

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

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

Regular Meeting
Monday, May 10, 2004

2:00 P.M.

BOARD RECONVENED

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

SALUTE TO FLAG - Led by Supervisor Patrick

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

DEPARTMENTAL REQUESTS

KERN MEDICAL CENTER

- 3) Update report regarding Kern Medical Center's financial condition - RECEIVED AND FILED

Watson-Maben: 4 Ayes; 1 Absent - McQuiston

- 4) Report regarding Kern Medical Center's Bariatric Program (from 3/8/04) - DR. MAUREEN MARTIN, KERN MEDICAL CENTER CHAIRPERSON, DEPARTMENT OF SURGERY, MADE PRESENTATION; RECEIVED AND FILED REPORT; RECEIVED AND FILED DOCUMENT

Patrick-Watson: 4 Ayes; 1 Absent - McQuiston

- *5) Notification of retroactive Agreement with Pacific Pharmacy Computers, Inc., for turn-key stand alone outpatient pharmacy computer system capable of providing on-line claims adjudication for Kern Medical Center's outpatient pharmacy to address concerns of compliance, fraud and billing accountability - RECEIVED AND FILED

Maben-Patrick: 4 Ayes; 1 Absent - McQuiston

- *6) Proposed changes in clinical privilege status for 31 members of Kern Medical Center's Medical Staff - APPROVED

Maben-Patrick: 4 Ayes; 1 Absent - McQuiston

- 7) Proposed addition of two (2) full-time Pharmacy Tech I positions and two (2) full-time Office Services Specialist positions and deletion of four (4) full-time Office Services Technician positions, effective May 10, 2004 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Maben-Patrick: 4 Ayes; 1 Absent - McQuiston

- *8) Unusual travel request for Harrihar A. Pershadsingh, M.D., to attend the International Vascular Biology Conference in Toronto, Ontario, Canada, from May 29, 2004 through June 7, 2004, in an amount not to exceed \$2,500 - APPROVED

Maben-Patrick: 4 Ayes; 1 Absent - McQuiston

- 9) Proposed Letter of Agreement with Health Net of California, Inc., for hospital and other facility services for Health Net's Medi-Cal Managed Care Program - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 304-2004

Watson-Maben: 4 Ayes; 1 Absent - McQuiston

- *10) Proposed retroactive Amendment No. 1 to Agreement 532-2003 with Tiller Consulting Group, Inc., for actuarial services, increasing the scope of work performed for service year 2003, increasing the maximum payable by \$2,075 for service year 2003, and increasing the contractual not to exceed amount from \$38,626 to \$40,701 over the three-year term of the agreement (prior notification April 27, 2004) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 305-2004

Maben-Patrick: 4 Ayes; 1 Absent - McQuiston

- *11) Proposed Memorandum of Understanding with Frequent Users Health Services Initiative Partners, to formalize the existing ongoing collaborative effort between Public Health, Mental Health, Kern Medical Center, Homeless Health Care Services, and Clinica Sierra Vista, and to coordinate health care services provided to the uninsured and under-insured population using the Kern Medical Center Emergency Department on a frequent basis through the development of the Intensive Case Management Project (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 306-2004

Maben-Patrick: 4 Ayes; 1 Absent - McQuiston

- 12) Proposed Amendment No. 1 to Agreement 039-2003 with George A. Murr, III, M.D., to provide services as a general surgeon to patients of Kern Medical Center, appointing him as the surgical director of the intensive care unit at Kern Medical Center, effective May 15, 2004, and increasing his annual compensation by \$56,652 for a six-month period, from May 15, 2004 through November 12, 2004, and increasing the contractual not to exceed amount from \$1,124,200 to \$1,180,852 over the five-year term of the Agreement - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 307-2004

Watson-Maben: 4 Ayes; 1 Absent - McQuiston

- *13) Proposed Agreement with Tao Ounesavath for technical assistance and support for the Information Systems Department at Kern Medical Center from May 15, 2004 through May 14, 2006, in an amount not to exceed \$130,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 308-2004

Maben-Patrick: 4 Ayes; 1 Absent - McQuiston

ADJOURNED TO TUESDAY, MAY 11, 2004, AT 9:00 A.M.

Patrick-

/s/ Denise Pennell
Clerk of the Board

/s/ Pete H. Parra
Vice 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, May 11, 2004

9:00 A.M.

BOARD RECONVENED

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

SALUTE TO FLAG - Led by Supervisor Parra

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

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

BOARD ACTION SHOWN IN CAPS

RESOLUTIONS/PROCLAMATIONS

- 1) Proclamation proclaiming May 9 - 15, 2004 as Wildfire Awareness Week in Kern County - PROCLAIMED; MADE PRESENTATION TO MARCINE HUGHES, PRESIDENT, KERN RIVER VALLEY FIRE SAFE COUNCIL; KERN COUNTY FIRE CHIEF DENNIS THOMPSON HEARD AND INTRODUCED REPRESENTATIVES FROM THE UNITED STATES FOREST SERVICE AND BUREAU OF LAND MANAGEMENT (BLM); MARCINE HUGHES; MARY BETH GARRISON, TEHACHAPI FIRE SAFE COUNCIL, AND LEROY VAUGHN, PINE MOUNTAIN/FRAZIER PARK FIRE SAFE COUNCIL, HEARD

Parra-Patrick: All Ayes

- 2) Proclamation proclaiming the week of May 17, 2004 as Elder Abuse Awareness Week in Kern County - PROCLAIMED; MADE PRESENTATION TO RON ERREA, DIRECTOR, AGING AND ADULT SERVICES; RON ERREA AND PAUL ROZELL, ADULT PROTECTIVE SERVICES, HEARD; MEMBERS OF THE COMMISSION ON AGING INTRODUCED

Maben-Patrick: All Ayes

- *3) Proclamation proclaiming May 2004 as Older Americans Month in Kern County - PROCLAIMED; REFERRED TO CLERK OF THE BOARD FOR PREPARATION

Maben-Watson: All Ayes

- *4) Proclamation proclaiming May 16 - 22, 2004 as National Public Works Week in Kern County - PROCLAIMED; REFERRED TO CLERK OF THE BOARD FOR PREPARATION

Maben-Watson: All Ayes

APPOINTMENTS

- *5) Reappointment of Charles E. "Gene" Smith as Fourth District Member to the Housing Authority of the County of Kern, term to expire May 10, 2008 - MADE REAPPOINTMENT

Maben-Watson: All Ayes

PUBLIC PRESENTATIONS

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BOARD MEMBER ANNOUNCEMENTS OR REPORTS

- 7) 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 MABEN PRESENTED A REPORT RECEIVED FROM THE TEHACHAPI VALLEY HEALTHCARE DISTRICT TITLED, "EAST KERN COUNTY HEALTHCARE - A PLAN FOR HEALTHCARE SERVICES"

RECEIVED AND FILED

Watson-Parra: All Ayes

DEPARTMENTAL REQUESTS

AUDITOR-CONTROLLER-COUNTY CLERK

- 8) Proposed Budget Transfer from Appropriations for Contingencies in the amount of \$350,000 to Budget Unit 1420 to cover unanticipated expenses for the March 2, 2004 election, petition checking, voter registration, legal costs and two (2) special elections - APPROVED

Watson-Parra: All Ayes

CHILD SUPPORT SERVICES

- *9) Appropriation of unanticipated revenue in the amount of \$331,486 from additional state funding and miscellaneous revenue for approved child support program expenditures - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$331,486 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$331,486 FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 2183

Maben-Watson: All Ayes

COUNTY COUNSEL

- *10) Request of Sheriff-Coroner's Department for authorization to destroy records no longer necessary or required for County purposes and eligible for destruction - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Maben-Watson: All Ayes

- *11) Proposed Ordinance adding Section 10.04.737, Chapter 10.04, Title 10, of the Kern County Ordinance Code concerning a forty-five (45) miles per hour speed limit on Westwood Boulevard in Tehachapi - WAIVED READING; INTRODUCED ORDINANCE

Maben-Watson: All Ayes

DISTRICT ATTORNEY

- *12) Proposed Agreement with Western Corrections, Inc., for the operation of a pilot pre-complaint misdemeanor diversion program for the Kern County Sheriff's Metropolitan Patrol Division from May 11, 2004 through May 10, 2006 (revenue to County) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 309-2004

Maben-Watson: All Ayes

EMPLOYERS' TRAINING RESOURCE

- *13) Request to apply for Workforce Investment Area Demonstration Grant Funds for serving customers with visual and/or hearing disabilities and Department of Labor Funds for an Urban Homeless Veterans' Reintegration Program - APPROVED; AUTHORIZED ETR TO ACT AS THE FISCAL AGENT AND TO EXECUTE REQUIRED DOCUMENTS

Maben-Watson: All Ayes

- *14) Proposed retroactive Agreement with La Cooperativa Campesina de California for a Migrant and Seasonal Farmworker Temporary Housing Assistance Program to provide short-term and emergency assistance to Workforce Investment Act eligible Migrant and Seasonal Farmworkers from February 10, 2004 through February 9, 2005, in an amount not to exceed \$98,348.16 (prior notification on April 20, 2004) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 310-2004

Maben-Watson: All Ayes

HUMAN SERVICES

- *15) Request approval of Form Cooperative Agreements for the provision of work experience/employment preparation program worksites for participants in the CalWORKs program (no County cost) - APPROVED THE FORM COOPERATIVE AGREEMENT FOR THE PROVISION OF WORK EXPERIENCE/EMPLOYMENT PREPARATION PROGRAM WORKSITES FOR PARTICIPANTS IN THE CALWORKS PROGRAM; APPROVED THE FORM COOPERATIVE AGREEMENT BETWEEN COUNTY AND PRIVATE-FOR-PROFIT ORGANIZATIONS TO PROVIDE WORK EXPERIENCE WORKSITES FOR PARTICIPANTS IN THE CALWORKS PROGRAM; AUTHORIZED DIRECTOR OF HUMAN SERVICES TO ENTER INTO THE AFOREMENTIONED AGREEMENTS SUBJECT TO APPROVAL AS TO FORM BY COUNTY COUNSEL

Maben-Watson: All Ayes

MENTAL HEALTH SERVICES

- *16) Proposed Amendment No. 2 to Agreement 408-2003 with the Willows Recovery Center for sober living environment and outpatient drug free services for County clients residing in the Bakersfield area, to extend the term to August 31, 2004 and increase compensation from \$146,730 to an amount not to exceed \$171,185 (an increase of \$24,455) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 311-2004

Maben-Watson: All Ayes

- *17) Proposed Agreement with Your Drug Store, Inc., to provide pharmacy prescription services for County indigent mentally ill clients from July 1, 2004 to June 30, 2005, in an amount not to exceed \$260,000 (State [Realignment] Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 312-2004

Maben-Watson: All Ayes

- *18) Proposed Agreement with The Drug Store, for pharmacy prescription services for County indigent mentally ill clients from July 1, 2004 to June 30, 2005, in an amount not to exceed \$67,000 (State [Realignment] Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 313-2004

Maben-Watson: All Ayes

- *19) Proposed sole source procurement and Agreement with Transforming Local Communities for technical assistance and training to the contracted substance abuse primary prevention providers and technical assistance to the Prevention Committee of the Behavioral Health Board, from July 1, 2004 to June 30, 2005, in an amount not to exceed \$17,544 (Federal, Discretionary/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 314-2004

Maben-Watson: All Ayes

- *20) Proposed sole source procurement and Agreement with Catholic Healthcare West, Bakersfield Memorial Hospital dba Memorial Center, for psychiatric inpatient hospital services for Medi-Cal funded and indigent minors from July 1, 2004 to June 30, 2005 (State set-aside funds, Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 315-2004

Maben-Watson: All Ayes

- *21) Proposed sole source procurement and Agreement with Catholic Healthcare West, Bakersfield Memorial Hospital dba Memorial Center, for inpatient psychiatric services to adult Medi-Cal beneficiaries who reside in Kern County from July 1, 2004 to June 30, 2005 (State set-aside funds, Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 316-2004

Maben-Watson: All Ayes

- *22) Proposed addition of one (1) Computer Operator position and deletion of one (1) Office Services Technician position from Budget Unit 4120, effective May 11, 2004 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Maben-Watson: All Ayes

PERSONNEL

- 23) Presentation of 2003 Annual Report by Human Relations Commission Vice-Chair, Christina Aronhalt - MARILYN HALLMAN, HUMAN RELATIONS COMMISSION, MADE PRESENTATION; COMMISSIONERS ELENA CALAUSTRO AND ARLO STURGEON INTRODUCED; RECEIVED AND FILED

Parra-Patrick: All Ayes

- *24) Civil Service Commission 2002-2003 Annual Report as prepared by the Personnel Department - RECEIVED AND FILED

Maben-Watson: All Ayes

PROBATION

Hearing

- 25) Public hearing concerning amendment of Kern County Ordinance Code Section 4.32.030 relating to an increase of Probation Department services fees - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2004-138; WAIVED READING; ENACTED ORDINANCE G-7099

Parra-Patrick: All Ayes

PUBLIC HEALTH SERVICES

- *26) Proposed Agreement with Kern Around the Clock Foundation to provide HIV/AIDS Early Intervention Project and AIDS Nursing Case Management Project bookkeeping services for Housing Opportunities for Persons with AIDS funds, from July 1, 2004 through June 30, 2005, in an amount not to exceed \$57,420 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 317-2004

Maben-Watson: All Ayes

SHERIFF

Hearing

- 27) Establishment of jail booking fee of \$128.64 per booking charge for fiscal year 2004-2005, effective July 1, 2004; fiscal impact: approximately \$1,120,695 (from April 20, 2004) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; WAIVED READING; ENACTED ORDINANCE G-7100

Maben-Watson: All Ayes

ADJOURNED TO CLOSED SESSION

Parra

CLOSED SESSIONS

COUNTY ADMINISTRATIVE OFFICE

- 28) Request for Closed Session regarding Meet and Confer, CCAPE and KCPA -

COUNTY COUNSEL

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

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

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

Parra-Maben

/s/ Denise Pennell
Clerk of the Board

/s/ Jon McQuiston
Chairman, Board of Supervisors

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Bakersfield, California

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BOARD ACTION SHOWN IN CAPS

ADJOURNED AS BOARD OF SUPERVISORS; RECONVENED AS KERN SANITATION AUTHORITY

Watson-Parra: All Ayes

KERN SANITATION AUTHORITY

- #1) Proposed Ordinance providing for collection on the tax rolls of Fiscal Year 2004-2005 Sewer Service Charges for Kern Sanitation Authority - WAIVED READING; INTRODUCED ORDINANCE
Patrick-Watson: All Ayes

ADJOURNED AS KERN SANITATION AUTHORITY; RECONVENED AS FORD CITY-TAFT HEIGHTS SANITATION DISTRICT

Patrick-Watson: All Ayes

FORD CITY-TAFT HEIGHTS SANITATION DISTRICT

- #2) Proposed Ordinance providing for collection on the tax rolls of Fiscal Year 2004-2005 Sewer Service Charges for Ford City-Taft Heights Sanitation District - WAIVED READING; INTRODUCED ORDINANCE
Watson-Maben: All Ayes

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

Parra-Maben: All Ayes

PUBLIC PRESENTATIONS

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BOARD MEMBER ANNOUNCEMENTS OR REPORTS

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CONTINUED HEARINGS

RESOURCE MANAGEMENT AGENCY
Planning Department

- *5) **Request from C & R Vanderham Dairy to eliminate midsection lines as future collector alignments and a conditional use permit to allow a dairy located on the southeast corner of Riverside Street and Palm Avenue, southwest of Shafter (SD 4)**

Specific Request:

- (a) Amend the Circulation Element of the Kern County General Plan to eliminate the midsection lines of Section 24, T28S, R24E, MDB&M, as future collector alignments (GPA #3, Map #78)
- (b) A Conditional Use Permit to allow the construction of a dairy (Section 1 9.12.030.A.2) in an A District (CUP #9, Map #78)
- (Environmental Impact Report; Published Bakersfield Californian and Shafter Press) (from 3/9/2004) - CONTINUED TO TUESDAY, AUGUST 24, 2004, AT 2:00 P.M.

Maben-Parra: All Ayes

- 6) **Request from Raymond Epp by Nelms Surveying to change the permitted uses from exclusive agriculture to 2-1/2-acre residential and commercial on 10.45 acres located at the southwest corner of Houghton Road and Ashe Road, Bakersfield (SD 2)**

Specific Request:

A change in zone classification from A to E (2 1/2) RS and C-1 PD or more restrictive districts (ZCC #62, Map #142) (Negative Declaration; Published Bakersfield Californian) (from 4/20/2004) - OPENED HEARING; CARMEN NEEDHAM HEARD; CLOSED HEARING; REFERRED BACK TO STAFF; DIRECTED STAFF TO INITIATE A GENERAL PLAN AMENDMENT TO CHANGE THE COMMERCIAL DESIGNATION ON ALL AFFECTED PROPERTIES AT THE INTERSECTION OF ASHE ROAD AND HOUGHTON ROAD TO AN APPROPRIATE RESIDENTIAL OR RESOURCE DESIGNATION

Maben-Parra: All Ayes

HEARINGS

RESOURCE MANAGEMENT AGENCY
Planning Department

- *7) **Request from Kamlesh Shihora to change the permitted uses from 1/2-acre residential to general commercial on 15,820 square feet located at 812 Wible Road, Bakersfield (SD 2)**
Specific Request:
A change in zone classification from E (1/2) RS to C-2 or a more restrictive district (ZCC #75, Map #123-1)
(Categorically Exempt, Section 15303; Published Bakersfield Californian) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED RESOLUTION 2004-140 AND ENACTED ORDINANCE G-7101 APPROVING ZONE CHANGE AS REQUESTED

Maben-Parra: All Ayes

- 8) **Request from Delfino Bakersfield, LLC, by The Lusich Company to change the permitted uses from exclusive agriculture to 1/2-acre residential on 37.05 acres located at the southwest corner of Rosedale Highway and Renfro Road, Bakersfield (SD 4)**

Specific Request:
A change in zone classification from A to E (1/2) or a more restrictive district (ZCC #138, Map #101)
(Negative Declaration; Published Bakersfield Californian) - OPENED HEARING; ROBERT LUSICH HEARD ON BEHALF OF DELFINO BAKERSFIELD, LLC; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED NEGATIVE DECLARATION AND MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTION 2004-141 AND ENACTED ORDINANCE G-7102 APPROVING ZONE CHANGE, TO BECOME EFFECTIVE UPON RECORDATION OF A FINAL SUBDIVISION MAP

Watson-Maben: All Ayes

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY
Planning Department

Land Use

S.D. #1

- *9) Proposed Notice of Nonrenewal Petition No. 04-3 of Delano Farms Company by Porter-Robertson Engineering and Surveying for 152.64 acres within Agricultural Preserve No. 7 - APPROVED; DIRECTED CLERK OF THE BOARD TO RECORD

Maben-Parra: All Ayes

Miscellaneous

All S.D.'s

- *10) Request to set hearing concerning 2004 Zoning Ordinance Amendments regarding dog keeping and other minor ordinance clarifications - SET TUESDAY, JUNE 29, 2004, AT 2:00 P.M. AS HEARING DATE FOR APPROVAL OF ORDINANCE TEXT CHANGES; WAIVED READING; INTRODUCED ORDINANCE; DESIGNATED COUNTY COUNSEL THE OFFICIAL TO PREPARE A FAIR AND ADEQUATE SUMMARY; DIRECTED CLERK OF THE BOARD TO POST AND PUBLISH NOTICE AND SUMMARY IN ACCORDANCE WITH SECTIONS 25124(b)(1) AND 65091 OF THE CALIFORNIA GOVERNMENT CODE

Maben-Parra: All Ayes

RESOURCE MANAGEMENT AGENCY
Community and Economic Development Department
Hearings

S.D. #1

- *11) Public Hearing to amend the County of Kern's Fiscal Year (FY) 2003-2004 Annual Action Plan for Community Development Programs to create HOME Project No. 33.03.6, Rancho Algodon Housing Rehabilitation - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; APPROVED AMENDMENT OF COUNTY'S FY 2003-2004 ANNUAL ACTION PLAN TO CREATE PROJECT NO. 33.03.6, RANCHO ALGODON HOUSING REHABILITATION IN THE AMOUNT OF \$940,000; AUTHORIZED NECESSARY U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) AND COUNTY BUDGET ADJUSTMENTS; AUTHORIZED DIRECTOR TO SUBMIT ALL DOCUMENTATION RELATED TO AMENDMENT TO HUD

Maben-Parra: All Ayes

S.D. #4

- *12) Public Hearing to amend the County of Kern's Fiscal Year (FY) 1999-2000, 2000-2001, and 2003-2004 Annual Action Plans for Community Development Programs to cancel and create activities in the community of Lost Hills - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; APPROVED AMENDMENT OF COUNTY'S FY 1999-2000, 2000-2001, AND 2003-2004 ANNUAL ACTION PLANS TO CANCEL LOST HILLS UNION SCHOOL DISTRICT "PROJECT REC" (PHASES I, II, AND III), CD ACTIVITY NOS. 30.99.1, 30.00.1, AND 30.03.1; APPROVED AMENDMENT OF COUNTY'S FY 2003-2004 ANNUAL ACTION PLAN TO CREATE CD ACTIVITY NO. 30.03.2, LOST HILLS DRAINAGE AND STREET IMPROVEMENTS (PHASE I) IN THE AMOUNT OF \$411,386.10; AUTHORIZED NECESSARY HUD AND COUNTY BUDGET ADJUSTMENTS; AUTHORIZED DIRECTOR TO SUBMIT ALL DOCUMENTATION RELATED TO AMENDMENT TO HUD

Maben-Parra: All Ayes

All S.D.'s

- *13) Public Hearing for proposed amendment to the "County of Kern Consolidated Plan for Community Development Programs, Fiscal Year 2000-01 through Fiscal Year 2004-05," to incorporate HUD's New American Dream Downpayment Initiative - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; APPROVED AMENDMENT TO THE "COUNTY OF KERN CONSOLIDATED PLAN FOR COMMUNITY DEVELOPMENT PROGRAMS FY 2000-01 THROUGH FY 2004-05"; AUTHORIZED DIRECTOR TO SUBMIT ALL DOCUMENTATION RELATED TO AMENDMENT TO HUD

Maben-Parra: All Ayes

RESOURCE MANAGEMENT AGENCY
Engineering and Survey Services

Hearing

S.D. #4

- 14) Proposed Resolution ordering the extension of Zone of Benefit Nos. 3, 5, 8 and 10 in County Service Area No. 71, determining to adopt and accept an Ordinance enacting assessments for the area included within the boundaries extended herein, Parcel Map 10935 and 10.15 acre designated remainder, west Bakersfield, located north of Rosedale Highway and east of Renfro Road - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; TABULATED BALLOTS; CONFIRMED THAT MAJORITY OF BALLOTS SUBMITTED WERE IN FAVOR OF ASSESSMENTS; ENACTED ORDINANCE G-7103 ESTABLISHING ASSESSMENTS; ADOPTED RESOLUTION 2004-142 CONFIRMING ENGINEERING & SURVEY SERVICES DEPARTMENT DIRECTOR'S REPORT, APPROVING ANNUAL ASSESSMENT NOT TO EXCEED \$12 PER PARCEL FOR SEPTIC MONITORING, \$36 PER PARCEL FOR STREET SWEEPING-LARGE LOT, \$1,200 PER PARCEL FOR LANDSCAPE AND WALL MAINTENANCE AND \$1,200 PER PARCEL FOR MULTI-USE TRAIL, LANDSCAPE AND WALL MAINTENANCE; DETERMINING TO ADOPT AND ACCEPT AN ORDINANCE ENACTING ASSESSMENTS FOR THE AREA INCLUDED WITHIN THE BOUNDARIES EXTENDED HEREIN; ORDERING THE EXTENSION OF ZONE OF BENEFIT NOS. 3, 5, 8 AND 10 IN COUNTY SERVICE AREA NO. 71

Watson-Patrick: All Ayes

S.D. #4

- *15) Request to approve final map for Tract 6026, Palm Avenue at Rudd Avenue, Smithtech, USA, for Heath Road Partners, LLC - ADOPTED RESOLUTION 2004-143 MAKING FINDINGS PER SECTION 21151 OF PUBLIC RESOURCES CODE, SECTION 66473.5, 66474 AND 65567 OF GOVERNMENT CODE APPROVING WAIVER OF SIGNATURE FOR MINERAL OWNER WITHOUT SURFACE ENTRY, ACKNOWLEDGEMENT OF REVERSION OF TEMPORARY TURNAROUND, SLOPE, AND SEWER EASEMENTS AND RESTORATION OF INGRESS AND EGRESS ACROSS LOTS "A", "B", "C" AND "D" IN TRACT NO. 6024; APPROVED FINAL MAP; AUTHORIZED CLERK OF BOARD TO SIGN; APPROVED IMPROVEMENT AND MONUMENTATION AGREEMENTS; AUTHORIZED CHAIRMAN TO SIGN; ACCEPTED SEWAGE MONITORING EASEMENT; AUTHORIZED CLERK OF BOARD TO SIGN; CONSENTED TO MAKING OF IRREVOCABLE OFFER OF DEDICATION FOR OFFSITE TEMPORARY TURNAROUND EASEMENT; AUTHORIZED CLERK OF BOARD TO SIGN; RECEIVED AND FILED DOCUMENTS AND ORDERED RECORDED AS APPROPRIATE

Maben-Parra: All Ayes

- *16) Request for release of Monument Security (cash deposit), Tract 5919, Unit 'B', south of Meacham Road and west of Renfro Road, Rosedale area, Eloy Renfro - RELEASED MONUMENT SECURITY; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO ISSUE A WARRANT IN THE AMOUNT OF \$3,675 TO THE SUBDIVIDER, ELOY RENFRO

Maben-Parra: All Ayes

- *17) Request for release of Monument Security (cash deposit), Tract 5919, Unit 'C', on Meacham Road between Renfro Road and Rudd Avenue, Rosedale area, Eloy Renfro - RELEASED MONUMENT SECURITY; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO ISSUE A WARRANT IN THE AMOUNT OF \$4,040 TO THE SUBDIVIDER, ELOY RENFRO

Maben-Parra: All Ayes

S.D.'s #1, #3 & #4

- *18) County Service Area No. 71, receive and file Master Sewer Study, proposed modification of fee and amendment of boundaries of Bakersfield City Planned Sewer Area No. 1 and update to Capital Facility Improvement Plan, proposed establishment of Bakersfield City Planned Sewer Areas No.'s 2 through 5 and County Planned Sewer Areas A and B, proposed establishment of septic abandonment fee and request for public hearing - RECEIVED AND FILED MASTER SEWER STUDY; CONFIRMED TUESDAY, JUNE 8, 2004, AT 2:00 P.M. AS THE HEARING DATE FOR UPDATE AND ADOPTION OF THE RELATED CAPITAL FACILITIES IMPROVEMENT PLANS AND FOR CONSIDERATION OF MODIFICATION AND ADDITION OF FEES CONTAINED IN COUNTY ORDINANCE CODE CHAPTERS 17.80.040A, 17.80.040B, 17.80.040C, 17.80.040D, 17.80.040E, 17.80.040F, 17.80.040G, 18.50.060N, 18.50.060O, 18.50.060P, 18.50.060Q, 18.50.060R, 18.50.060S, AND 18.50.060T AND MODIFICATION OF AND ADDITIONS TO PLANNED SEWER AREA BOUNDARIES AS SHOWN IN APPENDIX "D" TO CHAPTER 18.50; WAIVED READING AND INTRODUCED ORDINANCE; DESIGNATED COUNTY COUNSEL TO PREPARE A SUMMARY OF PROPOSED ORDINANCE CHANGES; DIRECTED CLERK OF THE BOARD TO POST AND PUBLISH NOTICE IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTIONS 25124 AND 66002

Maben-Parra: All Ayes

All S.D.'s

- *19) Proposed Amendment No. 1 to Agreement 354-99 with Accela, Inc., for building permit software, adding an additional \$52,575.14 in compensation, for a new not to exceed amount of \$114,006.39, and extending term to June 30, 2007 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 318-2004

Maben-Parra: All Ayes

RESOURCE MANAGEMENT AGENCY
Environmental Health Services - Animal Control Services
S.D. #1

- *20) Proposed retroactive Amendment No. 1 to Agreement 239-99 with Deborah Anson to provide animal shelter services in Kern River Valley, an increase of \$1,040.83 per month, extending term to May 1, 2009, and revising list of contract services (prior notification 5/4/2004) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 319-2004

Maben-Parra: All Ayes

All S.D.'s

- *21) Annual update report on activities of Animal Control Services Division - RECEIVED AND FILED

Maben-Parra: All Ayes

RESOURCE MANAGEMENT AGENCY

Roads Department

S.D. #1

- *22) Proposed Contract No. 04004 with Granite Construction Company for construction on Wallace Road and Zachary Avenue between Garces Highway and County Line Road, in an amount not to exceed \$468,430 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 320-2004

Maben-Parra: All Ayes

- *23) Proposed Contract No. 04009 with Granite Construction Company for construction on Kimberlina Road between State Route 99 and Zerker Road, in an amount not to exceed \$498,351 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 321-2004

Maben-Parra: All Ayes

S.D.'s #1, #2, #4 & #5

- *24) Contract No. 04020, Plans, Specifications, and Notice to Contractors for the manufacturing of asphalt concrete (windrow stockpile) at various locations in Kern County - MADE FINDING THAT PROJECT IS CATEGORICALLY EXEMPT FROM REQUIREMENTS OF CALIFORNIA ENVIRONMENTAL QUALITY ACT, PER SECTION 15301(c) OF STATE CEQA GUIDELINES; AUTHORIZED ROADS TO FILE NOTICE OF EXEMPTION; APPROVED PLANS AND SPECIFICATIONS; 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 DATE TO BE WEDNESDAY, JUNE 9, 2004, AT 11:00 A.M.

Maben-Parra: All Ayes

WASTE MANAGEMENT

Hearing

All S.D.'s

- 25) Public Hearing on proposed Ordinance establishing the schedule of Solid Waste Management Program Services Charges for residential property (Land Use Fees) for Fiscal Year 2004-2005 (no change in amount from Fiscal Year 2003-2004) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 21080(b)(8) OF PUBLIC RESOURCES CODE; AUTHORIZED CLERK OF THE BOARD TO FILE NOTICE OF EXEMPTION; ENACTED ORDINANCE G-7104

Parra-Patrick: All Ayes

S.D.'s #1 & #2

- *26) Proposed Contract No. 04005 with Glacier Environmental Services, Inc., for construction of Landfill Gas Collection System at Bakersfield Metropolitan (Bena) Sanitary Landfill, in an amount not to exceed \$688,325.56 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 322-2004

Maben-Parra: All Ayes

COUNTY ADMINISTRATIVE OFFICE

- *27) Proposed Memorandum of Understanding with Kern Law Enforcement Association for bargaining units L and 8 to provide retroactive salary increase of 2% effective January 10, 2004, salary increase of 2% effective July 10, 2004, provision for safety members contribution to retirement, increase in uniform allowance of \$100 per year to \$800 annually, increase in employee contributions to Retiree Health Premium Supplement Program to .66% of salary, and changes to health and prescription drug plans - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 323-2004; DIRECTED AUDITOR-CONTROLLER-COUNTY CLERK, DIRECTOR OF PERSONNEL AND COUNTY ADMINISTRATIVE OFFICER TO IMPLEMENT

Maben-Parra: All Ayes

- *28) Proposed Memorandum of Understanding with Kern County Fire Fighters Union, Inc., IAFF Local 1301 for bargaining units F and 7 to provide retroactive salary increase of 2% effective January 10, 2004, salary increase of 2% effective July 10, 2004, provision for safety members contribution to retirement, increase in uniform allowance of \$100 per year to \$800 annually, increase in employee contribution to Retiree Health Premium Supplement Program to .66% of salary, and changes to health and prescription drug plans - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 324-2004; DIRECTED AUDITOR-CONTROLLER-COUNTY CLERK, DIRECTOR OF PERSONNEL, AND COUNTY ADMINISTRATIVE OFFICER TO IMPLEMENT

Maben-Parra: All Ayes

- *29) Proposed Memorandum of Understanding with Central California Association of Public Employees Criminal Justice Unit (CCAPE-CJU) for bargaining units J and S to provide specified salary increases, provision for safety members contribution to retirement, revision of bargaining unit structure, increase in uniform allowance of \$100 per year to \$800 annually, increase in employee contributions to Retiree Health Premium Supplement Program to .66% of salary, and changes to health and prescription drug plans - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 325-2004; DIRECTED AUDITOR-CONTROLLER-COUNTY CLERK, DIRECTOR OF PERSONNEL, AND COUNTY ADMINISTRATIVE OFFICER TO IMPLEMENT

Maben-Parra: All Ayes

- *30) Proposed Resolution providing for increased employee contributions for safety retirement members - APPROVED; ADOPTED RESOLUTION 2004-144; REFERRED MATTER TO KERN COUNTY EMPLOYEES' RETIREMENT ASSOCIATION AND AUDITOR-CONTROLLER-COUNTY CLERK FOR IMPLEMENTATION

Maben-Parra: All Ayes

- *31) Request for authorization to apply for Fiscal Year 2004 State Homeland Security Grant from the California Office of Homeland Security in the amount of \$2,590,163 (no local match required) - APPROVED; ADOPTED RESOLUTION 2004-139; AUTHORIZED COUNTY ADMINISTRATIVE OFFICER OR ASSISTANT COUNTY ADMINISTRATIVE OFFICER TO SIGN DOCUMENTS AS NECESSARY

Maben-Parra: All Ayes

- 32) Report on local government tax revenue loss related to Kern County's participation in the optional Proposition 90 Property Tax Relief Program - ROY WEYGAND, PRESIDENT, KERN COUNTY TAXPAYERS ASSOCIATION, AND BRIAN TODD, BUILDING INDUSTRY ASSOCIATION, HEARD; APPROVED DISCONTINUANCE OF KERN COUNTY'S PARTICIPATION IN PROPOSITION 90 PROPERTY TAX RELIEF PROGRAM FOR SELECT HOMEBUYERS RELOCATING TO KERN COUNTY; REFERRED TO COUNTY COUNSEL TO PREPARE ORDINANCE; RECEIVED AND FILED

Patrick-Maben: All Ayes

COUNTY ADMINISTRATIVE OFFICE

General Services Division

S.D. #1

- *33) Proposed License Agreement with Warmerdam Packing, LLC, permitting installation of an 8" irrigation pipeline within County road right-of-way between McCombs and Famoso-Woody Roads; license provisions similar to that of pipeline franchises - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 21080.21; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION, AS APPROPRIATE; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 326-2004 UPON FINAL APPROVAL BY THE OFFICE OF COUNTY COUNSEL

Maben-Parra: All Ayes

S.D. #2

- *34) Request for authority to negotiate for a new leased facility at the Tehachapi Crossing Shopping Center at West Tehachapi Boulevard and Tucker Road, for the Tehachapi Branch Library - AUTHORIZED GENERAL SERVICES TO NEGOTIATE A LEASE

Maben-Parra: All Ayes

S.D. #4

- *35) Proposed Agreement with Khaled M. Hussein d.b.a. Village Market for month-to-month lease of vacant County property located at the corner of Highway 46 and Woodland Avenue, Lost Hills, for use as a parking area (\$185 monthly rent) (from 5/4/2004) -

WITHDRAWN

S.D. #5

- *36) Plans and Specifications for reroof of the Bakersfield Animal Shelter (1650.7119A) - 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, JUNE 3, 2004, AT 2:00 P.M.

Maben-Parra: All Ayes

All S.D.'s

- *37) Request to appropriate unanticipated revenue from increased production services to Communications Budget Unit - APPROVED
APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$35,000 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 1510 IN THE AMOUNT OF \$35,000

Maben-Parra: All Ayes

- *38) Proposed Request for Proposal for countywide agreement for lease, rental and purchase of photocopiers - APPROVED;
AUTHORIZED PURCHASING AGENT TO DISTRIBUTE

Maben-Parra: All Ayes

MATTERS FOR EXECUTIVE APPROVAL

- *39) Budget Transfers - APPROVED NO. 221 THROUGH NO. 231

Maben-Parra: All Ayes

- *40) Minutes for week of April 19, 2004 - APPROVED WITH
CORRECTION TO TUESDAY, APRIL 20, 2004, ITEM NO. 13 P.M. TO
DELETE WORDING, "**OFFSITE SEWER EASEMENT**"

Maben-Parra: All Ayes

- *41) Miscellaneous Letters and Documents - APPROVED

Maben-Parra: All Ayes

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

Maben-Parra: All Ayes

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

Maben-Parra: All Ayes

ADJOURNED TO TUESDAY, MAY 18, 2004, AT 9:00 A.M.

Parra-

/s/ Denise Pennell
Clerk of the Board

/s/ Jon McQuiston
Chairman, Board of Supervisors

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

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

41) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Clerk of the Board

A) Received, certified and forwarded to Recorder for recordation as follows:

- 1) Tract Map 6054, Phase 2 S.D. #1
- 2) Tract Map 6054, Phase 3 S.D. #1
- 3) Tract Map 6054, Phase 4 S.D. #1
- 4) Tract Map 6171, Phase 2 S.D. #1
- 5) Parcel Map 10551 S.D. #4

Employers' Training Resource

B) WIA OJT Agreements:

- 1) Bakersfield Plastics, Inc., WIA Title 501/543, dated April 19, 2004;
- 2) Braaten Electric, Inc., WIA Title 201, dated April 8, 2004;
- 3) Braaten Electric, Inc., WIA Title 201, dated April 14, 2004;
- 4) Code Precast Products, Inc., WIA Title 501/543, dated April 19, 2004;
- 5) Pleasant Holidays, LLC, WIA Title 201, dated April 20, 2004;
- 6) Southside Sanitation Services, Inc. dba Price Environmental Services, WIA Title 501, dated April 9, 2004

C) Modification No. 5 to Agreement R485279 with the Employment Development Department to revise the Veteran Project's narrative

Grand Jury

D) 2003-2004 Final Report re Housing Authority of Kern County (Copies to each Supervisor and CAO)

E) 2003-2004 Final Report re Local Agency Formation Commission (Copies to each Supervisor and CAO)

Local Agency Formation Commission

F) Letter from Virginia Gennaro, City of Bakersfield, re Revised Mohawk No. 1, Annexation No. 452, LAFCO Proceeding No. 1382 (Copies to each Supervisor and CAO)

G) Resolution No. 04-15, Proceeding No. 1365, in the matter of City of Bakersfield, Annexation No. 443 (Oswell No. 10) (Copies to each Supervisor and CAO)

H) Resolution No. 04-03, Proceeding No. 1365, in the matter of City of Bakersfield, Annexation No. 446 (Oswell No. 10) (Copies to each Supervisor and CAO)

Mental Health

I) Response to Audit Report for Fiscal Year 2003-2004

Miscellaneous

- J) Letter from Gorden Jones re dust created by Lehigh Southwest Cement Company in Tehachapi (Copies to each Supervisor and CAO)
- K) Letter from Mark Merrifield in support of sale of the Pacific Gas and Electric facility on Rosedale Highway to North American Power Group (Copies to each Supervisor, CAO and Planning)
- L) Letter from Mayor Harvey Hall, City of Bakersfield, re signal request at Freeway 99 and State Route 119 (Copies to each Supervisor and CAO)
- M) Letter from Jim Foss, Bakersfield Centennial Garden & Convention Center, re street closure requests submitted to City of Bakersfield for the 20th Bakersfield Business Conference on Saturday, October 9, 2004 (Copies to each Supervisor, CAO and General Services)
- N) Letter from Gene Blankenbaker, U.S. Department of Agriculture, Forest Service, re possibility of Rainbow Family of Living Light 2004 national gathering being held in northern California or western Nevada in late June or early July (Copies to each Supervisor, CAO and Fire)
- O) Letter from Wayne S. White, U.S. Department of Interior, Fish and Wildlife Service, re request for comments and data on the proposed designation of critical habitat for the threatened California red-legged frog (Copies to each Supervisor, CAO, Planning and County Counsel)
- P) Letter from Deidre F. Kelsey, Merced County Board of Supervisors, re support for State Department of Food and Agriculture (Copies to each Supervisor, CAO and Agriculture)
- Q) Thank you letter from James A. Atkins, Saucelito Irrigation District, to local State Senators and Assembly for supporting the San Joaquin River Native Fishery studies (Copies to each Supervisor, CAO, Planning, Resource Management Agency and County Counsel)
- R) Thank you letter from Ronald D. Jacobsma, Friant Water Users Authority, to local State Senators and Assembly for supporting the San Joaquin River Native Fishery studies (Copies to each Supervisor, CAO, Planning, Resource Management Agency and County Counsel)
- S) Thank you letter from Ronald D. Jacobsma, Friant Water Users Authority, to local State Senators and Assembly for supporting the San Joaquin River studies (Copies to each Supervisor, CAO, Planning, Resource Management Agency and County Counsel)
- T) E-mail from Arthur D. Unger in opposition to Copa de Oro project until flooding and groundwater problems are corrected (Copies to each Supervisor, CAO, Planning and County Counsel)

- U) Notice from Metro Gold Line re Gold Line Phase II, Pasadena to Montclair, Draft Environmental Impact Statement/Draft Environmental Impact Report, Los Angeles and San Bernardino Counties (Copies to each Supervisor and CAO)
- V) Notice from State Water Resources Control Board, Division of Water Rights, re petition for temporary change involving the transfer of 6,000 acre-feet of water to areas within the Westlands Water District under California Department of Water Resources' Permit 16482 (Application 17512) (Copies to each Supervisor, CAO and Resource Management Agency)
- 42) LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD - APPROVED AND FILED
 - A) Letter from Joseph D. Hughes, Kuhs, Parker & Hughes, re Lost Hills Water District annual estimate, Resolution No. 848 - REFERRED TO COUNTY COUNSEL
 - B) Letter from Mary C. Barlow, Kernville Union Elementary School District, Resolution No. 02-0404 certifying all proceedings in the March 2, 2004, General Bond Election - REFERRED TO COUNTY COUNSEL
 - C) Letter from Piper Jaffray & Co., re California School Cash Reserve Program Authority 2004 Pool Bonds - REFERRED TO COUNTY COUNSEL
- 43) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
 - A) Claim in the matter of Billy Cornett vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - B) Claim in the matter of Melissa Marquez vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - C) Claim in the matter of Scott's Auto Body, Inc. for Barbara Flynn vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - D) Claim in the matter of Victor A. Love vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - E) Claim in the matter of Stepan Agasian vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - F) Claim in the matter of Pedro Lopez Gonzalez, Maria Isabel Lopez, Eulogio Nolberto Lopez Benitez, Juana Lopez Benitez, Octaviano Lopez Benitez, Emelio Lopez Benitez, Veronica Lopez Benitez, Edity Lopez Benitez, Maria Octaviana Lopez Benitez, Maria Jimenez Benitez, Antonio Jaimes Benitez and Jose Jaimes Benitez vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - G) Claim in the matter of Rajinder Singh vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)