsing co-application for an Urban Streams Restoration Grant for Cuddy Creek, Frazier Park area - APPROVED; ADOPTED RESOLUTION 2002-073 AUTHORIZING ENGINEERING & SURVEY SERVICES TO FILE GRANT APPLICATION AND SIGN RELATED DOCUMENTS; APPOINTED DIRECTOR OF ENGINEERING & SURVEY SERVICES TO ACT AS PROJECT ADMINISTRATOR AND AUTHORIZE SUBMISSION OF INVOICES TO DEPARTMENT OF WATER RESOURCES FOR ACTIVITIES CARRIED OUT UNDER THE WORK PLAN FOR THE GRANT CONTRACT (IF AWARDED)

Pe-Mc
4 Ayes
1 Ab/Pz

*18) Proposed Contract No. 02018 with Griffith Company for construction of Allen Road Trunk Sewer on Allen Road between Palm Avenue and Rosedale Highway, in an amount not to exceed \$325,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 154-2002

RESOURCE MANAGEMENT AGENCY
Environmental Health Services - Animal Control Services

All S.D.'s

WITH-
DRAWN

*19) Proposed addition of three (3) Animal Care Worker positions to Budget Unit 2760, effective March 9, 2002, and approval of a volunteer program for Animal Control Services Division -

RESOURCE MANAGEMENT AGENCY
Roads Department

S.D. #5

Pe-Mc
4 Ayes
1 Ab/Pz

*20) Proposed no-stopping zone on Burgundy Avenue - APPROVED; REFERRED TO COUNTY COUNSEL FOR PREPARATION OF NECESSARY ORDINANCE

Pe-Mc
4 Ayes
1 Ab/Pz

*21) Proposed 45 mile per hour speed limit on Mountain View Road, north of Lamont - APPROVED; REFERRED TO COUNTY COUNSEL FOR PREPARATION OF NECESSARY ORDINANCE

WASTE MANAGEMENT

S.D.'s #1, #2 & #5

Pe-Mc
4 Ayes
1 Ab/Pz

*22) Proposed Agreement with GeoSyntec Consultants, Inc., to provide detection and evaluation monitoring, engineering feasibility studies and corrective action design services at the Arvin and Bakersfield Metropolitan (Bena) Sanitary Landfills, from February 26, 2002, through December 31, 2003, in an amount not to exceed \$500,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 155-2002

COUNTY ADMINISTRATIVE OFFICE

Pe-Mc *23) Proposed Agreement with DRI-WEFA, Inc., for tobacco
4 Ayes consumption and County population forecasting reports
1 Ab/Pz related to the issuance of tobacco revenue securitization
bonds, in an amount not to exceed \$205,000, replacing
Agreement 1131-2000 - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 156-2002

Pe-Mc *24) Proposed Debt Ratio Benchmark Guidelines for General Fund
4 Ayes Municipal Debt - APPROVED
1 Ab/Pz

Legislative Matters

Pe-Mc *25) S1917, HR 3694: Highway Funding Restoration Act - ADOPTED
4 Ayes POSITION OF SUPPORT; AUTHORIZED CHAIRMAN TO SIGN
1 Ab/Pz APPROPRIATE CORRESPONDENCE

COUNTY ADMINISTRATIVE OFFICE
General Services Division

Hearings

S.D. #4

Pe-Mc *26) Proposed Resolution and Ordinance granting pipeline
4 Ayes franchise to J. P. Oil Company - OPENED HEARING; NO ONE
1 Ab/Pz HEARD; CLOSED HEARING; ADOPTED NEGATIVE DECLARATION;
ADOPTED RESOLUTION 2002-074; ENACTED ORDINANCE F-439;
DIRECTED CLERK OF THE BOARD TO FILE NOTICE OF
DETERMINATION

S.D. #5

Pe-Mc *27) Proposed Resolution and Ordinance granting amendment to
4 Ayes Franchise Ordinance F-390, expanding franchise area for
1 Ab/Pz The Termo Company - OPENED HEARING; NO ONE HEARD; CLOSED
HEARING; ADOPTED NEGATIVE DECLARATION; ADOPTED RESOLUTION
2002-075; ENACTED ORDINANCE F-440; DIRECTED CLERK OF THE
BOARD TO FILE NOTICE OF DETERMINATION

S.D. #1

Pe-Mc *28) Change Order No. 1 for the new restroom facility at Lake
4 Ayes Ming, an increase of \$6,362.38, for a new total of
1 Ab/Pz \$206,162.38 (1960.8171) - APPROVED; AUTHORIZED CHAIRMAN
TO SIGN

Pe-Mc *29) Identify apparent low bid and proposed Agreement with C.
4 Ayes Martin Company for the Inyokern Senior Center expansion,
1 Ab/Pz in an amount not to exceed \$270,000 (8920.26001) (from
2/19/2002) - CONTINUED TO TUESDAY, MARCH 12, 2002, AT
2:00 P.M.

S.D. #5

- Pe-Mc
4 Ayes
1 Ab/Pz
- *30) Plans and Specifications for replacement of the kitchen and laundry ventilation system at Juvenile Hall (1650.7115)- 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
- Pe-Mc
4 Ayes
1 Ab/Pz
- *31) Change Order No. 9 for the new Public Health facility, an increase of \$18,995, for a new total of \$10,331,607.66 (1969.8198) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

S.D.'s #2 & #4

- Pe-Mc
4 Ayes
1 Ab/Pz
- *32) Request for approval of Redundant Deeds for the Tehachapi, Buttonwillow, and Shafter/Wasco landfill sites, to facilitate completion of Lot Line Adjustments for each site by Waste Management Department - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15305; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN; DIRECTED CLERK OF THE BOARD TO ACCEPT AND HOLD DEEDS UNTIL COMPLETION OF CERTIFICATES OF COMPLIANCE; AUTHORIZED CLERK OF THE BOARD TO RECORD DEEDS AND CERTIFICATES OF COMPLIANCE
- Pe-Mc
4 Ayes
1 Ab/Pz
- *33) Proposed Declarations of Covenants, Conditions and Restrictions for the former McKittrick, Mojave No. 1 and Buttonwillow Burn Dumps, placing use restrictions on land containing burn ash - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15061; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED CLERK OF THE BOARD TO RECORD

CONSIDERATION OF ORDINANCES INTRODUCED ON FEBRUARY 19, 2002

- Pe-Mc
4 Ayes
1 Ab/Pz
- *34) Proposed Ordinance amending Ordinance Code Section 2.26.030 regarding appointment and service of Fire Chief - ENACTED ORDINANCE G-6859

MATTERS FOR EXECUTIVE APPROVAL

- Pe-Mc
4 Ayes
1 Ab/Pz
- *35) Budget Transfers - APPROVED #148 THROUGH #150
- Pe-Mc
4 Ayes
1 Ab/Pz
- *36) Minutes for week of February 4, 2002 - APPROVED
- Pe-Mc
4 Ayes
1 Ab/Pz
- *37) Miscellaneous Letters and Documents - FILED

Pe-Mc
4 Ayes
1 Ab/Pz

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

Pe-Mc
4 Ayes
1 Ab/Pz

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

Pe

ADJOURNED TO TUESDAY, MARCH 12, 2002, AT 9:00 A.M.

/s/ Denise Pennell
Clerk of the Board

/s/ Barbara Patrick
Vice-Chairman, Board of Supervisors

- 37) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED
Aging and Adult Services
- A) Response to referral re In-Home Supportive Services care provided to Trudy Unger (Copies to each Supervisor and CAO)
- Airports
- B) Report on bid results for a non-exclusive fixed base operation (FBO) lease at Taft Airport
- Planning
- C) Response to referral to Shirley M. Daly re proposed recycling center at 26582 East Cedar Street, Taft (Copies to each Supervisor and CAO)
- Miscellaneous
- D) Letter from Michaela Roessner-Herman re concerns involving Woodward Camp, Inc.'s proposed sports camp in Stallion Springs (Copies to each Supervisor, CAO and Planning)
- E) Notice from U.S. Department of Agriculture, Forest Service, re new deadline of Sunday, March 31, 2002, for alternatives to Proposed Action of Forest Plan Update (Copies to each Supervisor, CAO, Planning and County Counsel)
- F) Bulletin from California Rifle and Pistol Association, Inc., re January 2002 Election Alert (Copies to each Supervisor, CAO and County Counsel)
- G) Newsletter from Pacific Gas and Electric Company re Current Issues in the Utility Industry, February, 2002 (Copies to each Supervisor and CAO)
- H) News release from U.S. Department of Agriculture Forest Service re Forest Service to offer new "working vacations" program (Copies to each Supervisor and CAO)
- 38) LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD - APPROVED AND FILED
- A) Letter from Shirley M. Daly re proposed recycling center at 26582 East Cedar Street, Taft - REFERRED TO PLANNING (Copies to each Supervisor, CAO and Environmental Health Services)
- 39) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
- A) Claim in the matter of Michael A. Guy, a Minor, by and through his Guardian ad Litem, Raymond A. Sykes vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- B) Claim in the matter of Dora Jenkins vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- C) Claim in the matter of Justin Allen Branch vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- D) Amended claim in the matter of Chi Hyun Leach vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)

- E) Discrimination complaint in the matter of Brian Paul Russom vs. Kern County - REFERRED TO COUNTY COUNSEL (Copies to Risk Management and Personnel)
- F) Subrogation claim in the matter of Troy Winters by State Farm Insurance vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- G) Subrogation claim in the matter of Ricky L. Peterson, Sr., by Liberty Mutual Fire Insurance vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- H) Summons and complaint in the matter of Elijah Guerro, a Minor, by and through his Guardian ad Litem, Sara Ortiz vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)