

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, February 3, 2004

9:00 A.M.

BOARD RECONVENED

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

SALUTE TO FLAG - Led by Supervisor Parra

NOTE: The vote is displayed in bold below each item. For example, Patrick-Parra denotes Supervisor Patrick made the motion and Supervisor Parra seconded the motion.

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

BOARD ACTION SHOWN IN CAPS

PUBLIC REQUESTS

- 1) Request from 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; STAFF MEMBERS RANDY COATS, CINDY MOYES AND EDDIE GARCIA INTRODUCED

APPOINTMENTS

- *2) Reappointment of John N. Fisher IV as an At-large Member to the Citrus Pest Control District, term to expire January 26, 2008 - MADE REAPPOINTMENT

Watson-Patrick: All Ayes

PUBLIC PRESENTATIONS

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

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

- 4) On their own initiative, Board members may make an announcement or a report on their own activities. They may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Gov. Code Sec. 54954.2[a]) - SUPERVISOR PARRA ANNOUNCED HE WILL BE ABSENT THIS AFTERNOON AS HE WILL BE IN SACRAMENTO

SUPERVISOR MCQUISTON REPORTED HE WILL BE IN SACRAMENTO THIS WEEK TO ATTEND A HEARING BEFORE THE AGRICULTURE AND NATURAL RESOURCES SENATE SELECT COMMITTEE

DEPARTMENTAL REQUESTS

AGING AND ADULT SERVICES

- *5) Proposed Amendment No. 1 to Agreement 516-203 with California Department of Aging for Multipurpose Senior Services Program (Contract Number MS-0304-29), Fiscal Year 2003-2004, to increase funding by \$111,743 to an amount not to exceed \$768,616 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 074-2004; AUTHORIZED DIRECTOR TO SIGN ALL RELATED STATE TRANSMITTAL DOCUMENTS; APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$111,743 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER FROM APPROPRIATIONS FOR CONTINGENCIES TO AGING AND ADULT SERVICES BUDGET UNIT 5610 IN THE AMOUNT OF \$111,743

Watson-Patrick: All Ayes

- *6) Proposed Amendment No. 3 to Agreement 686-2002 with California Department of Aging (Contract Number FC-0204-33) for National Family Caregiver Program for Fiscal Years 2002-2004 to increase funding to an amount not to exceed \$318,808 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 075-2004; AUTHORIZED DIRECTOR TO SIGN ALL RELATED STATE TRANSMITTAL DOCUMENTS; APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$90,951 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$90,951 FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 5610; AUTHORIZED AUDITOR/CONTROLLER-COUNTY CLERK TO INCREASE THE SERVICE PROVIDER CONTRACTS BY THE AMOUNTS INDICATED

Watson-Patrick: All Ayes

- *7) Proposed Amendment No. 1 to Agreement 784-2003 with California Department of Aging (State Contract Number FF-0304-33) for Title III/VII Programs to increase funding by \$155,347 to an amount not to exceed \$2,368,416 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 076-2004; AUTHORIZED DIRECTOR TO SIGN ALL RELATED STATE TRANSMITTAL DOCUMENTS; APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$155,347 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 5610 IN THE AMOUNT OF \$155,347; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO INCREASE THE SERVICE PROVIDER CONTRACTS BY THE AMOUNTS INDICATED

Watson-Patrick: All Ayes

NOTE: ITEMS 8 AND 9 WERE HEARD CONCURRENTLY

AIRPORTS

- 8) Proposed expenditure of \$12,000 in Small Community Air Service Development Program grant funds for the Continental Airlines welcome promotion, and \$5,000 for the travel agent incentive program for the remainder of the fiscal year - R. A. CAMPBELL HEARD; APPROVED; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO PAY

Watson-Parra: All Ayes

- 9) Appropriation of unanticipated revenue in the amount of \$275,000 from Small Community Air Services Development Grant to Airports Enterprise Fund Budget Unit 8995 to promote use of airlines serving Meadows Field Airport - R. A. CAMPBELL HEARD; APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$275,000 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$275,000 FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 8995

Watson-Parra: All Ayes

COUNTY COUNSEL

- *10) Proposed Ordinance adding Subsection (161) to Section 10.16.04 of Chapter 10.16, Title 10 of the Kern County Ordinance Code concerning a no stopping zone on Lebec Service Road - WAIVED READING; INTRODUCED ORDINANCE

Watson-Patrick: All Ayes

- *11) Request of Aging and Adult Services Department for authorization to destroy records no longer necessary or required for County purposes and eligible for destruction - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Watson-Patrick: All Ayes

HUMAN SERVICES

- *12) Proposed addition of four (4) Human Services Supervisor and fifteen (15) Human Services Technician positions to Budget Unit 5120 for MediCal Administration Program, effective February 3, 2004 (100% State and Federally funded) - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Watson-Patrick: All Ayes

KERN MEDICAL CENTER

- *13) Proposed Amendment No. 7 to Agreement 473-96 with Financial Credit Network for debt collections services, amending Exhibit "A" to include third-party payor accounts in the scope of work and the compensation to be paid for these types of accounts - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 077-2004

Watson-Patrick: All Ayes

- *14) Proposed retroactive Amendment No. 1 to Affiliation Agreement 1018-2003 with Family Planning Associates, providing KMC residents of the OB/GYN residency program use of their facilities and educational opportunities, changing the term from December 2, 2003 through December 1, 2005 to September 22, 2003 through September 21, 2005 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 078-2004

Watson-Patrick: All Ayes

- *15) Proposed Agreement with Sudhir Patel, M.D., Inc., to serve as medical director of the KMC neonatal intensive care unit, from February 8, 2004 through February 7, 2006, in an amount not to exceed \$50,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 079-2004

Watson-Patrick: All Ayes

NOTE: ITEMS 16 AND 17 WERE HEARD CONCURRENTLY

LIBRARY

- 16) Proposed Resolution approving additional service credit (Golden Handshake) under Government Code Section 31641.04 for the purpose of encouraging early retirements for two Office Service Technician positions, one full-time and one part time, effective between February 21, 2004 and March 5, 2004 and deletion of two Office Service Technician positions, one full-time and one part-time, effective March 6, 2004 - R. A. CAMPBELL HEARD; APPROVED; ADOPTED RESOLUTION 2004-027; REFERRED TO PERSONNEL DEPARTMENT TO AMEND THE DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Patrick-Maben: All Ayes

- 17) Proposed Resolution amending Schedule of Hours of Opening for Kern County Library Branches, effective March 1, 2004 - R. A. CAMPBELL AND MICHAEL ROUW HEARD; APPROVED; ADOPTED RESOLUTION 2004-028

Patrick-Maben: All Ayes

MENTAL HEALTH SERVICES

- *18) Proposed Amendment No. 1 to Agreement 480-2003 with North Chester Drugs, Inc., dba North Chester Pharmacy, for pharmacy prescription services for homeless mental health clients within Kern County, to clarify contractor's legal name, change contractor's legal status and enhance contract process language (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 080-2004

Watson-Patrick: All Ayes

- *19) Proposed Amendment No. 1 to Agreement 540-2003 with The California Institute for Mental Health, for coordinated management, information sharing and cost savings associated with a joint multi-County effort to determine required elements to replace information systems, and create and issue an RFP for modification of the insurance requirements (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 081-2004

Watson-Patrick: All Ayes

PARKS AND RECREATION DEPARTMENT

- *20) Request from Boy Scout Troop #848 for fourteen (14) 2004 gratuitous Kern County Boat Permits - APPROVED; AUTHORIZED ISSUANCE

Watson-Patrick: All Ayes

ADJOURNED TO CLOSED SESSION

Parra-

CLOSED SESSIONS

COUNTY ADMINISTRATIVE OFFICE

- 21) Request for Closed Session regarding Meet and Confer, All Unions -

(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.

Maben-Watson

/s/ Denise Pennell
Clerk of the Board

/s/ Jon McQuiston
Chairman, Board of Supervisors

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BOARD OF SUPERVISORS - COUNTY OF KERN

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Bakersfield, California

Regular Meeting

Tuesday, February 3, 2004

2:00 P.M.

BOARD RECONVENED

Supervisors: McQuiston, Maben, Patrick, Watson, Parra
ROLL CALL: 4 Present; 1 Absent - Parra

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

BOARD ACTION SHOWN IN CAPS

ADJOURNED AS BOARD OF SUPERVISORS; RECONVENED AS FORD CITY-TAFT HEIGHTS SANITATION DISTRICT

Patrick-Watson: 4 Ayes; 1 Absent - Parra

FORD CITY-TAFT HEIGHTS SANITATION DISTRICT

- #1) Special Provisions and Specifications for proposed repair of sewer main in several alleys between Ash and Date Streets, west of Fillmore Street (Requisition No. 010140) - APPROVED; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301(b); DIRECTED CLERK OF THE BOARD TO FILE NOTICE OF EXEMPTION; DIRECTED WASTE MANAGEMENT TO PREPARE REQUISITION AND PURCHASING TO SOLICIT BIDS

Watson-Maben: 4 Ayes; 1 Absent - Parra

ADJOURNED AS FORD CITY-TAFT HEIGHTS SANITATION DISTRICT; RECONVENED AS BOARD OF SUPERVISORS

Watson-Maben: 4 Ayes; 1 Absent - Parra

PUBLIC PRESENTATIONS

- 2) 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!
- FLORENCE DUNAGAN ADDRESSED THE BOARD REGARDING THE NUMBER OF DOGS IN KERN COUNTY WHO REMAIN UNLICENSED; RECEIVED AND FILED WRITTEN CORRESPONDENCE

Patrick-Watson: 4 Ayes; 1 Absent - Parra

THOMAS MESHACK, CHIEF NEGOTIATOR FOR UNITED DOMESTIC WORKER'S OF AMERICA (UDWA), EXPLAINED UDWA'S PRESENCE DURING BOARD MEETINGS

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

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Maben-Watson: 4 Ayes; 1 Absent - Parra

AT THE REQUEST OF SUPERVISOR WATSON, REFERRED TO COUNTY ADMINISTRATIVE OFFICE TO MEET WITH COUNTY DEPARTMENT HEADS TO DEVELOP PERFORMANCE AND EFFICIENCY MEASUREMENTS AND REQUIRE DEPARTMENTS TO PROVIDE QUARTERLY REPORTS TO THE BOARD WITH THE FIRST QUARTER ENDING DECEMBER 31, 2003

Watson-Maben: 4 Ayes; 1 Absent - Parra

HEARINGS

RESOURCE MANAGEMENT AGENCY
Planning Department

- 4) **Request from James and Sandra Romines to vacate a 40-foot-wide slope easement located at 18115 Alps Drive, Tehachapi (SD 2)**

Specific Request:

Nonsummary vacation of a 40-foot-wide slope easement (183-36 3 098; Streets and Highways)

(General Rule, Section 15061(b)(3); Published Tehachapi News) - OPENED HEARING; JAMES ROMINES HEARD; CLOSED HEARING; PER PLANNING DEPARTMENT RECOMMENDATION, ADOPTED RESOLUTION 2004-029 APPROVING VACATION OF SLOPE EASEMENT RESERVING AND EXCEPTING AN EASEMENT FOR EXISTING UTILITIES

Maben-Watson: 4 Ayes; 1 Absent - Parra

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY

Planning Department

Miscellaneous

S.D. #2

- *5) Request to appropriate unanticipated revenue from Kern Council of Governments (Kern COG) for Mojave Specific Plan - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$10,000 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$10,000 FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 2750

Maben-Patrick: 4 Ayes; 1 Absent - Parra

RESOURCE MANAGEMENT AGENCY

Engineering and Survey Services

S.D. #2

- 6) Proposed Resolution determining to adopt and accept an Ordinance enacting assessments for the area annexed to County Service Area No. 67, Parcel Map 10717, Compagnoni Street, Pumpkin Center - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; TABULATED BALLOTS; CONFIRMED THAT MAJORITY OF BALLOTS SUBMITTED WERE IN FAVOR OF ASSESSMENTS; ENACTED ORDINANCE G-7073 ESTABLISHING ASSESSMENTS AND ADOPTED RESOLUTION 2004-030 CONFIRMING THE ENGINEERING & SURVEY SERVICES DEPARTMENT DIRECTOR'S REPORT APPROVING ANNUAL ASSESSMENTS NOT TO EXCEED \$175 PER PARCEL FOR STREET LIGHT MAINTENANCE, \$200 PER GROSS ACRE FOR DRAINAGE FACILITIES MAINTENANCE-COMMERCIAL/LARGE LOT, \$1,600 PER PARCEL FOR LANDSCAPE AND WALL MAINTENANCE AND \$225 PER PARCEL FOR STREET SWEEPING - COMMERCIAL/LARGE LOT (ONCE PER MONTH); DETERMINING TO ADOPT AND ACCEPT AN ORDINANCE ENACTING ASSESSMENTS FOR THE AREA INCLUDED WITHIN THE BOUNDARIES DESCRIBED

Maben-Watson: 4 Ayes; 1 Absent - Parra

- *7) Contract No. 03032, identify apparent low bid of Griffith Company for construction of Mojave Drainage Improvements, Phase VII, in an amount not to exceed \$409,409 - IDENTIFIED LOW BID; AUTHORIZED ROADS TO RELEASE ALL OTHER BID GUARANTEES AND PREPARE NECESSARY CONTRACT DOCUMENTS

Maben-Patrick: 4 Ayes; 1 Absent - Parra

S.D. #3

- *8) Request for release of Monument Security (cash deposit) Tract 5990, Phase 2, north side of Eucalyptus Drive, between Royal Way and Monica Street, Orangewood area, Dennis W. DeWalt - RELEASED MONUMENT SECURITY (CASH DEPOSIT); AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO ISSUE A WARRANT IN THE AMOUNT OF \$3,355 TO SUBDIVIDER, DENNIS W. DEWALT

Maben-Patrick: 4 Ayes; 1 Absent - Parra

- *9) Request for release of Monument Security (cash deposit), Tract 5990, Phase 3, Pioneer Drive and Monica Street, Orangewood area, Dennis W. DeWalt - RELEASED MONUMENT SECURITY (CASH DEPOSIT); AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO ISSUE A WARRANT IN THE AMOUNT OF \$2,010 TO SUBDIVIDER, DENNIS W. DEWALT

Maben-Patrick: 4 Ayes; 1 Absent - Parra

RESOURCE MANAGEMENT AGENCY

Environmental Health Services

All S.D.'s

- *10) Proposed Ordinance amending Chapter 7.08, Section 7.08.380, of the Kern County Ordinance Code adding peace officers to enforcement personnel list and increasing the penalties for animals creating a nuisance - WAIVED READING; INTRODUCED ORDINANCE

Maben-Patrick: 4 Ayes; 1 Absent - Parra

RESOURCE MANAGEMENT AGENCY

Roads Department

S.D. #1

- *11) Request to increase expenditure for the purchase of tax defaulted property located south of Webb Avenue, east of Lake Isabella Boulevard, and west of Scovern Street, in the unincorporated area of Lake Isabella, in the amount of \$500, for a new total not to exceed \$1,200 - APPROVED; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO TRANSFER FUNDS TO THE TREASURER-TAX COLLECTOR

Maben-Patrick: 4 Ayes; 1 Absent - Parra

WASTE MANAGEMENT

All S.D.'s

- *12) Proposed Request for Proposal to provide Household Hazardous Waste Collection services - APPROVED; AUTHORIZED DISTRIBUTION

Maben-Patrick: 4 Ayes; 1 Absent - Parra

COUNTY ADMINISTRATIVE OFFICE

- *13) Proposed deletion of positions to effect mid-year budget reduction plan for Budget Unit 1020 - APPROVED DELETION OF TWO (2) ADMINISTRATIVE ANALYST I/II/III POSITIONS IN BUDGET UNIT 1020, EFFECTIVE FEBRUARY 20, 2004; REFERRED TO PERSONNEL DEPARTMENT TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Maben-Patrick: 4 Ayes; 1 Absent - Parra

- 14) Proposed monthly Board of Supervisors' meetings at Kern Medical Center (KMC) to exclusively consider KMC matters - MICHAEL ROUW HEARD; APPROVED; ADOPTED RESOLUTION 2004-031 AMENDING REGULAR MEETING DATES FOR 2004; WAIVED READING AND INTRODUCED ORDINANCE AMENDING SECTION 2.04.010 REGARDING BOARD OF SUPERVISORS' MEETINGS; REFERRED IMPLEMENTATION TO COUNTY ADMINISTRATIVE OFFICE, COUNTY COUNSEL, CLERK OF THE BOARD, AND KERN MEDICAL CENTER

Patrick-Watson: 4 Ayes; 1 Absent - Parra

Legislative Matters

- *15) Utility-Based Energy Efficiency Program funding - ADOPTED POSITION IN SUPPORT; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

Maben-Patrick: 4 Ayes; 1 Absent - Parra

- *16) Proposed Resolution supporting Local Taxpayers and Public Safety Protection Act of 2004 sponsored by California State Association of Counties and the League of California Cities - APPROVED; ADOPTED RESOLUTION 2004-032

Maben-Patrick: 4 Ayes; 1 Absent - Parra

COUNTY ADMINISTRATIVE OFFICE

General Services Division

S.D. #3

- *17) Proposed utility easement in favor of Pacific Gas and Electric Company across a portion of 2601 Panorama Drive (William E. Whiting Communications Center) for the installation of new electrical line and transformer (no cost) - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; MADE FINDING THAT EASEMENT DOES NOT SUBSTANTIALLY CONFLICT OR INTERFERE WITH COUNTY'S USE OF THE PROPERTY; APPROVED EASEMENT; AUTHORIZED CHAIRMAN TO SIGN

Maben-Patrick: 4 Ayes; 1 Absent - Parra

S.D.'s #1, #2 & #4

- *18) Proposed Agreement with Berry & Associates, Inc., to perform topographical surveys at Boron, Mojave East, Rosamond, Scodie, Buttonwillow and Hart Park, in an amount not to exceed \$21,650 (1960.8122) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 082-2004

Maben-Patrick: 4 Ayes; 1 Absent - Parra

All S.D.'s

- *19) Request for Purchasing Agent authority to contract for professional/personal services from Dell under the Western States Contracting Alliance (WSCA) Master Price Agreement, in an amount not to exceed \$25,000 - APPROVED; AUTHORIZED PURCHASING AGENT TO SIGN CONTRACT IN AN AMOUNT NOT TO EXCEED \$25,000

Maben-Patrick: 4 Ayes; 1 Absent - Parra

- *20) Proposed actions related to the required mid-year budget reductions -
- (A) APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$43,057 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$43,057 FROM APPROPRIATIONS FOR CONTINGENCIES TO COMMUNICATIONS DIVISION BUDGET UNIT 1510;
 - (B) APPROVED DELETION OF THE FOLLOWING POSITIONS IN GENERAL SERVICES DIVISION BUDGET UNIT 1610, EFFECTIVE IMMEDIATELY: ONE (1) FISCAL SUPPORT TECHNICIAN, ONE (1) MAINTENANCE CARPENTER, ONE (1) MAINTENANCE WORKER I/II/III/IV, ONE (1) FACILITIES ATTENDANT I/II, ONE (1) SENIOR BUILDING SERVICES WORKER, AND THREE (3) BUILDING SERVICES WORKER I/II/III POSITIONS;
 - (C) APPROVED DELETION OF ONE (1) PROPERTY MANAGEMENT DIVISION CHIEF IN THE PROPERTY MANAGEMENT DIVISION BUDGET UNIT 1620, EFFECTIVE IMMEDIATELY;
 - (D) REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE; APPROVED IN CONCEPT THE ADDITION OF ONE (1) SUPERVISING REAL PROPERTY AGENT; REFERRED TO PERSONNEL FOR DEVELOPMENT OF JOB SPECIFICATIONS

Maben-Patrick: 4 Ayes; 1 Absent - Parra

CONSIDERATION OF ORDINANCE INTRODUCED ON JANUARY 27, 2004

- *21) Proposed Ordinance adding Subsection (160) to Section 10.16.041, Chapter 10.16, Title 10, of the Kern County Ordinance Code concerning a no-stopping zone on Catalpa Way - ENACTED ORDINANCE G-7074

Maben-Patrick: 4 Ayes; 1 Absent - Parra

MATTERS FOR EXECUTIVE APPROVAL

- *22) Budget Transfers - APPROVED NO. 128 THROUGH NO. 138

Maben-Patrick: 4 Ayes; 1 Absent - Parra

- *23) Minutes for week of January 12, 2004 - APPROVED

Maben-Patrick: 4 Ayes; 1 Absent - Parra

- *24) Miscellaneous Letters and Documents - FILED

Maben-Patrick: 4 Ayes; 1 Absent - Parra

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

Maben-Patrick: 4 Ayes; 1 Absent - Parra

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

Maben-Patrick: 4 Ayes; 1 Absent - Parra

ADJOURNED TO MONDAY, FEBRUARY 9, 2004, AT 1:00 P.M.

Patrick-

/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.

24) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Auditor-Controller-County Clerk

- A) Report on Refunds (Government Code Section 26906) of Erroneous Deposits pursuant to Board Resolution 71-4
Clerk of the Board
- B) Letter from Magda Menendez, Mexican-American Opportunity Foundation, re resignation from the Local Childcare Planning Council (Copies to each Supervisor and CAO)
- C) Received, certified and forwarded to Recorder for recordation as follows:
1) Tract Map 6140, Phase 2 S.D. #5
Community & Economic Development Department
- D) County Loan Agreement, HOME Investment Partnerships Program, Owner Reconstruction Program, with James B. and Judith M. Downard
- E) County Loan Agreement, HOME Investment Partnerships Program, First Time Home Buyers Mortgage Assistance Program, with Julie D. Keller
General Services
- F) U.S. Patent for land in Section 35, T.25S., R.33E. for sanitary landfill purposes, Patent No. 04-2004-0004
Grand Jury
- G) Letter to Bill Wilbanks, Assistant County Administrative Officer for General Services, re additional parking spaces for Grand Jury members who are handicapped and/or senior citizens (Copies to each Supervisor and CAO)
Local Agency Formation Commission
- H) Report and Recommendation, Proceeding No. 1370, in the matter of City of Delano, Annexation No. 32 (Copies to each Supervisor and CAO)
Miscellaneous
- I) Letter from Robert A. Stine, Tejon Ranch, re military opposition to Tejon's residential development projects (Copies to each Supervisor, CAO, County Counsel, Resource Management Agency and Planning)
- J) Letter from Dallas Jones, Governor's Office of Emergency Services, re declaration of primary county of Kings and contiguous counties of Fresno, Kern, Monterey, San Luis Obispo and Tulare, a disaster area due to damages caused by spring rains and Wheat Stripe Rust (Copies to each Supervisor, CAO, Ag Commissioner, General Services and Emergency Services)
- K) Letter from Robert L. Younkin, Younkin Mechanical, re illegal dams changing natural flow of Cortez Creek in Cortez Canyon (Copies to each Supervisor, CAO, Engineering & Survey Services and Resource Management Agency)

- L) Letter from Brian W. Hockett, Pond-Shafter-Wasco Resource Conservation District, re 2003 Annual Report (Copies to each Supervisor and CAO)
- M) Letter from Michael J. Klinkenberg re concept of "incidental use" as it affects Quarter Circle Five Ranch and the selling of spring water (Copies to each Supervisor, CAO, Planning and County Counsel)
- N) Letter from J. R. Odom, California Highway Patrol, re Hazardous Materials Incident Report on Tuesday, January 13, 2004, on I-5 north of Grapevine Road (Copies to each Supervisor, CAO, Environmental Health and Fire Haz-Mat)
- O) Notice from California Public Utilities Commission re application for an electric rate increase for replacement of Unit 1 and Unit 2 Steam Generators at the Diablo Canyon Nuclear Power Plant (Copies to each Supervisor, CAO and General Services)
- P) Notices from the Department of Alcoholic Beverage Control re applications for alcoholic beverage licenses: Tacos El Cartino, 1835 Frontage Road A & B, Mettler; Los Areos, 2911 Taft Highway, Bakersfield (Copies to each Supervisor, CAO and Planning)
- 25) LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD - APPROVED AND FILED
 - A) Letter from Dallas Martin, Casa Loma Water Company, Inc., re requested increase to their General Liability insurance policy - REFERRED TO COUNTY COUNSEL
- 26) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
 - A) Claim in the matter of Arthur R. Jewett vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - B) Claim in the matter of Paul Hapgood vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - C) Claim in the matter of Philip J. Bengtsson vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - D) Claim in the matter of Civil Service Employees Insurance Co. vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - E) Claim in the matter of Pamela R. McDearmon vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - F) Claim in the matter of Nicholas D. Meise, a minor, by and through his Guardian ad Litem, Gregory Meise vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - G) Claim in the matter of Dolores E. Johnson vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)

- H) Claim in the matter of Kydan Clopton, a minor, by and through his Guardian ad Litem, Shawna Buckles; and Shawna Buckles, individually vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- I) Amended claim in the matter of Kydan Clopton, a minor, by and through his Guardian ad Litem, Shawna Buckles; and Shawna Buckles, individually vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- J) Summons and complaint in the matter of Dale White and Brandi White vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- K) Summons and complaint in the matter of Joseph Sorensen, Cheryle Pryor and Preston Rubright, minors, by their Guardian ad Litem, Dayna Sorensen; and April Poole vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- L) Summons in the matter of Sammye A. Richardson vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)