

## SUMMARY OF PROCEEDINGS

### BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue  
Bakersfield, California

Regular Meeting  
Tuesday, May 17, 2005

9:00 A.M.

BOARD RECONVENED

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

NOTE: CHAIRMAN WATSON ANNOUNCED SUPERVISOR PATRICK WILL BE ABSENT FROM TODAY'S MEETING, AND WELCOMED SUPERVISOR MCQUISTON BACK

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 Kern County citizen Roy Weygand - ADOPTED RESOLUTION; MADE PRESENTATION TO HELEN WEYGAND; FAMILY MEMBERS WALTER AND CONNIE DEAN INTRODUCED; HELEN WEYGAND HEARD

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- 2) Proclamation proclaiming May 23 - 29, 2005 as Buddy Poppy Awareness Week in Kern County - PROCLAIMED; MADE PRESENTATION TO ELENA CALAUSTRO, AUXILIARY PRESIDENT, LADIES AUXILIARY OF THE VETERANS OF FOREIGN WARS; ELENA CALAUSTRO HEARD

**Rubio-Maben: 4 Ayes; 1 Absent - Patrick**

- 3) Proclamation proclaiming June 2005 as Water Awareness Month in Kern County - PROCLAIMED; MADE PRESENTATION TO BILL TAUBE, PRESIDENT, KERN COUNTY WATER AGENCY; BILL TAUBE HEARD

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

- \*4) Proclamation proclaiming May 15 - 21, 2005 as National Public Works Week in Kern County - PROCLAIMED; REFERRED TO CLERK OF THE BOARD FOR PRESENTATION

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

PUBLIC REQUESTS

- 5) Request from Loron J. Hodge, Water Association of Kern County, to present its annual report on the status of local water supply - BILL TAUBE, PRESIDENT KERN COUNTY WATER AGENCY, MADE PRESENTATION; DON MARQUEZ, KERN COUNTY WATER AGENCY; STEVE DALKE, CENTRAL VALLEY PROJECT; AND FLORN CORE, CITY OF BAKERSFIELD, HEARD; RECEIVED AND FILED

REFERRED TO RESOURCE MANAGEMENT AGENCY TO DRAFT A RESOLUTION IN SUPPORT OF OPERATING THE FRIANT DIVISION OF THE CENTRAL VALLEY PROJECT CONSISTENT WITH HISTORIC WATER DELIVERY COMMITMENTS FOR BOARD CONSIDERATION AT A FUTURE DATE

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

PUBLIC PRESENTATIONS

- 6) 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

- 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 PROVIDED A REPORT ON THE FIRST 5 COMMISSION; HE FURTHER PRESENTED AN AWARD ON BEHALF OF THE KERN COUNTY PRESS CLUB TO BRENT RUSH, PUBLIC INFORMATION OFFICER; BRENT RUSH HEARD

SUPERVISOR MCQUISTON EXPRESSED APPRECIATION FOR THE CARDS, FLOWERS AND PRAYERS HE RECEIVED DURING HIS BRIEF ILLNESS

SUPERVISOR MCQUISTON DISCUSSED THE RECENT ANNOUNCEMENT BY THE DEPARTMENT OF DEFENSE RELATIVE TO MILITARY BASE CLOSURES AND REALIGNMENT, AND STATED THAT RECOMMENDATIONS WILL NOW BE CONSIDERED BY THE BASE RETENTION AND CLOSURE COMMISSION

DEPARTMENTAL REQUESTS

AIRPORTS

- \*8) Unusual Travel Request for Raymond C. Bishop, Director of Airports, and Teresa L. Hitchcock, Airports Analysis and Marketing Manager, to attend the ACI-NA Marketing and Communications Conference and JumpStart Air Service Program in Calgary, Canada, from June 10, 2005 through June 16, 2005, in an amount not to exceed \$6,959 (Fiscal Impact: \$6,959; Budgeted; Discretionary) - APPROVED

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*9) Proposed Amendment No. 1 to Agreement 314-2000 with In-ter-space Services, Inc., allowing In-ter-space to charge their customers a technology fee and have the fee excluded from the concession fee computation (Fiscal Impact: None) - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; DIRECTED CLERK OF THE BOARD TO FILE NOTICE OF EXEMPTION IF REQUESTED; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 282-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

ASSESSOR-RECORDER

- \*10) Proposed retroactive Joint Powers Agreement by and between California County Assessors for Standard Data Records (SDR) for the purpose of gathering and storing Business Property Statement information, from July 1, 2004 through June 30, 2007, Kern County's share not to exceed \$4,400 for initial implementation and first year's maintenance fees, and additional maintenance fees of \$400 for each consecutive year (Fiscal Impact: \$4,400; Discretionary) -

**WITHDRAWN**

BOARD OF SUPERVISORS

- \*11) Request from Third District Supervisor Barbara Patrick to adopt position in opposition to SB 999 (Machado), regarding San Joaquin Valley Unified Air Pollution Control District Board of Directors membership (Fiscal Impact: None) - ADOPTED POSITION IN OPPOSITION; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

CHILD SUPPORT SERVICES

- 12) Proposal to implement CASES automation system in the Kern County Department of Child Support Services; proposed addition of seven (7) Family Support Officer I/II/III, four (4) Senior Office Services Specialist, four (4) Office Services Technician, two (2) Departmental Analyst I/II, one (1) Supervising Family Support Staff Development Specialist positions and deletion of one (1) Accountant I/II/III, five (5) Fiscal Support Assistant, fifteen (15) Office Services Assistant positions, effective May 17, 2005, and proposed addition of twenty-four (24) Family Support Officer I/II/III positions upon the vacancy and concurrent deletion of twenty-four (24) Office Services Assistant positions; proposed closure to the public of the Department of Child Support Services on July 1, 2005 and July 5, 2005; request for execution of the CASES Consortium Memorandum of Understanding (Fiscal Impact: \$1,814.12; State Grant Funded) - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 283-2005

**McQuiston-Maben: 4 Ayes; 1 Absent - Patrick**

COUNTY COUNSEL

- \*13) Request to authorize Clerk of the Board of Supervisors to execute memorandum to Bakersfield City Elementary School District, Delano Joint Union High School District, El Tejon Unified School District, Elk Hills Elementary School District, General Shafter Elementary School District, Kernville Union Elementary School District, Lamont School District, Mojave Unified School District, Rio Bravo-Greeley Union Elementary School District, Southern Kern Unified School District, Standard School District and Tehachapi Unified School District Declining Participation in 2005 Pooled Tax and Revenue Anticipation Notes (Fiscal Impact: None) - AUTHORIZED CLERK OF THE BOARD OF SUPERVISORS TO EXECUTE MEMORANDUM DECLINING PARTICIPATION IN 2005 TAX AND REVENUE ANTICIPATION NOTES

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*14) Resolution authorizing the issuance and sale of Elk Hills Elementary School District General Obligation Bonds, Election of 2004, Series 2005A in the aggregate principle amount of not to exceed \$2,300,000 (Fiscal Impact: None) - ADOPTED RESOLUTION 2005-197

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*15) Proposed Ordinance adding Section 10.04.909 to Chapter 10.04, Title 10 of the Ordinance Code of the County of Kern concerning the speed limit on Cherry Lane (Fiscal Impact: None) - WAIVED READING; INTRODUCED ORDINANCE

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*16) Proposed Ordinance adding Section 10.04.795 to Chapter 10.04, Title 10 of the Ordinance Code of the County of Kern concerning the speed limit on Houghton Road (Fiscal Impact: None) - WAIVED READING; INTRODUCED ORDINANCE

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

EMPLOYERS' TRAINING RESOURCE

- \*17) Request for letter of support and authorization to apply for Department of Labor, Workforce Investment Act, Migrant and Seasonal National Farmworker Jobs Program (Fiscal Impact: Estimated \$1,925,000; Federal Grant; Budgeted; Discretionary) - APPROVED; AUTHORIZED ETR AS FISCAL AGENT FOR RECEIPT OF GRANT FUNDS; AUTHORIZED ETR DIRECTOR TO EXECUTE REQUIRED GRANT DOCUMENTS; AUTHORIZED CHAIRMAN TO SIGN LETTER OF SUPPORT

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*18) Request for letter of support and authorization to apply for Department of Labor's Preparing Youth Offenders to Enter High Growth and High Demand Industries Grant (Fiscal Impact: \$1,200,000; Federal Grant; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED ETR AS FISCAL AGENT FOR RECEIPT OF GRANT FUNDS; AUTHORIZED ETR DIRECTOR TO EXECUTE REQUIRED GRANT DOCUMENTS; AUTHORIZED CHAIRMAN TO SIGN A LETTER OF SUPPORT

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*19) Proposed retroactive Agreement with the State Employment Development Department to provide employment and training services to Workforce Investment Act eligible youth in Kern, Inyo and Mono Counties, for the period April 1, 2005 through June 30, 2007, in an amount not to exceed \$1,240,715 (Fiscal Impact: \$1,240,715; State Grant; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 284-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*20) Proposed retroactive Agreement with Kern High School District to provide a paid work experience program, from March 1, 2005 through June 30, 2005, in an amount not to exceed \$219,650 (prior notification April 5, 2005) (Fiscal Impact: \$219,650; State Grant; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 285-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

FIRE DEPARTMENT

- \*21) Request for sole source procurement of communications systems from LN Curtis & Sons, in an amount not to exceed \$232,000 (Fiscal Impact: \$232,000; Homeland Security Grant; Budgeted; Discretionary) - APPROVED; AUTHORIZED PURCHASING AGENT TO ISSUE PURCHASE ORDER

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*22) Proposed donation of surplus fire equipment, fire engine and van, to the state of Michoacan, Mexico (Fiscal Impact: None) - APPROVED

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*23) Request to continue Local Emergency (Fiscal Impact: None) - APPROVED; EXTENDED LOCAL EMERGENCY

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

HUMAN SERVICES

- \*24) Proposed Agreement with ARRC Enterprises, Inc., for Independent Living Program Foster Youth Computer Camp, from October 1, 2005 through September 30, 2006 (Fiscal Impact: \$93,008; 100% State/Federal; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 286-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

KERN MEDICAL CENTER

- \*25) Proposed changes in clinical privilege status for 22 members of Kern Medical Center's Medical Staff (Fiscal Impact: None) - APPROVED

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

LIBRARY

- \*26) Request to temporarily close the Boron Branch of Kern County Library, from Wednesday, May 25, 2005 through Thursday, June 30, 2005, to remodel and expand the facility (Fiscal Impact: None) - APPROVED; ADOPTED RESOLUTION 2005-198

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

MENTAL HEALTH SERVICES

- \*27) Proposed Amendment No. 1 to Agreement 530-2004 with Dr. Norman Shapiro, M.D., for professional psychiatric services for mental health clients, to modify automobile liability insurance requirements (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 287-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*28) Proposed Amendment No. 1 to Agreement 744-2004 with Henrietta Weill Memorial Child Guidance Clinic, Inc., for mental health services for children and adolescents residing in the West Bakersfield area, to increase service levels and compensation from \$1,062,663, to an amount not to exceed \$1,212,663 (an increase of \$150,000), to meet a higher than anticipated need in the service area (Fiscal Impact: \$150,000; Medi-Cal, State; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 288-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*29) Proposed Amendment No. 2 to Agreement 953-2004 with Community Activators, Inc., for training, professional development and consultation services for Mental Health Staff, to extend the contract term through October 31, 2005, and ensure work related to the MHSA Services Act has been completed prior to contract expiration (Fiscal Impact: None)- APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 289-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*30) Proposed Agreement with Komoto Pharmacy, Inc., for pharmacy prescription services to homeless mentally ill clients located in the greater Bakersfield area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$27,500 (Fiscal Impact: \$27,500; Grant (AB-2034); Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 290-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*31) Proposed Agreement with North Chester Drugs, Inc., dba North Chester Pharmacy, for pharmacy prescription services to homeless mentally ill clients located in the greater Bakersfield area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$110,000 (Fiscal Impact: \$110,000; Grant (AB-2034); Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 291-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*32) Proposed Agreement with Nankil Enterprises, Inc., for board and care housing services for dually diagnosed homeless adults in the Bakersfield area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$50,000 (Fiscal Impact: \$50,000; Grant; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 292-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*33) Proposed Agreement with Restoration Village Treatment Center, Inc., for temporary Specialty Transitional Housing (STH) services for clients undergoing mental health and/or substance abuse treatment in the Bakersfield area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$50,000 (Fiscal Impact: \$50,000; Grant (AB-2034); Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 293-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*34) Proposed Agreement with Your Drug Store, Inc., for pharmacy prescription services for homeless mentally ill client located in the greater Bakersfield area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$12,500 (Fiscal Impact: \$12,500; Grant (AB-2034); Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 294-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*35) Proposed Agreement with Independent Living Center of Kern County, for mental health services to homeless mentally ill clients located in the Bakersfield area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$15,000 (Fiscal Impact: \$15,000; Grant (AB-2034); Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 295-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*36) Proposed Agreement with American Health Services L.L.C., dba Bakersfield Medical and Mental Health Services, for methadone maintenance treatment services for clients residing in the Bakersfield area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$711,104 (Fiscal Impact: \$711,104; Drug Medi-Cal; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 296-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*37) Proposed Agreement with Community Services Organization Behavioral Health Programs, for substance abuse outpatient treatment services for clients residing in Kern County, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$254,286 (Fiscal Impact: \$254,286; Drug Medi-Cal, Federal, Grant; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 297-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*38) Proposed Agreement with Community Services Organization Behavioral Health Programs, for mental health treatment services to clients residing in the Lamont area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$155,600 (Fiscal Impact: \$155,600; Medi-Cal, State (Realignment), CalWORKS; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 298-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**



- \*39) Proposed Agreement with Community Services Organization Behavioral Health Programs, for substance abuse outpatient drug free treatment services to substance abuse clients in the Lamont/Arvin area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$149,988 (Fiscal Impact: \$149,988; Medi-Cal, State (SACPA), Federal (SAPT); Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 299-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*40) Proposed Agreement with Restoration Village Treatment Center, Inc., dba Hannah's Haven, for substance abuse outpatient drug free services to substance abuse clients residing in the Bakersfield area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$114,000 (Fiscal Impact: \$114,000; Medi-Cal (SGF, FFP); Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 300-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*41) Proposed Agreement with Dr. Richard Feldman, M.D. to provide professional psychiatric services for indigent mentally ill clients residing in the Bakersfield area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$168,000 (Fiscal Impact: \$168,000; Medi-Cal, Realignment, Grant (AB-2034); Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 301-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*42) Proposed Agreement with Dr. Komal Desai, M.D. to provide professional outpatient services to mentally ill clients residing in the Bakersfield area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$156,000 (Fiscal Impact: \$156,000; Medi-Cal, State; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 302-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*43) Proposed Agreement with Henrietta Weill Memorial Child Guidance Clinic, Inc., for mental health services for children and adolescents residing in the North Bakersfield area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$2,030,671 (Fiscal Impact: \$2,030,671; Federal Medicaid, State EPSDT, Realignment, Healthy Families Funds; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 303-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*44) Proposed Agreement with Henrietta Weill Memorial Child Guidance Clinic, Inc., for mental health services for children and adolescents residing in the Delano area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$894,703 (Fiscal Impact: \$894,703; Medi-Cal, State (Realignment); Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 304-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*45) Proposed Agreement with Anasazi Software, Inc., for the license, installation, implementation, software support and maintenance of a behavioral health information system, from May 17, 2005 through June 30, 2010, in an amount not to exceed \$1,577,002 (Fiscal Impact: State; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 305-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

PARKS AND RECREATION DEPARTMENT

- \*46) Proposed revision to Ordinance Code Section 13.04.100, changing closing hours for Leroy Jackson Park in Ridgecrest (Fiscal Impact: None) - WAIVED READING; INTRODUCED ORDINANCE

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- 47) Briefing on departmental operations (No Fiscal Impact) - HEARD PRESENTATION; RECEIVED AND FILED

**Maben-Rubio: 4 Ayes: 1 Absent - Patrick**

PROBATION

- \*48) Proposed addition of one (1) Probation Supervisor and one (1) Fiscal Support Technician positions, and deletion of two (2) Administrative Coordinator positions, effective May 17, 2005 (Fiscal Impact: \$4,628 Savings; Budgeted; Discretionary) - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

PUBLIC HEALTH SERVICES

- \*49) Proposed Amendment No. 1 to Agreement 253-2004 with the County of Butte concerning Medi-Cal Administrative Activities and Targeted Case Management programs, with a revised amount of \$3,518 for FY 2004-05 (Fiscal Impact: Savings \$2,582; State Grant; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 306-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*50) Notification of anticipated retroactive Agreement with Kern Chapter, American Red Cross, for professional services to the Office of Public Health Preparedness Program, from May 2, 2005 through August 30, 2005 (Fiscal Impact: None) - RECEIVED AND FILED

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*51) Request to employ retired County employee, Jess Diamond, M.D., as Public Health Physician, Range 66.8, 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: \$44,565; Budgeted; Mandated) - APPROVED

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*52) Proposed Amendment No. 1 to Agreement 394-2004 with Neloufa Roshini Merrill, M.D., for medical services, from July 1, 2004, through June 20, 2005, increasing the Agreement by \$3,500 for a total amount not to exceed \$9,000 (Fiscal Impact: \$3,500; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 307-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*53) Request to employ retired County employee, Shirley Harrington, as Public Health Nurse II, Range 59.9, 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: \$29,699; Budgeted; Discretionary) - APPROVED

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

SHERIFF

- \*54) Proposed Agreement with U.S. Department of Agriculture - Forest Service for reimbursement of personnel costs incurred in eradicating marijuana on public lands, in an amount not to exceed \$40,000 (Fiscal Impact: \$40,000 Revenue to County; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 308-2005

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*55) Application to hold a bike race - 9th Annual Kern County Women's Stage Race 2005, Bena Individual Time Trial submitted by Velo Promo, Golden Chain Cyclists - to be held at Bena Road, just east of County Landfill Access Road on May 20, 2005 (Fiscal Impact: None) - FOUND THAT THE SHERIFF HAS NOTED HIS APPROVAL ON THE PERMIT AND THAT THE EVENT 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 EVENTS PREVIOUSLY GRANTED PERMITS, AND THAT THE SHERIFF HAS FACILITIES TO PROPERLY SUPERVISE THE EVENT; APPROVED PERMIT; AUTHORIZED CHAIRMAN TO SIGN

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*56) Application to hold a bike race - 9th Annual Kern County Women's Stage Race 2005, Mt. Adelaide Hillclimb submitted by Velo Promo, Golden Chain Cyclists - to be held at Breckenridge Road just east of Comanche Road on May 20, 2005 (Fiscal Impact: None) - FOUND THAT THE SHERIFF HAS NOTED HIS APPROVAL ON THE PERMIT AND THAT THE EVENT 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 EVENTS PREVIOUSLY GRANTED PERMITS, AND THAT THE SHERIFF HAS FACILITIES TO PROPERLY SUPERVISE THE EVENT; APPROVED PERMIT; AUTHORIZED CHAIRMAN TO SIGN

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*57) Application to hold a bike race - 9th Annual Kern County Women's Stage Race 2005, Iron Mountain Road Race submitted by Velo Promo, Golden Chain Cyclist - to be held at Bakersfield/Glennville Road to Woody/Granite Road on May 21, 2005 (Fiscal Impact: None) - FOUND THAT THE SHERIFF HAS NOTED HIS APPROVAL ON THE PERMIT AND THAT THE EVENT 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 EVENTS PREVIOUSLY GRANTED PERMITS, AND THAT THE SHERIFF HAS FACILITIES TO PROPERLY SUPERVISE THE EVENT; APPROVED PERMIT; AUTHORIZED CHAIRMAN TO SIGN

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- \*58) Application to hold a bike race - 9th Annual Kern County Women's Stage Race 2005, Walker Basin Road Race submitted by Velo Promo, Golden Chain Cyclist - to be held at Walker Basin Road at Rankin Cemetery, Walker Basin, California on May 22, 2005 (Fiscal Impact: None) - FOUND THAT THE SHERIFF HAS NOTED HIS APPROVAL ON THE PERMIT AND THAT THE EVENT 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 EVENTS PREVIOUSLY GRANTED PERMITS, AND THAT THE SHERIFF HAS FACILITIES TO PROPERLY SUPERVISE THE EVENT; APPROVED PERMIT; AUTHORIZED CHAIRMAN TO SIGN

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

SUPERIOR COURT

Hearing

- 59) Proposed increase in civil filing fees by \$8.00 pursuant to Business and Professions Code Section 470.3 to fund dispute resolution programs - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2005-199

**McQuiston-Rubio: 4 Ayes; 1 Absent - Patrick**

- 60) Proposed Agreement with the Superior Court of California, County of Kern, to establish the Kern County Court Alternative Dispute Resolution program from May 17, 2005 to May 16, 2010 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 309-2005

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

RECESSED TO 2:00 P.M.

**McQuiston**

/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, May 17, 2005

2:00 P.M.

#### BOARD RECONVENED

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

ADJOURNED AS BOARD OF SUPERVISORS; RECONVENED AS KERN SANITATION AUTHORITY

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

#### KERN SANITATION AUTHORITY

- #1) Request approval for Chairman to sign Full Reconveyance to Brundage Lane Development, LP, for payoff of note principal for 13 acres of land located on the south side of Brundage Lane, Bakersfield (S.D. #5) (Fiscal Impact: Revenue of Approximately \$165,721; Not Budgeted; Discretionary) APPROVED; AUTHORIZED CHAIRMAN TO SIGN; DIRECTED CLERK OF THE BOARD TO GIVE DEED OF TRUST AND NOTE TO GENERAL SERVICES FOR PRESENTATION TO COMMONWEALTH LAND TITLE

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

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

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

#### FORD CITY-TAFT HEIGHTS SANITATION DISTRICT

- #2) Proposed Ordinance for collection of sewer service charges on 2005-2006 tax roll introduced on Tuesday, May 10, 2005 (Fiscal Impact: \$392,500 [Revenue]; Ford City-Taft Heights Sanitation District; Budgeted; Mandated) - ENACTED ORDINANCE S-135

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

- #3) Proposed Resolution directing preparation of a written report of sewer service charges for Ford City-Taft Heights Sanitation District and setting a Public Hearing for Tuesday, June 21, 2005, at 2:00 p.m., to consider said report (Fiscal Impact: \$392,500 [Revenue]; Ford City-Taft Heights Sanitation District; Budgeted; Mandated) - ADOPTED RESOLUTION 2005-200; DIRECTED CLERK OF THE BOARD TO PUBLISH NOTICE OF FILING OF REPORT AND NOTICE OF HEARING; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15273; DIRECTED CLERK OF THE BOARD TO FILE NOTICE OF EXEMPTION

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

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

**Maben-McQuiston: 4 Ayes; 1 Absent - Patrick**

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! - GILBERT TARR ADDRESSED THE BOARD REGARDING DOCUMENTS HE HAS REQUESTED FROM THE COUNTY. COUNTY COUNSEL, BERNARD BARMANN, AND ENGINEERING & SURVEY SERVICES DIRECTOR, CHUCK LACKEY, RESPONDED THAT THEY ARE ATTEMPTING TO RESOLVE HIS ISSUES

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]) - SUPERVISOR RUBIO REQUESTED THE ROADS DEPARTMENT CONTINUE TO EVALUATE THE CROSSWALK AREA ON EAST CALIFORNIA AVENUE WHERE TWO RECENT FATALITIES HAVE OCCURRED

CONTINUED HEARINGS

RESOURCE MANAGEMENT AGENCY  
Planning Department

- 6) **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)

(Continued on Page 16)

(Continued from Page 15)

- (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) (from 3/15/2005, 4/12/2005 and 5/3/2005) - OPENED HEARING; HEARD IN SUPPORT OF STAFF'S RECOMMENDATION: KATHERINE HONEGGER; CLAYTON CAMP; SHEILA LAKE; SUSAN CASTRO; KATHERINE PARKER; GUY PORTER, DONNA NIGHBERT; AND GREG HONEGGER; HEARD IN OPPOSITION TO STAFF'S RECOMMENDATION: JIM DELMARTER, ON BEHALF OF THE APPLICANT; CLOSED HEARING; ADOPTED NEGATIVE DECLARATION ADDING MORE RESTRICTIVE MITIGATION MEASURES REQUIRING SEWERS PRIOR TO ANY SUBDIVISION OF THE PROPERTY AND PROHIBITING FUTURE SUBDIVISION ACCESS FROM SEVENTH STANDARD ROAD AND RELATED AMENDED MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTIONS 2005-201 AND 2005-202 AND ORDINANCE G-7238 DENYING THE REQUESTED GC (GENERAL COMMERCIAL) MAP CODE DESIGNATION AND APPROVING MORE RESTRICTIVE SR DESIGNATION FOR THE SAME AREA; APPROVING THE ER MAP CODE DESIGNATION AS REQUESTED; APPROVING THE SR MAP CODE DESIGNATION AS REQUESTED; DENYING THE REQUESTED C-2 PD ZONING AND APPROVING THE MORE RESTRICTIVE E(1/4) ZONING FOR THE SAME AREA; APPROVING THE E(1/4) AND E(1) RS ZONING AS REQUESTED; WITH ALL ZONE CHANGES TO BECOME EFFECTIVE UPON RECORDATION OF A FINAL SUBDIVISION TRACT MAP; REFERRED TO PLANNING AND ROADS TO CONSULT WITH CITIES ON SEVENTH STANDARD ROAD ACCESS POINTS FOR REPORT BACK TO THE BOARD IN LESS THAN SIXTY (60) DAYS

**McQuiston-Maben: 4 Ayes; 1 Absent - Patrick**

- \*7) **Request from Crimson Resource Management (original applicant - Ron Burgess by B & L Anderson Consulting) to appeal the decision of the Hearing Officer to allow a third and fourth contractor's storage building on two separate parcels on 15 acres located on the north side of Snow Road, approximately 500 feet east of Allen Road, northwest Bakersfield (SD #1)**

Specific Request:

An appeal to the decision of the Hearing Officer to approve a Modification of Precise Development Plan 7, Map 101 (Notice of Decision 13-05; approved January 20, 2005) to allow a third and fourth contractor's storage building on two separate parcels for this precise development plan for the development of three separate contractor's storage yards in an NR (5) PD District (Appeal #14, Map #101) (Categorically Exempt, Section 15303; Published Bakersfield Californian) (from 4/5/2005 and 4/26/2005) - WITHDRAWN

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**



- \*8) **Request from Steve Hendrix by The Lusich Company to reduce the size of a sump access and drainage easement located on the north side of a cul-de-sac at the west end of Henderson Avenue, east of Rudd Avenue, Rosedale (SD #4)**

Specific Request:

Nonsummary vacation of a sump access and drainage easement located within Lot 46 of Tract 6122 (101-27 3 098 - Streets and Highways)

(General Rule, Section 15061(b)(3); Published Bakersfield Californian) (from 4/5/2005 and 4/19/2005) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING DEPARTMENT RECOMMENDATION, ADOPTED RESOLUTION 2005-203 APPROVING VACATION, EXCEPTING AND RESERVING A SIX-FOOT-WIDE EASEMENT FOR PUBLIC UTILITIES ALONG THE SOUTHERLY SIX FEET OF SAID EASEMENT WITH RESOLUTION TO BE RECORDED UPON SUBMITTAL OF VERIFICATION FROM THE PLANNING DIRECTOR TO THE CLERK OF THE BOARD THAT AN ALTERNATE EASEMENT HAS BEEN RECORDED FOR DRAINAGE PURPOSES ALONG THE EAST 15 FEET OF LOT 46 OF TRACT 6122

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY

Planning Department

Land Use

S.D. #2

- \*9) Proposed Williamson Act Land Use Contract No. 04-4 with The Corotto Company, Inc., for 2006 calendar year, Arvin area, Agricultural Preserve No. 13, 187.97 acres (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; DIRECTED CLERK OF THE BOARD TO RECORD

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

- \*10) Proposed Notice of Nonrenewal Petition No. 05-17 by Ronald Lanting for approximately 18.73 acres within Agricultural Preserve No. 13 (Fiscal Impact: None) - APPROVED; DIRECTED CLERK OF THE BOARD TO RECORD

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

Miscellaneous

S.D. #5

- \*11) Request from Gustavo Cobian Rincon for Determination of Public Convenience for the issuance of an on-sale beer license at 2105 Edison Highway, Suite B03, Bakersfield, pursuant to the Alcohol Beverage Control Act, Section 23958 of the Business and Professions Code (Fiscal Impact: None) - APPROVED; ADOPTED RESOLUTION 2005-204

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

RESOURCE MANAGEMENT AGENCY

Community and Economic Development Department

S.D. #5

- \*12) Proposed Amendment No. 1 to Agreement 985-2004 with Community Action Partnership of Kern (CAPK) to reduce the size of one of the buildings in CAPK's child education and development center campus, CD Nos. 7.03.1 and 7.04.1 (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 310-2005

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

RESOURCE MANAGEMENT AGENCY

Engineering and Survey Services

S.D. #4

- 13) Request to conduct hearing and adopt proposed Resolution of Necessity to condemn Parcel APN 069-034-3-00-7 for construction of a storm drain system, Lost Hills (Fiscal Impact: \$111,000; CDBG Funds; Budgeted; Discretionary) - OPENED HEARING; HEARD IN SUPPORT OF STAFF'S RECOMMENDATION: BOB HAMPTON, WESTSIDE WASTE MANAGEMENT COMPANY; JERRY SCOTT, SUPERINTENDENT, LOST HILLS UNION SCHOOL DISTRICT; RON PRESTON, OPERATIONS SUPERVISOR, CHEVRON, LOST HILLS; JUAN BALLESTEROS; RAFAELA TIJERINA; CLAUDIA LOGAN; AND SISTER MARY FRANCIS SCHROEPFER, CATHOLIC CHARITIES; NO ONE HEARD IN OPPOSITION; CLOSED HEARING; ADOPTED RESOLUTION 2005-205 FINDING THAT THE PUBLIC INTEREST AND NECESSITY REQUIRE ACQUISITION OF REAL PROPERTY, THE PROPOSED PROJECT IS PLANNED AND LOCATED IN A MANNER THAT WILL BE MOST COMPATIBLE WITH THE GREATEST PUBLIC GOOD AND THE LEAST PRIVATE INJURY, AND THE SUBJECT PROPERTY IS NECESSARY FOR THE PROPOSED PROJECT

**Rubio-Maben: 4 Ayes; 1 Absent - Patrick**

All S.D.'s

- \*14) Request for sole source procurement of specialized services for remediation of county sumps and proposed Resolution dispensing with competitive bid requirements (Fiscal Impact: \$200,000; CSA and General Funds; Budgeted; Discretionary) - ADOPTED RESOLUTION 2005-206 FINDING THAT IT WOULD BE UNDESIRABLE, IMPRACTICAL, OR IMPOSSIBLE TO COMPLY WITH THE BIDDING REQUIREMENTS GIVEN THE SITUATION; AUTHORIZED PURCHASING AGENT TO INCREASE THE CURRENT YEAR PURCHASE ORDER BY \$20,000; AUTHORIZED PURCHASING AGENT TO ISSUE A SOLE SOURCE PURCHASE ORDER AND PRICE AGREEMENT FOR FISCAL YEAR 2005-2006 WITH TITE ENTERPRISES, INC., FOR SPECIALIZED SERVICES IN AN AMOUNT NOT TO EXCEED \$180,000

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

- \*15) Request to schedule establishment of Proposition 4 Appropriations Limit for Fiscal Year 2005-2006 for County Service Areas (Fiscal Impact: None) - RECEIVED AND FILED; SCHEDULED ESTABLISHMENT OF APPROPRIATIONS LIMITS FOR TUESDAY, JUNE 7, 2005, AT 2:00 P.M.

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

RESOURCE MANAGEMENT AGENCY

Roads Department

S.D. #1

- \*16) Contract No. 05005, Notice of Completion for construction on Webb Avenue-Lake Isabella Boulevard (Fiscal Impact: None) - RECEIVED AND FILED

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

- \*17) Proposed Contract No. 05004 with Griffith Company for construction on Seventh Standard Road at Coffee Road signal and lighting, in an amount not to exceed \$211,999 (Fiscal Impact: \$211,999; Bakersfield Metropolitan Impact Fees and \$150,000 from Halliburton, Inc.; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 311-2005

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

S.D.'s #3 & #5

- \*18) Contract No. 05033, Plans, Specifications and Notice to Contractors for construction on various streets in Oildale, Alta Vista and Pioneer Park areas (Fiscal Impact: \$950,000; Road Fund; Budgeted; Discretionary) - MADE FINDING THAT PROJECT IS CATEGORICALLY EXEMPT FROM REQUIREMENTS OF CEQA, PER SECTION 15301(c) OF 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 TO BE WEDNESDAY, JUNE 15, 2005, AT 11:00 A.M.

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

COUNTY ADMINISTRATIVE OFFICE

- 19) Request to set a Committee of the Whole meeting on Monday, June 13, 2005, at 9:00 a.m. to review the County's Strategic Plan, and request for approval of proposed schedule for the Strategic Plan update process (Fiscal Impact: None) - APPROVED AS REVISED TO CONDUCT THE MEETING ON MONDAY, JUNE 13, 2005, IN THE EVENING AT A TIME TO BE DETERMINED; REFERRED TO THE COUNTY ADMINISTRATIVE OFFICER AND GENERAL SERVICES TO FACILITATE TELEVISIONING THE MEETING FROM THE THIRD FLOOR MULTI-PURPOSE ROOM AND TO FURTHER PROVIDE FOR INTERNET CONNECTIVITY

**Rubio-Maben: 4 Ayes; 1 Absent - Patrick**

- 20) Proposed Resolution approving documents and issuance of Fiscal Year 2005-2006 Tax and Revenue Anticipation Note (TRAN) in an amount not to exceed \$125,000,000 (Fiscal Impact: \$125,000,000) - APPROVED; ADOPTED RESOLUTION 2005-207; AUTHORIZED CHAIRMAN, OR ANY MEMBER OF THE BOARD IN ABSENCE OF CHAIRMAN, TO SIGN DOCUMENTS

**McQuiston-Rubio: 4 Ayes; 1 Absent - Patrick**

- \*21) Proposed response to Grand Jury Report entitled Kern County Emergency Management Services (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN LETTER TO SUPERIOR COURT PRESIDING JUDGE

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

COUNTY ADMINISTRATIVE OFFICE

General Services Division

Hearing

S.D. #4

- \*22) Proposed Resolution and Ordinance granting pipeline franchise to Carneros Energy, Inc. (Fiscal Impact: \$1,200 One-Time Application Fee and Approximately \$26 Annually; Not Budgeted; Discretionary) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 21080.21; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION AS APPROPRIATE; ADOPTED RESOLUTION 2005-208 AND ENACTED ORDINANCE F-484

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

S.D. #2

- \*23) Proposed extension of Lease Agreement 568-85 with the East Kern Airport District for an additional five-year period for a portion of land leased for the Mojave Animal Shelter (\$10 Monthly Rent) (Fiscal Impact: \$10 Monthly Rent; Budgeted; Discretionary) - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15061; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION AS APPROPRIATE; AUTHORIZED GENERAL SERVICES TO NOTIFY EAST KERN AIRPORT DISTRICT OF COUNTY'S INTENTION TO EXTEND TERM OF LEASE AGREEMENT

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

- \*24) Plans and Specifications for the Mojave Pre-Engineered Pedestrian Walkway (1960.8119) - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION AS APPROPRIATE; AUTHORIZED RE-ADVERTISEMENT OF PLANS AND SPECIFICATIONS; AUTHORIZED GENERAL SERVICES TO PUBLISH PURSUANT TO PUBLIC CONTRACT CODE SECTION 20125; BID OPENING TO BE THURSDAY JUNE 2, 2005, AT 2:00 P.M.

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

S.D. #3

- \*25) Proposed Agreement with Pacific Coast Cabling, Inc., for the New Airport Terminal Telecom Systems, in an amount not to exceed \$274,325 (8215.8416) (Fiscal Impact: \$274,325; Airport Project Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 312-2005

**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

- \*26) Proposed Amendment No. 2 to Agreement for Lease (639-2002) of 7900 Niles Street, Bakersfield, with 7900 East Niles Partnership and proposed Amendment No. 2 to Sublease and Joint Use Agreement (640-2002) with Kern County Superintendent of Schools and Kern High School District, to provide for two (2) expansion buildings on the premises, for an increase of rent not to exceed \$10,013.89 monthly (paid by KCSOS) (Fiscal Impact for 2004-2005: None) - 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 AGREEMENTS 313-2005 AND 314-2005 UPON APPROVAL BY THE KERN HIGH SCHOOL DISTRICT BOARD OF TRUSTEES AND COUNTY COUNSEL  
**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**
- \*27) Proposed sole source purchase with Com-Net Systems for the Flight Information Display/Baggage Information Display hardware and software for the new Airport Terminal at Meadows Field, in an amount not to exceed \$219,472 (8215.8416) (Fiscal Impact: \$219,472; Airport Project Fund; Budgeted; Discretionary) -  
**WITHDRAWN**  
S.D. #4
- \*28) Proposed Quitclaim Deed transferring County's interest in surplus road right-of-way located on south side of Frazier Park Road to Lon and Ann Adams (Fiscal Impact: \$7,675 to Roads Fund; Not Budgeted; Discretionary) - DECLARED PROPERTY TO BE SURPLUS; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION AS APPROPRIATE; APPROVED TRANSFER; AUTHORIZED CHAIRMAN TO SIGN QUITCLAIM DEED; AUTHORIZED CLERK OF THE BOARD TO RECORD  
**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**  
S.D. #5
- \*29) Proposed Amendment No. 1 to Agreement 248-2002 with 20th Street, LLC, for lease of basement storage space at 1322 - 19th Street, Bakersfield, for use by the Department of Child Support Services to provide for additional storage space, expires May 6, 2007 (Fiscal Impact: \$968 Monthly Rent; Not Budgeted; Discretionary) - 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 AGREEMENT 315-2005  
**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**
- \*30) Identify apparent low bid from Best Roofing & Waterproofing, Inc., for the Public Services Building Reroof, in an amount not to exceed \$387,666 (1650.7027) (Fiscal Impact: \$387,666; General Fund; Budgeted; Discretionary) - IDENTIFIED APPARENT LOW BID; AUTHORIZED GENERAL SERVICES TO RELEASE ALL OTHER BID GUARANTEES AND PREPARE CONTRACT DOCUMENTS  
**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

All S.D.'s

- \*31) Request for approval of purchase of software with objectionable terms and conditions from Interstate Electric Company, to be used in the manufacture of facility signs (Fiscal Impact: \$4,000; General Fund; Budgeted; Discretionary) - APPROVED AGREEMENT LANGUAGE; AUTHORIZED PURCHASING AGENT TO ISSUE PURCHASE ORDER  
**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

COUNTY ADMINISTRATIVE OFFICE

Information Technology Services

- \*32) Proposed Agreement with Data Trace to license on-line access to the Kern Integrated Property System and the Assessor-Recorder's Official Records System, in an approximate amount of \$500 in Fiscal Year 2004-2005 and an estimated amount of \$3,000 annually thereafter (Fiscal Impact: \$500 Revenue to County in Fiscal Year 2004-2005 and \$3,000 Annual Revenue thereafter; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 316-2005  
**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

- \*33) Proposed Agreement with Edwards Air Force Base to license on-line access to the Kern County Criminal Justice Information System and the State of California Law Enforcement Telecommunications System, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$4,800 (Fiscal Impact: \$4,800 Revenue to County in Fiscal Year 2005-2006; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 317-2005  
**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

MATTERS FOR EXECUTIVE APPROVAL

- \*34) Budget Transfers - APPROVED NO. 194 THROUGH NO. 200  
**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**
- \*35) Minutes for week of April 18, 2005 - APPROVED  
**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**
- \*36) Miscellaneous Letters and Documents - APPROVED  
**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**
- \*37) Miscellaneous Departmental Referrals by Clerk of the Board - APPROVED AND FILED  
**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**
- \*38) Claims and Lawsuits filed with and referred by Clerk of the Board - APPROVED AND FILED  
**Maben-Rubio: 4 Ayes; 1 Absent - Patrick**

ADJOURNED TO TUESDAY, MAY 31, 2005, AT 9:00 A.M.

**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 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.

36) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Board of Supervisors

- A) Letter from Supervisor Watson to the Mayor and City Council of Fresno in opposition to the spreading of biosolids in Kern County (Copies to each Supervisor, CAO, Resource Management Agency and County Counsel)

Clerk of the Board

- B) Memorandum from Ron Durand re resignations of Brad Ziker from the Workforce Investment Board and Angela Silvert from the Workforce Investment Board Youth Council (Copies to each Supervisor and CAO)

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

- |                            |         |
|----------------------------|---------|
| 1) Tract Map 6095, Phase 5 | S.D. #2 |
| 2) Tract Map 6121, Phase 2 | S.D. #4 |
| 3) Tract Map 6221, Unit A  | S.D. #1 |

Employers' Training Resource

- D) Workforce Investment Act On-the-Job Training Agreements:

- 1) AB Dick Products of Bakersfield dba AB Dick/IPS, WIA Title 201, dated January 26, 2005
- 2) Bakersfield Cold & Dry Storage dba BCD Storage, WIA Title 201, dated March 3, 2005
- 3) Bakersfield Cold & Dry Storage dba BCD Storage, WIA Title 648/301, dated March 3, 2005
- 4) Larry M. Cho, M.D., Inc. dba The Industrial Medical Group, WIA Title 301, dated January 24, 2005
- 5) Larry M. Cho, M.D., Inc. dba The Industrial Medical Group, WIA Title 527, dated February 11, 2005
- 6) Larry M. Cho, M.D., Inc. dba The Industrial Medical Group, WIA Title 201, dated March 7, 2005
- 7) CRES Group, Inc. dba DentPro of Bakersfield, WIA Title 501, dated April 13, 2005
- 8) Lortz & Son Manufacturing Company, WIA Title 501, dated January 26, 2005
- 9) Mechanical Industries, Inc., WIA Title 648, dated February 7, 2005
- 10) Mechanical Industries, Inc., WIA Title 201, dated March 14, 2005
- 11) Mechanical Industries, Inc., WIA Title 501, dated March 14, 2005
- 12) Smith Tech USA, Inc., WIA Title 201, dated December 29, 2004
- 13) Smith Tech USA, Inc., WIA Title 201, dated April 13, 2005
- 14) Stacy Wilson Insurance Agency, WIA Title 301/648, dated February 14, 2005



- E) Modification 16 to Agreement R485279 with the State of California Employment Development Department to add WIA 25 percent funding for use in the Petroleum Cluster Layoff project
- F) Modification 4 to Agreement R588725 with the State of California Employment Development Department to add WIA 15 percent Incentive funds
- G) Modification 5 to Agreement R588725 with the State of California Employment Development Department to add WIA 25 percent Rapid Response funds

Environmental Health

- H) Response to referral regarding services provided by staff

Grand Jury

- I) 2004-2005 Final Report re Kern County Probation Department Adult Services (Copies to each Supervisor, CAO and Probation)
- J) 2004-2005 Final Report re Kern County Sheriff's Department Taft Substation (Copies to each Supervisor, CAO and Sheriff)

Local Agency Formation Commission

- K) Resolution No. 05-12, Proceeding No. 1404, in the matter of City of Bakersfield, Annexation No. 453, Henry Lane No. 1 / Municipal Farm No. 6 (Copies to each Supervisor and CAO)
- L) Resolution No. 05-11, Proceeding No. 1401, in the matter of City of Bakersfield, Annexation No. 459, Brite No. 8 (Copies to each Supervisor and CAO)

Planning

- M) Letter to Linda Hansen, U.S. Department of the Interior, re Final Environmental Impact Report and Statement for the West Mojave Plan, A Habitat Conservation Plan and California Desert Conservation Area Plan Amendment, January 2005 (Copies to each Supervisor and CAO)

Roads

- N) Received, prepared Consent to Recordation and transmitted to Recorder for recordation of an Irrevocable Offer of Dedication from Corvette, LLC, and James J. and Cynthia R. Joslyn for additional right-of-way on Meany Avenue

Treasurer-Tax Collector

- O) Cash Receipts and Disbursements for April 2005

Miscellaneous

- P) Letter from Timothy G. Scanlon, Klein-Denatale-Goldner, re written request of Carl White, Sr., and Carl White, Jr., to appear before the Board of Supervisors at 2:00 p.m., May 17, 2005, concerning acquisition of APN 069-034-03-00-7 by eminent domain (Copies to each Supervisor, CAO, Planning, Engineering & Survey Services and County Counsel)

- Q) Letter from Heather Krause, Pacific Life, re sale of Loan Agreement dated March 6, 1996, between Almond Court Partners and Bank of America to Impact C.I.L., LLC (Copy to Community Development)
- R) Notice from State Water Resources Control Board 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 and CAO)
- S) Notice from U.S. Fish & Wildlife Service re Critical Habitat Update for the Southwestern Willow Flycatcher (Copies to each Supervisor, CAO, Planning and County Counsel)
- T) Agenda of meeting from In-Home Supportive Services Advisory Committee on Thursday, May 12, 2005
- U) Minutes of meeting from In-Home Supportive Services Advisory Committee on Thursday, April 14, 2005
- 37) LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD - APPROVED AND FILED
- A) Letter from Piper Jaffray & Co. re California School Cash Reserve Program Authority, 2005 Pool Bonds - REFERRED TO COUNTY COUNSEL
- B) Letter from Joseph D. Hughes, Kuhs, Parker & Hughes, re Resolution 853, Lost Hills Water District annual estimate required to discharge all its obligations during 2006 - REFERRED TO COUNTY COUNSEL
- C) Letter from Barbara A. Maheras re hearing on abatement of public nuisance at 11105 Santa Barbara Street, Lamont (APN 186-143-15) - REFERRED TO ENGINEERING & SURVEY SERVICES (Copies to each Supervisor and CAO)
- D) Letter from Paul A. Rosales re hearing on Tuesday, April 26, 2005, at 2:00 p.m. concerning request to build duplexes across from Rosamond Skypark - REFERRED TO PLANNING (Copies to each Supervisor and CAO)
- 38) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
- A) Claim in the matter of Roger Coakley vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- B) Claim in the matter of Raul Ruiz vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- C) Claim in the matter of Isaac Nunez and Joseph Nunez vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- D) Summons and Complaint in the matter of Samantha Riding-Red-Horse vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)