

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, March 13, 2001

9:00 A.M.

BOARD RECONVENED

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

SALUTE TO FLAG - Led by Supervisor Peterson

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

- Pr-Pe
All Ayes
- 1) Resolution recognizing Jay Rosenlieb for his contributions as a member of the Planning Commission - ADOPTED RESOLUTION; MADE PRESENTATION TO JAY ROSENLIB; JAY ROSENLIB; TED JAMES, DIRECTOR OF PLANNING; AND ROSS MCCLINTOCK, CHAIRMAN, KERN COUNTY PLANNING COMMISSION HEARD
- Pe-Pz
All Ayes
- 2) Resolution honoring Dale Bean for his service to Kern County and the City of Taft - ADOPTED RESOLUTION; MADE PRESENTATION TO DALE BEAN; TRICE HARVEY, FOURTH DISTRICT FIELD REPRESENTATIVE HEARD
- Pr-Pe
All Ayes
- 3) Proclamation proclaiming April 1 - 7, 2001 as CASA Week in Kern County - PROCLAIMED; MADE PRESENTATION TO SUZAN HOPPER, EXECUTIVE DIRECTOR, CASA; SUZAN HOPPER HEARD
- Pz-Pr
All Ayes
- *4) Proclamation proclaiming March 22, 2001 as California Highway Patrol Captain Eli Molina Day - PROCLAIMED; REFERRED TO CLERK OF THE BOARD FOR PREPARATION

PUBLIC REQUESTS

- Pz-Pr
All Ayes
- *5) Proposed Resolution to accept a grant award of \$29,916.97 from the Judicial Council of California to the Court-Appointed Special Advocates of Kern County (CASA) - APPROVED; ADOPTED RESOLUTION 2001-075

- Mc-Pz
All Ayes
- 6) Request of Henry Miller, Director of Community Relations, 99 Cents Only Stores, to address the Board regarding the grand opening of a new store - HENRY MILLER HEARD; RECEIVED AND FILED

APPOINTMENTS

- Pz-Pr
All Ayes
- *7) Appointment of Harvey Hall, replacing Pat Demond, on the San Joaquin Valley Rail Committee, term to expire at the Pleasure of the Board - MADE APPOINTMENT
- Pz-Pr
All Ayes
- *8) Appointment of Kay Pitts as Third District member (replacing J. L. Rosenlieb) to the Planning Commission, term to expire January 1, 2002 - MADE APPOINTMENT
- Pz-Pr
All Ayes
- *9) Reappointment of Leslie Dragoo as Fourth District member to the Children and Families Commission, term to expire March 31, 2003 - MADE REAPPOINTMENT

PUBLIC PRESENTATIONS

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

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

- 11) On their own initiative, Board members may make an announcement or a report on their own activities. They may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Gov. Code Sec. 54954.2[a]) - SUPERVISOR PETERSON DISCUSSED THE CALIFORNIA DEPARTMENT OF INSURANCE REGULATIONS GOVERNING AUTO INSURANCE RATING PRACTICES

- Pe-Pz
All Ayes
- REFERRED TO COUNTY COUNSEL TO INVESTIGATE THIS ISSUE AND AUTHORIZED COUNTY COUNSEL TO TAKE APPROPRIATE ACTION; RECEIVED AND FILED

DEPARTMENTAL REQUESTS

AGING AND ADULT SERVICES

- Pz-Pr
All Ayes
- *12) Proposed addition of one (1) Word Processing Technician I/II and deletion of one (1) Typist Clerk I/II, effective March 13, 2001 - APPROVED; REFERRED TO PERSONNEL TO AMEND THE DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

AGRICULTURAL COMMISSIONER

- Pz-Mc
All Ayes
- 13) Proposed retroactive Agreement with Tehachapi Conservation Resource District (TCRD) for payment of weed control services within the Kern Mountain/Desert Weed Management Area, in an amount not to exceed \$22,400 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 165-2001

Pz-Pr *14) Request for approval of Cooperative Funding Agreement and
All Ayes related certifications with U.S. Department of
Agriculture, Animal Plant Health Inspection Service
(USDA, APHIS), for a pilot project to develop area wide
pest management strategies for Glassy-winged Sharp
Shooter in Kern County, in an amount not to exceed
\$1,075,556 (prior notification February 27, 2001) -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 166-2001

AUDITOR-CONTROLLER-COUNTY CLERK

Pz-Pr *15) Request from Taft City School District to provide certain
All Ayes election services for their Special Bond Election and to
consolidate with any other Election within this District
to be held June 5, 2001 - AUTHORIZED ELECTIONS OFFICE TO
PERFORM ELECTION-RELATED SERVICES REQUESTED

Pz-Pr *16) Request from Wasco Union School District to provide
All Ayes certain election services for their Special Bond Election
and to consolidate with any other Election within this
District to be held June 5, 2001 - AUTHORIZED ELECTIONS
OFFICE TO PERFORM ELECTION-RELATED SERVICES REQUESTED

Pz-Pr *17) Request from Bear Valley Community Services District to
All Ayes provide certain election services for their Special
Election and to consolidate with any other Election
within this District to be held June 5, 2001 - AUTHORIZED
ELECTIONS OFFICE TO PERFORM ELECTION-RELATED SERVICES
REQUESTED

Pz-Pr *18) Proposed Amendment No. 11 to Audit Agreement with Brown,
All Ayes Armstrong, Randall and Reyes Accountancy Corporation,
adding the audit of the State Office of Criminal Justice
Planning (OCJP) Juvenile Accountability Grant, for the
period of April 1, 1999 through March 31, 2000, at a cost
not to exceed \$1,500 - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 167-2001

BOARD OF SUPERVISORS

Pz-Pr *19) Proposed Land Use Funds Agreement between the Sunrise
All Ayes Power Company and the County of Kern to provide \$30,000
in trust for beautification in the community of Derby
Acres - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT
168-2001

CLERK OF THE BOARD

Pz-Pr *20) Amended Conflict of Interest Code for Greenfield County
All Ayes Water District - APPROVED

COUNTY COUNSEL

Pz-Pr *21) Request from Arvin-Edison Water Storage District for
All Ayes appointment of Directors for Divisions 1, 3, 5 and 7
pursuant to Water Code section 41307 - ADOPTED RESOLUTION
2001-076 ORDERING APPOINTMENT OF RONALD R. LEHR AS
DIRECTOR FOR DIVISION 1, HOWARD R. FRICK AS DIRECTOR FOR
DIVISION 3, JOHN C. MOORE AS DIRECTOR FOR DIVISION 5, AND
CHARLES FANUCCHI AS DIRECTOR FOR DIVISION 7

- Pz-Pr
All Ayes
- *22) Request from Belridge Water Storage District for appointment of Directors for Divisions 1 and 4 pursuant to Water Code section 41307 - ADOPTED RESOLUTION 2001-077 ORDERING APPOINTMENT OF WILLIAM D. PHILLIMORE AS DIRECTOR FOR DIVISION 1 AND DAVID K. BANKER AS DIRECTOR FOR DIVISION 4
- Pz-Pr
All Ayes
- *23) Request from North Kern Water Storage District for appointment of Directors for Divisions 1, 3 and 4 pursuant to Water Code section 41307 - ADOPTED RESOLUTION 2001-078 ORDERING APPOINTMENT OF FRANK FANUCCHI AS DIRECTOR FOR DIVISION 1, DONALD N. CASTLE AS DIRECTOR FOR DIVISION 3, AND KEVIN S. ANDREW AS DIRECTOR FOR DIVISION 4
- Pz-Pr
All Ayes
- *24) Request from Rosedale-Rio Bravo Water Storage District for appointment of Directors for Divisions 2 and 3 pursuant to Water Code section 41307 - ADOPTED RESOLUTION 2001-079 ORDERING APPOINTMENT OF JIM FROELICH AS DIRECTOR FOR DIVISION 2 AND ROYCE FAST AS DIRECTOR FOR DIVISION 3
- Pz-Pr
All Ayes
- *25) Request from Semitropic Water Storage District for appointment of Directors for Divisions 2, 5 and 7 pursuant to Water Code section 41307 - ADOPTED RESOLUTION 2001-080 ORDERING APPOINTMENT OF JAMES A. CRETTOL AS DIRECTOR FOR DIVISION 2, PHILLIP W. PORTWOOD AS DIRECTOR FOR DIVISION 5, AND RICK A. WEGIS AS DIRECTOR FOR DIVISION 7
- Pz-Pr
All Ayes
- *26) Request from Wheeler Ridge-Maricopa Water Storage District for appointment of Directors for Divisions 1,3, 7 and 8 pursuant to Water Code section 41307 - ADOPTED RESOLUTION 2001-081 ORDERING APPOINTMENT OF WILLIAM R. GREENLEE, JR. AS DIRECTOR FOR DIVISION 1, LARRY W. JOHNS AS DIRECTOR FOR DIVISION 3, JAMES C. JOSEPHSON AS DIRECTOR FOR DIVISION 7, AND DENNIS J. ATKINSON AS DIRECTOR FOR DIVISION 8
- Pz-Pr
All Ayes
- *27) Request of the Department of Human Services to destroy records no longer necessary or required for County purposes and eligible for destruction - APPROVED
- Pz-Pr
All Ayes
- *28) Proposed Ordinance adding subparagraphs (105) and (106) to Section 10.16.041 of Chapter 10.16 concerning no stopping zones on South P Street - WAIVED READING; INTRODUCED ORDINANCE
- Pz-Pr
All Ayes
- *29) Proposed Ordinance adding section 10.04.678 to Chapter 10.04 concerning a 45-miles per hour speed limit on Seventh Standard Road - WAIVED READING; INTRODUCED ORDINANCE
- DISTRICT ATTORNEY
- Pz-Pr
All Ayes
- *30) Proposed addition of one (1) Typist Clerk I/II position and deletion of one (1) Word Processing Technician I/II position, in District Attorney's Criminal Division, effective March 24, 2001 - APPROVED; REFERRED TO PERSONNEL TO AMEND THE DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

EMPLOYERS' TRAINING RESOURCE

- Pz-Pr *31) Proposed retroactive approval of Agreement with the State
All Ayes Employment Development Department to participate in the
2001-02 California Cooperative Occupational Information
System program, from January 1, 2001 through January 31,
2002, in an amount not to exceed \$61,955 (prior
notification on December 12, 2000) - APPROVED; AUTHORIZED
CHAIRMAN TO SIGN AGREEMENT 169-2001

HUMAN SERVICES

- Pz-Pr *32) Request to approve expenditure of funds for employee
All Ayes development and recognition activities as scheduled
through June 30, 2001, in an amount not to exceed \$5,300
- APPROVED
- Pz-Pr *33) Request for additional positions of twelve (12) Social
All Ayes Service Worker I/II; three (3) Human Service Aides; three
(3) Social Service Supervisors; two (2) Word Processing
Technicians; two (2) Legal Assistants; one (1) Program
Director; one (1) Receptionist; and one (1) Group
Counselor I, to Budget Unit 5120, effective March 13,
2001, in an amount not to exceed \$1,340,132
(Federal/State; no County cost) - APPROVED; REFERRED TO
PERSONNEL TO AMEND THE DEPARTMENTAL POSITIONS AND SALARY
SCHEDULE

KERN MEDICAL CENTER

- Pr-Mc 34) Proposed Agreement with Annette M. Frostad for
All Ayes professional information services support, from March 13,
2001 to March 12, 2002, in an amount not to exceed
\$158,080 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN
AGREEMENT 170-2001; REFERRED MATTER TO COUNTY
ADMINISTRATIVE OFFICE, COUNTY COUNSEL AND PERSONNEL TO
REVIEW COUNTY POLICY REGARDING USE OF CONTRACT EMPLOYEES
AND EMPLOYEE BENEFITS GRANTED TO CONTRACT EMPLOYEES
- Pz-Pr *35) Relief of accountability of patients accounts -
All Ayes DISCHARGED KERN MEDICAL CENTER FROM ACCOUNTABILITY OF
2487 ACCOUNTS TOTALING \$712,404.46 AND AUTHORIZED
ASSIGNING 2486 ACCOUNTS TOTALING \$711,842.35 TO
COLLECTION AGENCIES
- Pz-Pr *36) Proposed Agreement with Kern Medical Center Auxiliary for
All Ayes volunteer services, from March 13, 2001, and to continue
on a year-to-year basis - APPROVED; AUTHORIZED CHAIRMAN
TO SIGN AGREEMENT 171-2001
- Pz-Pr *37) Approval of unusual travel request for Royce Johnson,
All Ayes M.D., to attend the Physicians in Management I Course to
be held in Orlando, Florida, from April 22, 2001 to April
26, 2001, in an amount not to exceed \$3,226 - APPROVED;
AUTHORIZED AUDITOR-CONTROLLER TO PAY
- Pz-Pr *38) Approval of unusual travel request for James Sproul,
All Ayes M.D., to attend the Physicians in Management I Course to
be held in Orlando, Florida, from April 22, 2001 to April
26, 2001, in an amount not to exceed \$3,226 - APPROVED;
AUTHORIZED AUDITOR-CONTROLLER TO PAY

- Pz-Pr
All Ayes
- *39) Approval of unusual travel request for Harrihar A. Pershadsingh, M.D., to attend the "First International Symposium on PPARs: From Basic Science to Clinical Applications" conference to be held in Florence, Italy, from April 2, 2001 to April 8, 2001, in an amount not to exceed \$173 - APPROVED; AUTHORIZED AUDITOR-CONTROLLER TO PAY
- Pz-Pr
All Ayes
- *40) Proposed revision to Kern Medical Center's Medical Staff Bylaws - APPROVED; AUTHORIZED CHAIRMAN TO SIGN APPROVAL/TRANSMITTAL SHEETS
- Pr-Mc
All Ayes
- 41) Proposed Amendment No. 1 to Agreement with Tao John Ounesavath for professional and administrative services related to computerized document and medical imaging, extending term of contract from April 9, 2001 to April 9, 2002, in an amount not to exceed \$132,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 172-2001
- Pr-Mc
All Ayes
- 42) Proposed Agreement with Vincent Maddela, M.D., for professional physician medical coverage at Kern Medical Center's Urgent Care Southwest facility, from March 13, 2001 to March 12, 2002, in an amount not to exceed \$68,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 173-2001
- Pz-Pr
All Ayes
- *43) Proposed Agreement with Fakhruddin (Dean) Hasta, M.D., for professional physician medical coverage and Medical Director services at Kern Medical Center's Urgent Care Southwest facility, from March 13, 2001 to March 12, 2002, in an amount not to exceed \$221,600 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 174-2001

MENTAL HEALTH SERVICES

- Pz-Pr
All Ayes
- *44) Proposed Amendment No. 1 to Agreement No. 620-2000 with Aegis Medical Systems, Inc., to record their change of mailing address, for fiscal year 2000-2001 (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 175-2001
- Pz-Pr
All Ayes
- *45) Proposed Amendment No. 1 to Agreement No. 621-2000 with Aegis Medical System, Inc., to record their change of mailing address, for fiscal year 2000-2001 (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 176-2001
- Pz-Pr
All Ayes
- *46) Proposed authorization for payment of furniture design charges to Office Depot, for the design of two projects the beginning of this fiscal year, in an amount not to exceed \$3,646.50 - APPROVED; AUTHORIZED AUDITOR-CONTROLLER TO MAKE PAYMENT

PERSONNEL

- Pz-Pr
All Ayes
- *47) Request to hire retired County employee Mary Bibb as an Account Clerk I, Step B, Range 38.9, effective March 19, 2001, for a period not to exceed 120 working days or 960 hours, whichever is greater, in the twelve (12) month period following date of employment - APPROVED

PUBLIC HEALTH SERVICES

Pz-Pr *48) Proposed Amendment No. 1 to Agreement No. 529-2000 with
All Ayes Interim Health Care, Assisted Care Division, for Case
Management Services, to modify position descriptions and
increase hourly compensation - APPROVED; AUTHORIZED
CHAIRMAN TO SIGN AGREEMENT 177-2001

Pz-Pr *49) Request for Sole Source Procurement of a Risograph
All Ayes Duplicator from Image 2000, in an amount not to exceed
\$9,100 - APPROVED; AUTHORIZED PURCHASING AGENT TO
PURCHASE

SHERIFF

Pz-Pr *50) Unusual travel request for Commander Chris Davis to
All Ayes attend the National FBI Academy in Quantico, Virginia,
from March 26, 2001 to June 18, 2001, in an amount not to
exceed \$1,524 - APPROVED

TREASURER-TAX COLLECTOR

Pz-Pr *51) Cash Receipts and Disbursements for February 2001 -
All Ayes RECEIVED AND FILED

Pz-Pe RECESSED TO 2:00 P.M.

/s/ Denise Pennell
Clerk of the Board

/s/ Barbara Patrick
Chairman, Board of Supervisors

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Bakersfield, California

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BOARD RECONVENED

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PUBLIC PRESENTATIONS

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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)) - SUPERVISOR PEREZ REPORTED ON LOBBYING EFFORTS HE PARTICIPATED IN LAST WEEK IN WASHINGTON, D.C., RELATING TO DISPROPORTIONATE SHARE HOSPITALS, LAW ENFORCEMENT BLOCK GRANT FUNDING, COMMUNITY ORIENTED POLICING SERVICES, PAYMENTS IN LIEU OF TAXES AND HUMAN SERVICES ISSUES AFFECTING CALIFORNIA COUNTIES.

SUPERVISOR PATRICK DISCUSSED THE SEPARATION OF GRADE PROJECT ON CALLOWAY DRIVE.

Pe-Pz
All Ayes

REFERRED TO ROADS TO REVIEW ACCESS ROADS AT SLIKKER DRIVE AND CALLOWAY DRIVE FOR PLACEMENT OF A STOP SIGN.

HEARINGS

RESOURCE MANAGEMENT AGENCY
Planning Department

Pz-Pe
All Ayes

- *3) **Request from Homer Hansen by Patrick and Henderson, Inc., to change the permitted uses from Residential to Agricultural and to modify an existing conditional use permit to allow an asphalt batch plant as part of an existing surface mining operation on 640 acres located one mile north of Highway 58, 5-1/2 miles west of Mojave and 1-1/4 miles west of the Randsburg cutoff, north of Mojave (SD 2)**

Specific Request:

(a) A change in zone classification from E (20) to A or a more restrictive district (ZCC #8, Map #168)

(b) Modification of CUP to allow an asphalt batching operation for this CUP (Reso. 223-86; approved September 25, 1986; State Mine ID No. 91-15-0051) in addition to the existing surface mining operation for the mining of sand and gravel with its related site reclamation plan in accordance with the Surface Mining and Reclamation Act (SMARA) of 1975 (Section 19.16.030.H) in an E (20) District (CUP #5, Map #168)

(Negative Declaration; Published Mojave Desert News) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED NEGATIVE DECLARATION AND MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTIONS 2001-082 AND 2001-083 AND ENACTED ORDINANCE G-6758 APPROVING ZONE CHANGE AND MODIFICATION OF THE CONDITIONAL USE PERMIT AS RECOMMENDED BY THE PLANNING COMMISSION INCLUDING FIVE ADDITIONAL PERMIT CONDITIONS

Pz-Pe
All Ayes

- *4) **Request from California Portland Cement Company to change the permitted uses from Residential to Agriculture on 2,040 acres located approximately 12 to 24 miles south of Oak Creek Road, partially traversed by Willow Springs Road, west of Mojave (SD 2)**

Specific Request:

A change in zone classification from E (20) RS to A or a more restrictive district (ZCC #54, Map #198)

(General Rule, Section 15061(b)(3); Published Tehachapi News) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2001-084 AND ENACTED ORDINANCE G-6759 APPROVING ZONE CHANGE AS REQUESTED, PER PLANNING COMMISSION RECOMMENDATION

Pe-Mc
All Ayes

- 5) **Request from Michael and Laurie O'Brien by French and Associates to change the permitted uses from Residential to Agriculture and to include approximately 126 acres into an Agricultural Preserve located on the north and south side of Cuddy Valley Road at the northeast corner of Tecuya Drive, Cuddy Valley area (SD 4)**

Specific Request:

(a) A change in zone classification from E (20) RS, E (5) RS, and R-1 to A or a more restrictive district (ZCC #40, Map #238)

(b) Inclusion of approximately 126 acres within an Agricultural Preserve (Ag Pres #4 - Incl)

(Negative Declaration; Published Mountain Enterprise) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED NEGATIVE DECLARATION AND MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTIONS 2001-085 AND 2001-086 AND ENACTED ORDINANCE G-6760 APPROVING ZONE CHANGE AND INCLUSION AS REQUESTED, PER PLANNING COMMISSION RECOMMENDATION

GENERAL PLAN AMENDMENT HEARINGS

RESOURCE MANAGEMENT AGENCY

Planning Department

Amendment of the Land Use, Open Space and Conservation Element, Maximum Allowed Land Use Density Table of the Kern County General Plan; Kern County General Plan Circulation Element; Other Items as Cited Which Include Amendments of Certain Zoning Maps and Applications and Proceedings

Pz-Pe
All Ayes

- *6) **Request from Robert Daniels by B.J. Tucker and Associates to change the minimum allowed lot size from 20 acres to 5 acres for a 20.60-acre site located at the southeast corner of Sierra Vista Street and Bow Avenue, Inyokern (SD 1)**

Specific Request:

(a) Amend the Land Use, Open Space and Conservation Element of the Kern County General Plan from Map Code(s) 5.7 and 8.5/2.1 to Map Code(s) 5.7 or a more restrictive map code designation (GPA #5, Map #46)

(b) A change in zone classification from A-1 MH H to E (5) or a more restrictive district (ZCC #32, Map #46) (Negative Declaration; Published News Review) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED NEGATIVE DECLARATION AND MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTIONS 2001-087 AND 2001-088 AND ENACTED ORDINANCE G-6761 APPROVING GENERAL PLAN AMENDMENT, WITH THE ADDITION OF THE 2.5 (FLOOD HAZARD) MAP CODE, AND APPROVING THE MORE RESTRICTIVE E (5) FP H (ESTATE - 5 ACRES - FLOODPLAIN COMBINING - AIRPORT APPROACH HEIGHT COMBINING) DISTRICT AS RECOMMENDED BY STAFF, PER PLANNING COMMISSION RECOMMENDATION

Pz-Pe
All Ayes

- *7) **Request from Noble Howze by Patrick and Henderson, Inc., to remove the major highway designation of an approximate 283-foot undeveloped portion of Imperial Street located at the southeast corner of Beech Avenue and Imperial Street, south of Shafter (SD 1)**

Specific Request:

Amend the Circulation Element of the Kern County General Plan to remove an approximate 283-foot portion of a future major highway designation for a future road alignment along the east-west section line of Sections 26 and 35 of T28S, R25E, MDB&M, between Beech Avenue and State Route 43 (Enos Lane) (GPA #9, Map #79)

(General Rule, Section 15061(b)(3); Published Shafter Press) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2001-087 APPROVING GENERAL PLAN AMENDMENT AS REQUESTED, PER PLANNING COMMISSION RECOMMENDATION

Pz-Pe
All Ayes

- *8) **Request from Josephine Debs Irrevocable Trust by Delmarter and Deifel to rescind the Tameron Specific Plan, which allowed one-acre residential uses, and reinstate five-acre residentially permitted uses on 166 acres located on the south side of State Highway 202, five miles west of Tehachapi, Brite Valley (SD 2)**

Specific Request:

(a) Amend the Land Use, Open Space and Conservation Element of the Kern County General Plan from Map Code(s) 4.1 [Tameron Specific Plan Map Code(s) 5.5 and 5.5/2.4] to Map Code(s) 5.7 and 5.7/2.4 or more restrictive map code designations (GPA #11, Map #165)

(b) A change in zone classification from E (5) RS [E (1) RS in suspense] to E (5) RS or a more restrictive district (ZCC #61, Map #165)

(Negative Declaration; Published Tehachapi News) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED NEGATIVE DECLARATION AND MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTIONS 2001-087 AND 2001-089 AND ENACTED ORDINANCE G-6762 APPROVING GENERAL PLAN AMENDMENT AND ZONE CHANGE AS REQUESTED, PER PLANNING COMMISSION RECOMMENDATION

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY

Planning Department

Streets and Highways

S.D. #1

Pz-Pe
All Ayes

- *9) Request from Noble Howze by Patrick and Henderson for a Summary Vacation of an unimproved 10,572 square foot portion of Imperial Street, south of Shafter, Zone Map 79 - ADOPTED RESOLUTION 2001-090 APPROVING VACATION, EXCEPTING AND RESERVING AN EASEMENT FOR EXISTING UTILITIES

Land Use

S.D. #4

- Pz-Pe
All Ayes
- *10) Notice of Nonrenewal by McIntosh and Associates on behalf of the Doorea Community Movement for approximately 18 acres of contracted land within Agricultural Preserve No. 10 - DIRECTED CLERK OF THE BOARD TO RECORD NOTICE OF NONRENEWAL AND TRANSMIT COPY OF RECORDED DOCUMENT TO PLANNING

Miscellaneous

All S.D.'s

- Pz-Pe
All Ayes
- *11) Request to adopt position in support of reforms to the Federal Program for Payment In-Lieu of Taxes (PILT) Act - AUTHORIZED CHAIRMAN TO SIGN LETTERS URGING CALIFORNIA STATE ASSOCIATION OF COUNTIES AND THE NATIONAL ASSOCIATION OF COUNTIES TO SPONSOR REFORM OF THE FEDERAL PROGRAM FOR PAYMENT IN-LIEU OF TAXES AND ASSESSMENTS SO THAT PAYMENT WOULD BE EQUAL TO THE CURRENT LEVEL OF AD VALOREM TAXES AFFECTING SUCH LANDS UNDER FEDERAL MANAGEMENT

RESOURCE MANAGEMENT AGENCY
Community Development Program

S.D. #1

- Pz-Pe
All Ayes
- *12) Proposed Amendment No. 2 to Agreement 887-99 with South Fork Union School District increasing to \$783,650 the Community Development Block Grant (CDBG) funds for construction of a Middle School/Community Center Complex - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 178-2001; APPROVED TRANSFER OF \$58,650 (\$51,650 FOR AGREEMENT AND \$7,000 FOR CD ACTIVITY DELIVERY COSTS) FROM FISCAL YEAR 1999-2000 UNPROGRAMMED FUNDS

S.D. #2

- Pz-Pe
All Ayes
- *13) Proposed Agreement with Valley Caregiver Resource Center to provide CDBG funding in the amount of \$10,000 for the California City-Valley Caregiver Resource Center for Respite for Caregivers - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 179-2001; AUTHORIZED DIRECTOR TO TRANSMIT EXECUTED AGREEMENT TO VALLEY CAREGIVER RESOURCE CENTER

RESOURCE MANAGEMENT AGENCY
Engineering and Survey Services

Hearings

S.D. #1

- Pz-Pe *14) Proposed Resolutions for Southwest Shafter Water Project
All Ayes A) Adopting Engineer's Report, Confirming the Assessment
 and Ordering the Work Regarding the Assessment District
 No. 2000-01; B) Declaring the Intention to Make Changes
 and Modifications and to Order an Assessment in the
 Matter of Assessment District No. 2000-01 - OPENED
 HEARING; NO ONE HEARD; CLOSED HEARING; TABULATED BALLOTS;
 CONFIRMED THAT BALLOTS WERE SUBMITTED IN FAVOR OF THE
 ASSESSMENTS; APPROVED; ADOPTED RESOLUTIONS 2001-091 AND
 2001-092 ADOPTING ENGINEER'S REPORT, CONFIRMING THE
 ASSESSMENT AND ORDERING THE WORK REGARDING ASSESSMENT
 DISTRICT NO. 2000-01 AND DECLARING THE INTENTION OF THE
 BOARD OF SUPERVISORS OF THE COUNTY OF KERN TO MAKE
 CHANGES AND MODIFICATIONS AND TO ORDER AN ASSESSMENT IN
 THE MATTER OF SOUTHWEST SHAFTER WATER PROJECT ASSESSMENT
 DISTRICT NO. 2000-01

S.D. #4

- Pz-Pe *15) Hearing for the abatement of a public nuisance involving
All Ayes the demolition of an abandoned and dangerous structure at
 121 South Street, Taft, APN 039-382-04, Lot #1,
 estimated cost \$6,500 - OPENED HEARING; NO ONE HEARD;
 CLOSED HEARING; DECLARED BY RESOLUTION 2001-093 THE
 ABANDONED STRUCTURE AND REAL PROPERTY A PUBLIC NUISANCE;
 DIRECTED ENGINEERING & SURVEY SERVICES TO POST AND MAIL
 NOTICE OF DETERMINATION PURSUANT TO ORDINANCE CODE
 8.44.100; IF NUISANCES ARE NOT ABATED WITHIN 30 DAYS
 AFTER POSTING AND MAILING OF THE NOTICE OF DETERMINATION,
 AUTHORIZED ENGINEERING & SURVEY SERVICES TO USE ABATEMENT
 FUNDS TO AWARD BIDS FOR THE DEMOLITION AND REMOVAL, AND
 TO PERFORM THE NECESSARY INSPECTIONS IN THE PERFORMANCE
 OF THE DEMOLITION CONTRACT

- Pz-Pe *16) Hearing for the abatement of a public nuisance involving
All Ayes the demolition of an abandoned and dangerous structure at
 421 Moose Street, Tupman, APN 159-222-04, Lots #6 & #7,
 estimated cost \$6,500 - OPENED HEARING; NO ONE HEARD;
 CLOSED HEARING; DECLARED BY RESOLUTION 2001-094 THE
 ABANDONED STRUCTURE AND REAL PROPERTY A PUBLIC NUISANCE;
 DIRECTED ENGINEERING & SURVEY SERVICES TO POST AND MAIL
 NOTICE OF DETERMINATION PURSUANT TO ORDINANCE CODE
 8.44.100; IF NUISANCES ARE NOT ABATED WITHIN 30 DAYS
 AFTER POSTING AND MAILING OF THE NOTICE OF DETERMINATION,
 AUTHORIZED ENGINEERING & SURVEY SERVICES TO USE ABATEMENT
 FUNDS TO AWARD BIDS FOR THE DEMOLITION AND REMOVAL, AND
 TO PERFORM THE NECESSARY INSPECTIONS IN THE PERFORMANCE
 OF THE DEMOLITION CONTRACT

Pz-Pe
All Ayes

- *17) Hearing for the abatement of a public nuisance involving the demolition of an abandoned and dangerous structure at 2301 Lebec Road, Lebec, APN 255-271-03, Lot 72, estimated cost less than \$6,500 - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; DECLARED BY RESOLUTION 2001-095 THE ABANDONED STRUCTURE AND REAL PROPERTY A PUBLIC NUISANCE; DIRECTED ENGINEERING & SURVEY SERVICES TO POST AND MAIL NOTICE OF DETERMINATION PURSUANT TO ORDINANCE CODE 8.44.100; IF NUISANCES ARE NOT ABATED WITHIN 30 DAYS AFTER POSTING AND MAILING OF THE NOTICE OF DETERMINATION, AUTHORIZED ENGINEERING & SURVEY SERVICES TO USE ABATEMENT FUNDS TO AWARD BIDS FOR THE DEMOLITION AND REMOVAL, AND TO PERFORM THE NECESSARY INSPECTIONS IN THE PERFORMANCE OF THE DEMOLITION CONTRACT

S.D.'s #1, #2 & #3

Pz-Pe
All Ayes

- *18) Proposed confirmation of costs incurred for the abatement of public nuisances work located at:

- | | | | |
|----|--|----------------|---------|
| 1) | North Brown St.
\$1,643.68 Inyokern | APN 084-040-29 | S.D. #1 |
| 2) | 26945 Nichols St.
\$1,605.00 Boron | APN 244-342-15 | S.D. #2 |
| 3) | 12156 Kostopoulos
\$3,470.00 Boron | APN 231-370-15 | S.D. #2 |
| 4) | Sopp Road
\$3,764.37 Rosamond | APN 345-330-36 | S.D. #2 |
| 5) | 613 10th St. West
\$1,949.06 Rosamond, CA | APN 471-150-07 | S.D. #2 |
| 6) | 820 Norris Road
\$ 975.00 Bakersfield | APN 112-091-28 | S.D. #3 |
| 7) | 322 ½ Woodrow Ave.
\$1,250.00 Bakersfield | APN 113-182-23 | S.D. #3 |

OPENED HEARING; NO ONE HEARD; CLOSED HEARING; RECEIVED AND FILED REPORT; CONFIRMED BY RESOLUTION 2001-096 THE COSTS INCURRED BY THE COUNTY FOR THE WORK PERFORMED TO REMOVE THE PUBLIC NUISANCE FOR EACH PROPERTY; ORDERED THAT ANY COSTS IF NOT PAID WITHIN TEN (10) DAYS BE A LIEN AGAINST THE PROPERTY AND CONSTITUTE A SPECIAL ASSESSMENT TO BE PLACED ON THE TAX ROLL BY THE AUDITOR AND TO BE COLLECTED IN THE SAME MANNER AND SUBJECT TO THE SAME PENALTIES AS ORDINARY COUNTY TAXES ON THE REAL PROPERTY FROM WHICH THE NUISANCES WERE ABATED; DIRECTED ENGINEERING & SURVEY SERVICES TO MAIL NOTICE OF BOARD'S ACTION TO PROPERTY OWNERS

S.D.'s #2 & #5

Pz-Pe *19) Proposed confirmation of costs incurred for the abatement
All Ayes of public nuisances work located at:

- 1) 16036 L St. APN 236-173-05 S.D. #2
 \$4,787.50 Mojave
- 2) 613 10th St. APN 471-150-08 S.D. #2
 \$6,474.07 Rosamond
- 3) 1002 Cannon St. APN 168-082-23 S.D. #5
 \$6,334.60 Bakersfield
- 4) 1101 Mc New Ct. APN 168-082-07 S.D. #5
 \$3,287.20 Bakersfield
- 5) 1013 Mc New Ct. APN 168-082-04 S.D. #5
 \$3,137.50 Bakersfield

OPENED HEARING; NO ONE HEARD; CLOSED HEARING; RECEIVED AND FILED REPORT; CONFIRMED BY RESOLUTION 2001-097 THE COSTS INCURRED BY THE COUNTY FOR THE WORK PERFORMED TO REMOVE THE PUBLIC NUISANCE FOR EACH PROPERTY; ORDERED THAT ANY COSTS IF NOT PAID WITHIN TEN (10) DAYS BE A LIEN AGAINST THE PROPERTY AND CONSTITUTE A SPECIAL ASSESSMENT TO BE PLACED ON THE TAX ROLL BY THE AUDITOR AND TO BE COLLECTED IN THE SAME MANNER AND SUBJECT TO THE SAME PENALTIES AS ORDINARY COUNTY TAXES ON THE REAL PROPERTY FROM WHICH THE NUISANCES WERE ABATED; DIRECTED ENGINEERING & SURVEY SERVICES TO MAIL NOTICE OF BOARD'S ACTION TO PROPERTY OWNERS

S.D. #1

Pz-Pe *20) Purchasing Agent Contract, Final Plans, Specifications,
All Ayes and Notice to Contractors for demolition of substandard
 structures at 1763 Mike's Trail, Ridgecrest - APPROVED
 PLANS AND SPECIFICATIONS; AUTHORIZED CHAIRMAN TO SIGN;
 AUTHORIZED COMMUNITY DEVELOPMENT PROGRAM DEPARTMENT TO
 PREPARE THE NECESSARY REQUISITION AND GENERAL SERVICES TO
 SOLICIT BIDS

S.D. #3

Pz-Pe *21) Tract No. 5448, Unit 2, south side of Rosedale Highway,
All Ayes 1324 feet east of Heath Road, Rosedale Area, Type "A"
 Subdivision, Telstar Engineering, Inc., For Carriage
 Homes, Inc. - ADOPTED RESOLUTION 2001-098 FINDING OF FACT
 PER SEC. 21151 OF PUBLIC RESOURCES CODE, SEC. 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 SEC. 66436 OF
 GOVERNMENT CODE AND SEC. 18.45.020 D1 OF LAND DIVISION
 ORDINANCE (SECTION 18.15.030 K1,2,3 NOT APPLICABLE),
 ACKNOWLEDGMENT OF REVERSION OF TEMPORARY SLOPE EASEMENT,
 THE RESTORATION OF INGRESS AND EGRESS ACROSS LOT "A" IN
 TRACT NO. 5448, UNIT 1; APPROVED FINAL MAP; AUTHORIZED
 CLERK OF THE BOARD TO SIGN; ACCEPTED SEWAGE MONITORING
 EASEMENT; AUTHORIZED CLERK OF THE BOARD TO SIGN; RECEIVED
 AND FILED DOCUMENTS AND ORDERED RECORDED AS APPROPRIATE

- Pz-Pe
All Ayes
- *22) Tract 5606, Unit C, northwest corner of Jenkins Road and Hageman Road, Release of Faithful Performance Security for Street, Water and Sewer 1-Year Guarantee Period, Batey Development, Inc. - RELEASED FAITHFUL PERFORMANCE LETTER OF CREDIT #NZS316077 AND AMENDMENT, ISSUED BY WELLS FARGO BANK, IN THE AMOUNT OF \$68,026

S.D. #4

- Pz-Pe
All Ayes
- *23) Proposed Resolution initiating proceedings for Formation of County Service Area No. 95, Lebec Landfill Road, LAFCO Proceeding #1291 - ADOPTED RESOLUTION 2001-099 INITIATING PROCEEDINGS FOR FORMATION OF COUNTY SERVICE AREA NO. 95; APPROVED; AUTHORIZED CHAIRMAN TO SIGN INDEMNIFICATION AGREEMENT 180-2001; SET PUBLIC HEARING FOR TUESDAY, MAY 1, 2001, AT 2:00 P.M. TO RECEIVE PUBLIC INPUT AND TABULATE BALLOTS; DIRECTED ENGINEERING & SURVEY SERVICES TO MAIL NOTICES AND BALLOTS TO ALL PROPERTY OWNERS AFFECTED AND TO CONDUCT A PUBLIC MEETING IN COMPLIANCE WITH ARTICLE XIII D OF THE CALIFORNIA CONSTITUTION; DIRECTED CLERK OF THE BOARD TO PUBLISH NOTICE OF HEARING

RESOURCE MANAGEMENT AGENCY
Environmental Health Services

All S.D.'s

- Pe-Pz
All Ayes
- 24) Report regarding receipt of waste at the Safety-Kleen (Buttonwillow), Inc., Hazardous Waste Disposal Facility from the Santa Susanna Field Laboratory - RECEIVED AND FILED

RESOURCE MANAGEMENT AGENCY
Roads Department

S.D. #1

- Pz-Pe
All Ayes
- *25) Proposed Resolutions declaring portions of Scodie Park Road between State Route 178 and Cypress Avenue in Onyx as a public highway and incorporating County Road Nos. 2262, 2490, 3863 into County Road System upon completion of constructing a graded roadbed, asphalt concrete surfacing, curbs and gutters and drainage facilities to County standards - APPROVED; ADOPTED RESOLUTIONS 2001-100, 2001-101 AND 2001-102; DIRECTED CLERK OF THE BOARD TO RECORD

- Pz-Pe
All Ayes
- *26) Proposed construction of Class 2 bike lanes and asphalt concrete overlay on Alfred Harrell Highway Frontage Road between Alfred Harrell Highway and Fairfax Road - MADE FINDING THAT PROJECT WILL NOT HAVE A SIGNIFICANT IMPACT ON THE ENVIRONMENT; ADOPTED THE NEGATIVE DECLARATION AND MITIGATION MONITORING PROGRAM; AUTHORIZED ROADS TO FILE NOTICE OF DETERMINATION AND CERTIFICATE OF FEE EXEMPTION; DIRECTED ROADS TO PROCEED WITH PROJECT AND ACQUIRE ANY NECESSARY RIGHT-OF-WAY FOR CONSTRUCTION

- Pz-Pe
All Ayes
- *27) Proposed Contract No. 01012 with Granite Construction Company for construction on Erskine Creek Road from Lake Isabella Boulevard to 1.25 miles east, in an amount not to exceed \$1,196,641 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 181-2001

S.D. #3

- Pz-Pe
All Ayes
- *28) Proposed no stopping zone on Minner Avenue - APPROVED; REFERRED TO COUNTY COUNSEL FOR PREPARATION OF THE NECESSARY ORDINANCE

WASTE MANAGEMENT

S.D. #2

- WITH-DRAWN
- *29) Proposal to re-open the Tehachapi Sanitary Landfill to the general public and establish days and hours of operation as 8:00 a.m. to 4:00 p.m. on Monday, Wednesday, Friday, and Saturday, and 8:00 a.m. to noon on Sunday, effective March 21, 2001, at an annual cost of \$163,000 -

- WITH-DRAWN
- *30) Proposed Amendment No. 3 to Agreement with Waste Management of Lancaster to amend the scope of work to include new days and hours of operation and increase operator's compensation at the Tehachapi Sanitary Landfill for Fiscal Year 2000-2001, in a total amount not to exceed \$19,280 per month, plus \$3.50 per ton, an increase of \$3,480 per month, plus \$2.00 per ton -

- WITH-DRAWN
- *31) Agreement, Plans and Notice to Bidders to provide operational services at the Tehachapi Sanitary Landfill -

S.D. #4

- Pz-Pe
All Ayes
- *32) Accept low bid of Mitchell Brown General Engineering to provide operational services at Shafter-Wasco Sanitary Landfill for Fiscal Years 2000-2006, in an amount not to exceed \$32,000 per month plus \$2.34 per ton - ACCEPTED BID; AUTHORIZED ROADS TO PREPARE THE NECESSARY DOCUMENTS AND RELEASE ALL OTHER BID GUARANTEES

COUNTY ADMINISTRATIVE OFFICE

- Pz-Pe
All Ayes
- *33) Proposed adjustments in rental rates and availability pay for County-owned housing for specific employees - APPROVED 2% INCREASE IN RENTAL RATES FOR COUNTY-OWNED HOUSING EFFECTIVE MARCH 24, 2001; APPROVED 2% INCREASE IN AVAILABILITY PAY EFFECTIVE JANUARY 13, 2001; REFERRED TO PROPERTY MANAGEMENT DIVISION AND PERSONNEL DEPARTMENT TO IMPLEMENT

- Pz-Pe
All Ayes
- *34) Proposed Agreement with Reusable Launch Vehicles Competitiveness Consortium to cooperate in developing baseline flight and safety data - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 182-2001

Pz-Pe
All Ayes

*35) Proposed establishment of Local Agency Formation Commission Fund to implement provisions of AB 2838 - APPROVED ESTABLISHMENT OF LOCAL AGENCY FORMATION COMMISSION FUND #42902, BUDGET UNIT 9402, EFFECTIVE FISCAL YEAR 2001-2002; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO TRANSFER AN AMOUNT EQUAL TO TWO MONTHS' OPERATING EXPENSES TO LAFCO WITHIN THE FIRST SIXTY DAYS OF EACH FISCAL YEAR; APPROVED A STANDING INTEREST BEARING GENERAL FUND CASH ADVANCE AUTHORIZATION FOR LAFCO IN AN AMOUNT NOT TO EXCEED \$50,000; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO MAKE CASH ADVANCES WHEN NECESSARY AND REQUESTED BY LAFCO; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO MAKE THE NECESSARY ACCOUNTING ADJUSTMENTS TO IMPLEMENT REQUIRED FISCAL AND BUDGETARY CHANGES

Pz-Pe
All Ayes

*36) Proposed transfer of funds for California Medi-Cal Disproportionate Share Hospital Program - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE TO APPROPRIATIONS FOR CONTINGENCIES IN THE AMOUNT OF \$34,160,131; APPROVED BUDGET TRANSFER FROM APPROPRIATIONS FOR CONTINGENCIES IN THE AMOUNT OF \$34,160,131 TO CONTRIBUTIONS FOR MEDICAL CARE BUDGET UNIT #4204; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO MAKE INTERGOVERNMENTAL TRANSFER TO THE STATE OF CALIFORNIA FOR COUNTY'S REQUIRED PAYMENT FOR PARTICIPATION IN THE MEDI-CAL DISPROPORTIONATE SHARE HOSPITAL PROGRAM FOR FISCAL YEAR 2000-2001

Pz-Pe
All Ayes

*37) Proposed Agreement with BC Life & Health Insurance Company (Blue Cross of California) for administration of health insurance program for county employees, effective April 1, 2001, to March 30, 2004, at a cost of \$28.68 per employee per month for the first year, \$29.57 for the second year, and \$30.49 for the third year - CONTINUED TO TUESDAY, MARCH 20, 2001, AT 2:00 P.M.

Pz-Pe
All Ayes

*38) Proposed revision to County Procurement Manual to provide that notification of anticipated retroactive approval of agreements may be placed on Board's consent agenda - APPROVED

Legislative Matters

Pz-Pe
All Ayes

*39) AB 13 (Florez), San Joaquin Valley Economic Development Corridor - ADOPTED POSITION OF SUPPORT; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

Pz-Pe
All Ayes

*40) AB 31 (Reyes), Rural Infrastructure Investment Account - ADOPTED POSITION OF SUPPORT; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

- Pz-Pe
All Ayes
- 41) Energy Crisis Legislative Policy recommendations, AB 12X, AB 31X, AB 55X, AB 57X, AB 73X, AB 226, SB 5X and SB 47X - ADOPTED LEGISLATIVE PRINCIPLES; ADOPTED POSITION OF SUPPORT; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE; REFERRED COMMUNICATION TO THE GOVERNOR TO CONSIDER REBATES AND INCENTIVES TO BUSINESS OWNERS WHO MAY BE REQUIRED TO INSTALL REAL-TIME METERS; GRANTING AIR QUALITY VARIANCES TO EXISTING PERMIT HOLDERS TO BE EXPLORED WITH THE CALIFORNIA AIR RESOURCES BOARD; AND REVIEW OF THE COUNTY'S ECONOMIC INCENTIVE PROGRAM AS IT RELATES TO THE SITING OF ENERGY FACILITIES, TO THE COUNTY ADMINISTRATIVE OFFICE

COUNTY ADMINISTRATIVE OFFICE
General Services Division

All S.D.'s

- Pr-Pz
All Ayes
- 42) Report on County energy conservation measures - RECEIVED AND FILED

Hearing

S.D. #2

- Pz-Pe
All Ayes
- *43) Proposed Agreement with Boys and Girls Clubs of the Antelope Valley for lease of former Rosamond Library Building at 2645 Diamond Street, on a month-to-month basis, no monthly rental fees - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 183-2001

S.D. #1

- Pz-Pe
All Ayes
- *44) Status Report on the Sierra Way improvement project - RECEIVED AND FILED

- Pz-Pe
All Ayes
- *45) Request to set hearing for purchase of 43.6 acres adjacent to the Delano/McFarland Sanitary Landfill for buffer and drainage collection purposes, for the amount of \$252,500 plus escrow and closing fees - ADOPTED RESOLUTION 2001-103 SETTING HEARING FOR TUESDAY, APRIL 17, 2001, AT 2:00 P.M.; DIRECTED CLERK OF THE BOARD TO PUBLISH NOTICE

Pz-Pe
All Ayes

*46) Request for Board to object to Tax Collector's sale of tax defaulted property and proposed Resolution authorizing the Waste Management Department and General Services Division to negotiate with Kern County Treasurer/Tax Collector and offer to purchase property (69.55 acres) located just west of Delano/McFarland Landfill, to be used for the installation of monitoring wells, in an amount not to exceed \$40,000 - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15061(b)(3); AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; AUTHORIZED GENERAL SERVICES TO SUBMIT LETTER OBJECTING TO SALE; ADOPTED RESOLUTION 2001-104; AUTHORIZED AUDITOR/CONTROLLER TO TRANSFER FUNDS NOT TO EXCEED \$40,000 TO TREASURER/TAX COLLECTOR FROM WASTE MANAGEMENT DEPARTMENT'S NONDISCRETIONARY FUNDS, SOLID WASTE ENTERPRISE FUND 35050, BUDGET UNIT 8993, KEY #8014, SUBJECT TO SUCCESSFUL PROPERTY NEGOTIATIONS; AUTHORIZED CHAIRMAN TO SIGN ANY DOCUMENTS REQUIRED FOR TRANSFER OF TITLE

Pz-Pe
All Ayes

*47) Request to set hearing for purchase of 18.08 acres of land located at southeast corner of State Highway 178 and Kernville Road in Lake Isabella, for a planned wetlands preserve, interpretive trail, and office/visitor's center, in the amount of \$100,000 plus one-half escrow costs - ADOPTED RESOLUTION 2001-105 SETTING HEARING FOR TUESDAY, APRIL 17, 2001, AT 2:00 P.M.; DIRECTED CLERK OF THE BOARD TO PUBLISH

S.D. #2

Pz-Pe
All Ayes

*48) Proposed purchase of a portion of the former Mojave burn dump site from Regent Broadcasting of Palmdale, Inc., for site remediation, in the amount of \$18,500 plus escrow fees, and proposed Agreement for reimbursement for related modifications to the radio station equipment - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15061(b)(3); AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; ADOPTED RESOLUTION 2001-106; ACCEPTED GRANT DEED; AUTHORIZED CHAIRMAN TO SIGN ESCROW INSTRUCTIONS AND PURCHASE AND SITE REMEDIATION AGREEMENT 184-2001; DIRECTED AUDITOR/CONTROLLER TO ISSUE A WARRANT TO COMMONWEALTH LAND TITLE COMPANY IN THE AMOUNT OF \$44,175

S.D. #3

Pz-Pe
All Ayes

*49) Plans and Specifications to reroof the Sheriff's Norris Road Facility Building (1650.7023) - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED GENERAL SERVICES TO PUBLISH PURSUANT TO PUBLIC CONTRACT CODE SECTION 20125; BID OPENING TO BE THURSDAY, APRIL, 12, 2001, AT 11:00 A.M.

S.D. #4

Pe-Mc
All Ayes 50) Report and proposed Resolution authorizing the Assistant County Administrative Officer for General Services to sign retroactive sole source Agreements for emergency repairs and replacement of wind-damaged communications tower and microwave equipment at Grapevine Peak communications site - RECEIVED AND FILED REPORT; ADOPTED RESOLUTION 2001-107; AUTHORIZED RETROACTIVE SOLE SOURCE AGREEMENTS IN AN AMOUNT NOT TO EXCEED \$160,000

Pz-Pe
All Ayes *51) Accept Final Order of Condemnation transferring ownership of land acquired from Pacific Gas & Electric - ACCEPTED; RECEIVED AND FILED

S.D. #5

Pz-Pe
All Ayes *52) Proposed Consent to Sublease Agreement between the Housing Authority of the County of Kern and the Mexican American Opportunity Foundation for the Vida Scott Center at Belle Terrace Park - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN CONSENT AGREEMENT 185-2001

Pz-Pe
All Ayes *53) Accept chosen low bid from Ladco Construction, Inc., pursuant to Public Contract Code 20150.9, for the Kern Medical Center Pharmacy Area corrections, in the amount of \$227,000 (8997.7001DS) - ACCEPTED; AUTHORIZED PREPARATION OF CONTRACT DOCUMENTS

Pr-Pe
All Ayes 54) Proposed retroactive Lease and Joint Use Agreement with the Bakersfield City School District, the Kern County Superintendent of Schools, and the Kern High School District for use of space by the Mental Health Department at 714 Williams Street, Bakersfield, from August 15, 2000, through July 25, 2001, at a cost of \$34,477 - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 186-2001

Pz-Pe
All Ayes *55) Proposed Agreement with Kern Asphalt Paving & Sealing Company for reconfiguration and repaving of the doctors' parking lot at Kern Medical Center, in an amount not to exceed \$196,839 (8997.7001DVA) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 187-2001

Pz-Pe
All Ayes *56) Plans and Specifications for reconfiguration of parking lots at Kern Medical Center and Mental Health (8997.7001DV) (1650.7053) - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED GENERAL SERVICES TO PUBLISH PURSUANT TO PUBLIC CONTRACT CODE SECTION 20125; BID OPENING TO BE THURSDAY, APRIL 12, 2001, AT 11:00 A.M.

All S.D.'s

- Pz-Pe *57) Proposed Amendment No. 1 to Agreement with Trans West
All Ayes Security Services, Inc., for security guard services, to
provide for an increase in compensation because of
minimum wage increases - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 188-2001
- Pz-Pe *58) Continuation of Local Emergency due to energy shortage -
All Ayes EXTENDED LOCAL EMERGENCY FOR AN ADDITIONAL TWO-WEEK
PERIOD
- Pz-Pe *59) Proposed Agreement with Westcoast Corporation, d.b.a.
All Ayes Westcoast Nielson, for Job Order Contract 1, with a
minimum ordering amount of \$50,000 and a maximum amount
ordered at \$3,000,000 - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 189-2001

COUNTY ADMINISTRATIVE OFFICE
Information Technology Services

- Pz-Pe 60) Notification of anticipated retroactive Agreement with
All Ayes Bakersfield Adult School for Microsoft Word, Excel,
Powerpoint and Access Database Training - RECEIVED AND
FILED

MATTERS FOR EXECUTIVE APPROVAL

- Pz-Pe *61) Budget Transfers - APPROVED #142 THROUGH #152
All Ayes
- Pz-Pe *62) Minutes for week of February 12, 2001 - APPROVED
All Ayes
- Pz-Pe *63) Miscellaneous Letters and Documents - FILED
All Ayes
- Pz-Pe *64) Miscellaneous Departmental Referrals by Clerk of the
All Ayes Board - APPROVED AND FILED
- Pz-Pe *65) Claims and Lawsuits filed with and referred by Clerk of
All Ayes the Board - APPROVED AND FILED

Pe- ADJOURNED TO MONDAY, MARCH 19, 2001, AT 5:30 P.M.

/s/ Denise Pennell
Clerk of the Board

/s/ Barbara Patrick
Chairman, Board of Supervisors

63) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Aging & Adult Services

- A) Minutes of meeting of In-Home Supportive Services Advisory Committee on Thursday, February 8, 2001
- B) Letter to In-Home Supportive Services Advisory Committee re available training for individual providers

Auditor-Controller-County Clerk

- C) Office of Criminal Justice Planning Grants Audit Report (Rural Crime Prevention Task Force) for June 30, 2000

Clerk of the Board

- D) Received, certified and forwarded to Recorder for recordation as follows:
 - 1. Tract Map 5529, Phase 2 (S.D. #2)
 - 2. Tract Map 5529, Phase 3 (S.D. #2)
 - 3. Tract Map 5596, Phase 4 (S.D. #3)
 - 4. Tract Map 5662, Unit 1 (S.D. #3)
 - 5. Tract Map 5894, Phase 3 (S.D. #2)
 - 6. Tract Map 5957 (S.D. #4)
 - 7. Tract Map 5978, Phase 1 (S.D. #1)
 - 8. Tract Map 5980 (S.D. #2)
 - 9. Tract Map 5981 (S.D. #2)
 - 10. Parcel Map 10250 (S.D. #1)
 - 11. Parcel Map 10752 (S.D. #1)

Community Development

- E) County Loan Agreement, HOME Investment Partnerships Program, Owner Rehabilitation Program, with Zuinelda W. Zachary

County Administrative Office

- F) Update to Administrative Policy and Procedures Manual, Chapter 8

Engineering & Survey Services

- G) Recorded Irrevocable Offers of Dedication:

- 1. Tract 5557, Unit A, Lots 3, 4, 11, 16 & 18, Delfino Bakersfield, LLC
- 2. Tract 5557, Unit A, Lot 10, Charles Ray Nester, Trustee of the Charles Ray Nester Living Trust
- 3. Tract 5557, Unit A, Lot 17, John Allen Meyers and Leslie Dunn-Meyers
- 4. Tract 5557, Unit A, Lot 9, John S. Rice, Jr., and Marcella K. Rice

Grand Jury

- H) 2000-2001 Grand Jury Preliminary Report re Kern County Probation Department (Copies to each Supervisor, CAO and Probation)

Local Agency Formation Commission

- I) Agenda of meeting on Tuesday, February 27, 2001 (Copies to each Supervisor and CAO)

- J) Minutes of meeting on Tuesday, January 23, 2001 (Copies to each Supervisor and CAO)
- K) Report and Recommendation in the Matter of County Service Area No. 95, Formation, Proceeding No. 1291 (Copies to each Supervisor and CAO)

Planning

- L) Recorded Irrevocable Offer of Dedication, Duy That Ton and Dang T. Le, Trong That Ton, Ky Khuong Ton, and Van That Ton re CUP #49, Map 213, County Road 3871

Roads

- M) Title Insurance policy re Bixler property, 4-0.0 Famoso Road Widening, S152F, County Road 3714

Miscellaneous

- N) Letter from Jeanine A. Derby, U.S. Department of Agriculture, Forest Service, re Forest Plan update workshops (Copies to each Supervisor, CAO, Planning and County Counsel)
- O) Letter from Terry Trinidad, State Department of Health Services, re release of Emergency Medical Services Appropriations for fiscal year 2000-01 (Copies to each Supervisor and CAO)
- P) Letter from Phyllis Walker in opposition to the Public Health Department's condom give-away program (Copies to each Supervisor, CAO and Public Health)
- Q) Letter from Anne Monroe in opposition to the Public Health Department's condom give-away program (Copies to each Supervisor, CAO and Public Health)
- R) Letter from Max H. Yuan, Federal Emergency Management Agency, re May 21, 2000, request for a Letter of Map Revision for Kern County, Community No. 060075 (Copies to each Supervisor, CAO and Engineering & Survey Services)
- S) Letter from Philip Angelides, State Treasurer, re Library Bond Act of 2000 (Copies to each Supervisor, CAO and Library)
- T) Letter from U.S. Department of Agriculture, Forest Service, re process to update of Forest Land and Resource Management Plans for Angeles, Cleveland, Los Padres and San Bernardino National Forests (Copies to each Supervisor, CAO, Planning, General Services, Communications and County Counsel)
- U) Letter from Juliette de Campos, District Director for Senator Dianne Feinstein, re procedures for federal funding requests (Copies to each Supervisor and CAO)
- V) Letter from Gene White, Kern County Fire Department Retirees Association, re appointment of Clay Youree as representative to act on all issues pertaining to retirement (Copies to each Supervisor, CAO and Retirement)
- W) Letter from Wagih H. Michael, National Health Services, Inc., re a summary of NHSI's operational results for the calendar year 2000 (Copies to each Supervisor and CAO)

- X) Letter from Thomas F. Powers, State Department of Alcohol and Drug Programs, re compliance of Kern County's Resolution to the Substance Abuse and Crime Prevention Act of 2000 resulting in release of funds to the Treasurer (Copies to each Supervisor, CAO, Mental Health, Auditor-Controller)
- Y) Letter from Bill Burke, State Employment Development Department, re modification number two to Workforce Investment Act Master Subgrant Agreement for Program Year 2000/2001 (Copies to each Supervisor, CAO and Employers Training Resource)
- Z) Letter from John Y. Liu, State Department of Transportation, in response to referral re pending improvements at the intersection of Rosedale Highway and Jenkins Road (Copies to each Supervisor, CAO, Roads and County Counsel)
- AA) Letter from Sherry Harrison re concerns about materials and waste being added to landfills (Copies to each Supervisor, CAO and Waste Management)
- BB) Letter from Assemblyman Roy Ashburn re support of continuation of performance incentives of the Welfare Reform Act (Copies to each Supervisor, CAO and Department of Human Services)
- CC) Letter from Richard C. Johnson, State Board of Equalization, re revision of Local Roll Rules, Property Tax Rules 252, 253, 254, 256, 261, 262 and 304 (Copies to each Supervisor and CAO)
- DD) E-mail from Bob Hawkes re concerns about hiring consultants (Copies to each Supervisor, CAO and Kern Medical Center)
- EE) E-mail from Asa Castleman re care of lots at Union Avenue Cemetery (Copies to each Supervisor and CAO)
- FF) E-mail response from General Services to Asa Castleman re lots for which County is responsible at Union Avenue Cemetery (Copies to each Supervisor and CAO)
- GG) Notice from U.S. Department of Housing and Urban Development re Line of Credit Control System (LOCCS) (Copies to CAO, Community Development and Auditor-Controller)
- HH) Notice from State Department of Water Resources re Department of Water Resources' Urban Streams Restoration Program (Copies to each Supervisor, CAO, Engineering & Survey Services and Resource Management Agency)
- II) Notice from U.S. Bankruptcy Court, District of Delaware, re hearing on Wednesday, February 21, 2001, re Montgomery Ward, LLC (Copies to Treasurer-Tax Collector and County Counsel)
- JJ) Notice from Department of the Youth Authority re public hearing for Proposal to Amend Regulations on Tuesday, April 17, 2001 (Copies to each Supervisor and CAO)

- KK) Notice from California Regional Water Quality Control Board re public solicitation of water quality information (Copies to each Supervisor, CAO and Resource Management Agency)
- LL) Notice from Berkeley Free Clinic re STOP HIV 5 (Copies to each Supervisor, CAO and Public Health)
- MM) Agenda of meeting from Kern County Child Care Council on Wednesday, March 7, 2001
- NN) Agenda of meeting from Kern County Planning Commission on Thursday, March 8, 2001
- OO) Agenda of meeting from In-Home Supportive Services Advisory Committee on Thursday, March 8, 2001
- PP) Agenda of meeting from Wildlife Conservation Board on Friday, February 23, 2001 (Copies to each Supervisor, CAO, Planning and County Counsel)
- QQ) Minutes of meeting from Kern Council of Governments, Transportation Planning Policy Committee, on Thursday, January 18, 2001 (Copies to each Supervisor and CAO)
- RR) Agenda of meeting from California High Speed Rail Authority, on Thursday, March 1, 2001 (Copies to each Supervisor and CAO)
- SS) Agenda of meeting from California Regional Water Quality Control Board, Lahontan Region, on Wednesday and Thursday, March 14 and 15, 2001 (Copies to each Supervisor, CAO and Resource Management Agency)
- TT) Agenda of meeting from Central Valley Regional Water Quality Control Board on Thursday and Friday, March 15 and 16, 2001 (Copies to each Supervisor, CAO, County Counsel, Public Health and Waste Management)
- UU) Orders in the U.S. Bankruptcy Court for the District of Delaware re Chapter 11, Montgomery Ward, LLC, Case No. 00-4667 (RTL) (Copies to Treasurer-Tax Collector and County Counsel)
- VV) Brochure from Governor's Advisory Drought Planning Panel, Critical Water Shortage Contingency Plan, December 29, 2000 (Copies to each Supervisor and CAO)
- WW) Bulletin from Water Education Foundation, Western Water, A Colorado River Compromise, November/December, 2000 (Copies to each Supervisor and CAO)
- XX) Bulletin from Water Education Foundation, Western Water, January/February, 2001 (Copies to each Supervisor and CAO)
- YY) Bulletin from U.S. Department of Justice, National Institute of Justice Research in Brief, December 2000 (Copies to each Supervisor and CAO)
- ZZ) Bulletin from California High-Speed Rail Authority, On-Track, California High-Speed Train Update, Winter 2001 (Copies to each Supervisor, CAO, Resource Management Agency and Planning)

- AAA) Bulletin from California Forestry Association, Forests, January/March 2001, Volume 5, Number 1 (Copies to each Supervisor and CAO)
- 64) LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD - APPROVED AND FILED
- A) Applications for alcohol beverage licenses: Kimber Avenue Texaco, 8200 Kimber Avenue, Bakersfield; Rusty's Pizza Parlor, 5430 Olive Drive, Bakersfield; Super Texaco Foodmart, 1331 Bernard Street, Bakersfield; Greenacres Liquor, 10725 Rosedale Highway, Bakersfield; Joe's Market, 1010 Poso Drive, Wasco; KOA Kampgrounds, 15627 Highway 178, Lake Isabella; Rocky's Downtown Bar & Grill, 223 Frazier Mountain Park Road, Lebec - REFERRED TO PLANNING (Copies to each Supervisor and CAO)
- B) Letter from Deran Koligian, Fresno County Board of Supervisors, re invitation to participate in a regional energy summit - REFERRED TO CAO (Copies to each Supervisor and General Services)
- C) Letter from Asa L. Castleman re responsibility for upkeep at the Old Union Cemetery - REFERRED TO GENERAL SERVICES-PROPERTY MANAGEMENT (Copies to each Supervisor and CAO)
- D) Letter from Cheryl Vesely, Dale Scott & Company, Inc., re Beardsley Elementary School District General Obligation Bonds, 2000 Election Series A - REFERRED TO COUNTY COUNSEL
- 65) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
- A) Claim in the matter of Jesus Manzo and Guadalupe Manzo, a minor child vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- B) Claim in the matter of Earle Duane Moyer vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- C) Claim in the matter of Jackie Carter vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- D) Claim in the matter of David Rezac vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- E) Claim in the matter of Joseph A. Martigani vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- F) Claim in the matter of Michael Cariello and Amy Cariello vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- G) Claim in the matter of Allen Brookshire vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- H) Claim in the matter of Ana Marquez vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- I) Claim in the matter of "Little" Alfredo Becerra vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)

- J) Claim in the matter of Marc Anthony Estrella, a Minor, by and through his Guardian ad Litem, Monica M. Lara and Monica M. Lara, Individually vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- K) Claim in the matter of Gilbert Tarr vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)