

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, May 18, 2004

9:00 A.M.

BOARD RECONVENED

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

SALUTE TO FLAG - Led by Supervisor Watson

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

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

BOARD ACTION SHOWN IN CAPS

RESOLUTIONS/PROCLAMATIONS

- 1) Proclamation proclaiming May 16 - 22, 2004 as Emergency Medical Services Week in Kern County, and recognition of Kern County EMS Personnel of the Year - PROCLAIMED; MADE PRESENTATION TO ROSS ELLIOTT, DIRECTOR, EMERGENCY MEDICAL SERVICES; ROSS ELLIOTT HEARD AND RECOGNIZED EMS PERSONNEL OF THE YEAR: DAVID GROW, EMT-1, EDWARD GUEVARA, PARAMEDIC, KAY MC GAHA, DISPATCHER, BLAKE MOLHOOK, NURSE, AND MAX BURDICK, LIFETIME ACHIEVEMENT; HARVEY HALL, FOUNDER/PRESIDENT, HALL AMBULANCE, HEARD

Maben-Patrick: All Ayes

- 2) Proclamation proclaiming May 2004 as Foster Parent Appreciation Month in Kern County - PROCLAIMED; MADE PRESENTATION TO SASHA BISCOE, PRESIDENT, FOSTER PARENT ASSOCIATION AND BOBBI RUFUS, VICE PRESIDENT, FOSTER PARENT ASSOCIATION; BEVERLY BEASLEY JOHNSON, DIRECTOR, DEPARTMENT OF HUMAN SERVICES, SASHA BISCOE, AND BOBBIE RUFUS HEARD

Patrick-Maben: All Ayes

NOTE: ITEMS 3 AND 4 WERE HEARD CONCURRENTLY

- 3) Certificates of Recognition to California State University, Bakersfield Track and Field athletes for winning NCAA Division II titles in the Indoor Track and Field Competition - MADE PRESENTATIONS TO CO-COACH ALAN COLLATZ, AND TEAM MEMBERS CHRIS FIGURES, ARNALDO CUETO AND APRIL BURTON; COACH COLLATZ HEARD

- 4) Certificates of Recognition to California State University, Bakersfield Golf Team for winning the California Collegiate Athletic Association Men's Golf Championship - MADE PRESENTATION TO D. J. FERNANDO; D. J. FERNANDO HEARD; CERTIFICATES OF RECOGNITION WERE PROVIDED FOR COACH DAVE BARBER, ASSISTANT COACH MIKE PLATE, MARK BAKER, SPENCER DAVIS, RON KILLMER, GREG LOPEZ, NEIL MCDANIEL, TONY ORLANDINI, BILLY SPEER, AND KEVIN STARR, WHO WERE NOT ABLE TO ATTEND

NOTE: ITEMS 5 AND 14 WERE HEARD CONCURRENTLY

PUBLIC REQUESTS

- 5) Request from Stephen L. Sanders, Executive Director, Kern County Network for Children, to address the Board regarding the Citizen Review Panel's recommendations regarding oversight of Child Protective Services (to be heard concurrently with Agenda Item No. 14) - STEVE SANDERS, EXECUTIVE DIRECTOR, KERN COUNTY NETWORK FOR CHILDREN, AND CITIZEN REVIEW PANEL STAFF LIAISON, MADE PRESENTATION; CITIZEN REVIEW PANEL MEMBERS HEARD: TERRY FOLEY, DAN MARVEL, LICENSED CLINICAL SOCIAL WORKER, SUSAN STEWART, DENNIS MITCHELL, AND CHARLOTTE DANIEL; RECEIVED AND FILED

REFERRED TO CAO, COUNTY COUNSEL, AND DEPARTMENT OF HUMAN SERVICES TO REPORT BACK TO THE BOARD IN THIRTY DAYS RELATIVE TO ESTABLISHING AN OMBUDSMAN POSITION

Parra-Maben: All Ayes

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! - BARRY ZOELLER, DIRECTOR, BOARD OF TRADE, REPORTED ON DEVELOPMENT OF A NEW WEB SITE ANNOUNCING KERN COUNTY AS A RETIREMENT DESTINATION

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]) - NO ONE HEARD

DEPARTMENTAL REQUESTS

AGRICULTURE AND MEASUREMENT STANDARDS

- *8) Appropriation of unanticipated revenue from enforcement settlement for the purchase of tier one electronic equipment to enhance field inspection and to backfill salaries for mid-year budget reduction - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$5,642 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$5,642 FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 2610

Parra-Watson: All Ayes

- *9) Appropriation of unanticipated revenue for reimbursement of investigative costs from California Department of Pesticide Regulation to backfill salaries for mid-year budget reduction - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$27,500 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$27,500 FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 2610

Parra-Watson: All Ayes

AIRPORTS

- *10) Request for authorization to apply for California Department of Transportation Aeronautics Program grant in the amount of \$47,000 for the purchase of land for a Runway Protection Zone at Wasco Airport - APPROVED; ADOPTED RESOLUTION 2004-145 AUTHORIZING DEPARTMENT OF AIRPORTS TO SUBMIT APPLICATION IN THE AMOUNT OF \$47,000 FOR FUNDING CERTIFYING THAT MATCHING FUNDS IN THE AMOUNT OF \$4,700 ARE AVAILABLE IN THE AIRPORTS ENTERPRISE FUND; AUTHORIZED ACCEPTANCE OF ALLOCATION AND EXECUTION OF GRANT AGREEMENT BY THE DIRECTOR OF AIRPORTS SUBJECT TO APPROVAL AS TO FORM BY COUNTY COUNSEL

Parra-Watson: All Ayes

- *11) Request for authorization to apply for the U.S. Department of Transportation's Small Community Air Service Development Pilot Program Grant in the amount of \$600,000 - APPROVED

Parra-Watson: All Ayes

AUDITOR-CONTROLLER-COUNTY CLERK

- *12) Proposed Agreement with Brown Armstrong Paulden McCown Starbuck & Keeter Accountancy Corporation for performing specified audits for fiscal year ended June 30, 2004, in an amount not to exceed \$104,090; fiscal year ended 2005, in an amount not to exceed \$99,520; and fiscal year ended 2006, in an amount not to exceed \$104,090 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 327-2004

Parra-Watson: All Ayes

BOARD OF TRADE

- *13) Proposed Agreements with Tourism Promotion Grant recipients previously approved by the Board of Supervisors on March 9, 2004: A) Bakersfield Music Theatre, \$4,000; B) China Lake Museum Foundation, \$6,500; C) Mountain Communities Chamber of Commerce, \$9,500; and D) Greater Tehachapi Chamber of Commerce (TBT), \$5,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENTS 328-2004, 329-2004, 330-2004, AND 331-2004

Parra-Watson: All Ayes

NOTE: ITEMS 5 AND 14 WERE HEARD CONCURRENTLY

COUNTY COUNSEL

- 14) Report on questions posed by Citizen Review Panel regarding confidentiality of juvenile dependency case files (to be heard concurrently with Item No. 5) - BERNARD BARMANN, COUNTY COUNSEL, HEARD; RECEIVED AND FILED

Parra-Maben: All Ayes

- *15) Request of Clerk of the Board for authorization to destroy records no longer necessary or required for County purposes and eligible for destruction - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Parra-Watson: All Ayes

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

Parra-Watson: All Ayes

- *17) Proposed Ordinance adding Subsection (227) to Section 10.16.070, Chapter 10.16, Title 10 of the Kern County Ordinance Code, concerning a no stopping zone on Foothill Drive - WAIVED READING; INTRODUCED ORDINANCE

Parra-Watson: All Ayes

- *18) Proposed retroactive Agreement with the Law Firm of Kuhs, Parker and Hughes to perform legal services with respect to the overpayment of Commanders in the Sheriff's Department from March 29, 2004, in the amount not to exceed \$20,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 332-2004

Parra-Watson: All Ayes

- *19) Request to authorize Clerk of the Board of Supervisors to execute memorandum to Delano Joint Union High School District declining participation in 2004 Pooled Tax and Revenue Anticipation Notes - AUTHORIZED CLERK OF THE BOARD OF SUPERVISORS TO EXECUTE MEMORANDUM DECLINING PARTICIPATION IN 2004 TAX AND REVENUE ANTICIPATION NOTES

Parra-Watson: All Ayes

- *20) Proposed Resolution authorizing the issuance and sale of Elk Hills Elementary School District General Obligation Bonds, Election of 2004, Series 2004A in the aggregate principal amount of not to exceed \$6,200,000 - APPROVED; ADOPTED RESOLUTION 2004-146

Parra-Watson: All Ayes

- *21) Proposed Resolution authorizing the issuance and sale of Midway Elementary School District General Obligation Bonds, Election of 2004, Series 2004A in the aggregate principal amount of not to exceed \$5,200,000 - APPROVED; ADOPTED RESOLUTION 2004-147

Parra-Watson: All Ayes

DISTRICT ATTORNEY

- *22) Proposed retroactive Agreement with Kenneth F. Carmical dba Management System Applications for maintenance and support of the Checkbuster's Unit AS400 system, from May 6, 2004 through May 5, 2005, in an amount not to exceed \$10,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 333-2004

Parra-Watson: All Ayes

EMPLOYERS' TRAINING RESOURCE

- *23) Proposed retroactive Agreement with the Employment Development Department to provide employment and training services to Workforce Investment Act eligible youth in Kern, Inyo and Mono Counties, from April 1, 2004 through June 30, 2006, in an amount not to exceed \$4,843,979 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 334-2004

Parra-Watson: All Ayes

HUMAN SERVICES

- *24) Request to employ retired County employee Barbara Jones, Social Service Worker V, Range 56.6, Step E, for a period not to exceed 120 working days or 960 hours, whichever is greater in the 12-month period following the date of employment - APPROVED

Parra-Watson: All Ayes

- *25) Request to increase sole source blanket Purchase Order No. 044558 by \$40,000 for the California Department of Justice Fingerprinting Services for finger printing services, in an amount not to exceed \$75,000 (94% State/Federal; 6% County cost) - APPROVED; AUTHORIZED PURCHASING AGENT TO INCREASE THE MAXIMUM AMOUNT OF THE PURCHASE ORDER TO \$75,000

Parra-Watson: All Ayes

- *26) Proposed Agreement with Novell, Inc., for installation and configuration of iChain and Virtual Office Software, from May 18, 2004 to June 30, 2004, in an amount not to exceed \$50,000 (95% State/Federal; 5% County cost) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 335-2004

Parra-Watson: All Ayes

KERN MEDICAL CENTER

- *27) Notification of retroactive Agreement with NBSG II, Inc., dba Clinical One, for temporary nurse staffing - RECEIVED AND FILED

Parra-Watson: All Ayes

- *28) Proposed Agreement with Katayoun Sabetian, M.D., for medical services to neurology patients and teaching services to residents, from June 27, 2004 through June 26, 2006, in an amount not to exceed \$400,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 336-2004

Parra-Watson: All Ayes

- *29) Proposed Amendment No. 1 to Agreement 865-2002 with Mansoor Gilani, D.D.S., for dental services to inmates in county-owned and operated detention facilities, extending the term one additional year, from June 1, 2002 through May 31, 2005, and increasing the contractual not to exceed amount by \$90,000, from \$180,000 to \$270,000 over the three-year term - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 337-2004

Parra-Watson: All Ayes

- *30) Proposed Agreement with Comprehensive Rehab Services, Inc., to provide speech pathology, physical therapy and occupational therapy services, from May 29, 2004 through May 28, 2006, in an amount not to exceed \$150,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 338-2004

Parra-Watson: All Ayes

LIBRARY

- *31) Proposed Agreement with California State University Bakersfield (CSUB) - University Community (County Of Kern) Partnership Agreement for use of student volunteers, effective May 18, 2004 (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 339-2004

Parra-Watson: All Ayes

- *32) Request to modify Bookmobile I schedule effective June 1, 2004 through September 7, 2004 - APPROVED

Parra-Watson: All Ayes

MENTAL HEALTH SERVICES

- *33) Proposed Amendment No. 1 to Agreement 357-2001 with the State of California Department of Alcohol and Drug Programs for alcohol and drug services in the County of Kern, to increase funding from \$7,994,587 to an amount not to exceed \$9,059,251 (an increase of \$1,064,664) - (State; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 340-2004

Parra-Watson: All Ayes

- *34) Proposed Amendment No. 1 to Agreement 405-2003 with Royal Palms Motel for temporary housing services for mentally ill homeless clients residing in the Bakersfield area, to decrease services and funding levels due to under utilization, from \$97,500 to an amount not to exceed \$63,500 (a decrease of \$34,000) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 341-2004

Parra-Watson: All Ayes

- *35) Proposed Amendment No. 2 to Agreement 480-2003 with North Chester Drugs, Inc., dba North Chester Pharmacy, for prescription medication services for mentally ill homeless clients residing in the Bakersfield area, for increased funding levels to match actual service provision from \$65,000 to an amount not to exceed \$80,000 (an increase of \$15,000) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 342-2004

Parra-Watson: All Ayes

- *36) Proposed Amendment No. 1 to Agreement 483-2003 with Komoto Pharmacy, Inc., for prescription medication services for dually diagnosed homeless client in the Bakersfield area, to decrease funding levels to match actual service provision from \$35,000 to an amount not to exceed \$20,000 (a decrease of \$15,000) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 343-2004

Parra-Watson: All Ayes

- *37) Proposed Amendment No. 1 to Agreement 553-2003 with Aegis Medical Group, Inc., for methadone maintenance services for Kern County clients to revise cost reporting language, and increase services and compensation from \$1,838,404 to an amount not to exceed \$1,887,796 (an increase of \$49,392) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 344-2004

Parra-Watson: All Ayes

- *38) Proposed Agreement with Komoto Pharmacy, Inc., for pharmacy prescription services for mentally ill clients residing in the greater Bakersfield area, from July 1, 2004 to June 30, 2005, in an amount not to exceed \$213,000 (State [Realignment]; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 345-2004

Parra-Watson: All Ayes

- *39) Proposed Agreement with North Chester Pharmacy for pharmacy prescription services for mentally ill clients residing in the greater Bakersfield area, from July 1, 2004 to June 30, 2005, in an amount not to exceed \$155,000 (State [Realignment]; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 346-2004

Parra-Watson: All Ayes

- *40) Proposed sole source Agreement with Raul Y. Mendoza, M.D., for professional psychiatric inpatient services at Memorial Center Hospital for minors who are Medi-Cal beneficiaries and minors who are indigent and are residents of Kern County, from July 1, 2004 to June 30, 2005, in an amount not to exceed \$28,000 (Medi-Cal, State; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 347-2004

Parra-Watson: All Ayes

- *41) Proposed sole source Agreement with Luis Velosa, M.D., Inc., for treatment authorization review (TAR) services in inpatient hospital care for Mental Health Department on an as needed basis, from July 1, 2004 to June 30, 2005, in an amount not to exceed \$18,300 (State [Realignment]; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 348-2004

Parra-Watson: All Ayes

- *42) Proposed sole source Agreement with Good Samaritan Hospital, Inc., for adult psychiatric inpatient services for County Medi-Cal beneficiaries, from July 1, 2004 to June 30, 2005 (State [Set-Aside]; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 349-2004

Parra-Watson: All Ayes

- *43) Proposed Agreement with State Department of Alcohol and Drug Programs (State No. NNA 15 [Kern]) for a combined Negotiated New Amount (NNA) and Drug Medical Contract, for alcohol and drug services in the County of Kern, from July 1, 2004 to June 30, 2005, in an amount not to exceed \$9,090,393 (State [Mandated]; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 350-2004

Parra-Watson: All Ayes

PERSONNEL

- *44) Classification of positions recommended by Civil Service Commission effective May 1, 2004 for reclassification of position at Mental Health; all other changes effective May 29, 2004 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Parra-Watson: All Ayes

PUBLIC HEALTH SERVICES

- *45) Request to authorize Auditor-Controller-County Clerk to pay expenditures not to exceed \$10,000 for food items (including snacks) used in the Tuberculosis, AIDS and Immunization Programs as requested by the Department of Public Health for FY 2004-2005 - APPROVED; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO PAY

Parra-Watson: All Ayes

SHERIFF

- *46) Donation of surplus County property (two (2) 1996 and two (2) 1997 Ford Crown Victoria Police vehicles) to Delegado Municipal De Chapultepec, Mexico (from May 4, 2004) - APPROVED

Parra-Watson: All Ayes

- *47) Response to referral regarding hourly rate versus flat rate for Tow Service Agreement, adjusted insurance coverage minimum, and correction to stated rates in Attachment D of the Tow Service Agreement - APPROVED THE NEW INSURANCE COVERAGE MINIMUMS AND CORRECTED RATES IN SCHEDULE D OF THE PREVIOUSLY APPROVED TOW SERVICE AGREEMENT; RECEIVED AND FILED

Parra-Watson: All Ayes

- *48) Request for approval of intent to donate surplus evidence storage refrigerator and evidence storage freezer to the Bakersfield Police Department - APPROVED; DIRECTED COUNTY COUNSEL TO PREPARE NOTICE OF INTENT; DIRECTED CLERK OF THE BOARD TO PUBLISH NOTICE

Parra-Watson: All Ayes

- *49) Proposed Agreement with County of Los Angeles for transportation of prisoners, from May 18, 2004 through June 30, 2009, in an amount not to exceed \$15,000 annually - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 351-2004

Parra-Watson: All Ayes

- *50) Request for approval for the California State University, Bakersfield Federal Work-Study Program Off-Campus Agreement from July 1, 2004 to June 20, 2005 (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 352-2004

Parra-Watson: All Ayes

- *51) Application to hold a bike race on Walker Basin Road - Velmo Promo and Golden Chain Cyclists on May 23, 2004 - 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

Parra-Watson: All Ayes

- *52) Application to hold a bike race on Bena Road - Velo Promo and Golden Chain Cyclists on May 21, 2004 - 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

Parra-Watson: All Ayes

- *53) Application to hold a bike race on Breckenridge Road - Velo Promo and Golden Chain Cyclists on May 21, 2004 - 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

Parra-Watson: All Ayes

- *54) Application to hold a bike race on Glennville Road - Velo Promo and Golden Chain Cyclists on May 22, 2004 - 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

Parra-Watson: All Ayes

TREASURER-TAX COLLECTOR

- *55) Cash Receipts and Disbursements for April 2004 - RECEIVED AND FILED

Parra-Watson: All Ayes

ADJOURNED AS BOARD OF SUPERVISORS AND RECONVENED AS IHSS PUBLIC AUTHORITY

Patrick: All Ayes

ADJOURNED TO CLOSED SESSION

Patrick

CLOSED SESSIONS

IHSS PUBLIC AUTHORITY

- 56) In-Home Supportive Services Public Authority - Request for Closed Session regarding Meet and Confer, UDWA -

RECONVENED FROM CLOSED SESSION; ADJOURNED AS IHSS PUBLIC AUTHORITY AND RECONVENED AS BOARD OF SUPERVISORS

Watson-Parra: All Ayes

ADJOURNED TO CLOSED SESSION

Patrick

COUNTY ADMINISTRATIVE OFFICE

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

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

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

Maben-Parra

/s/ Denise Pennell
Clerk of the Board

/s/ Jon McQuiston
Chairman, Board of Supervisors

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, May 18, 2004

2:00 P.M.

BOARD RECONVENED

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

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

BOARD ACTION SHOWN IN CAPS

ADJOURNED AS BOARD OF SUPERVISORS; RECONVENED AS KERN SANITATION AUTHORITY

Parra-Maben: All Ayes

KERN SANITATION AUTHORITY

- #1) Proposed Ordinance concerning collection of sewer service charges on the tax roll for Fiscal Year 2004-2005 - ENACTED ORDINANCE S-133

Patrick-Parra: All Ayes

- #2) Proposed Resolution directing preparation of written report of sewer service charges for Kern Sanitation Authority and setting a public hearing to consider said report on Tuesday, June 22, 2004, at 2:00 P.M. - APPROVED; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15273; DIRECTED CLERK OF THE BOARD TO FILE NOTICE OF EXEMPTION; ADOPTED RESOLUTION 2004-148; DIRECTED CLERK OF THE BOARD TO PUBLISH NOTICE OF FILING OF REPORT AND HEARING

Patrick-Parra: All Ayes

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

Patrick-Parra: All Ayes

FORD CITY-TAFT HEIGHTS SANITATION DISTRICT

- #3) Proposed Ordinance concerning collection of sewer service charges on the tax roll for Fiscal Year 2004-2005 - ENACTED ORDINANCE S-134

Watson-Maben: All Ayes

- #4) Proposed Resolution directing preparation of written report of sewer service charges for Ford City-Taft Heights Sanitation District and setting a public hearing to consider said report on Tuesday, June 22, 2004, at 2:00 P.M. - APPROVED; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15273; DIRECTED CLERK OF THE BOARD TO FILE NOTICE OF EXEMPTION; ADOPTED RESOLUTION 2004-149; DIRECTED CLERK OF THE BOARD TO PUBLISH NOTICE OF FILING OF REPORT AND HEARING

Watson-Maben: All Ayes

- #5) Special Provisions for repair of sewer main in area bordered by Date, Harrison, Birch and Taylor Streets (Requisition No. 000008) - 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

Watson-Maben: All Ayes

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

Watson-Maben: All Ayes

NOTE: ITEM NO. 21 WAS HEARD OUT OF ORDER BEFORE ITEM NO. 6

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! - CORNELIA HIMONEZ AND DARLA OROSCO, UNITED DOMESTIC WORKERS OF AMERICA, ADDRESSED THE BOARD REGARDING ONGOING LABOR NEGOTIATIONS

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]) - NO ONE HEARD

CONTINUED HEARING

RESOURCE MANAGEMENT AGENCY
Planning Department

- *8) **Request from Jim Lehtinen to vacate a portion of a frontage road along the south side of Rosedale Highway between Verdugo Lane and La Crescenta Drive, Greenacres area, northwest of Bakersfield (SD 3)**

Specific Request:

Nonsummary vacation of a portion of a frontage road along the south side of Rosedale Highway between Verdugo Lane and La Crescenta Drive (102-30 3 098; Streets and Highways) (General Rule, Section 15061(b)(3); Published Bakersfield Californian) (from 4/27/2004) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING DEPARTMENT RECOMMENDATION, ADOPTED RESOLUTION 2004-150 APPROVING VACATION OF PUBLIC ACCESS EASEMENT RESERVING AND EXCEPTING AN EASEMENT FOR EXISTING UTILITIES, WITH RESOLUTION TO BE RECORDED UPON WRITTEN CONFIRMATION FROM THE PLANNING DEPARTMENT TO CLERK OF THE BOARD THAT THE APPLICANT HAS PROVIDED APPROPRIATE IMPROVEMENTS ON THE LA CRESENTA DRIVE FRONTAGE ROAD INTERSECTION

Maben-Parra: All Ayes

NOTE: STAFF REPORTS FOR ITEMS NO. 9 THROUGH NO. 12 WERE HEARD CONCURRENTLY

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY
Hearings
All S.D.'s

- 9) Proposed Resolution adjusting Engineering and Survey Services license and permit fees [Public Resources Code Section 21080(b)(8)] - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2004-151

Maben-Parra: 4 Ayes; 1 No - McQuiston

- 10) Proposed Resolution adjusting Roads license and permit fees [Public Resources Code Section 21080(b)(8)] - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2004-152

Patrick-Watson: 4 Ayes; 1 No - McQuiston

- 11) Proposed Ordinances establishing Environmental Health Services license and permit fees - OPENED HEARING; TOM HAUGEN, FRAZIER PARK, AND SUSAN BENNETT, BOARD OF DIRECTORS, KERN HUMANE SOCIETY, HEARD IN OPPOSITION; CLOSED HEARING; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER PUBLIC RESOURCES CODE SECTION 21080(b)(8); DIRECTED CLERK OF THE BOARD TO FILE NOTICE OF EXEMPTION, IF REQUESTED; ENACTED ORDINANCES G-7105, G-7106 AND G-7107

Watson-Maben: 4 Ayes; 1 No - McQuiston

- 12) Proposed Resolution adjusting Planning license and permit fees [Public Resources Code Section 21080(b)(8)]- OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2004-153 EXCEPTING GENERAL PLAN ADMINISTRATION FEES AND APPEALS FEES WHICH ARE REFERRED BACK TO STAFF FOR RE-HEARING; DIRECTED PLANNING COMMISSION AND STAFF TO CONDITION DISCRETIONARY LAND DIVISION MAP EXTENSIONS TO INCLUDE PAYMENT OF PROCESSING FEES THEN IN EFFECT

Watson-Maben: All Ayes

THE CHAIRMAN PASSED THE GAVEL TO VICE-CHAIRMAN PARRA

REFERRED TO RESOURCE MANAGEMENT AGENCY TO REPORT BACK WITH DEVELOPMENT OF PRODUCTIVITY STANDARDS AND TIMELINES FOR ROADS, ENGINEERING AND SURVEY SERVICES AND PLANNING DEPARTMENTS

McQuiston-Watson: All Ayes

THE GAVEL WAS RETURNED TO THE CHAIR

RESOURCE MANAGEMENT AGENCY

Community and Economic Development Department
S.D. #1

- *13) Proposed Agreement with ASC Treatment Group for Community Development Block Grant funds for design of Anne Sippi Clinic/Riverside Ranch Water System Improvements, Activity No. 49.03.1, in an amount not to exceed \$52,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 353-2004

Maben-Parra: All Ayes

RESOURCE MANAGEMENT AGENCY

Engineering and Survey Services
S.D. #1

- *14) Proposed Agreement with Boyle Engineering Corporation, for engineering services associated with design of the Riverside Ranch Water System Improvements in northeast Bakersfield, in an amount not to exceed \$49,685 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 354-2004

Maben-Parra: All Ayes

- *15) Request for release of Laborers and Materialmen Security for Tract 5772, Phase 7, Dennis W. DeWalt - APPROVED; RELEASED LABORERS AND MATERIALMEN SECURITY BOND NO. S505658, UNDERWRITTEN BY FINANCIAL PACIFIC INSURANCE COMPANY, IN THE AMOUNT OF \$177,712

Maben-Parra: All Ayes

- *16) Request for release of Laborers and Materialmen Security for Tract 5772, Phase 8, Dennis W. DeWalt - APPROVED; RELEASED LABORERS AND MATERIALMEN SECURITY BOND NO. S506101, UNDERWRITTEN BY FINANCIAL PACIFIC INSURANCE COMPANY, IN THE AMOUNT OF \$113,605

Maben-Parra: All Ayes

- *17) Request for release of Laborers and Materialmen Security for Tract 5772, Phase 9, Dennis W. DeWalt - APPROVED; RELEASED LABORERS AND MATERIALMEN SECURITY BOND NO. S506135, UNDERWRITTEN BY FINANCIAL PACIFIC INSURANCE COMPANY, IN THE AMOUNT OF \$183,537

Maben-Parra: All Ayes

- *18) Request for release of Laborers and Materialmen Security for Tract 5990, Phase 1, Dennis W. DeWalt - APPROVED; RELEASED LABORERS AND MATERIALMEN SECURITY BOND NO. S506157, UNDERWRITTEN BY FINANCIAL PACIFIC INSURANCE COMPANY, IN THE AMOUNT OF \$126,621

Maben-Parra: All Ayes

S.D. #3

- *19) Request for release of Laborers and Materialmen Security for Tract 5560, Unit B, Dennis W. DeWalt - APPROVED; RELEASED LABORERS AND MATERIALMEN SECURITY BOND NO. S505231, UNDERWRITTEN BY FINANCIAL PACIFIC INSURANCE COMPANY, IN THE AMOUNT OF \$231,479

Maben-Parra: All Ayes

All S.D.'s

- *20) Request for approval to hire retired County employee Dudley Dunham as Building Inspector II, Step E, for a period not to exceed 120 working days or 960 hours, whichever is greater, in the 12-month period following the date of employment - APPROVED

Maben-Parra: All Ayes

NOTE: ITEM NO. 21 WAS HEARD OUT OF ORDER BEFORE ITEM NO. 6

RESOURCE MANAGEMENT AGENCY

Environmental Health Services - Animal Control Services

All S.D.'s

- 21) Request to accept in-kind donations of veterinary care services from Dr. Robert Rooks, All-Care Animal Referral Center, and Dr. Frank Virga, North of the River Veterinary Hospital, valued at \$3,600 and \$2,000, respectively - ACCEPTED; AUTHORIZED CHAIRMAN TO SIGN LETTERS OF APPRECIATION; STEVE MCCALLEY, DIRECTOR, ENVIRONMENTAL HEALTH SERVICES, AND MATT CONSTANTINE, KERN COUNTY ANIMAL CONTROL DEPARTMENT, HEARD; CERTIFICATES OF RECOGNITION WERE PRESENTED TO DR. VIRGA AND DR. CRAIG BERGSTROM ON BEHALF OF DR. ROOKS; DR. VIRGA HEARD

Patrick-Parra: All Ayes

RESOURCE MANAGEMENT AGENCY

Roads Department

S.D. #5

- *22) Request to accept easement deed from the Bakersfield City School District (Pioneer Drive Elementary School) dedicating to the County approximately 250 square feet of property necessary for wheelchair ramp improvements of Pioneer Drive - ACCEPTED; DIRECTED CLERK OF THE BOARD TO RECORD

Maben-Parra: All Ayes

S.D.'s #3 & #5

- *23) Contract No. 02016, Notice of Completion for construction on East Brundage Lane - RECEIVED AND FILED

Maben-Parra: All Ayes

WASTE MANAGEMENT

Hearing

S.D. #2

- 24) Public Hearing on the Annual Review of Garbage Franchises continued from October 28, 2003, to consider Tehachapi Recycling Surcharge May 2004 Report and the Schedule of Charges - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15061(b)(3) OF PUBLIC RESOURCES CODE; AUTHORIZED CLERK OF THE BOARD TO FILE NOTICE OF EXEMPTION; ADOPTED RESOLUTION 2004-154

Maben-Parra: All Ayes

S.D. #4

- *25) Contract No. 04011, identify apparent low bid of Ecology Construction, Inc., for construction of landfill gas collection system at the Shafter-Wasco Sanitary Landfill, in an amount not to exceed \$517,895.25 - IDENTIFIED LOW BID; AUTHORIZED WASTE MANAGEMENT TO PREPARE NECESSARY CONTRACT DOCUMENTS AND RELEASE ALL OTHER BID GUARANTEES

Maben-Parra: All Ayes

All S.D.'s

- *26) Proposed Resolution authorizing submission of a grant application to the California Integrated Waste Management Board for the 2004-2005 Local Government Used Oil Recycling Block Grant to create additional used oil drop-off opportunities and fund staffing costs - APPROVED; ADOPTED RESOLUTION 2004-155

Maben-Parra: All Ayes

COUNTY ADMINISTRATIVE OFFICE

- 27) Preliminary report on estimated fiscal impact of Governor's Fiscal Year 2004-2005 Revised Budget Proposal (May Revise) - RECEIVED AND FILED

Watson-Maben: All Ayes

- *28) Transfer of property tax entitlement related to City of Bakersfield Annexation No. 451, LAFCO Proceeding No. 1379 - ADOPTED RESOLUTION 2004-156 AUTHORIZING AUDITOR-CONTROLLER-COUNTY-CLERK TO TRANSFER A PORTION OF COUNTY'S PROPERTY TAX ENTITLEMENT TO CITY OF BAKERSFIELD COMMENCING FISCAL YEAR 2005-2006 IN ACCORDANCE WITH MEMORANDUM OF UNDERSTANDING

Maben-Parra: All Ayes

- *29) Proposed response to Grand Jury reports entitled Kern County Sheriff's Office Substation - Ridgecrest, Kern County Sheriff's Office Substation - Rosamond, and Medical Transportation Services in Kern County - APPROVED; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

Maben-Parra: All Ayes

Legislative Matter

- *30) Proposed request for support of maintaining federal funding for Metropolitan Medical Response System - APPROVED; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

Maben-Parra: All Ayes

COUNTY ADMINISTRATIVE OFFICE

General Services Division

Hearing

S.D. #4

- *31) Proposed purchase of 80 acres of land near the Shafter-Wasco landfill site from Ballengee Brothers Farms for buffer purposes, drainage collection and monitoring wells, in the amount of \$416,000 and \$1,274 for escrow and closing costs - CONTINUED TO TUESDAY, JUNE 1, 2004, AT 2:00 P.M.

Maben-Parra: All Ayes

S.D. #1

- *32) Change Order No. 10 for the New Juvenile Treatment Facility, an increase of \$16,182.80, for a new total of \$17,198,025.86 (1960.8166) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Maben-Parra: All Ayes

- *33) Change Order No. 2 for the reroof at North Kern Court Building, an increase of \$1,062, for a new total of \$114,885 (1960.8267) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Maben-Parra: All Ayes

S.D. #2

- *34) Proposed Amendment No. 1 to Agreement 609-95 with William R. Pengilley and Betty G. Pengilley, John R. Pengilley and Ella R. Pengilley for lease of the Sheriff's substation at 1379 Sierra Highway, Rosamond, extending term from October 15, 2004 through October 14, 2007 (\$5,900 per month) - 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 355-2004

Maben-Parra: All Ayes

S.D. #5

- *35) Proposed Agreement with California Water Service to allow construction of a retaining wall and other erosion prevention improvements on County land located on Mount Vernon Avenue, with construction to be from May 18, 2004 to December 31, 2004; no cost to County - 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 356-2004

Maben-Parra: All Ayes

All S.D.'s

- *36) Proposed Amendment No. 3 to Agreement 291-2002 with Enterprise Rent-A-Car Company to amend the service hours for the on-site rental branch located at 1415 Truxtun Avenue - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 357-2004

Maben-Parra: All Ayes

CONSIDERATION OF ORDINANCES INTRODUCED ON MAY 11, 2004

- *37) Proposed Ordinance adding Section 10.04.737, Chapter 10.04, Title 10, of the Kern County Ordinance Code concerning a forty-five (45) mile per hour speed limit on Westwood Boulevard, Tehachapi - ENACTED ORDINANCE G-7108

Maben-Parra: All Ayes

MATTERS FOR EXECUTIVE APPROVAL

- *38) Budget Transfers - APPROVED NO. 233 THROUGH NO. 241

Maben-Parra: All Ayes

- *39) Minutes for week of April 26, 2004 - APPROVED

Maben-Parra: All Ayes

- *40) Miscellaneous Letters and Documents - APPROVED

Maben-Parra: All Ayes

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

Maben-Parra: All Ayes

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

Maben-Parra: All Ayes

ADJOURNED TO TUESDAY, JUNE 1, 2004, AT 9:00 A.M.

Maben-

/s/ Denise Pennell
Clerk of the Board

/s/ Jon McQuiston
Chairman, Board of Supervisors

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

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

- 40) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED
Aging & Adult Services
- A) Agenda of meeting of In-Home Supportive Services Advisory Committee on Thursday, May 13, 2004
- B) Minutes of meeting of In-Home Supportive Services Advisory Committee on Thursday, April 8, 2004
Auditor-Controller-County Clerk
- C) Kern Medical Center Financial Statements with Independent Auditor's Report for year ended June 30, 2003
Clerk of the Board
- D) Notice of vacancy on Behavioral Health Board due to resignation of Gregory Goldstein (Copies to each Supervisor and CAO)
- E) Received, certified and forwarded to Recorder for recordation, as follows:
- | | |
|----------------------------|---------|
| 1) Tract Map 6000, Phase 2 | S.D. #1 |
| 2) Parcel Map 10988 | S.D. #1 |
| 3) Parcel Map 11008 | S.D. #1 |
- Emergency Medical Services
- F) Invitation to participate in the EMS System Redesign
Grand Jury
- G) 2003-2004 Final Report on Camp Erwin Owen (Copies to each Supervisor, CAO and Probation)
Kern County Air Pollution Control District
- H) Response to referral to Gorden Jones re Lehigh Southwest Cement Company quarry blasting activities (Copies to each Supervisor and CAO)
Local Agency Formation Commission
- I) Resolution No. 04-04, Proceeding No. 1366, in the matter of City of Bakersfield, Annexation No. 448 (Coffee Road No. 2) (Copies to each Supervisor and CAO)
- J) Resolution No. 04-16, Proceeding No. 1366, in the matter of City of Bakersfield, Annexation No. 448 (Coffee Road No. 2) (Copies to each Supervisor and CAO)
- K) Resolution No. 04-10, Proceeding No. 1369, in the matter of City of Bakersfield, Annexation No. 449 (Union No. 11) (Copies to each Supervisor and CAO)
- L) Resolution No. 04-12, Proceeding No. 1372, in the matter of Mettler County Water District, Annexation No. 1 (Copies to each Supervisor and CAO)
- M) Resolution No. 04-14, Proceeding No. 1374, in the matter of Golden Hills C.S.D., Annexation No. 10 (Copies to each Supervisor and CAO)

Public Health

- N) Letter regarding proposed reduction in Federal funding for the Metropolitan Medical Response System (MMRS) (Copies to each Supervisor and CAO)

Miscellaneous

- O) Letter from Noelle G. Cremers, California Cattlemen's Association, re proposed Concentrated Animal Feeding Operation (CAFO) Program (Copies to each Supervisor, CAO, Planning and County Counsel)
- P) Thank you letter from Willard E. Monroe re assistance received from the Veterans Services Office (Copies to each Supervisor, CAO and Veterans Services)
- Q) Letter from Douglas R. Nunnelley, Oildale Mutual Water Company, re Unregulated Contaminant Monitoring Regulations (UCMR) testing of OMWC wells (Copies to each Supervisor, CAO, Environmental Health and Public Health)
- R) Letter from Raul Rojas, City of Bakersfield, re County's CSA 71 Sewer Master Study (Copies to each Supervisor and CAO)
- S) Letter from Pauline Larwood re resignation from the Citizens Advisory Committee of the San Joaquin Valley Unified Air Pollution Agency (Copies to each Supervisor and CAO)
- T) Thank you letter from Assemblyman Bill Maze for County's position on AB 5 (5X) re realignment funding (Copies to each Supervisor and CAO)
- U) Letter from Corine Li, U.S. Environmental Protection Agency, re termination of Federal Administrative Order, Docket No. PWS-AO-2004-052, PWS ID No. CA1510012, issued to Eco Resources - Lamont for failing to comply with the Unregulated Contaminant Monitoring Regulation (UCMR) (Copies to each Supervisor, CAO, Environmental Health Services and Engineering & Survey Services)
- V) Letter from Corine Li, U.S. Environmental Protection Agency, re termination of Federal Administrative Order, Docket No. PWS-AO-2004-055, PWS ID No. CA1510701, issued to Edwards Air Force Base for failing to comply with the Unregulated Contaminant Monitoring Regulation (UCMR) (Copies to each Supervisor, CAO, Environmental Health Services and Engineering & Survey Services)
- W) Letter from Corine Li, U.S. Environmental Protection Agency, re termination of Federal Administrative Order, Docket No. PWS-AO-2004-053, PWS ID No. CA1510015, issued to Oildale Mutual Water Company for failing to comply with the Unregulated Contaminant Monitoring Regulation (UCMR) (Copies to each Supervisor, CAO, Environmental Health Services and Engineering & Survey Services)
- X) Letters (2) from Steven D. Patrick, Sempra Energy, re availability of applications of Southern California Gas Company (U 904 G) and San Diego Gas & Electric Company (U 904 G) filed with the California Public Utilities Commission (Copy to General Services)

- Y) Letter from David C. Henderson, Yolo County District Attorney, re request for support of AB 2474, extending mandated reporting of elder and dependent adult financial abuse to banks, credit unions and savings and loans (Copies to each Supervisor, CAO, Human Services and Aging & Adult Services)
- Z) Letter from Gita Kapahi, State Water Resources Control Board, re order approving petition for temporary change under Permit 15026 (Application 5632) involving the transfer of water from Yuba County Water Agency to the Department of Water Resources Environmental Water Account and 2004 Dry Year Purchase Program (Copies to each Supervisor, CAO and Engineering & Survey Services)
- AA) Letter from Ron Pugh, U.S. Department of Agriculture, Forest Service, re release of Draft Land Management Plans (Forest Plans) and accompanying Draft Environmental Impact Statement (DEIS) for the Angeles, Cleveland, Los Padres and San Bernardino National Forests (Copies to each Supervisor, CAO and Planning)
- BB) Letter from Nancy E. Hayward, State Department of Health Services, re Final Fiscal Year 2002-2003 Maintenance of Effort Calculation for Proposition 99 funding (Copies to each Supervisor, CAO and Auditor-Controller-County Clerk)
- CC) Notice from State Water Resources Control Board re petitions requesting changes, corrections or extensions of time in water right permits and licenses (Copies to each Supervisor, CAO and Engineering & Survey Services)
- DD) Notice from Los Padres National Forest re status of Cachuma Fire (Copies to each Supervisor and CAO)
- EE) Notices from Alcoholic Beverage Control re applications for Alcoholic Beverage Licenses from: Fred's Country Store, 3014 Taft Highway, Bakersfield; Taste of India, 20687 Tracy Avenue, Buttonwillow; Romana Chevron, 2072 Rosamond Boulevard, Rosamond; I-5 Oasis, 27736 Route 58, Buttonwillow; Mariscos La Sirena 2, 3907 Niles Street, Bakersfield; Mariscos La Sirena, 2217 E. California, Bakersfield; Boron Food Mart, 27037 Twenty Mule Team Road, Boron; and Players Lounge, 1821 S. Chester Avenue, Bakersfield (Copies to each Supervisor, CAO and Planning)
- FF) Agenda of meeting from Kern County Child Care Council on Wednesday, May 5, 2004
- GG) Minutes of meeting from Kern County Child Care Council on Wednesday, April 7, 2004
- 41) LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD - APPROVED AND FILED
 - A) Letters (2) from Gorden Jones re dust problems in Sand Canyon area of Tehachapi - REFERRED TO KERN COUNTY AIR POLLUTION CONTROL DISTRICT (Copies to each Supervisor, CAO, Environmental Health and Planning)

- 42) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
- A) Claim in the matter of Gerald Crossley vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - B) Claim in the matter of Jamie Nelson vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - C) Claim in the matter of Earle Duane Moye vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - D) Claim in the matter of Bryan Keith Richardson vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - E) Summons and complaint in the matter of James Garland, Individually; Debra McCarthy, Individually and as Personal Representative of the Estate of Rachel Lynn Garland vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - F) Summons and complaint for refund of State Assessed Property Taxes in the matter of Calpine Corporation; Pastoria Energy Facility, LLC; Delta Energy Center, LLC; and Calpine Construction Finance Company, LP vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management and Auditor)
 - G) Subrogation claim in the matter of Lisa Wallace by Interinsurance Exchange of the Automobile Club vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - H) Discrimination complaint in the matter of Kin W. Shum vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management and Personnel)