

## SUMMARY OF PROCEEDINGS

### BOARD OF SUPERVISORS - COUNTY OF KERN

KERN MEDICAL CENTER  
1830 Flower Street  
Conference Room 1058  
Bakersfield, California

Regular Meeting  
Monday, March 14, 2005

2:00 P.M.

BOARD RECONVENED

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

SALUTE TO FLAG - Led by Supervisor Patrick

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

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]) - SUPERVISOR RUBIO ASKED FOR CLARIFICATION ON POLICIES RELATING TO CO-PAYMENTS FOR INDIGENT PATIENTS

REFERRED TO KERN MEDICAL CENTER AND COUNTY ADMINISTRATIVE OFFICE TO REPORT BACK TO THE BOARD IN 30 DAYS REGARDING POSSIBLE REVISIONS TO RESOLUTION NO. 88-217 AS IT RELATES TO INDIGENT PATIENT CO-PAYMENTS

**Rubio-Maben: All Ayes**

SUPERVISOR MABEN REQUESTED THE COUNTY ADMINISTRATIVE OFFICE AND KERN MEDICAL CENTER INVESTIGATE ESTABLISHING BOARD COMMITTEES THAT ADDRESS SPECIFIC AREAS OF INTEREST WITHIN THE HOSPITAL STRUCTURE AND REPORT BACK TO THE BOARD

DEPARTMENTAL REQUESTS

KERN MEDICAL CENTER

- 3) Update report regarding Kern Medical Center's financial condition (Fiscal Impact: None) - RECEIVED AND FILED

**Patrick-Maben: All Ayes**

- 4) Update report regarding Kern Medical Center's Bariatric program (Fiscal Impact: None) - DR. MAUREEN MARTIN, CHAIR, DEPARTMENT OF SURGERY, RESPONDED TO QUESTIONS; RECEIVED AND FILED

**Maben-McQuiston: All Ayes**

- 5) Update report regarding Kern Medical Center's Psychiatric Services program (Fiscal Impact: None) - DR. TAI YOO MADE PRESENTATION; RECEIVED AND FILED

**Patrick-Rubio: All Ayes**

- 6) Monthly report from CAO regarding Kern Medical Center's General Fund loan (Fiscal Impact: None) - RECEIVED AND FILED

**Patrick-McQuiston: All Ayes**

- \*7) Notification of retroactive Agreement for Professional Services with Mendez Medical Center, Inc., an independent contractor, for obstetric and gynecologic services (Fiscal Impact: None) - RECEIVED AND FILED

**McQuiston-Maben: All Ayes**

- \*8) Proposed changes in clinical privilege status for 29 members of Kern Medical Center's Medical Staff (Fiscal Impact: None) - APPROVED

**McQuiston-Maben: All Ayes**

- \*9) Proposed addition of one (1) full-time Messenger and one (1) full-time Pharmacy Technician I/II/III positions, and deletion of one (1) full-time Messenger HHC and one (1) full-time vacant Office Services Assistant positions, effective March 14, 2005 (Fiscal Impact: \$16,200 Estimated Net Annual Cost; KMC Enterprise Fund; Budgeted; Mandated) - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

**McQuiston-Maben: All Ayes**

- \*10) Proposed addition of two (2) full-time Mental Health Therapist I/II, two (2) full-time Mental Health Recovery Specialist I/II and one (1) full time Supervising Mental Health Clinician positions, effective March 14, 2005 (Fiscal Impact: \$370,340 Estimated Net Annual Cost, Completely Offset by Revenue; KMC Enterprise Fund; Budgeted; Mandated) - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

**McQuiston-Maben: All Ayes**

- \*11) Request for unusual travel request for Eric Santerre, to attend Hewlett Packard's "Practical UNIX System and Network Security" and "HP-UX System and Network Administrator II" classes in Cupertino, California, from April 17, 2005 through April 22, 2005 and May 22, 2005 through May 27, 2005, respectively, in an amount not to exceed \$7,760 (Fiscal Impact: \$7,760; KMC Enterprise Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED AUDITOR-CONTROLLER TO PAY SALARY AND EXPENSES IN AN AMOUNT NOT TO EXCEED \$7,760

**McQuiston-Maben: All Ayes**

- \*12) Proposed changes to Exhibit "C" of the form Graduate Medical Education Agreement for interns and residents to update language related to County health benefits (Fiscal Impact: None) - APPROVED; AUTHORIZED KMC CEO TO SIGN INDIVIDUAL ONE-YEAR AGREEMENTS

**McQuiston-Maben: All Ayes**

- \*13) Proposed form Graduate Pharmacy Education Agreement for enrollment in the residency training program (Fiscal Impact: None) - APPROVED; AUTHORIZED KMC CEO TO SIGN INDIVIDUAL ONE-YEAR AGREEMENTS

**McQuiston-Maben: All Ayes**

- \*14) Proposed Amendment No. 3 to Letter of Agreement with Health Net of California, Inc., for health care services rendered to Health Net Medi-Cal Managed Care members (Fiscal Impact: Confidential) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 166-2005

**McQuiston-Maben: All Ayes**

- \*15) Proposed Agreement with Asereth Medical Services, Inc., for temporary pharmacist labor, from March 25, 2005 through March 24, 2006, in an amount not to exceed \$250,000 (Fiscal Impact: \$250,000; KMC Enterprise Fund; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 167-2005

**McQuiston-Maben: All Ayes**

- \*16) Proposed retroactive Capital Asset Performer Agreement with American Biomedical Group, Inc., for equipment maintenance, from January 22, 2005 through January 21, 2008, in an amount not to exceed \$1,152,000 (Fiscal Impact: Variable, Estimated at \$1,152,000 per contract year; KMC Enterprise Fund; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 168-2005

**McQuiston-Maben: All Ayes**

- 17) Proposed Agreement with Sierra Pacific Anesthesia Medical Associates, Inc., for anesthesia services, from March 20, 2005 through March 19, 2008, in an amount not to exceed \$11,483,148 over the three-year term of this Agreement (Fiscal Impact: \$11,483,148; KMC Enterprise Fund; Budgeted; Mandated) - TERRY HILLIARD, THE HILLIARD GROUP, AND DR. SOHEIL ETESHAM, CHAIR, KMC DEPARTMENT OF ANESTHESIA, DR. PAUL WALSH, DEPARTMENT OF EMERGENCY MEDICINE, AND EVELYN ELLIOTT, DIRECTOR OF PHARMACY, HEARD; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 169-2005; REFERRED TO KERN MEDICAL CENTER TO CONSIDER PREPARING A NEW REQUEST FOR PROPOSAL OR REQUEST FOR QUALIFICATIONS FOR ANESTHESIA SERVICES FOR REPORT BACK IN 18 MONTHS

**McQuiston-Maben: All Ayes**

- \*18) Proposed Amendment No. 9 to Agreement 611-99 with CTG Healthcare Solutions, Inc., for information systems support, amending the original scope of work, extending the term of the Agreement for one year through March 31, 2006, and increasing the contractual not to exceed amount by \$400,000, from \$1,953,000 to \$2,353,000 for additional support services, and increasing the contractual not to exceed amount by \$55,000, from \$145,000 to \$200,000 for additional expenses (Fiscal Impact: \$455,000; KMC Enterprise Fund; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 170-2005

**McQuiston-Maben: All Ayes**

ADJOURNED TO CLOSED SESSION AT 1115 TRUXTUN AVENUE

**Maben**

RECONVENED AT 1115 TRUXTUN AVENUE WITH ALL MEMBERS PRESENT

ADJOURNED TO CLOSED SESSION

**Patrick**

CLOSED SESSION

COUNTY ADMINISTRATIVE OFFICE

- 19) Request for Closed Session regarding public employee performance evaluation - Title: Chief Executive officer Kern Medical Center -

ADJOURNED TO TUESDAY, MARCH 15, 2005 AT 9:00 A.M.

**Patrick-Maben**

/s/ Denise Pennell  
Clerk of the Board

/s/ Ray Watson  
Chairman, Board of Supervisors

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

The Kern Medical Center Conference Room 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.

## SUMMARY OF PROCEEDINGS

### BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue  
Bakersfield, California

Regular Meeting  
Tuesday, March 15, 2005

9:00 A.M.

#### BOARD RECONVENED

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

SALUTE TO FLAG - Led by Supervisor McQuiston

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

#### RESOLUTIONS/PROCLAMATIONS

- 1) Resolution honoring Nadine Limi, County of Kern and Superior Court of California, for 37 years of service to the County of Kern - ADOPTED RESOLUTION; MADE PRESENTATION TO NADINE LIMI; JUDGE GARY FRIEDMAN AND NADINE LIMI HEARD; FAMILY MEMBERS WERE INTRODUCED

**Patrick-McQuiston: All Ayes**

- 2) Resolution honoring Dixie Joan Shields, Department of Human Services, for 35 years of service to the County of Kern - ADOPTED RESOLUTION; MADE PRESENTATION TO DIXIE JOAN SHIELDS; DIXIE SHIELDS HEARD

**Maben-Patrick: All Ayes**

NOTE: ITEM NO. 3 WAS HEARD AFTER ITEM NO. 12

- 3) Resolution honoring Hazel Daniel, Department of Human Services, for 35 years of service to the County of Kern - ADOPTED RESOLUTION; MADE PRESENTATION TO HAZEL DANIEL

**Maben-Patrick: All Ayes**

- 4) Resolution honoring Judy Jennings, Department of Public Health, for 34 years of service to the County of Kern - ADOPTED RESOLUTION; DUE TO ILLNESS, JUDY JENNINGS COULD NOT BE PRESENT; THE DEPARTMENT WILL DELIVER HER RESOLUTION

**Rubio-Maben: All Ayes**

- 5) Resolution honoring Charlotte "Smokey" Loe, Department of Public Health, for 32 years of service to the County of Kern - ADOPTED RESOLUTION; CHARLOTTE "SMOKEY" LOE COULD NOT BE PRESENT; THE DEPARTMENT WILL DELIVER HER RESOLUTION

**Rubio-Maben: All Ayes**

- 6) Resolution honoring Jane Lynn Terrell, Department of Public Health, for 32 years of service to the County of Kern - ADOPTED RESOLUTION; MADE PRESENTATION TO JANE TERRELL; JANE TERRELL, DR. B. A. JINADU, DIRECTOR OF PUBLIC HEALTH AND CINDY WASSON, DIRECTOR OF NURSING HEARD

**Rubio-Maben: All Ayes**

- 7) Resolution honoring Scott Jones, County Administrative Officer, for 31 years of service to the County of Kern - ADOPTED RESOLUTION; MADE PRESENTATION TO SCOTT JONES; SCOTT JONES HEARD; ALL MEMBERS OF THE BOARD EXPRESSED THEIR APPRECIATION TO SCOTT FOR HIS LEADERSHIP AND SERVICE TO KERN COUNTY

**Maben-Patrick: All Ayes**

- 8) Proclamation proclaiming April 1-8, 2005 as Public Health Week in Kern County - PROCLAIMED; MADE PRESENTATION TO DR. B. A. JINADU, DIRECTOR OF PUBLIC HEALTH; DR. JINADU HEARD; RECEIVED AND FILED DOCUMENT

**Patrick-McQuiston: All Ayes**

- 9) Proclamation proclaiming March 2005 as Red Cross Month in Kern County - PROCLAIMED; REFERRED TO CLERK OF THE BOARD FOR DISTRIBUTION; KERN COUNTY FIRE CHIEF DENNIS THOMPSON, HEARD

**Patrick-McQuiston: All Ayes**

- 10) Proclamation proclaiming April 2005 as National Donate Life Month in Kern County - PROCLAIMED; MADE PRESENTATION TO JAIME CAMPBELL, COMMUNITY DEVELOPMENT COORDINATOR, ONE LEGACY KERN COUNTY; JAIME CAMPBELL HEARD

**Patrick-McQuiston: All Ayes**

- 11) Proclamation proclaiming March 20, 2005 as Loyalty Day in Kern County - PROCLAIMED; REFERRED TO CLERK OF THE BOARD FOR DISTRIBUTION

**Patrick-McQuiston: All Ayes**

- 12) Resolution honoring Kathlyn "Kathy" Day, Department of Aging and Adult Services, for 34 years of service to the County of Kern - ADOPTED RESOLUTION; MADE PRESENTATION TO KATHY DAY; RON ERREA, DIRECTOR OF AGING & ADULT SERVICES AND KATHY DAY HEARD

**Maben-McQuiston: All Ayes**

NOTE: ITEM NO. 3 WAS HEARD AFTER ITEM NO. 12

PUBLIC REQUEST

- 13) Request from Scott Robinson to address the Board regarding concerns of paramedic/firefighters at the fire station in Pine Mountain Club - SCOTT ROBINSON, PEARL EDMUNDSEN AND DON EUBANK HEARD; RECEIVED AND FILED

**Patrick-Maben: All Ayes**

PUBLIC PRESENTATIONS

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- NO ONE HEARD

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

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

DEPARTMENTAL REQUESTS

AGING AND ADULT SERVICES

- \*16) Request to employ retired County employee, Kathlyn Day, as Social Service Supervisor II, Range 59.0, Step E, for a period not to exceed 120 working days or 960 hours, whichever is greater, in the 12-month period following date of employment (Fiscal Impact: \$28,187; Budgeted; Discretionary) - APPROVED

**Patrick-Maben: All Ayes**



AIRPORTS

- \*17) Request for authorization to expend funds to support the Hayward Proficiency Air Exercise, to be held May 19-21, 2005, in an amount not to exceed \$800 (Fiscal Impact: \$800; Budgeted; Discretionary) - APPROVED

**Patrick-Maben: All Ayes**

AUDITOR-CONTROLLER-COUNTY CLERK

- 18) Presentation on findings and recommendations from Macias Consulting Group, Inc., regarding Kern Medical Center Physician Compensation Analysis and Fiscal Procedures Examinations on Kern Medical Center Cash Flow Evaluation and Billing Process Evaluation (Fiscal Impact: None) - HEARD PRESENTATION BY DENISE CALLAHAN, MACIAS CONSULTING GROUP, INC.; RECEIVED AND FILED REPORTS; REFERRED TO COUNTY ADMINISTRATIVE OFFICE, COUNTY COUNSEL, KERN MEDICAL CENTER AND AUDITOR-CONTROLLER-COUNTY CLERK FOR FOLLOW UP REVIEW OF AUDIT FINDINGS AND RECOMMENDATIONS AND REPORT BACK TO THE BOARD ON APPROPRIATE CORRECTIVE ACTION MEASURES, TO INCLUDE REVIEW OF THE FEASIBILITY OF ASSIGNING STAFF FROM THE COUNTY ADMINISTRATIVE OFFICE AND AUDITOR-CONTROLLER-COUNTY CLERK'S OFFICE ON A FULL-TIME BASIS TO KERN MEDICAL CENTER, AND ESTABLISHMENT OF AN OVERSIGHT COMMITTEE TO MONITOR IMPLEMENTATION OF CORRECTIVE ACTIONS

**Patrick-Maben: All Ayes**

- \*19) Proposed addition of one (1) Auditor-Controller Division Chief to Budget Unit 1110, effective March 15, 2005 (Fiscal Impact: 2004/05-2005/06 \$108,500) - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

**Patrick-Maben: All Ayes**

- \*20) Resolution from the West Side Recreation and Park District requesting Elections to render certain election services for their Special Tax Election to be held June 7, 2005 (Fiscal Impact: None) - APPROVED; AUTHORIZED ELECTIONS TO PERFORM ELECTION RELATED SERVICES REQUESTED

**Patrick-Maben: All Ayes**

BOARD OF TRADE

- \*21) Request to approve Tourism Promotion Grants recommended by the Tourism Promotion Grant Committee and authorize Kern County Board of Trade to draw up necessary contracts to finalize the grant awards - APPROVED

**Patrick-Maben: All Ayes**

COUNTY COUNSEL

- \*22) Resolution authorizing the issuance and sale of Kern High School District General Obligation Bonds, Election 2004, Series A in the aggregate principal amount of \$50,000,000 (Fiscal Impact: None) - ADOPTED RESOLUTION 2005-087

**Patrick-Maben: All Ayes**

- \*23) Request from Buena Vista Water Storage District for appointment of Directors for Divisions 1, 3, and 5, pursuant to Water Code Section 41307 (Fiscal Impact: None) - ADOPTED RESOLUTION 2005-088 ORDERING APPOINTMENT OF DAVID COSYNS AS DIRECTOR FOR DIVISION 1, TERRY CHICCA AS DIRECTOR FOR DIVISION 3, AND RONALD TORIGIANI AS DIRECTOR FOR DIVISION 5

**Patrick-Maben: All Ayes**

- \*24) Proposed Ordinance adding Subsection (189) to Section 10.16.041 of Chapter 10.16, Title 10 of the Kern County Ordinance Code concerning a no stopping zone along the west side of South Union Avenue (Fiscal Impact: None) - WAIVED READING; INTRODUCED ORDINANCE

**Patrick-Maben: All Ayes**

- \*25) Proposed Ordinance adding Subsection (188) to Section 10.16.041 of Chapter 10.16, Title 10 concerning a no stopping zone along the east side of Landco Drive (Fiscal Impact: None) - WAIVED READING; INTRODUCED ORDINANCE

**Patrick-Maben: All Ayes**

- \*26) Proposed Ordinance adding Subsection (3) to Section 10.16.045 of Chapter 10.16, Title 10 of the Kern County Ordinance Code concerning a no stopping zone along the south side of Kernville Road (Fiscal Impact: None) - WAIVED READING; INTRODUCED ORDINANCE

**Patrick-Maben: All Ayes**

- \*27) Proposed Ordinance adding Subsection (183), (184) and (187) to Section 10.16.041 of Chapter 10.16, Title 10 of the Kern County Ordinance Code concerning no stopping zones along the west side of Union Avenue (Fiscal Impact: None) - WAIVED READING; INTRODUCED ORDINANCE

**Patrick-Maben: All Ayes**

- \*28) Proposed Ordinance adding Subsections (51) and (52) to Section 10.16.160 of Chapter 10.16, Title 10 of the Kern County Ordinance Code concerning bus loading and unloading zones along the west side of South Union Avenue (Fiscal Impact: None) - WAIVED READING; INTRODUCED ORDINANCE

**Patrick-Maben: All Ayes**

EMPLOYERS' TRAINING RESOURCE

- \*29) Request for a training purchase order with sole source procurement with Santa Barbara Business College to provide training to Workforce Investment Act eligible customers, from March 15, 2005 through June 30, 2005, in an amount not to exceed \$56,000 (Fiscal Impact: \$56,000; State Grant; Budgeted; Mandated) - APPROVED

**Patrick-Maben: All Ayes**

- \*30) Request for a training purchase order with sole source procurement with Pacific Coast Truck School to provide training to Workforce Investment Act eligible customers, from March 15, 2005 through June 30, 2005, in an amount not to exceed \$68,400 (Fiscal Impact: \$68,400; State Grant; Budgeted; Mandated) - APPROVED

**Patrick-Maben: All Ayes**

- \*31) Request for a training purchase order with sole source procurement with California College of Vocational Careers to provide training to Workforce Investment Act eligible customers, from March 15, 2005 through June 30, 2005, in an amount not to exceed \$97,500 (Fiscal Impact: \$97,500; State Grant; Budgeted; Mandated) - APPROVED

**Patrick-Maben: All Ayes**

- \*32) Proposed Agreement with Kern County Superintendent of Schools for the Leaders in Life Youth Conference on March 31, 2005, in an amount not to exceed \$5,000 (Fiscal Impact: \$5,000; Federal Grant; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 171-2005

**Patrick-Maben: All Ayes**

- \*33) Proposed retroactive Agreement with the Employment Development Department to reimburse facility costs at the Southeast Bakersfield Career Services Center, from October 1, 2003 through September 30, 2005, in an amount not to exceed \$36,240 (Fiscal Impact: \$36,240; Federal Grant; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 172-2005

**Patrick-Maben: All Ayes**

- \*34) Proposed retroactive Amendment No. 1 to Agreement 310-2004 with La Cooperativa Campesina de California, for a Migrant and Seasonal Farmworker Temporary Housing Assistance Program, to extend the term through March 15, 2005 (prior notification February 22, 2005) (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 173-2005

**Patrick-Maben: All Ayes**

- \*35) Proposed retroactive Amendment No. 1 to Agreement 562-2004 with La Cooperativa Campesina de California, for a Migrant and Seasonal Farmworker Permanent Housing Assistance Program, to extend the term through June 30, 2005 (prior notification February 22, 2005) (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 174-2005

**Patrick-Maben: All Ayes**

- \*36) Proposed retroactive Agreement with La Cooperativa Campesina de California for a Migrant and Seasonal Farmworker Temporary and Permanent Housing Assistance Program, from February 1, 2005 through June 30, 2005, in an amount not to exceed \$98,349 (prior notification March 1, 2005) (Fiscal Impact: \$98,349; Federal Grant; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 175-2005

**Patrick-Maben: All Ayes**

- \*37) Proposed retroactive Amendment No. 1 to Agreement 1013-2004 with La Cooperativa Campesina de California for an Agricultural Dislocated Worker Program to extend the term through September 30, 2005, and increase compensation by \$181,172 for a total amount not to exceed \$235,772 (prior notification November 9, 2004) (Fiscal Impact: \$235,772; State Grant; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 176-2005

**Patrick-Maben: All Ayes**

FIRE DEPARTMENT

- \*38) Request for sole source procurement of two (2) moving map systems from Aerocomputers Airborne Systems, in an amount not to exceed \$78,000 (Fiscal Impact: \$78,000; Homeland Security Grant; Budgeted) - APPROVED; AUTHORIZED PURCHASING AGENT TO ISSUE PURCHASE ORDER

**Patrick-Maben: All Ayes**

- \*39) Request for sole source procurement of one moving map system from Avalex Technologies, in an amount not to exceed \$40,500 (Fiscal Impact: \$40,500; Homeland Security Grant; Budgeted) - APPROVED; AUTHORIZED PURCHASING AGENT TO ISSUE PURCHASE ORDER

**Patrick-Maben: All Ayes**

- \*40) Request to continue Local Emergency (Fiscal Impact: None) - APPROVED; EXTENDED LOCAL EMERGENCY

**Patrick-Maben: All Ayes**

HUMAN SERVICES

- \*41) Request for increase in sole source blanket purchase orders for CalWORKs and Child Protective Services participants' bus passes (Fiscal Impact: \$100,000/\$91,000, State and Federal; \$9,000 County; Not Budgeted; Discretionary) - APPROVED

**Patrick-Maben: All Ayes**

- \*42) Proposed Amendment No. 1 to Agreement 565-2004 with Clinica Sierra Vista for provision of case management services for Cal-Learn participants to increase caseload capacity and compensation amount by \$119,385 to an amount not to exceed \$1,026,585 (Fiscal Impact: \$119,385: 100% Federal and State funds; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 177-2005

**Patrick-Maben: All Ayes**

- \*43) Request approval of confirming order for payment of invoice from Skillpath On-Site Training in the amount of \$5,700 (Fiscal Impact: \$5,700 - \$5,415 State and Federal; \$285 County; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO ISSUE PAYMENT

**Patrick-Maben: All Ayes**

MENTAL HEALTH SERVICES

- \*44) Proposed relief from accountability of 117 patient accounts in the amount of \$33,349.65 (Fiscal Impact: \$33,349.65) - APPROVED

**Patrick-Maben: All Ayes**

PARKS AND RECREATION DEPARTMENT

- \*45) Request to appropriate unanticipated revenue from Proposition 12, Per Capita, Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond to develop ten (10) playgrounds (Fiscal Impact: \$200,000; State Grant; Not Budgeted; Discretionary) - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$200,000 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$200,000 FROM APPROPRIATIONS FOR CONTINGENCIES TO CAPITAL PROJECTS BUDGET UNIT 1960

**Patrick-Maben: All Ayes**

- \*46) Notification of planned retirement of Director of Parks & Recreation, effective April 1, 2005 - RECEIVED AND FILED

**Patrick-Maben: All Ayes**

PERSONNEL

- 47) Briefing on departmental operations - HEARD PRESENTATION; RECEIVED AND FILED

**Maben-Patrick: All Ayes**

PROBATION

- \*48) Proposed Agreement with Paula Herrington for professional technical and grant writing services, from March 19, 2005 to June 30, 2006, in an amount not to exceed \$40,000 (Fiscal Impact: \$40,000; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 178-2005

**Patrick-Maben: All Ayes**

SHERIFF

- \*49) Proposed Agreement with the 53rd District Agricultural Association and Kern County Sheriff's Reserves, for law enforcement services, from May 12, 2005 through May 15, 2005, and September 9, 2005 through September 11, 2005, and for the fair years 2006 and 2007, in an amount not to exceed \$5,000 per event (No Fiscal Impact; Revenue to County) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 179-2005

**Patrick-Maben: All Ayes**

NON-AGENDA ITEM

MOTION TO CONSIDER NON-AGENDA ITEM NO. 49A. MADE FINDING THAT NEED TO TAKE ACTION ON NON-AGENDA MATTER OCCURRED AFTER AGENDA WAS POSTED BECAUSE APPLICATION WAS NOT FILED TIMELY WITH THE SHERIFF'S DEPARTMENT AND WAS SUBMITTED AFTER THE AGENDA WAS POSTED

**Patrick-McQuiston**

- 49A) Application to hold a parade Saint Augustine Catholic Church in Lamont on March 24, 2005 - FOUND THAT THE SHERIFF HAS NOTED HIS APPROVAL ON THE PERMIT AND THAT THE PARADE WILL NOT RESULT IN THE UNDUE OR UNMANAGEABLE OBSTRUCTION OR HINDRANCE OF TRAFFIC ON THE HIGHWAY WHERE IT IS TO BE HELD; WILL NOT LEAD TO BREACH OF THE PEACE, PROPERTY DAMAGE, OR OTHER DISORDERLY OR UNLAWFUL CONDUCT; WILL NOT CONFLICT WITH OTHER PARADES PREVIOUSLY GRANTED PERMITS, AND THAT THE SHERIFF HAS FACILITIES TO PROPERLY SUPERVISE THE PARADE; APPROVED PERMIT; AUTHORIZED CHAIRMAN TO SIGN

**Rubio-Patrick: All Ayes**

TREASURER-TAX COLLECTOR

- \*50) Cash Receipts and Disbursements for February 2005 - RECEIVED AND FILED

**Patrick-Maben: All Ayes**

NON-AGENDA ITEM - CLOSED SESSION

MOTION TO CONSIDER NON-AGENDA ITEM NO. 50A. MADE FINDING THAT NEED TO TAKE ACTION ON NON-AGENDA MATTER OCCURRED AFTER AGENDA WAS POSTED BECAUSE ON MARCH 10, 2005, THE BOARD APPOINTED RON ERREA, DIRECTOR OF AGING AND ADULT SERVICES TO THE POSITION OF COUNTY ADMINISTRATIVE OFFICER EFFECTIVE APRIL 1, 2005. THIS APPOINTMENT WAS MADE AFTER THE POSTING OF THE MARCH 15, 2005 AGENDA. DUE TO THE BOARD BEING DARK UNTIL APRIL 5, 2005, IT IS NECESSARY TO DISCUSS THE IMPACT OF THIS APPOINTMENT ON THE AGING AND ADULT SERVICES DEPARTMENT

**Patrick-McQuiston**

ADJOURNED TO CLOSED SESSION

**McQuiston**

CLOSED SESSION

COUNTY ADMINISTRATIVE OFFICE

NON-AGENDA ITEM

- 50A) Request for closed session re public employee recruitment - Title: Director of Aging and Adult Services - (SEE RESULTS OF CLOSED SESSION AT BEGINNING OF 2:00 P.M. SESSION)
- 51) Request for closed session regarding public employee recruitment - Title: Director of Parks and Recreation - (SEE RESULTS OF CLOSED SESSION AT BEGINNING OF 2:00 P.M. SESSION)

COUNTY COUNSEL

- 52) Request for closed session regarding conference with real property negotiators re properties located at 400 North China Lake Blvd., Ridgecrest, CA (2 buildings) and 325 Central Valley Hwy., Shafter, CA (1 building); agency negotiator, Bill Wilbanks; negotiating party, Administrative Office of the Courts; and, under negotiation are price, terms of payment and conditions of transfer (Government Code Section 54956.8) -

(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.

**McQuiston-Maben**

/s/ Denise Pennell  
Clerk of the Board

/s/ Ray Watson  
Chairman, Board of Supervisors

## SUMMARY OF PROCEEDINGS

### BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue  
Bakersfield, California

Regular Meeting  
Tuesday, March 15, 2005

2:00 P.M.

#### BOARD RECONVENED

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

#### RESULTS OF CLOSED SESSION

Request for closed session regarding public employee recruitment - Title: Director of Aging & Adult Services - CHAIRMAN WATSON REPORTED THE RESULTS OF CLOSED SESSION, AGENDA ITEM 50A FROM THE 9:00 A.M. SESSION, WHERE, BY UNANIMOUS VOTE, THE BOARD APPOINTED DEBBIE STEVENSON AS INTERIM DIRECTOR OF AGING AND ADULT SERVICES DEPARTMENT, EFFECTIVE APRIL 1, 2005; DEBBIE STEVENSON HEARD

Request for closed session regarding public employee recruitment - Title: Director of Parks and Recreation - CHAIRMAN WATSON REPORTED THE RESULTS OF CLOSED SESSION, AGENDA ITEM 51 FROM THE 9:00 A.M. SESSION, WHERE, BY UNANIMOUS VOTE, THE BOARD APPOINTED BOB LERUDE AS INTERIM DIRECTOR OF PARKS AND RECREATION DEPARTMENT, EFFECTIVE APRIL 1, 2005; BOB LERUDE HEARD

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

HEARINGS

RESOURCE MANAGEMENT AGENCY

Planning Department

- \*3) **Request from Dwight Mebane by Mel Smith to change the permitted uses from limited agriculture to light industrial on 21 acres located on the southwest corner of State Route 46 at Highway 99, east of Wasco (SD #1)**

Specific Request:

A change in zone classification from A-1 to M-1 or a more restrictive district (ZCC #3, Map #57-7)

(Negative Declaration; Published Wasco Tribune) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED NEGATIVE DECLARATION AND MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTION 2005-089 AND ENACTED ORDINANCE G-7204 APPROVING ZONE CHANGE WITH THE INCLUSION OF THE PD (PRECISE DEVELOPMENT COMBINING) DISTRICT AND THE FPS (FLOODPLAIN SECONDARY COMBINING) DISTRICT

**Patrick-Maben: All Ayes**

- \*4) **Request from Ralph Kerr to change the permitted uses by adding the Rural Subdivision Combining District which will accommodate the keeping of large animals in a residential area on 2.85 acres located at 71 Vernon Drive, Lake of the Woods area (SD #4)**

Specific Request:

A change in zone classification from E (2-1/2) and E (2-1/2) GH to E (2-1/2) RS and E (2-1/2) RS GH or more restrictive districts (ZCC #16, Map #238-33)

(General Rule, Section 15061(b)(3); Published Mountain Enterprise) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED RESOLUTION 2005-090 AND ENACTED ORDINANCE G-7205 APPROVING ZONE CHANGE AS REQUESTED

**Patrick-Maben: All Ayes**

Note: Items No. 5 and No. 6 were heard concurrently

- \*5) **Request from Delano Growers Grape Products by Delmarter and Deifel to delete the secondary highway designation and terminate all public access rights for that portion of Bassett Avenue located between Driver Road and Zachary Avenue, northeast of Delano (SD #1)**

Specific Request:

Nonsummary vacation of a portion of Bassett Avenue (10-5 3 098; Streets and Highways)

(General Rule, Section 15061(b)(3); Published Delano Record) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING

(Continued on Page 18)

(Continued from Page 17)

DEPARTMENT RECOMMENDATION, ADOPTED RESOLUTION 2005-091 APPROVING VACATION, EXCEPTING AND RESERVING AN EASEMENT FOR EXISTING UTILITIES, WITH RESOLUTION TO BE RECORDED UPON WRITTEN CONFIRMATION FROM THE PLANNING DEPARTMENT TO THE CLERK OF THE BOARD THAT A COVENANT OF EASEMENT HAS BEEN RECORDED TO ASSURE LEGAL ACCESS TO PROPERTY LOCATED IN THE SW/4 OF THE NE/4 OF SECTION 5, T25S, R26E

**Patrick-Maben: All Ayes**

GENERAL PLAN AMENDMENT HEARINGS

Amendment of the Land Use, Open Space and Conservation Element, Maximum Allowed Land Use Density Table of the Kern County General Plan; Appendix E and Appendix F of the Kern County General Plan; Circulation Element of the Kern County General Plan; Metropolitan Bakersfield General Plan; Western Rosedale Specific Plan; Glennville Rural Community Plan Policies, Implementation Measures, and Land Use Consistency Matrix; Alteration of Agricultural Preserves 8, 9, and 10; and other items as cited which include amendments of certain zoning maps and applications and proceedings

RESOURCE MANAGEMENT AGENCY  
Planning Department

- \*6) **Request from Delano Growers Grape Products by Delmarter and Deifel to delete the secondary highway designation and terminate all public access rights for that portion of Bassett Avenue located between Driver Road and Zachary Avenue, northeast of Delano (SD #1)**

Specific Request:

Amend the Circulation Element of the Kern County General Plan to delete the future collector (secondary highway) designations for Bassett Avenue (GPA #1, Map #10) (General Rule, Section 15061(b)(3); Published Delano Record) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED RESOLUTION 2005-092 APPROVING GENERAL PLAN AMENDMENT AS REQUESTED

**Patrick-Maben: All Ayes**

- \*7) **Request from Kern County Waste Management to change the permitted uses from agriculture and solid waste facility to solid waste facility, transfer station facility, and solid waste facility buffer area on 198 acres located at 9800 Sierra Way, east of Wofford Heights (SD #1)**

Specific Request:

Amend the Land Use, Open Space and Conservation Element of the Kern County General Plan from Map Code(s) 8.5 and 3.4 to Map Code(s) 3.7, 3.7.1, 3.4, and 3.4.1 or more restrictive map code designations; amend Appendix E and Appendix F of the Kern County General Plan to provide designations consistent with the pre-existing land use of a closed sanitary landfill and transfer station after acquisition of the property from the Federal government (GPA #3, Map #17) (General Rule, Section 15061(b)(3); Published Kern Valley Sun) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER

(Continued on Page 19)

(Continued from Page 18)

PLANNING COMMISSION RECOMMENDATION, ADOPTED RESOLUTION 2005-092 APPROVING GENERAL PLAN AMENDMENT, WITH THE MORE RESTRICTIVE 2.4 AND 2.5 MAP CODE DESIGNATIONS AS RECOMMENDED BY STAFF; ADOPTED APPENDIX E AND APPENDIX F MAPS FOR THE KERN COUNTY GENERAL PLAN

**Patrick-Maben: All Ayes**

- \*8) **Request from Noble Howze by B & L Anderson Consulting to change the permitted uses from exclusive agriculture to medium industrial and to exclude 36.21 acres from an Agricultural Preserve located on the south side of Coberly Road east of Enos Lane, Bakersfield (SD #1)**

Specific Request:

- (a) Amend the Western Rosedale Specific Plan from Map Code(s) R-IA to Map Code(s) SI or a more restrictive map code designation (GPA #13, Map #79)
- (b) A change in zone classification from A to M-2 PD or a more restrictive district (ZCC #35, Map #79)
- (c) Exclusion of approximately 36.21 acres from the boundaries of an Agricultural Preserve (Ag Pres #8 - Excl)

(Negative Declaration; Published Shafter Press) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED NEGATIVE DECLARATION AND MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTIONS 2005-092, 2005-093 AND 2005-094 AND ENACTED ORDINANCE G-7206 APPROVING GENERAL PLAN AMENDMENT, ZONE CHANGE, AND EXCLUSION AS REQUESTED

**Patrick-Maben: All Ayes**

- \*9) **Request from Bradley Bonner by B & L Anderson Consulting to change the permitted uses from exclusive agriculture to medium industrial and to exclude 40 acres from an Agricultural Preserve located on the southwest corner of Coberly Road and Cherry Avenue, Bakersfield (SD #1)**

Specific Request:

- (a) Amend the Western Rosedale Specific Plan from Map Code(s) R-IA to Map Code(s) SI or a more restrictive map code designation (GPA #15, Map #79)
- (b) A change in zone classification from A to M-2 PD or a more restrictive district (ZCC #37, Map #79)
- (c) Exclusion of approximately 40 acres from the boundaries of an Agricultural Preserve (Ag Pres #8 - Excl)

(Negative Declaration; Published Shafter Press) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED NEGATIVE DECLARATION AND MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTIONS 2005-092, 2005-095 AND 2005-096 AND ENACTED ORDINANCE G-7207 APPROVING GENERAL PLAN AMENDMENT, ZONE CHANGE, AND EXCLUSION AS REQUESTED

**Patrick-Maben: All Ayes**

- \*10) **Request from Johns Brothers by Delmarter and Deifel to change the permitted uses from agriculture to commercial and residential on 80 acres located on the southeast corner of Seventh Standard Road and Calloway Drive, Bakersfield (SD #1)**

Specific Request:

- (a) Amend the Metropolitan Bakersfield General Plan from Map Code(s) RR to Map Code(s) GC, ER, and SR or more restrictive map code designations (GPA #15, Map #102)
- (b) A change in zone classification from A to C-2 PD, E (1) RS, and E (1/4) or more restrictive districts (ZCC #122, Map #102)

(Negative Declaration; Published Bakersfield Californian) -  
CONTINUED TO TUESDAY, APRIL 12, 2005, AT 2:00 P.M.

**Patrick-Maben: All Ayes**

- 11) **Request from Sill Properties, Inc., by Porter-Robertson Engineering and Surveying, Inc., to change the permitted uses from agriculture to light and medium industrial on 152 acres located on the west side of Highway 65, north of Seventh Standard Road, south of Imperial Road, north of Bakersfield (SD's #1 & #3)**

Specific Request:

- (a) Amend the Metropolitan Bakersfield General Plan from Map Code(s) R-IA to Map Code(s) SI or a more restrictive map code designation (GPA #14, Map #81)
- (b) A change in zone classification from A-1 and A-1 H to M-1 PD, M-1 PD H, M-2 PD, and M-2 PD H or more restrictive districts (ZCC #80, Map #81)

(Negative Declaration; Published Bakersfield Californian) -  
OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED NEGATIVE DECLARATION AND MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTIONS 2005-097 AND 2005-098 AND ENACTED ORDINANCE G-7208 APPROVING GENERAL PLAN AMENDMENT TO THE MORE RESTRICTIVE LI, EXCEPT ON 0.6-ACRE PORTION OF SITE, AND APPROVING THE MORE RESTRICTIVE M-1 PD H DISTRICT, EXCEPT ON 0.6-ACRE PORTION OF SITE

**McQuiston-Patrick: All Ayes**

- 12) **Request from Kern County Planning Department to amend the Glennville Rural Community Plan policies, implementation measures, and land use consistency matrix, Glennville area of north central Kern County (SD #1)**

Specific Request:

Amend the Glennville Rural Community Plan policies, implementation measures, and land use consistency matrix to reflect consistency between the M-1 District and the Map Code 6.2 designation (SPA #130, Map #500)

(General Rule, Section 15061(b)(3); Published Bakersfield Californian) - OPENED HEARING; HEARD IN SUPPORT OF RECOMMENDATION: CANDICE DOMINGUEZ AND HARRELL KNOX; HEARD IN OPPOSITION TO RECOMMENDATION: PATSY KISOR; BILL DOYLE; JUDY WHITTAL; FREDA KUBAS-DOYLE; MARY SOUTHARD; LARRY SOUTHARD; AND MIKE LITTRELL; CLOSED HEARING; ADOPTED RESOLUTION 2005-099 APPROVING SPECIFIC PLAN AMENDMENT, DELETING REFERENCES TO LIGHT INDUSTRIAL

**McQuiston-Patrick: All Ayes**

- \*13) **Request from Slikker Family Trust by Frank Tripicchio Realty to change the permitted uses from residential to light industrial on 2.4 acres located on the southeast corner of Calloway Drive and Langley Drive, northwest Bakersfield (SD #3)**

Specific Request:

- (a) Amend the Metropolitan Bakersfield General Plan from Map Code(s) ER to Map Code(s) LI or a more restrictive map code designation (GPA #7, Map #102-29)
  - (b) A change in zone classification from E (1) RS to M-1 PD or a more restrictive district (ZCC #36, Map #102-29)
- (General Rule, Section 15061(b)(3); Published Bakersfield Californian) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED RESOLUTIONS 2005-092 AND 2005-100 AND ENACTED ORDINANCE G-7209 APPROVING GENERAL PLAN AMENDMENT AND ZONE CHANGE AS REQUESTED

**Patrick-Maben: All Ayes**

Note: Items No. 14 and No. 15 were heard concurrently

- 14) **Request from Blackhawk Land Company, Inc., by Delmarter and Deifel to change the permitted uses from agriculture to single-family residential on 157.18 acres, exclude 158.18 acres from an Agricultural Preserve, and cancel 20 acres of a Land Use Contract located at the northwest corner of Hageman Road and Renfro Road, western Rosedale (SD #4)**

Specific Request:

- (a) Amend the Western Rosedale Specific Plan from Map Code(s) R-IA to Map Code(s) LMR or a more restrictive map code designation (SPA #50, Map #101)
- (b) A change in zone classification from A to E (5) RS PE on five acres, E (1) RS on 10.94 acres, and R-1 on 141.24 acres or more restrictive districts (ZCC #134, Map #101)
- (c) Exclusion of approximately 157.18 acres from the boundaries of an Agricultural Preserve (Ag Pres #9 - Excl)
- (d) Cancellation of a 20.02-acre parcel of a Land Use Contract (Cancel #04-5)

(Environmental Impact Report; Published Bakersfield Californian) - OPENED HEARING; JIM DELMARTER, REPRESENTING BLACKHAWK LAND COMPANY, AND JOHN KIND, REPRESENTING S.V. INVESTMENTS, HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, CERTIFIED THE ENVIRONMENTAL IMPACT REPORT; ADOPTED SECTION 15091 ENVIRONMENTAL FINDINGS AND SECTION 15093 STATEMENT OF OVERRIDING CONSIDERATIONS; ADOPTED MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTIONS 2005-101 THROUGH 2005-104 AND ENACTED ORDINANCE G-7210 APPROVING SPECIFIC PLAN AMENDMENT, APPROVING ZONE CHANGES, WITH THE R-1 (LOW-DENSITY RESIDENTIAL) DISTRICT FOR SITE 1 TO BECOME EFFECTIVE UPON RECORDATION OF A FINAL SUBDIVISION TRACT MAP, APPROVING EXCLUSION, AND APPROVING CANCELLATION SUBJECT TO PAYMENT OF PENALTY FEE; DIRECTED CLERK OF THE BOARD TO ISSUE A TENTATIVE CERTIFICATE OF CANCELLATION AND A CERTIFICATE OF CANCELLATION SUBJECT TO PAYMENT OF PENALTY FEE AND COMPLIANCE WITH ALL OTHER CONDITIONS CONTAINED IN THE TENTATIVE CERTIFICATE OF CANCELLATION

**Maben-Patrick: All Ayes**

- 15) **Request from S.V. Investments by Frank A. Slinkard to change the permitted uses from agriculture to single-family residential on 40 acres and to exclude 40 acres from an Agricultural Preserve located at the northwest corner of Renfro Road and Noriega Road, western Rosedale (SD #4)**

Specific Request:

- (a) Amend the Western Rosedale Specific Plan from Map Code(s) R-IA to Map Code(s) LMR or a more restrictive map code designation (SPA #53, Map #101)
  - (b) A change in zone classification from A to R-1 or a more restrictive district (ZCC #139, Map #101)
  - (c) Exclusion of approximately 40 acres from the boundaries of an Agricultural Preserve (Ag Pres #9 - Excl)
- (Environmental Impact Report; Published Bakersfield Californian) - OPENED HEARING; JIM DELMARTER, REPRESENTING BLACKHAWK LAND COMPANY, AND JOHN KIND, REPRESENTING S.V. INVESTMENTS, HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, CERTIFIED THE ENVIRONMENTAL IMPACT REPORT; ADOPTED SECTION 15091 ENVIRONMENTAL FINDINGS AND SECTION 15093 STATEMENT OF OVERRIDING CONSIDERATIONS; ADOPTED MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTIONS 2005-105, 2005-106 AND 2005-107 AND ENACTED ORDINANCE G-7211 APPROVING SPECIFIC PLAN AMENDMENT, APPROVING ZONE CHANGE, WITH THE R-1 (LOW-DENSITY RESIDENTIAL) DISTRICT TO BECOME EFFECTIVE UPON RECORDATION OF A FINAL SUBDIVISION TRACT MAP, AND APPROVING EXCLUSION

**Maben-Patrick: All Ayes**

- 16) **Request from Rex Despain by Delmarter and Deifel to change the permitted uses from agriculture and one-acre residential to 1/2-acre residential on 18 acres located on the southwest corner of Hageman Road and Wegis Avenue, Rosedale area (SD #4)**

Specific Request:

- (a) Amend the Western Rosedale Specific Plan from Map Code(s) ER to Map Code(s) UER or a more restrictive map code designation (SPA #55, Map #101)
  - (b) A change in zone classification from A to E (1/2) RS PE or a more restrictive district (ZCC #141, Map #101)
- (Negative Declaration; Published Bakersfield Californian) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED NEGATIVE DECLARATION AND MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTIONS 2005-092 AND 2005-108 AND ENACTED ORDINANCE G-7212 APPROVING GENERAL PLAN AMENDMENT AND APPROVING ZONE CHANGE TO BECOME EFFECTIVE UPON THE RECORDATION OF A FINAL SUBDIVISION MAP

**Patrick-Maben: All Ayes**

- \*17) **Request from John Ohanneson by McIntosh and Associates to change the permitted uses from agriculture to 1/4-acre single-family residential on 19.55 acres located at the southwest corner of Renfro Road and Hageman Road, Bakersfield (SD #4)**

Specific Request:

- (a) Amend the Western Rosedale Specific Plan from Map Code(s) RR to Map Code(s) SR or a more restrictive map code designation (SPA #56, Map #101)
  - (b) A change in zone classification from A to E (1/4) or a more restrictive district (ZCC #143, Map #101)
- (Negative Declaration; Published Bakersfield Californian) - CONTINUED TO TUESDAY, APRIL 5, 2005, AT 2:00 P.M.

**Patrick-Maben: All Ayes**

- 18) **Request from Joe Maniaci and BDD Properties by Delmarter and Deifel to change the permitted uses from agriculture to industrial and residential on 31.64 acres on 37.46 acres located east of Allen Road, between Jomani Road and Allen Lane and west of Old Farm Road, west of Bakersfield (SD #4)**  
Specific Request:

- (a) Amend the Western Rosedale Specific Plan from Map Code(s) UER to Map Code(s) LI or a more restrictive map code designation on 5.52 acres (SPA #9, Map #101-24)  
(b) A change in zone classification from A to M-1 PD on 5.52 acres and E (1/2) RS on 31.64 acres or more restrictive districts (ZCC #36, Map #101-24)

(Negative Declaration; Published Bakersfield Californian) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED NEGATIVE DECLARATION AND MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTIONS 2005-109 AND 2005-110 AND ENACTED ORDINANCE G-7213 APPROVING SPECIFIC PLAN AMENDMENT AND APPROVING THE ZONE CHANGE, WITH THE E (1/2) RS (ESTATE - 1/2 ACRE - RESIDENTIAL SUBURBAN COMBINING) TO BECOME EFFECTIVE UPON RECORDATION OF A FINAL SUBDIVISION MAP

**Maben-Patrick: All Ayes**

- \*19) **Request from Kenneth Kerr by B & L Anderson Consulting to change the permitted uses from agriculture to industrial and to exclude 40 acres from an Agricultural Preserve located on the south side of Taft Highway, 1/2 mile west of Enos Lane, southwest of Bakersfield (SD #4)**  
Specific Request:

- (a) Amend the Land Use, Open Space and Conservation Element of the Kern County General Plan from Map Code(s) 8.3 to Map Code(s) 7.1 or a more restrictive map code designation (GPA #6, Map #140)  
(b) A change in zone classification from A to M-1 PD or a more restrictive district on 40 acres (ZCC #12, Map #140)  
(c) A Precise Development Plan for the conversion of two existing agricultural buildings into (1) a heavy/construction equipment sales/shop/warehouse building; and (2) a contractor's office/shop/warehouse building with associated storage yards (PD Plan #3, Map #140)  
(d) Exclusion of 40 acres from the boundaries of an Agricultural Preserve (Ag Pres #10 - Excl)

(Negative Declaration; Published Daily Midway Driller) - CONTINUED TO TUESDAY, APRIL 5, 2005, AT 2:00 P.M.

**Patrick-Maben: All Ayes**

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY

Planning Department

Land Use

S.D. #4

- \*20) Notice of Nonrenewal Petition No. 05-7 by B & B Dairy, LLC, for approximately 330 acres within Agricultural Preserve No. 10 (Fiscal Impact: None) - DIRECTED CLERK OF THE BOARD TO RECORD

**Patrick-Maben: All Ayes**

RESOURCE MANAGEMENT AGENCY  
Community and Economic Development Department  
S.D. #1

- \*21) Proposed Agreement with the City of McFarland to provide Community Development Block Grant (CDBG) funds for McFarland Test Water Well in an amount not to exceed \$23,040, CD No. 16.04.1 (Fiscal Impact: \$23,040; Federal Grant; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 180-2005

**Patrick-Maben: All Ayes**

S.D. #4

- \*22) Proposed Amendment No. 2 to Agreement 457-2004 with ICF Consulting Services for preparation of community and economic development plans to incorporate an additional task to the scope of work and include additional funding in an amount not to exceed \$9,429 from the Housing Authority of the County of Kern (Fiscal Impact: \$9,429; Housing Authority of the County of Kern; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 181-2005

**Patrick-Maben: All Ayes**

RESOURCE MANAGEMENT AGENCY  
Engineering and Survey Services  
S.D. #4

- \*23) Request to amend Subdivision Improvement Agreement, Tract 6122, with Delfino Bakersfield, LLC, extending time to complete improvement work to March 15, 2006, and retaining existing improvement securities in full force and effect (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

**Patrick-Maben: All Ayes**

- \*24) Proposed approval to pay claim from Tejon Industrial Corporation for road repairs (Fiscal Impact: \$3,459; Road Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO MAKE PAYMENT

**Patrick-Maben: All Ayes**

S.D. #5

- \*25) Proposed Contract No. 05008, with Granite Construction for construction of Lamont Curb and Gutter Improvements, Wharton Avenue, Phase I, in an amount not to exceed \$446,887.50 (Fiscal Impact: \$226,070; CEDD; Budgeted; and \$225,000; Roads; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 182-2005

**Patrick-Maben: All Ayes**

All S.D.'s

- \*26) Proposed Resolution directing preparation of a written report for all County Service Area charges (Fiscal Impact: None) - APPROVED; ADOPTED RESOLUTION 2005-111

**Patrick-Maben: All Ayes**



RESOURCE MANAGEMENT AGENCY

Roads Department

S.D. #1

- \*27) Contract No. 05004, Plans, Specifications and Notice to Contractors for construction on Seventh Standard Road at Coffee Road (Fiscal Impact: \$220,000; Metropolitan Bakersfield Transportation Impact Fees; and \$150,000 from Halliburton, Inc.; Budgeted; Discretionary) - MADE FINDING THAT PROJECT IS CATEGORICALLY EXEMPT FROM REQUIREMENTS OF CEQA PER SECTION 15301(c); AUTHORIZED ROADS TO FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED ROADS TO PUBLISH NOTICE TO CONTRACTORS IN A NEWSPAPER OF GENERAL CIRCULATION, PURSUANT TO SECTION 20392 OF PUBLIC CONTRACT CODE; BID OPENING TO BE WEDNESDAY, APRIL 13, 2005, AT 11:00 A.M.

**Patrick-Maben: All Ayes**

- \*28) Proposed Agreement with Halliburton Energy Services, Inc., for allocation of certain costs associated with construction of Seventh Standard Road at Coffee Road channelization project (Fiscal Impact: \$150,000 Revenue to County; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 183-2005

**Patrick-Maben: All Ayes**

- \*29) Proposed dedication from Halliburton Energy Services, Inc., for additional right-of-way for Seventh Standard Road at Coffee Road (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; CONSENTED TO IRREVOCABLE OFFER OF DEDICATION; DIRECTED CLERK OF THE BOARD TO RECORD

**Patrick-Maben: All Ayes**

S.D. #2

- \*30) Proposed Right-of-Way Contract and Grant Deed from Patricia Ann Lake, as successor trustee of the Ray Thomas Lake 2001 revocable living trust and Escrow Instructions to purchase approximately 2.69 acres of property for the improvement of Red Apple Avenue, in an amount not to exceed \$59,588 (Fiscal Impact: \$59,588; Road Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 184-2005 AND ESCROW INSTRUCTIONS; ACCEPTED GRANT DEED; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO MAKE PAYMENT

**Patrick-Maben: All Ayes**

- \*31) Proposed Right-of-Way Contract and Easement Deed from Donald R. and Betty Jean Burgeis to purchase approximately 16,662 square feet of property for the improvement of Red Apple Avenue, in an amount not to exceed \$74,979 (Fiscal Impact: \$74,979; Road Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 185-2005; ACCEPTED EASEMENT DEED; DIRECTED CLERK OF THE BOARD TO RECORD; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO MAKE PAYMENT

**Patrick-Maben: All Ayes**

- \*32) Proposed Right-of-Way Contract and Easement Deed from Christine Lee Escoto to purchase approximately 647 square feet of property for the improvement of Red Apple Avenue, in an amount not to exceed \$1,200 (Fiscal Impact: \$1,200; Road Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 186-2005; ACCEPTED EASEMENT DEED; DIRECTED CLERK OF THE BOARD TO RECORD; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO MAKE PAYMENT

**Patrick-Maben: All Ayes**

- \*33) Proposed Right-of-Way Contract and Easement Deed from Dieter H. Hornemann to purchase approximately 1,280 square feet of property for the improvement of Red Apple Avenue, in an amount not to exceed \$1,000 (Fiscal Impact: \$1,000; Road Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 187-2005; ACCEPTED EASEMENT DEED; DIRECTED CLERK OF THE BOARD TO RECORD; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO MAKE PAYMENT

**Patrick-Maben: All Ayes**

- \*34) Proposed Right-of-Way Contract and Easement Deed from Robert N. and Melba R. Metzler to purchase approximately 10,270 square feet of property for the improvement of Red Apple Avenue, in an amount not to exceed \$6,162 (Fiscal Impact: \$6,162; Road Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 188-2005; ACCEPTED EASEMENT DEED; DIRECTED CLERK OF THE BOARD TO RECORD; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO MAKE PAYMENT

**Patrick-Maben: All Ayes**

S.D. #3

- \*35) Proposed no stopping zone along the west side of Park Drive, Bakersfield (Fiscal Impact: None) - APPROVED; REFERRED TO COUNTY COUNSEL FOR PREPARATION OF ORDINANCE

**Patrick-Maben: All Ayes**

- \*36) Proposed no stopping zone on Jenkins Road, Bakersfield (Fiscal Impact: None) - APPROVED; REFERRED TO COUNTY COUNSEL FOR PREPARATION OF ORDINANCE

**Patrick-Maben: All Ayes**

WASTE MANAGEMENT

All S.D.'s

- \*37) Proposed Resolution to set public hearing for Tuesday, May 10, 2005, at 2:00 p.m. to consider the Ordinance establishing the schedule of Solid Waste Management Program service charges for residential properties for Fiscal Year 2005-2006 (Fiscal Impact: None) - RECEIVED AND FILED; ADOPTED RESOLUTION 2005-112; DIRECTED COUNTY COUNSEL TO PREPARE, AND CLERK OF THE BOARD TO PUBLISH, NOTICE OF HEARING AND ORDINANCE SUMMARY

**Patrick-Maben: All Ayes**

COUNTY ADMINISTRATIVE OFFICE

- \*38) Response to Board referral on conducting evening meetings (Fiscal Impact: Undetermined) - DIRECTED CLERK OF THE BOARD TO COORDINATE EVENING MEETINGS AS NEEDED

**Patrick-Maben: All Ayes**

- \*39) Proposed transfer of funds for participation in the State Emergency Services Supplemental Payments Program (Fiscal Impact: Estimated Net \$10,000,000; KMC Enterprise Fund; Budgeted) - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$5,600,000 TO APPROPRIATIONS FOR CONTINGENCIES (GENERAL FUND); APPROVED BUDGET TRANSFER FROM APPROPRIATIONS FOR CONTINGENCIES TO CONTRIBUTIONS TO MEDICAL CARE BUDGET UNIT 4204 IN THE AMOUNT OF \$5,600,000; APPROVED PAYMENT FROM CONTRIBUTIONS TO MEDICAL CARE BUDGET UNIT 4204 TO STATE DEPARTMENT OF HEALTH SERVICES EMERGENCY SERVICES AND SUPPLEMENTAL PAYMENTS FUND IN AN AMOUNT NOT TO EXCEED \$17,000,000

**Patrick-Maben: All Ayes**

- \*40) Transfer of property tax entitlement related to City of Bakersfield Annexation No. 440, Local Agency Formation Commission (LAFCO) Proceeding No. 1403 (Fiscal Impact: FY 2006-2007 \$6,950 General Fund; \$2,530 Fire Fund) - ADOPTED RESOLUTION 2005-113 AUTHORIZING AUDITOR-CONTROLLER-COUNTY CLERK TO TRANSFER A PORTION OF COUNTY'S PROPERTY TAX ENTITLEMENT TO CITY OF BAKERSFIELD COMMENCING FISCAL YEAR 2006-2007 IN ACCORDANCE WITH MEMORANDUM OF UNDERSTANDING

**Patrick-Maben: All Ayes**

- \*41) Transfer of property tax entitlement related to City of Bakersfield Annexation No. 453, Local Agency Formation Commission (LAFCO) Proceeding No. 1404 (Fiscal Impact: FY 2006-2007 \$133 General Fund) - ADOPTED RESOLUTION 2005-114 AUTHORIZING AUDITOR-CONTROLLER-COUNTY CLERK TO TRANSFER A PORTION OF COUNTY'S PROPERTY TAX ENTITLEMENT TO CITY OF BAKERSFIELD COMMENCING FISCAL YEAR 2006-2007 IN ACCORDANCE WITH MEMORANDUM OF UNDERSTANDING

**Patrick-Maben: All Ayes**

- \*42) Transfer of property tax entitlement related to City of Bakersfield Annexation No. 460, Local Agency Formation Commission (LAFCO) Proceeding No. 1411 (Fiscal Impact: FY 2006-2007 \$519 General Fund; \$483 Fire Fund) - ADOPTED RESOLUTION 2005-115 AUTHORIZING AUDITOR-CONTROLLER-COUNTY CLERK TO TRANSFER A PORTION OF COUNTY'S PROPERTY TAX ENTITLEMENT TO CITY OF BAKERSFIELD COMMENCING FISCAL YEAR 2006-2007 IN ACCORDANCE WITH MEMORANDUM OF UNDERSTANDING

**Patrick-Maben: All Ayes**

- \*43) Transfer of property tax entitlement related to City of Bakersfield Annexation No. 461, Local Agency Formation Commission (LAFCO) Proceeding No. 1405 (Fiscal Impact: FY 2006-2007 \$1,435 General Fund) - ADOPTED RESOLUTION 2005-116 AUTHORIZING AUDITOR-CONTROLLER-COUNTY CLERK TO TRANSFER A PORTION OF COUNTY'S PROPERTY TAX ENTITLEMENT TO CITY OF BAKERSFIELD COMMENCING FISCAL YEAR 2006-2007 IN ACCORDANCE WITH MEMORANDUM OF UNDERSTANDING

**Patrick-Maben: All Ayes**

- \*44) Transfer of property tax entitlement related to City of Bakersfield Annexation No. 469, Local Agency Formation Commission (LAFCO) Proceeding No. 1406 (Fiscal Impact: FY 2006-2007 \$197 General Fund) - ADOPTED RESOLUTION 2005-117 AUTHORIZING AUDITOR-CONTROLLER-COUNTY CLERK TO TRANSFER A PORTION OF COUNTY'S PROPERTY TAX ENTITLEMENT TO CITY OF BAKERSFIELD COMMENCING FISCAL YEAR 2006-2007 IN ACCORDANCE WITH MEMORANDUM OF UNDERSTANDING  
**Patrick-Maben: All Ayes**
- \*45) Transfer of property tax entitlement related to City of Bakersfield Annexation No. 470, Local Agency Formation Commission (LAFCO) Proceeding No. 1409 (Fiscal Impact: FY 2006-2007 \$279 General Fund; \$260 Fire Fund) - ADOPTED RESOLUTION 2005-118 AUTHORIZING AUDITOR-CONTROLLER-COUNTY CLERK TO TRANSFER A PORTION OF COUNTY'S PROPERTY TAX ENTITLEMENT TO CITY OF BAKERSFIELD COMMENCING FISCAL YEAR 2006-2007 IN ACCORDANCE WITH MEMORANDUM OF UNDERSTANDING  
**Patrick-Maben: All Ayes**
- \*46) Transfer of property tax entitlement related to City of Bakersfield Annexation No. 472, Local Agency Formation Commission (LAFCO) Proceeding No. 1407 (Fiscal Impact: FY 2006-2007 \$40 General Fund) - ADOPTED RESOLUTION 2005-119 AUTHORIZING AUDITOR-CONTROLLER-COUNTY CLERK TO TRANSFER A PORTION OF COUNTY'S PROPERTY TAX ENTITLEMENT TO CITY OF BAKERSFIELD COMMENCING FISCAL YEAR 2006-2007 IN ACCORDANCE WITH MEMORANDUM OF UNDERSTANDING  
**Patrick-Maben: All Ayes**
- \*47) Transfer of property tax entitlement related to City of Bakersfield Annexation No. 476, Local Agency Formation Commission (LAFCO) Proceeding No. 1408 (Fiscal Impact: FY 2006-2007 \$1,209 General Fund) - ADOPTED RESOLUTION 2005-120 AUTHORIZING AUDITOR-CONTROLLER-COUNTY CLERK TO TRANSFER A PORTION OF COUNTY'S PROPERTY TAX ENTITLEMENT TO CITY OF BAKERSFIELD COMMENCING FISCAL YEAR 2006-2007 IN ACCORDANCE WITH MEMORANDUM OF UNDERSTANDING  
**Patrick-Maben: All Ayes**
- \*48) Transfer of property tax entitlement related to City of Bakersfield Annexation No. 477, Local Agency Formation Commission (LAFCO) Proceeding No. 1410 (Fiscal Impact: FY 2006-2007 \$1,356 General Fund; \$1,261 Fire Fund) - ADOPTED RESOLUTION 2005-121 AUTHORIZING AUDITOR-CONTROLLER-COUNTY CLERK TO TRANSFER A PORTION OF COUNTY'S PROPERTY TAX ENTITLEMENT TO CITY OF BAKERSFIELD COMMENCING FISCAL YEAR 2006-2007 IN ACCORDANCE WITH MEMORANDUM OF UNDERSTANDING  
**Patrick-Maben: All Ayes**
- \*49) Proposed two-year Agreement with Gallagher Benefit Administrators, Inc., for administration of health insurance program for County employees effective June 1, 2005, with fixed fees of \$40.43 per eligible employee and retiree per month for Point of Service Plan and \$37.93 per eligible employee and retiree per month for Out-of-Area Plan (Fiscal Impact: Annualized Cost Estimate \$5.1 million; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 189-2005; AUTHORIZED COUNTY ADMINISTRATIVE OFFICE TO IMPLEMENT  
**Patrick-Maben: All Ayes**

NON-AGENDA ITEM

MOTION TO CONSIDER NON-AGENDA ITEM 49A: MADE FINDING THAT NEED TO TAKE ACTION ON NON-AGENDA MATTER OCCURRED AFTER THE AGENDA WAS POSTED BECAUSE THE COUNTY WAS NOTIFIED BY THE STATE DEPARTMENT OF HEALTH SERVICES THAT AN ADDITIONAL TRANSFER FOR THE DISPROPORTIONATE SHARE HOSPITAL PROGRAM WAS REQUIRED IMMEDIATELY. THIS NOTICE WAS GIVEN ON FRIDAY, MARCH 11, 2005, WHICH WAS AFTER THE AGENDA WAS POSTED. FAILURE TO ACT ON THIS MATTER WOULD RESULT IN A LOSS OF FUNDING TO KERN MEDICAL CENTER

**Patrick-McQuiston: All Ayes**

- 49A) Proposed transfer of funds for Medi-Cal Disproportionate Share Hospital Program - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE TO APPROPRIATIONS FOR CONTINGENCIES IN THE AMOUNT OF \$14,955,684; APPROVED BUDGET TRANSFER FROM APPROPRIATIONS FOR CONTINGENCIES IN THE AMOUNT OF \$14,955,684 TO THE CONTRIBUTIONS FOR MEDICAL CARE BUDGET UNIT 4204; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO MAKE INTERGOVERNMENTAL TRANSFER TO THE STATE OF CALIFORNIA FOR THE COUNTY'S REQUIRED PAYMENT FOR PARTICIPATION IN THE MEDI-CAL DISPROPORTIONATE SHARE HOSPITAL PROGRAM FOR FISCAL YEAR 2003-2004

**Patrick-McQuiston: All Ayes**

NON-AGENDA ITEM

MOTION TO CONSIDER NON-AGENDA ITEM 49B: MADE FINDING THAT NEED TO TAKE ACTION ON NON-AGENDA MATTER OCCURRED AFTER THE AGENDA WAS POSTED BECAUSE ON MARCH 14, 2005, THE COUNTY ADMINISTRATIVE OFFICE WAS INFORMED BY ORGANIZATIONS REPRESENTING BOTH PUBLIC AND PRIVATE HEALTH CARE PROVIDERS THAT THE U.S. SENATE AND THE HOUSE OF REPRESENTATIVES WILL DEBATE THE FISCAL YEAR 2006 BUDGET RESOLUTION, WHICH CONTAINS LARGE CUTS IN THE MEDICAID PROGRAM, DURING THE WEEK OF MARCH 14-18, 2005. SUCH REDUCTIONS COULD HAVE A DEVASTATING EFFECT ON KERN MEDICAL CENTER FINANCES AND OPERATIONS. IN ORDER TO COMMUNICATE THE BOARD'S OPPOSITION TO THESE PROPOSED BUDGET CUTS IN A TIMELY MANNER, IT IS RECOMMENDED THAT THE BOARD TAKE ACTION AT ITS MARCH 15 SESSION TO ADOPT A POSITION IN OPPOSITION TO THE PROPOSED CUTS

**Maben-McQuiston: All Ayes**

Legislative Matter

- 49B) Proposed Federal budget cuts in Medicaid Program - ADOPTED POSITION IN OPPOSITION; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

**McQuiston-Patrick: All Ayes**

Technology Advisory Committee

- \*50) Proposed Kern County Information Security Policies (Fiscal Impact: None) - APPROVED

**Patrick-Maben: All Ayes**

- \*51) Proposed Kern County Information Technology Strategic Plan (Fiscal Impact: None) - APPROVED

**Patrick-Maben: All Ayes**

COUNTY ADMINISTRATIVE OFFICE  
General Services Division  
S.D. #1

- \*52) Plans and Specifications for Lake Isabella Park Restroom Facility (1960.8261) (Fiscal Impact: \$349,500; General Fund; Budgeted) - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION AS APPROPRIATE; APPROVED; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED GENERAL SERVICES TO PUBLISH PURSUANT TO PUBLIC CONTRACT CODE SECTION 20125; BID OPENING TO BE THURSDAY, APRIL 7, 2005, AT 11:00 A.M.

**Patrick-Maben: All Ayes**

S.D. #3

- \*53) Proposed Agreement with MASK Systems, Inc., for the New Airport Terminal Signal Security System, in an amount not to exceed \$430,000 (8215.8416) (Fiscal Impact: 430,000; Airport Enterprise Fund; General Fund; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 190-2005

**Patrick-Maben: All Ayes**

- \*54) Proposed Amendment No. 3 to Agreement 551-2004 with Secor International Incorporated for consulting services for former Frank Uhler Fire Training Facility site characterization, a decrease of \$53, for a new total of \$340,395 (1650.7252G) (Fiscal Impact: None; General Fund; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 191-2005

**Patrick-Maben: All Ayes**

- \*55) Plans and Specifications for the New Airport Terminal Telecom Systems (8215.8416) (Fiscal Impact: 400,000; Airport Enterprise Fund; General Fund; Budgeted) - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION AS APPROPRIATE; APPROVED; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED GENERAL SERVICES TO PUBLISH PURSUANT TO PUBLIC CONTRACT CODE SECTION 20125; BID OPENING TO BE THURSDAY, APRIL 14, 2005, AT 11:00 A.M.

**Patrick-Maben: All Ayes**

- \*56) Proposed Amendment No. 2 to Agreement 225-2004 with Dennis E. Hummel Construction Consulting Services for construction consultant and inspection services for various projects at Meadows Field, to extend term to June 30, 2006 (Fiscal Impact: None; Airport Enterprise Fund; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 192-2005

**Patrick-Maben: All Ayes**

- \*57) Change Order No. 12 for the New Airport Terminal at Meadows Field, an increase of \$25,618.55, for a new total of \$20,563,161.42 (8215.8415) (Fiscal Impact: \$25,618.55; Airport Enterprise Fund; General Fund; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

**Patrick-Maben: All Ayes**

S.D. #4

- \*58) Proposed Estoppel Certificate for Cosumnes Professional Buildings regarding lease of 1012 6th Street, Taft (Fiscal Impact: None) - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15061(b)(3); DIRECTED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION AS APPROPRIATE; APPROVED; AUTHORIZED CHAIRMAN TO SIGN

**Patrick-Maben: All Ayes**

- \*59) Proposed Estoppel Certificate for Cosumnes Professional Buildings regarding lease of 1021 4th Street, Taft (Fiscal Impact: None) - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15061(b)(3); DIRECTED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION AS APPROPRIATE; APPROVED; AUTHORIZED CHAIRMAN TO SIGN

**Patrick-Maben: All Ayes**

S.D. #5

- \*60) Request for authority to negotiate with Nakano International Corporation for an Amendment to Lease Agreement 147-86 at 100 East California Avenue, Bakersfield (Fiscal Impact: None) - APPROVED

**Patrick-Maben: All Ayes**

- \*61) Plans and Specifications for Jamison Children's Center Site Preparation (8920.40402) (Fiscal Impact: \$100,000; Community Development Block Grant; Budgeted) - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION AS APPROPRIATE; APPROVED; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED PURCHASING AGENT TO SOLICIT BIDS

**Patrick-Maben: All Ayes**

All S.D.'s

- \*62) Proposed amendment to Section 2.38.110 of the Kern County Ordinance Code increasing the exceptions to bid procedure for road projects from \$10,000 to \$25,000 (Fiscal Impact: None) - WAIVED READING AND INTRODUCED ORDINANCE

**Patrick-Maben: All Ayes**

- \*63) Proposed project listing update for all Job Order Contracts (Various Projects) (Fiscal Impact: None) - APPROVED

**Patrick-Maben: All Ayes**

MATTERS FOR EXECUTIVE APPROVAL

- \*64) Budget Transfers - APPROVED NO. 122 THROUGH NO. 126

**Patrick-Maben: All Ayes**

- \*65) Minutes for week of February 14, 2005 - APPROVED

**Patrick-Maben: All Ayes**

- \*66) Miscellaneous Letters and Documents - APPROVED

**Patrick-Maben: All Ayes**

- \*67) Miscellaneous Departmental Referrals by Clerk of the Board -  
APPROVED AND FILED  
**Patrick-Maben: All Ayes**
- \*68) Claims and Lawsuits filed with and referred by Clerk of the  
Board - APPROVED AND FILED  
**Patrick-Maben: All Ayes**

ADJOURNED TO TUESDAY, APRIL 5, 2005, AT 9:00 A.M.

**Maben**

/s/ Tracey E. Cody  
Administrative Coordinator

/s/ Ray Watson  
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.



66) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Auditor-Controller-County Clerk

- A) Solid Waste Management Enterprise Fund Audit Report for June 30, 2004

Clerk of the Board

- B) Letter from Diane G. Koditek, Mental Health Department, re replacement of Jacob Hudson on the Behavioral Health Board (Copies to each Supervisor and CAO)

- C) Letter from Milton Woolsey re resignation from the Human Relations Commission (Copies to each Supervisor and CAO)

- D) Received, certified and forwarded to Recorder for recordation as follows: Tract Map 6177, Unit 2, S.D. #5

Engineering & Survey Services

- E) Received, prepared Certificate of Acceptance and forwarded to Recorder for recordation an Irrevocable Offer of Dedication from Harriet Van Leeuwen, Successor Trustee of the Van Leeuwen Family Trust, Tract 6252, for future West Beltway use

Environmental Health

- F) Four (4) thank you letters re donations to the Bakersfield Animal Care Center and the Mojave Animal Shelter (Copies to each Supervisor and CAO)

General Services

- G) Amendment No. 1 to Lease Agreement 183-2001 with the Boys and Girls Club of Antelope Valley to add American Legion Post 290 as co-lessee at 2645 Diamond Street, Rosamond

Local Agency Formation Commission

- H) Resolution No. 05-07, Proceeding No. 1396, in the matter of City of Bakersfield, Annexation No. 464 (McKee No. 3) (Copies to each Supervisor and CAO)

Probation

- I) Minutes of meeting of Kern County Juvenile Justice Coordinating Council on Wednesday, December 22, 2004

Sheriff

- J) Response to Grand Jury's Final Report re the Lerdo Detention Facility (Copies to each Supervisor and CAO)

Miscellaneous

- K) Letter from Vincent P. Brown, Office of the State Controller, re Assembly Bill 1663 reporting requirements to counties receiving funds for programs enhancing the capacity of local law enforcement and prosecutors to deter, investigate and prosecute vehicle theft crimes (Copies to each Supervisor, CAO, Auditor-Controller-County Clerk and Sheriff)

- L) Letter from Chris Honig, Rapid Cable, re cost increases affecting cable rates (Copies to each Supervisor, CAO and General Services)

- M) Letter from Paul M. Bartkiewicz, Bartkiewicz, Kronick & Shanahan, re petition for temporary water transfer from Yuba County Water Agency to CALFED Environmental Water Account during 2005 (Copies to each Supervisor, CAO, Resource Management Agency and Engineering & Survey Services)
- N) Letter from Randy Wright, Department of Transportation, Caltrans, re report concerning illegal discharge of hazardous waste on Tuesday, February 22, 2005, 15 miles west of Tehachapi (Copies to each Supervisor, CAO, Fire Haz-Mat and Environmental Health)
- O) Letter from Louis E. Gitomer, Ball Janik, LLP, re Notice of Exemption for abandonment and discontinuance of service for Docket No. AB-398 (Sub-No. 10X) San Joaquin Valley Railroad Company (discontinuance) and Docket No. AB-170 (Sub-No. 2X) Sunset Railway Company (abandonment) (Copies to each Supervisor, CAO, Planning and County Counsel)
- P) Letter from James M. Beck, Kern County Water Agency, re information on biosolids (Copies to each Supervisor, CAO, Resource Management Agency, Environmental Health and County Counsel)
- Q) Letter from D. E. Leach, California Highway Patrol, re Hazardous Materials Incident Report on Thursday, February 10, 2005, on State Route 14, north of milepost marker 14 KER 22.00 (Copies to each Supervisor, CAO, Environmental Health and Fire Haz-Mat)
- R) Memorandum from Ray Arthur, Ridgecrest Area Convention & Visitors Bureau / Ridgecrest Regional Film Commission, re recommendations concerning the future operations of the Kern County Board of Trade (Copies to each Supervisor, CAO and Board of Trade)
- S) E-mail from Stuart and Terri Chamberlin in support of James and Ann Kirkpatrick's request to construct an additional family residence on their property (Copies to each Supervisor, CAO, Planning and County Counsel)
- T) E-mail from Danita Witcher re large puddle in unpaved road at the intersection of Strecker and Drummond, Ridgecrest (Copies to each Supervisor, CAO and Roads)
- U) E-mail from L. Ambrosini in support of March 1, 2005, Board decision re funding for South Kern Industrial Center (Synagro) (Copies to each Supervisor and CAO)
- V) E-mail from Lloyd Kingham in support of March 1, 2005, Board decision re funding for South Kern Industrial Center (Synagro) (Copies to each Supervisor and CAO)
- W) E-mail from Robert A. Danford re concept of consolidating certain city and county functions (Copies to each Supervisor and CAO)
- X) E-mail from Ron Gagnon re curbside recycling (Copies to each Supervisor, CAO and Waste Management)

- Y) Report from International Affairs Unit of Sister Cities Program comparing Bakersfield and Queretaro, Mexico (Copies to each Supervisor and CAO)
- Z) Notices from State Department of Alcoholic Beverage Control re applications for alcoholic beverage licenses: Mettler Mini Mart, 1061 W. Mettler Frontage Road, Bakersfield; Town Market, 14 Midway Road, Fellows (Copies to each Supervisor, CAO and Planning)
- AA) News release from U.S. Department of the Interior, Bureau of Reclamation, re intent to prepare an Environmental Impact Statement / Environmental Impact Report for implementing Long-Term Environmental Water Account (Copies to each Supervisor, CAO and Planning)
- BB) Agenda of meeting from In-Home Supportive Services Advisory Committee on Thursday, March 10, 2005
- CC) Minutes of meeting from In-Home Supportive Services Advisory Committee on Thursday, February 10, 2005
- 67) LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD - APPROVED AND FILED
  - A) Letter from Janet Stuebner, Inyokern Community Services District, re request to appoint Paul Burns and Phyllis Dame as Directors to the district in lieu of election - REFERRED TO ELECTIONS
  - B) Letter from Ron and Cheryl Herron, Kenneth and Lola New and Gary and Karen Rogerson re issues concerning the Alpha Canine Sanctuary - REFERRED TO ENVIRONMENTAL HEALTH - ANIMAL CONTROL (Copies to each Supervisor, CAO and County Counsel)
  - C) Letter from Mona D. Hebert, ConocoPhillips, re proposed transfer of Union Pipeline Company (California) to ConocoPhillips Pipe Line Company - REFERRED TO GENERAL SERVICES (Copies to each Supervisor, CAO and County Counsel)
  - D) Letter from Senator Dean Florez re Conditional Use Permit checklist for proposed South Kern Industrial Center (Synagro) biosolids processing plant - REFERRED TO PLANNING (Copies to each Supervisor, CAO, County Counsel and Resource Management Agency)
  - E) Letter from Cris K. O'Neill, Rodi-Pollock, re Parcel Tax Resolution 04-5, West Side Recreation and Park District - REFERRED TO COUNTY COUNSEL (Copies to each Supervisor and CAO)
- 68) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
  - A) Claim in the matter of Kathy Queen vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
  - B) Claim in the matter of Maria Gonzalez vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)

- C) Claim in the matter of Brent & Cindee Bryan vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- D) Claim in the matter of Deborah Holsey vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- E) Claim in the matter of William P. George vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- F) Claim in the matter of Karla Littlejohn vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- G) Late claim in the matter of Kathy Warren vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- H) Subrogation claim in the matter of Holly Jones by Mercury Insurance Company vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)