

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, May 15, 2001

9:00 A.M.

BOARD RECONVENED

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

SALUTE TO FLAG - Led by Supervisor Peterson

NOTE: Mc, Pz, Pa, Pe, Pr are abbreviations for Supervisors McQuiston, Perez, Patrick, Peterson, and Parra, respectively. For example, Pa-Pe denotes Supervisor Patrick made the motion and Supervisor Peterson seconded it. The abbreviation (Ab) means absent, and (Abd) abstained.

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

BOARD ACTION SHOWN IN CAPS

RESOLUTIONS/PROCLAMATIONS

- Pe-Pr
All Ayes
- 1) Resolution honoring Taft's Historic Landmark, The Fort, upon its 61st anniversary - ADOPTED RESOLUTION; MADE PRESENTATION TO JIM FISCUS, PRESIDENT, THE FORT PRESERVATION SOCIETY; JIM FISCUS HEARD
- Pz-Pr
All Ayes
- 2) Proclamation proclaiming May 2001 as Older Americans Month in Kern County - PROCLAIMED; MADE PRESENTATION TO RON ERREA, DIRECTOR, AGING AND ADULT SERVICES; RON ERREA, DR. CHARLES CARLSON, KERN SENIOR COLLABORATIVE, AND MARSHA CARLSON, COMMISSION ON AGING, HEARD
- Pr-Mc
All Ayes
- 3) Proclamation proclaiming May 16, 2001 as Day of the Teacher - PROCLAIMED; MADE PRESENTATION TO JOHN NILON; JOHN NILON HEARD
- NOTE: ITEMS 4 and 5 WERE HEARD CONCURRENTLY
- Mc-Pe
All Ayes
- 4) Proclamation proclaiming May 2001 as Water Awareness Month - PROCLAIMED; MADE PRESENTATION TO LORON HODGE, MANAGER, WATER ASSOCIATION OF KERN COUNTY; LORON HODGE HEARD

PUBLIC REQUESTS

- 5) Request of Loron Hodge, Manager, Water Association of Kern County, to address the Board with the Water Association's Annual Report - LORON HODGE; JIM BECK, KERN COUNTY WATER AGENCY; STEVE LEWIS, ARVIN EDISON WATER STORAGE DISTRICT; FLORN CORE, KERN RIVER-CITY OF BAKERSFIELD; AND JOYCE WALLACE, EDUCATION COORDINATOR, KERN COUNTY WATER AGENCY, HEARD; BETH BURKHART, KERN COUNTY WATER AGENCY, RECOGNIZED
- 6) Request of Pam Sanders, Chair, Kern County Child Care Council, to address the Board with a summary report of activities for the period of January 1 to March 31, 2001, and response to Child Care Coordinator position report - PAM SANDERS HEARD

PUBLIC PRESENTATIONS

- 7) 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! - STAN SHIRES, KERN SENIOR COLLABORATIVE, HEARD REGARDING THE EFFECT OF SUMMER HEAT AND POWER OUTAGES ON THE SENIOR CITIZEN POPULATION

Pr-Pe
All Ayes

REFERRED REVIEW OF DESIGNATING COUNTY FACILITIES AS RELIEF FACILITIES FOR THE SENIOR POPULATION DURING THE SUMMER MONTHS TO THE COUNTY ADMINISTRATIVE OFFICE AND AGING AND ADULT SERVICES

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

- 8) On their own initiative, Board members may make an announcement or a report on their own activities. They may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Gov. Code Sec. 54954.2[a]) - SUPERVISOR PEREZ DISCUSSED THE GOVERNOR'S MAY REVISION OF THE STATE BUDGET AND THE RESULTING EFFECT ON LOCAL GOVERNMENT SERVICES FOR KERN COUNTY RESIDENTS

NOTE: THE FOLLOWING DISCUSSION WAS RECONSIDERED PRIOR TO ADJOURNING INTO CLOSED SESSION.

SUPERVISOR PEREZ ANNOUNCED HE HAS RECEIVED NOTIFICATION THAT THE HEALTH CARE FINANCING ADMINISTRATION (HCFA) MAY BE CONSIDERING ACTION ON THE TWO-MODEL SYSTEM IN CALIFORNIA THAT COULD IMPACT LOCAL INITIATIVES AND SAFETY NET PROVIDERS

Pz-Pe
All Ayes

REFERRED TO COUNTY ADMINISTRATIVE OFFICE AND KERN MEDICAL CENTER TO INVESTIGATE POTENTIAL IMPACT ON KERN COUNTY AND ITS CITIZENS AND REPORT BACK TO BOARD

DEPARTMENTAL REQUESTS

AGING AND ADULT SERVICES

- Pz-Pe *9) Proposed submittal of 2001-2005 Area Plan to California
All Ayes Department of Aging - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN TRANSMITTAL LETTER

AGRICULTURAL COMMISSIONER

- Pz-Pe *10) Proposed retroactive Agreement #00-0557 with California
All Ayes Department of Food and Agriculture to reimburse Kern
County for control of Yellow Starthistle, from February
1, 2001 through December 31, 2001, in an amount not to
exceed \$30,149 (prior notification June 27, 2000) -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 367-2001
- Pe-Mc 11) Proposed retroactive Agreement #00-0225S with California
All Ayes Department of Pesticide Regulation for GIS products
developed by Kern County, for an application interface
for Restricted Materials Permit and Pesticide Use
Reporting system, from March 1, 2001 through March 31,
2002, in an amount not to exceed \$90,000 (prior
notification June 27, 2000) - APPROVED; AUTHORIZED
CHAIRMAN TO SIGN AGREEMENT 368-2001
- Pz-Pe *12) Proposed Agreement #01-0008 with California Department of
All Ayes Food and Agriculture to reimburse Kern County for Egg
Inspection and Surveillance Fiscal Year 2001/2002, in an
amount not to exceed \$17,039.24 - APPROVED; AUTHORIZED
CHAIRMAN TO SIGN AGREEMENT 369-2001
- Pz-Pe *13) Submission of 2000 Kern County Agricultural Crop Report -
All Ayes RECEIVED AND FILED
- Pz-Pe *14) Proposed designation of Kern County Agricultural
All Ayes Commissioner as the local public entity for the Pierce's
Disease Control Program under Section 6046(f) of the
California Food & Agricultural Code - APPROVED

AIRPORTS

- Pz-Pe *15) Proposed 10% increase in rental rate for all month-to-
All Ayes month leases at Taft Airport effective July 1, 2001 -
MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA
REQUIREMENTS PURSUANT TO SECTION 15301; DIRECTED CLERK OF
THE BOARD TO COMPLETE AND FILE NOTICE OF EXEMPTION;
APPROVED
- Pz-Pe *16) Request for authorization to expend funds to support the
All Ayes Hayward Proficiency Air Exercise to be held May 18 - 20,
2001, in an amount not to exceed \$525 - APPROVED

ASSESSOR-RECORDER

- Pz-Pe *17) Proposed deletion of one (1) Assessment Clerk I, II, III
All Ayes position and the addition of one (1) Receptionist
position, effective June 30, 2001 - APPROVED; REFERRED TO
PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY
SCHEDULE

COUNTY COUNSEL

- Pz-Pe *18) Request of the Public Health Department for destruction
All Ayes of records no longer necessary or required for County
purposes and eligible for destruction - APPROVED

DISTRICT ATTORNEY

Pz-Pe *19) Proposed addition of one (1) Chief Deputy District
All Ayes Attorney, one (1) Assistant Chief District Attorney
Investigator, one (1) District Attorney Investigator
I/II/III, and one (1) Supervising Human Services
Investigator positions, and deletion of one (1) District
Attorney I/II/III/IV, one (1) District Attorney
Lieutenant, one (1) Senior Human Services Investigator,
one (1) Human Services Investigator and one (1) Legal
Process Clerk I/II positions in the District Attorney's
budget unit 2180, effective May 19, 2001 - APPROVED;
REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND
SALARY SCHEDULE

Pz-Pe *20) Appropriation of unanticipated revenue in the amount of
All Ayes \$118,000 from the Office of Criminal Justice Planning for
the purchase of testing equipment for the District
Attorney Forensic Science Division - APPROVED
APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF
\$118,000 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED
BUDGET TRANSFER IN THE AMOUNT OF \$118,000 FROM
APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 2200

Pz-Pe *21) Appropriation of unanticipated revenue in the amount of
All Ayes \$288,119 from the District Attorney Equipment/Automation
Fund for purchase of automation equipment - APPROVED
APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF
\$288,119 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED
BUDGET TRANSFERS FROM APPROPRIATIONS FOR CONTINGENCIES TO
BUDGET UNITS 2180 AND 2200 IN THE AMOUNT OF \$188,087 AND
\$100,032, RESPECTIVELY

FIRE DEPARTMENT

Pz-Pe *22) Request for retroactive renewal of Fire Fighting
All Ayes Equipment Maintenance Service Agreement, Department of
Corrections, North Kern State Prison in Delano from April
20, 2001 to March 31, 2003; fiscal impact \$29,000,
revenue to Fire Department - APPROVED; AUTHORIZED
CHAIRMAN TO SIGN AGREEMENT 370-2001

HUMAN SERVICES

Pz-Pe *23) Proposed Agreement with Arizona Board of Regents for and
All Ayes on behalf of Northern Arizona University for the
provision of placing Masters of Social Work (MSW) interns
in County facilities for graduate social work experience,
from May 15, 2001 to June 30, 2002; no County cost -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 371-2001

KERN MEDICAL CENTER

Pz-Pe *24) Proposed retroactive Agreement with University of
All Ayes Wisconsin for Quality Indicator Support Services, from
July 1, 2000 to June 30, 2002, in an amount not to exceed
\$5,700 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT
372-2001

- Pe-Pr
All Ayes
- MOTION TO CONSIDER NON-AGENDA ITEM NO. 24A: MADE FINDING THAT NEED TO TAKE ACTION ON NON-AGENDA MATTER CAME TO THE ATTENTION OF COUNTY OFFICIALS ONLY AFTER THE AGENDA WAS POSTED BECAUSE THE CALIFORNIA MEDICAL ASSISTANCE COMMISSION (CMAC) IS AMENDING ITS CONTRACT WITH KERN MEDICAL CENTER (KMC) SO THAT KMC CAN RECEIVE AN ADDITIONAL PAYMENT THIS FISCAL YEAR. KMC RECEIVED THE AMENDMENT ON MAY 11, 2001. THE APPROVED AMENDMENT MUST BE RECEIVED BY CMAC ON OR BEFORE MAY 18, 2001, OTHERWISE KMC WILL NOT RECEIVE THESE ADDITIONAL FUNDS
- Pz-Pr
All Ayes
- 24A) Proposed Amendment No. 25 to Medi-Cal contract with the State of California, for hospital inpatient services - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 373-2001
MENTAL HEALTH SERVICES
- Pz-Pe
All Ayes
- *25) Proposed Amendment No. 2 to Agreement No. 465-2000 with Royal Palms Motel for emergency housing assistance for homeless clients, for Fiscal Year 2000-2001, in an amount not to exceed \$172,177 (an increase of \$35,177) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 374-2001
- Pz-Pe
All Ayes
- *26) Proposed Amendment No. 1 to Agreement No. 615-2000 with Bakersfield Memorial Hospital, Inc., to increase the maximum amount of reimbursement for children's intensive psychiatric services rendered, for Fiscal Year 2000-2001, in an amount not to exceed \$300,000 (an increase of \$282,000) (State, Realignment; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 375-2001
- Pz-Pe
All Ayes
- *27) Proposed Agreement with Michelle Montelongo for American Sign Language interpretation services for Department hearing impaired staff and clients, for Fiscal Year 2001-2002, in an amount not to exceed \$62,400 (Medi-Cal; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 376-2001
- Pz-Pe
All Ayes
- *28) Proposed Agreement with Komal Desai, M.D., for professional psychiatric service for County consumers, for Fiscal Year 2001-2002, in an amount not to exceed \$140,400 (Medi-Cal; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 377-2001
- Pz-Pe
All Ayes
- *29) Appropriation of unanticipated revenue in the amount of \$285,208 from Substance Abuse and Mental Health Services Administration (SAMHSA) grant for funds to pay for services provided by the Department of Aging and Adult Services - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$285,208 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$285,208 FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 4120
- Pz-Pe
All Ayes
- *30) Appropriation of unanticipated revenue in the amount of \$248,510 from State of California, Alcohol and Drug Abuse Programs, for implementation of the Substance Abuse and Crime Prevention Act of 2000 (Proposition 36) - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$248,510 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$248,510 FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 4123

PUBLIC HEALTH SERVICES

- Pz-Pe *31) Request for sole source procurement of an incubator from
All Ayes VWR Scientific Products Corporation, in an amount not to
exceed \$13,700 - CONTINUED TO TUESDAY, MAY 22, 2001, AT
9:00 A.M.
- Pz-Pe *32) Proposed retroactive Agreement with Clinica Sierra Vista,
All Ayes Inc., Kern Lifeline Project, for Case Management Services
through Ryan White Care Act Title II Funds, from April 1,
2001 through March 31, 2002 (prior notification March 27,
2001) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT
378-2001
- Pz-Pe *33) Proposed retroactive Agreement with Clinica Sierra Vista,
All Ayes Inc., 34th Street Clinic, for Outpatient Medical Services
through Ryan White Care Act Title II Funds, from April 1,
2001 through March 31, 2002 (prior notification March 27,
2001) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT
379-2001
- Pz-Pe *34) Proposed Amendment No. 2 to Agreement No. 793-2000 with
All Ayes the State Department of Health Services for the Rural HIV
Early Intervention Project, to increase the maximum
compensation for additional services - APPROVED;
AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 380-2001
- Pz-Pe *35) Proposed retroactive Agreement with the Department of
All Ayes Health Services for Fatal Child Abuse and Neglect
Surveillance Program, from January 1, 2001 through June
30, 2001, in an amount not to exceed \$4,000 - APPROVED;
AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 381-2001

SHERIFF

- Pz-Pe *36) Request for approval of unusual travel for Sheriff-
All Ayes Coroner Carl Sparks to attend the National Sheriff's
Association Conference in Ft. Lauderdale, Florida, from
June 21, 2001 through June 28, 2001, in an amount not to
exceed \$2,500 - APPROVED
- Pz-Pe *37) Proposed renewal of contract with Ernest Solano, Ph.D.,
All Ayes for pre-employment screening (not to exceed \$325 per
candidate) and post-shooting assessment services (not to
exceed \$125 per hour), from July 1, 2001 through June 30,
2004, in an amount not to exceed \$97,500 - APPROVED;
AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 382-2001
- Pz-Pe *38) Application to hold a race, Velo Promo, Golden Chain
All Ayes Cyclists and Kern Wheelmen, on May 18, 2001, at 8:30
a.m., beginning on Bena Road - 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; WOULD NOT LEAD TO BREACH OF THE PEACE, PROPERTY
DAMAGE, OR OTHER DISORDERLY OR UNLAWFUL CONDUCT; WOULD
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

Pz-Pe *39) Application to hold a race, Velo Promo, Golden Chain
All Ayes Cyclists and Kern Wheelmen on May 18, 2001, at 2:00 p.m.,
beginning on Breckenridge Road - 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; WOULD NOT LEAD TO BREACH OF THE PEACE, PROPERTY
DAMAGE, OR OTHER DISORDERLY OR UNLAWFUL CONDUCT; WOULD
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

Pz-Pe *40) Application to hold a race, Velo Promo, Golden Chain
All Ayes Cyclists and Kern Wheelmen on May 19, 2001, at 8:00 a.m.,
beginning on Bakersfield/Glennville Road - 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; WOULD NOT LEAD TO BREACH OF THE PEACE,
PROPERTY DAMAGE, OR OTHER DISORDERLY OR UNLAWFUL CONDUCT;
WOULD 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

Pz-Pe *41) Application to hold a race, Velo Promo, Golden Chain
All Ayes Cyclists and Kern Wheelmen on May 20, 2001, at 9:00 a.m.,
beginning at Randsburg Park - 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; WOULD NOT LEAD TO BREACH OF THE PEACE, PROPERTY
DAMAGE, OR OTHER DISORDERLY OR UNLAWFUL CONDUCT; WOULD
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

TREASURER-TAX COLLECTOR

Pz-Pe *42) Cash Receipts and Disbursements for April 2001 - RECEIVED
All Ayes AND FILED

VETERANS' SERVICE

Pz-Pe *43) Proposed annual Agreement with Union Cemetery Association
All Ayes for perpetual care of veterans plots in Union Cemetery,
from July 1, 2001 through June 30, 2002, in an amount not
to exceed \$5,820.00 - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 383-2001

NOTE: SUPERVISOR PEREZ REQUESTED FURTHER COMMENT UNDER
BOARD MEMBER ANNOUNCEMENTS OR REPORTS (SEE ITEM NO. 8)

CLOSED SESSIONS

COUNTY ADMINISTRATIVE OFFICE

Pz-Pe 44) Request for Closed Session regarding Meet and Confer,
All Ayes CCAPE -

COUNTY COUNSEL

Pz-Pe 45) Request for Closed Session regarding a lawsuit entitled
All Ayes Patrick Moore vs. County of Kern, et al, KCSC Case No.
242016 (Government Code Section 54956.9 (a)) -

Pz-Pe 46) Request for Closed Session regarding a lawsuit entitled
All Ayes Center on Race, Poverty & the Environment, et al. vs.
County of Kern, et al., KCSC Case No. 242336
RDR(Government Code Section 54956.9(a)) -

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

/s/ Denise Pennell
Clerk of the Board

/s/ Barbara Patrick
Chairman, Board of Supervisors

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

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

BOARD ACTION SHOWN IN CAPS

Mc-Pz ADJOURNED AS BOARD OF SUPERVISORS; RECONVENED AS KERN
All Ayes SANITATION AUTHORITY

KERN SANITATION AUTHORITY

Pr-Pz #1) Proposed Ordinance concerning collection of Sewer Service
All Ayes Charges on the Tax Roll for Fiscal Year 2001-2002 -
WAIVED READING; INTRODUCED ORDINANCE

Pr-Pz #2) Proposed Special Provisions for Sump Improvements at Kern
All Ayes Sanitation Authority, in an amount not to exceed \$25,000
(Requisition #000129) - APPROVED; MADE FINDING THAT
PROJECT IS EXEMPT FROM CEQA PER SECTION 15301(b);
DIRECTED CLERK OF THE BOARD TO FILE NOTICE OF EXEMPTION;
DIRECTED WASTE MANAGEMENT TO PREPARE REQUISITION AND
PURCHASING TO SOLICIT BIDS

Pr-Pz ADJOURNED AS KERN SANITATION AUTHORITY; RECONVENED AS
All Ayes FORD CITY-TAFT HEIGHTS SANITATION DISTRICT

FORD CITY-TAFT HEIGHTS SANITATION DISTRICT

Pe-Mc #3) Proposed Ordinance concerning collection of Sewer Service
All Ayes Charges on the Tax Roll for Fiscal Year 2001-2002 -
WAIVED READING; INTRODUCED ORDINANCE

Pe-Mc ADJOURNED AS FORD CITY-TAFT HEIGHTS SANITATION DISTRICT;
All Ayes RECONVENED AS BOARD OF SUPERVISORS

PUBLIC PRESENTATIONS

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

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

- 5) On their own initiative, Board members may make an announcement or a report on their own activities. They may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Gov. Code Sec. 54954.2(a)) - SUPERVISORS PETERSON AND PEREZ ANNOUNCED THEY WILL BE ABSENT FROM THE MAY 22, 2001, BOARD MEETING, AS THEY WILL BE ATTENDING THE NACO WESTERN INTERSTATE REGION CONFERENCE

HEARING

RESOURCE MANAGEMENT AGENCY
Planning Department

Pz-Pe
All Ayes

- *6) **Request from DeWalt Corporation to vacate a ten-foot-wide slope easement located on the south side of Tract 5560-Unit A, approximately 100 feet south of Casa de Oro Lane, east Bakersfield (SD 3)**

Specific Request:

Nonsummary vacation of a ten-foot-wide slope easement (104-31 3; 098 Streets and Highways) (General Rule, Section 15061(b)(3); Published Bakersfield Californian) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2001-185 APPROVING VACATION, RESERVING AND EXCEPTING APPROPRIATE UTILITY EASEMENTS, WITH RESOLUTION TO BE RECORDED UPON WRITTEN CONFIRMATION FROM THE PLANNING DIRECTOR TO THE CLERK OF THE BOARD THAT UNIT B OF TRACT 5560 HAS RECORDED, PER PLANNING DEPARTMENT RECOMMENDATION

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY
Community Development Program

Hearing

All S.D.'s

- Pz-Pe
All Ayes
- *7) Proposed Amendments to the County of Kern's Fiscal Year 1999-2000 and Fiscal Year 2000-2001 Annual Action Plans for Community Development Programs to cancel HOME project #34.99.4, Heritage of America-Project H.O.P.E., to amend HOME project #33.00.1, Countywide Home Rehabilitation Program, and to create and provide funding for HOME project #33.00.3, Ridge III Rental Housing Rehabilitation, Ridgecrest - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; APPROVED AMENDMENTS TO COUNTY'S FISCAL YEAR 1999-2000 AND FISCAL YEAR 2000-2001 ANNUAL ACTION PLANS FOR CD PROGRAMS BY: A) CANCELING HOME PROJECT #34.99.4, HERITAGE OF AMERICA - PROJECT H.O.P.E. AND RELATED PROJECT AGREEMENT, B) CREATING HOME PROJECT #33.00.3, RIDGE III RENTAL HOUSING REHABILITATION; APPROVED TRANSFER OF \$625,000 OF HOME FUNDS TO NEW HOME PROJECT #33.00.3: A) \$156,000 FROM PROJECT #34.99.4, B) \$84,611.37 FROM FISCAL YEAR 1999-2000 AND \$129,388.63 FROM FISCAL YEAR 2000-2001 HOME PROGRAM INCOME, AND C) \$255,000 FROM HOME PROJECT #33.00.1 COUNTYWIDE HOME REHAB PROGRAM; AUTHORIZED NECESSARY COUNTY AND HUD BUDGET ADJUSTMENTS AND TRANSFERS; AUTHORIZED DIRECTOR TO SUBMIT TO HUD ALL DOCUMENTATION RELATED TO AMENDMENT

RESOURCE MANAGEMENT AGENCY
Engineering and Survey Services

S.D. #1

- Pz-Pe
All Ayes
- *8) Notification of Proposed Retroactive Agreement with Cawelo Water Storage District, North Kern Water Storage District, Semitropic Water Storage District, Kern County Water Agency and California State Department of Water Resources for funding Poso Creek Feasibility Study, in the total amount of \$52,000 for the first two years of the agreement - RECEIVED AND FILED

RESOURCE MANAGEMENT AGENCY
Roads Department

S.D. #3

- Pz-Pe
All Ayes
- *9) Proposed Cooperative Agreement with the State of California for the installation of traffic signals on Rosedale Highway (State Route 58) at Patton Way, in an amount not to exceed \$58,300 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 384-2001

- Pz-Pe
All Ayes
- *10) Contract No. 01021, accept low bid of Burtch Construction for construction on Morning Drive from Niles Street to 0.5 mile north of Niles Street, in an amount not to exceed \$101,080.47 - ACCEPTED LOW BID; AUTHORIZED ROADS TO PREPARE NECESSARY CONTRACT DOCUMENTS AND RELEASE ALL OTHER BID GUARANTEES

Pz-Pe *11) Contract No. 01040, Plans, Specifications, and Notice to
All Ayes Contractors for construction on East Bakersfield High
School area streets - MADE FINDING THAT PROJECT IS EXEMPT
FROM CEQA PER SECTION 15301(c); AUTHORIZED ROADS TO FILE
NOTICE OF EXEMPTION; APPROVED PLANS AND SPECIFICATIONS;
AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED ROADS TO PUBLISH
PURSUANT TO SECTION 20392 OF PUBLIC CONTRACT CODE; BID
OPENING DATE TO BE WEDNESDAY, JUNE 6, 2001, AT 11:00 A.M.

Pz-Pe *12) Contract No. 01025, Plans, Specifications, and Notice to
All Ayes Contractors for construction on various streets in the
Bakersfield Country Club area - MADE FINDING THAT PROJECT
IS EXEMPT FROM CEQA PER SECTION 15301(c); AUTHORIZED
ROADS TO FILE NOTICE OF EXEMPTION; APPROVED PLANS AND
SPECIFICATIONS; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED
ROADS TO PUBLISH PURSUANT TO SECTION 20392 OF PUBLIC
CONTRACT CODE; BID OPENING DATE TO BE WEDNESDAY, JUNE 13,
2001, AT 11:00 A.M.

WASTE MANAGEMENT

S.D. #1

Pz-Pe *13) Contract No. 01014, accept low bid of LFG&E International
All Ayes to construct the landfill gas collection system at
Ridgecrest Sanitary Landfill, in an amount not to exceed
\$295,178.04 - MADE FINDING THAT LFG CONTROL CORPORATION
IS NOT THE LOW BIDDER DUE TO ERROR IN UNIT PRICING IN BID
DOCUMENTS; RESCINDED AWARD OF LOW BID MADE TUESDAY, APRIL
3, 2001; ACCEPTED LOW BID OF LFG&E INTERNATIONAL;
AUTHORIZED ROADS TO PREPARE THE NECESSARY DOCUMENTS AND
RELEASE ALL OTHER BID GUARANTEES

Pz-Pe *14) Proposed Special Provisions for fence installation at
All Ayes Shafter Burn Dump, in an amount not to exceed \$90,112 -
APPROVED; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA
PER SECTION 14 CCR 15308; DIRECTED CLERK OF THE BOARD TO
FILE NOTICE OF EXEMPTION; DIRECTED WASTE MANAGEMENT TO
PREPARE REQUISITION AND PURCHASING TO SOLICIT BIDS

S.D. #4

Pz-Pe *15) Proposed Special Provisions for fence installation at
All Ayes Buttonwillow Sanitary Landfill, in an amount not to
exceed \$73,216 - APPROVED; MADE FINDING THAT PROJECT IS
EXEMPT FROM CEQA PER SECTION 15301(f) AND 14 CCR 15308;
DIRECTED CLERK OF THE BOARD TO FILE NOTICE OF EXEMPTION;
DIRECTED WASTE MANAGEMENT TO PREPARE REQUISITION AND
PURCHASING TO SOLICIT BIDS

COUNTY ADMINISTRATIVE OFFICE

Pz-Pe *16) Request for appropriation of unanticipated revenue for
All Ayes California Medi-Cal Disproportionate Share Hospital
Program - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE
IN THE AMOUNT OF \$2,750,514 TO APPROPRIATIONS FOR
CONTINGENCIES; APPROVED BUDGET TRANSFER FROM
APPROPRIATIONS FOR CONTINGENCIES IN THE AMOUNT OF
\$2,750,514 TO THE CONTRIBUTION FOR MEDICAL CARE BUDGET
UNIT #4204

- Pe-Pz
All Ayes
- 17) Proposed supervisorial boundary redistricting criteria and methodology - APPROVED; DIRECTED COUNTY ADMINISTRATIVE OFFICER TO PREPARE ALTERNATIVE PLANS AND GATHER PUBLIC INPUT

Legislative Matters

- Pz-Pe
All Ayes
- *18) AB 227 (Longville), permanent transfer of gasoline sales tax revenue for road improvements - ADOPTED POSITION OF SUPPORT; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

- Pz-Pe
All Ayes
- *19) SB 518 Trial Court Funding relief - ADOPTED POSITION OF SUPPORT; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

COUNTY ADMINISTRATIVE OFFICE
General Services Division

S.D. #1

- Pz-Pe
All Ayes
- *20) Proposed Agreement with Braun Construction Company for playground improvements at Leroy Jackson Park, in an amount not to exceed \$102,465 (1650.7049) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 385-2001

S.D. #3

- Pz-Pe
All Ayes
- *21) Proposed purchase of 3.28 acres of vacant land adjacent to Meadows Field Airport from Stanford University, for use as a utility corridor to the new terminal and for intra-airport vehicular access, in the amount of \$24,000 and one-half of escrow costs not to exceed \$500 - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15061(b)(3); AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; APPROVED; ADOPTED RESOLUTION 2001-186; ACCEPTED GRANT DEED; AUTHORIZED CHAIRMAN TO SIGN SALE ESCROW INSTRUCTIONS; DIRECTED AUDITOR-CONTROLLER TO ISSUE A WARRANT IN THE AMOUNT OF \$24,500 TO COMMONWEALTH LAND TITLE COMPANY

S.D. #4

- Pz-Pe
All Ayes
- *22) Proposed License Agreement with Source Energy Corporation for seismic survey at the Shafter-Wasco Landfill - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15306; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 386-2001

S.D. #5

- Pz-Pe
All Ayes
- *23) Plans and Specifications for construction of a new animal shelter and euthanasia room at the Bakersfield Animal Shelter (1960.8172) - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED GENERAL SERVICES TO PUBLISH PURSUANT TO PUBLIC CONTRACT CODE SECTION 10125; BID OPENING TO BE WEDNESDAY, MAY 30, 2001, AT 11:00 A.M.

Pz-Pe *24) Change Order No. 7 for the Family Practice medical
All Ayes offices at Sagebrush Medical Plaza, an increase of
\$28,872, for a new total of \$3,946,580.85 (8212.8360) -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN

S.D.'s #1 & #5

Pz-Pe *25) Proposed Agreement with Kern County Air Pollution Control
All Ayes District for funding of a video teleconferencing system
between Ridgecrest and Bakersfield - APPROVED; AUTHORIZED
CHAIRMAN TO SIGN AGREEMENT 387-2001; APPROVED
APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF
\$50,000 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED
BUDGET TRANSFER IN THE AMOUNT OF \$50,000 FROM
APPROPRIATIONS FOR CONTINGENCIES TO COMMUNICATIONS BUDGET
UNIT 1510; REFERRED TO GENERAL SERVICES FOR
IMPLEMENTATION

All S.D.'s

Pz-Pe *26) Proposed Amendment No. 1 to Agreement with Cornelius
All Ayes Consulting Group for electrical engineering services,
providing for an increase of \$10,000, for a new total of
\$30,000 (P.O. #017321) - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 388-2001

MATTERS FOR EXECUTIVE APPROVAL

Pz-Pe *27) Budget Transfers - APPROVED #229 THROUGH #238 AND #1006
All Ayes AND #1007

Pz-Pe *28) Minutes for week of April 23, 2001 - APPROVED WITH
All Ayes CORRECTIONS TO ITEM #44, 9:00 A.M., TO DELETE,
"AUTHORIZED DIRECTOR OF PUBLIC HEALTH SERVICES TO SIGN
APPLICATION AND RELATED DOCUMENTS" AND TO ADD,
**"AUTHORIZED CHAIRMAN TO SIGN AUTHORIZATION TO ALLOW
DIRECTOR OF PUBLIC HEALTH SERVICES TO SIGN APPLICATION
AND RELATED DOCUMENTS"**; AND TO ITEM #34, 2:00 P.M., TO
READ, **"APPROVED #205 THROUGH #210 AND #212"**

Pz-Pe *29) Miscellaneous Letters and Documents - FILED
All Ayes

Pz-Pe *30) Miscellaneous Departmental Referrals by Clerk of the
All Ayes Board - APPROVED AND FILED

Pz-Pe *31) Claims and Lawsuits filed with and referred by Clerk of
All Ayes the Board - APPROVED AND FILED

Pr-Pz

ADJOURNED TO TUESDAY, MAY 22, 2001, AT 9:00 A.M.

/s/ Mary Schilling
Deputy Clerk

/s/ Barbara Patrick
Chairman, Board of Supervisors

29) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Engineering & Survey Services

- A) Letter to April and Robert Brooks re abatement of public nuisance at 3700 Kiwanis Trail, Frazier Park (Copies to each Supervisor and CAO)

Environmental Health Services

- B) Five (5) thank you letters to individuals and organizations for contributions to the Mojave and Bakersfield animal shelters

General Services

- C) New Franchise Acceptance and Bond No. SD4742 for Atlantic Oil Company, Ordinance F-434, from Nuevo Energy
- D) Acceptance of Right-of-Way Easement for road improvements from Fatima Mohsen Mohamed, a portion of APN 128-140-06

Sheriff

- E) Delegation of Authority request to appoint the senior Assistant Sheriff to fill the position of Sheriff until the next election, should it be required (Copies to each Supervisor and CAO)

Miscellaneous

- F) Letter from Lou Pool in opposition to Universal Solid Waste Collection Charges in Metropolitan Bakersfield (Copies to each Supervisor, CAO, Waste Management and County Counsel)
- G) Letter from Margie J. Davidson in opposition to Universal Solid Waste Collection Charges in South Taft (Copies to each Supervisor, CAO, Waste Management and County Counsel)
- H) Letter from D. Pankey, California Highway Patrol, re Hazardous Materials Incident Report on Tuesday, April 17, 2001, on I-5, south of Grapevine (Copies to each Supervisor, CAO, Environmental Health and Fire HazMat)
- I) Letter from Dr. Luis E. Ruiz re delay by Hall Ambulance in transfer of Richard Timmsen to Kern Medical Center (Copies to each Supervisor, CAO, Emergency Medical Services and County Counsel)
- J) Letter from State Senator Wesley Chesbro re SB 844, the 2002 School Facilities Bond Act (Copies to each Supervisor and CAO)
- K) Letter from Yeh Ling-Ling, Diversity Alliance for a Sustainable America, re poll of California voters on immigration (Copies to each Supervisor and CAO)
- L) Letter from Judith G. Case, San Joaquin Valley Air Pollution Control District, re County's contribution in support of the "Clean Green Yard Machines" campaign (Copies to each Supervisor and CAO)
- M) Letter from State Board of Corrections re approval of Crime Prevention Act of 2000 Comprehensive Multiagency Juvenile Justice Plan and Application (Copies to each Supervisor and CAO)

- N) Letter from Assemblyman Roy Ashburn re Kern County's positions on AB 147 and SB 823 (Copies to each Supervisor, CAO, Sheriff and Probation)
- O) Thank you letter from Alan Tandy, City of Bakersfield, re County's contribution to the City Center Project (Copies to each Supervisor and CAO)
- P) Memorandum from Steven C. Szalay, California State Association of Counties, re support of proposal to cap electric rate increases for essential government services (Copies to each Supervisor, CAO and General Services)
- Q) Notice of correction from Karen Keene, California State Association of Counties, re error in rate increase proposed by California Public Utilities Commission (Copies to each Supervisor, CAO and General Services)
- R) Notice of public workshop from State Department of Water Resources on Tuesday, May 1, 2001, re Proposition 13 Water Conservation Loan and Grant Proposal Recommendations (Copies to each Supervisor and CAO)
- S) Notice of public workshop from CALFED Bay-Delta Program on Tuesday, May 1, 2001, re CALFED Water Use Efficiency (WUE) Proposal Solicitation Package Funding Recommendations (Copies to each Supervisor and CAO)
- T) Notice from Thompson Hine & Flory, LLP, re Complaint of Rancho Palos Verdes Broadcasters, Inc., against Mediacom Communications Corporation (Copies to County Counsel and General Services)
- U) Notice from Southern California Gas Company re Application of Southern California Gas Company for Authority to Increase its Gas Revenue Requirements to Reflect its Accomplishments for Demand-Side Management Program Years 1996 and 1997, Energy Efficiency Program Year 2000, and Low-Income Program Years 1999 and 2000 in the 2001 Annual Earnings Assessment Proceeding (AEAP) (Copies to each Supervisor, CAO and General Services)
- V) Agenda of meeting from Kern County Human Relations Commission on Tuesday, May 8, 2001
- W) Agenda of meeting from In-Home Supportive Services Advisory Committee on Thursday, May 10, 2001
- X) Agenda of meeting from State Fish and Game Commission on Tuesday, May 8, 2001 (Copies to each Supervisor and CAO)
- Y) Agenda of meeting from Central Valley Regional Water Quality Control Board on Friday, May 11, 2001 (Copies to each Supervisor, CAO and Resource Management Agency)
- Z) Brochure from Water Education Foundation re The Bay-Delta Tour, June 27-29, 2001 (Copies to each Supervisor, CAO and Resource Management Agency)
- AA) Brochure from California State Association of Counties and the League of Cities re California EMS Governance Assessment Project, May 30-31, 2001 (Copies to each Supervisor, CAO and Emergency Medical Services)

- BB) Bulletin from the U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention, OJJDP Fact Sheet, April 2001, #08 (Copies to each Supervisor and CAO)
- CC) Bulletin from the U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention, OJJDP Juvenile Justice Bulletin, March 2001, Female Gangs: A Focus on Research (Copies to each Supervisor and CAO)
- DD) Bulletin from the U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention, OJJDP Juvenile Justice Bulletin, March 2001, Early Identification of Risk Factors for Parental Abduction (Copies to each Supervisor and CAO)
- EE) Bulletin from the U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention, OJJDP Juvenile Justice Bulletin, March 2001, Anticipating Space Needs in Juvenile Detention and Correctional Facilities (Copies to each Supervisor and CAO)
- FF) Bulletin from the U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention, OJJDP Juvenile Justice Bulletin, March 2001, Keeping Children Safe: OJJDP's Child Protection Division (Copies to each Supervisor and CAO)
- 30) LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD - APPROVED AND FILED
 - A) Letter from Lynn T. Molina, Rag Gulch Water District, re Rag Gulch Water District Year 2001 Rates, Resolution 2001-6 - REFERRED TO COUNTY COUNSEL
 - B) Letter from Lynn T. Molina, Kern-Tulare Water District, re Kern-Tulare Water District Year 2001 Rates, Resolution 2001-6 - REFERRED TO COUNTY COUNSEL
 - C) Letter from William C. Kuhs, Kuhs, Parker & Stanton, re Lost Hills Water District estimate for Fiscal Year 2002, Resolution 820 - REFERRED TO COUNTY COUNSEL
 - D) E-mail from Kevin Turner re Sheriff's Department response to complaints at 3101-1/2 Niles Street - REFERRED TO SHERIFF (Copies to each Supervisor and CAO)
- 31) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
 - A) Claim in the matter of Laura Ferris vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - B) Late claim in the matter of James Douglas vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - C) Claim in the matter of Juan C. Silverio Martinez vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - D) Claim in the matter of Ricky J. Williams vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - E) Complaint in the matter of Michael A. Thrasher vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)

- F) Subrogation claim in the matter of City of Bakersfield vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- G) Summons and Complaint in the matter of Allstate Insurance Company vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- H) Summons and Complaint in the matter of Linda and David Rezac vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)