

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, May 31, 2005

9:00 A.M.

BOARD RECONVENED

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

SALUTE TO FLAG - Led by Supervisor Maben

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

PUBLIC REQUESTS

- *1) Request from Tammy Burns, Child Care Facilitator, Kern County Child Care Council, to submit revisions of the Kern County Geographical Priority Areas for approval to the Local Planning Council Team - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Patrick-McQuiston: All Ayes

- *2) Request from Tammy Burns, Child Care Facilitator, Kern County Child Care Council, for approval of revisions to the Kern County Child Care Council Bylaws - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Patrick-McQuiston: All Ayes

APPOINTMENTS

- *3) Reappointment of Chris E. Babcock as Second District Member to the Planning Commission, term to expire January 1, 2006 - MADE REAPPOINTMENT

Patrick-McQuiston: All Ayes

PUBLIC PRESENTATIONS

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

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

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

DEPARTMENTAL REQUESTS

AGING AND ADULT SERVICES

- *6) Proposed Agreement with California Department of Aging (Agreement MS-0506-29) for the Multipurpose Senior Services Program (MSSP), for FY 2005-2006, in an amount not to exceed \$768,616 (Fiscal Impact: \$768,616; Federal Funds; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 318-2005; AUTHORIZED INTERIM DIRECTOR TO SIGN ALL RELATED STATE TRANSMITTAL DOCUMENTS

Patrick-McQuiston: All Ayes

- *7) Proposed Amendment No. 2 to Agreement 670-2004 with California Department of Aging (Agreement HI-0405-33) for the Health Insurance Counseling and Advocacy Program (HICAP), for FY 2004-2005, increasing the amount by \$9,926 to an amount not to exceed \$181,025 (Fiscal Impact: \$9,926; Combined State and Federal Funds; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 319-2005; AUTHORIZED INTERIM DIRECTOR TO SIGN ALL RELATED STATE TRANSMITTAL DOCUMENTS

Patrick-McQuiston: All Ayes

AIRPORTS

- *8) Request to cancel \$96,700 from Airports Enterprise Fund Retained Earnings, to Appropriations for Contingencies for additional services to be provided for the Meadows Field Airport Master Plan Update (Fiscal Impact: \$96,700; Not Budgeted; Discretionary) - APPROVED CANCELLATION; APPROPRIATED FUNDS

Patrick-McQuiston: All Ayes

- *9) Proposed Contract No. 05009, with Griffith Company for construction on Meadows Field Runway Extension 30L-12R, in an amount not to exceed \$6,738,824 (Fiscal Impact: \$6,738,824; Grant Funded; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 320-2005

Patrick-McQuiston: All Ayes

- *10) Proposed Agreement with Coffman Associates for planning services for the Meadows Field Airport Master Plan Update, in an amount not to exceed \$596,663; and proposed termination of Coffman Associates Agreement 947-2004, dated October 19, 2004 (Fiscal Impact: \$596,663; Budgeted; FAA Grant; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 321-2005; APPROVED TERMINATION OF AGREEMENT 947-2004

Patrick-McQuiston: All Ayes

ASSESSOR-RECORDER

- *11) 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 \$25,000 (Fiscal Impact: \$25,000; Discretionary) - APPROVED; AUTHORIZED ASSESSOR-RECORDER TO SIGN AGREEMENT; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO PAY COORDINATING ASSESSOR (ORANGE COUNTY OFFICE OF THE ASSESSOR)

Patrick-McQuiston: All Ayes

- *12) Proposed deletion of one (1) Fiscal Support Technician position, and addition of one (1) Fiscal Support Assistant position, in Budget Unit 1130, effective May 31, 2005 (Fiscal Impact: Cost savings of \$3,223; Discretionary) - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Patrick-McQuiston: All Ayes

AUDITOR-CONTROLLER-COUNTY CLERK

- *13) Request approval to solicit proposals from interested vendors for new Countywide Financial/Human Resource/Payroll System (Fiscal Impact: None) - APPROVED; REFERRED TO AUDITOR-CONTROLLER-COUNTY CLERK FOR DEVELOPMENT OF REQUEST FOR PROPOSALS FOR A NEW FINANCIAL/HUMAN RESOURCE/PAYROLL SYSTEM

Patrick-McQuiston: All Ayes

- 14) Proposed addition of four (4) Accountant I/II/III positions to audit Kern Medical Center, effective May 31, 2005 (Fiscal Impact: \$261,939 in Fiscal Year 2005-06; Discretionary) - MICHAEL TURNIPSEED, KERN COUNTY TAX PAYERS ASSOCIATION, HEARD; APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Rubio-Maben: All Ayes

BOARD OF TRADE

- 15) Proposed Agreements with Tourism Promotion Grant recipients previously approved by the Board of Supervisors on March 15, 2005: A) Arvin Chamber of Commerce, \$4,000; B) Arvin Chamber of Commerce, \$2,500; C) Bakersfield Museum of Art, \$5,000; D) Bakersfield Museum of Art, \$3,000; E) Buena Vista Museum of Natural History, \$7,500; F) California Living Museum Foundation, \$3,000; G) Central California Paint Horse Club, \$8,000; H) China Lake Museum Foundation, \$3,520; I) Exotic Feline Breeding Compound, \$5,000; J) Greater Bakersfield Convention & Visitors Bureau, \$2,500; K) Highway 99 Cruise'n>Show Committee, \$5,000; L) IWV 2000 Corporation, \$5,000; M) Kern County Museum, \$1,680; N) Kern River Valley Chamber of Commerce, \$6,000; O) Kern River Valley Revitalization, Inc., \$10,000; P) Kern Valley River Council, \$10,000; Q) Main Street Tehachapi, Inc, \$1,800; R) Mojave Chamber of Commerce, \$2,500; S) NAHPC of Kern County, \$2,000; T) Ridgecrest Community Foundation, \$7,000; and U) Tehachapi Community Orchestra Foundation, \$5,000 (Fiscal Impact: \$100,000; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENTS 322-2005; 323-2005; 324-2005; 325-2005; 326-2005; 327-2005; 328-2005; 329-2005; 330-2005; 331-2005; 332-2005; 333-2005; 334-2005; 335-2005; 336-2005; 337-2005; 338-2005; 339-2005; 340-2005; 341-2005; AND 342-2005

Maben-McQuiston: All Ayes

DISTRICT ATTORNEY

- *16) Proposed Resolution regarding application for the Worker's Compensation Insurance Fraud Program from the California Department of Insurance (Fiscal Impact: \$482,039; Budgeted for FY 2005-06; Discretionary) - APPROVED; ADOPTED RESOLUTION 2005-209

Patrick-McQuiston: All Ayes

- *17) Proposed Resolution regarding application for the Automobile Insurance Fraud Program from the California Department of Insurance (Fiscal Impact: \$237,329; Budgeted for FY 2005-06; Discretionary) - APPROVED; ADOPTED RESOLUTION 2005-210

Patrick-McQuiston: All Ayes

- *18) Appropriation of unanticipated revenue in the amount of \$67,575 from the D.A. - Non-Drug Related Forfeiture Trust Fund for reimbursement of costs incurred in consumer protection cases (Fiscal Impact: \$67,575; Not Budgeted; Discretionary) - APPROVED TRANSFER IN THE AMOUNT OF \$67,575 FROM D.A. - NON-DRUG RELATED FORFEITURE TRUST FUND (22060) TO GENERAL FUND (00001); APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$67,575 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$67,575 FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 2180

Patrick-McQuiston: All Ayes

EMPLOYERS' TRAINING RESOURCE

- *19) Proposed retroactive Amendment No. 1 to Agreement 200-2005 with ARBOR E&T to increase funding for CalWORKs Work Experience Program by \$46,000 for a total amount not to exceed \$141,500 (Fiscal Impact: \$46,000; State Grant; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 343-2005

Patrick-McQuiston: All Ayes

FIRE DEPARTMENT

- *20) Request to place unpaid costs incurred to perform fire hazard abatement work on the tax roll for collection (Fiscal Impact: None) - RECEIVED AND FILED REPORT; ORDERED COSTS INCURRED TO BE PLACED ON TAX ROLLS BY AUDITOR-CONTROLLER-COUNTY CLERK AS SPECIAL ASSESSMENT AGAINST THE PROPERTY TO BE COLLECTED IN THE SAME MANNER AND SUBJECT TO THE SAME PENALTIES AS PROPERTY TAXES

Patrick-McQuiston: All Ayes

- *21) Quarterly report of overtime expenditures (Fiscal Impact: None) - RECEIVED AND FILED

Patrick-McQuiston: All Ayes

- *22) Appropriation of unanticipated revenue in the amount of \$1,262,981 and \$819,702 from fire cost reimbursements and the California Department of Forestry (Fiscal Impact: \$2,082,683; Fire Fund; Not Budgeted; Discretionary) - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$2,082,683 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$2,082,683 FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 2415

Patrick-McQuiston: All Ayes

- *23) Request to continue local emergency (Fiscal Impact: None) - APPROVED; EXTENDED LOCAL EMERGENCY

Patrick-McQuiston: All Ayes

HUMAN SERVICES

- *24) Request to accept a donation of \$2,500 from Plains Exploration & Production Company in the form of a check - APPROVED; AUTHORIZED CHAIRMAN TO SIGN LETTER OF APPRECIATION

Patrick-McQuiston: All Ayes

- *25) Request to appropriate unanticipated revenue from California Department of Social Services for CalWORKs direct aid (Fiscal Impact: \$5,500,000; Not Budgeted; Mandated) - APPROVED UNANTICIPATED REVENUE IN THE AMOUNT OF \$5,500,000 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$5,500,000 FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 5220

Patrick-McQuiston: All Ayes

- *26) Request for increase in sole source blanket purchase order by \$25,000 for California Department of Justice fingerprinting services to an amount not to exceed \$125,000 (Fiscal Impact: \$25,000; \$23,500 State/Federal; \$1,500 County cost; Budgeted; Mandated) - APPROVED; AUTHORIZED PURCHASING AGENT TO INCREASE THE AMOUNT NOT TO EXCEED \$125,000

Patrick-McQuiston: All Ayes

- *27) Proposed Agreement with Kern High School District for the Bakersfield Adult School Career and Job Placement Center, from May 31, 2005 to June 30, 2005, in an amount not to exceed \$11,500 (Fiscal Impact: \$11,500; Federal/State; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 344-2005

Patrick-McQuiston: All Ayes

- *28) Proposed Amendment No. 5 to Agreement 346-2001 with California VACS Association for membership fees and system enhancements, extending term an additional 12 months to June 30, 2006, and increasing maximum payable by \$8,700 to an amount not to exceed \$41,400 (Fiscal Impact: \$8,700; \$8,265 Federal/State; \$435 County; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 345-2005

Patrick-McQuiston: All Ayes

- 29) Proposed Agreement with Marcom Group, Inc., for media campaign for child abuse prevention and welfare-to-work, from June 1, 2005 to July 31, 2005, in an amount not to exceed \$150,000 (Fiscal Impact: \$150,000; State/Federal; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 346-2005

Patrick-Rubio: All Ayes

- *30) Proposed Agreement with Smothers and Associates for psycho-educational assessment and treatment services, from June 1, 2005 to June 30, 2006, in an amount not to exceed \$188,655 (Fiscal Impact: \$188,655; \$160,356.75 State/Federal; \$28,298.25 County; Budgeted; Not Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 347-2005

Patrick-McQuiston: All Ayes

KERN MEDICAL CENTER

- *31) Request for increase of encumbrance of sole source Blanket Purchase Order with Synthes USA, from \$800,000 to a maximum of \$1,150,000, for the purchase of orthopedic implants and instruments (Fiscal Impact: \$350,000; KMC Enterprise Fund; Budgeted; Mandated) - AUTHORIZED PURCHASING AGENT TO INCREASE PURCHASE ORDER UP TO A MAXIMUM OF \$1,150,000

Patrick-McQuiston: All Ayes

- *32) Request for unusual travel request for Angelina Reyes and Tricia Rymer to attend classes related to implementation of McKesson Information Solutions' Horizon Patient Folder (HPF) document imaging system, in Atlanta, Georgia, from June 14, 2005 through June 25, 2005 and June 15, 2005 through June 23, 2005, respectively, in an amount not to exceed \$6,000 (Fiscal Impact: \$6,000; KMC Enterprise Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED AUDITOR-CONTROLLER TO PAY SALARY AND EXPENSES IN AN AMOUNT NOT TO EXCEED \$6,000

Patrick-McQuiston: All Ayes

- 33) Proposed addition of one (1) full-time Pharmacist; one (1) full-time MRI Technologist; one (1) full-time Office Services Technician; and four (4) full-time Support Services Associates positions; and deletion of one (1) full-time vacant Senior Pharmacist and five (5) vacant full-time Office Services Assistant positions, effective May 31, 2005 (Fiscal Impact: \$58,042; KMC Enterprise Fund; Budgeted; Mandated) - APPROVED POSITIONS; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Patrick-Maben: All Ayes

- *34) Proposed Agreement with Mohammed A.S. Molla, M.D., a contract employee, for psychiatric services, from July 1, 2005 through June 30, 2010, in an amount not to exceed \$975,000 (Fiscal Impact: \$975,000; KMC Enterprise Fund; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 348-2005

Patrick-McQuiston: All Ayes

- *35) Proposed Agreement with Radiologic Enterprises, Inc., an independent contractor, for temporary staffing of clinical laboratory scientist and medical laboratory technician, from May 31, 2005 through May 30, 2007, in an amount not to exceed \$873,000 (Fiscal Impact: \$873,000; KMC Enterprise Fund; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 349-2005

Patrick-McQuiston: All Ayes

- 36) Proposed Agreement with Radiologic Enterprises, Inc., an independent contractor, for recruitment of clinical laboratory scientists, from May 31, 2005 through May 30, 2006, in an amount not to exceed \$25,000 (Fiscal Impact: \$25,000; KMC Enterprise Fund; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 350-2005

Patrick-McQuiston: All Ayes

- *37) Proposed Agreement with HealthCare Connections, Inc., an independent contractor, for temporary staffing of clinical laboratory scientist and medical laboratory technician, from May 31, 2005 through May 30, 2007, in an amount not to exceed \$873,000 (Fiscal Impact: \$873,000; KMC Enterprise Fund; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 351-2005

Patrick-McQuiston: All Ayes

- 38) Proposed Agreement with HealthCare Connections, Inc., an independent contractor, for the recruitment of clinical laboratory scientists, from May 31, 2005 through May 30, 2006, in an amount not to exceed \$25,000 (Fiscal Impact: \$25,000; KMC Enterprise Fund; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 352-2005

Patrick-McQuiston: All Ayes

- *39) Proposed Agreement with CHG Medical Staffing, Inc., an independent contractor, for recruitment of clinical laboratory scientists, from May 31, 2005 through May 30, 2006, in an amount not to exceed \$30,000 (Fiscal Impact: \$30,000; KMC Enterprise Fund; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 353-2005

Patrick-McQuiston: All Ayes

MENTAL HEALTH SERVICES

- *40) Proposed Amendment No. 1 to Agreement 166-2004 with the Tulare County Superintendent of Schools, dba The California Friday Night Live Partnership, for grant funding to enhance Department services for the Friday Night Live Kids program throughout the County of Kern, to re-allocate all unexpended funds (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 354-2005

Patrick-McQuiston: All Ayes

- *41) Proposed Amendment No. 1 to Agreement 384-2004 with Clinica Sierra Vista, Inc., for mental health services for consumers residing in the Delano area, to increase service delivery levels and compensation from \$464,898 to an amount not to exceed \$484,898 (an increase of \$20,000) (Fiscal Impact: \$20,000; Medi-Cal; State; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 355-2005

Patrick-McQuiston: All Ayes

- *42) Proposed Amendment No. 1 to Agreement 440-2004 with Good Samaritan Hospital, for psychiatric inpatient services for adult Medi-Cal beneficiaries, to decrease service levels and compensation from \$67,500, to an amount not to exceed \$47,500 (a decrease of \$20,000) (Fiscal Impact: Decrease of \$20,000; State, Federal Funds; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 356-2005

Patrick-McQuiston: All Ayes

- *43) Proposed Amendment No. 2 to Agreement 347-2004 with Raul Y. Mendoza, M.D., for inpatient services at Memorial Center Hospital for minors who are Medi-Cal beneficiaries or indigent residents of Kern County, to increase service levels and compensation from \$29,800, to an amount not to exceed \$44,800 (an increase of \$15,000) (Fiscal Impact: \$15,000; State, Federal Funds; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 357-2005

Patrick-McQuiston: All Ayes

- *44) Proposed Amendment No. 3 to Agreement 837-2004 with Pamela Alfafara, M.D., for psychiatric inpatient services at Memorial Hospital for minors who are Medi-Cal beneficiaries or indigent residents of Kern County, to increase service levels and compensation from \$23,800, to an amount not to exceed \$28,800 (an increase of \$5,000) (Fiscal Impact: \$5,000; State, Federal Funds; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 358-2005

Patrick-McQuiston: All Ayes

- *45) Proposed Agreement with Jagdeep Garewall, M.D., for psychiatric services for mentally ill clients residing in the greater Bakersfield area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$60,800 (Fiscal Impact: \$60,800; Medi-Cal; State; Mandated; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 359-2005

Patrick-McQuiston: All Ayes

- *46) Proposed Agreement with Peter E. Mazur M.D., for psychiatric outpatient services to individuals served by the Kern Linkage Program, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$37,440 (Fiscal Impact: \$37,440; Medi-Cal; State; Mandated; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 360-2005

Patrick-McQuiston: All Ayes

- *47) Proposed Agreement with Frederic Lee Rowe, M.D., for outpatient adolescent psychiatric services to children residing in the greater Bakersfield area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$130,000 (Fiscal Impact: \$130,000; Medi-Cal; State; Mandated; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 361-2005

Patrick-McQuiston: All Ayes

- *48) Proposed Agreement with Norman Shapiro, M.D., for psychiatric services clients residing in the greater Bakersfield area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$18,800 (Fiscal Impact: \$18,800; Medi-Cal; State; Mandated; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 362-2005

Patrick-McQuiston: All Ayes

- *49) Proposed Agreement with Marjorie Tavoularis, M.D., for professional outpatient psychiatric services to indigent mentally ill clients residing in the Bakersfield area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$83,200 (Fiscal Impact: \$83,200; State; Mandated; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 363-2005

Patrick-McQuiston: All Ayes

- *50) Proposed Agreement with Henrietta Weill Memorial Child Guidance Clinic, Inc., for professional treatment to mentally ill children and adolescents residing in the west Bakersfield area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$1,561,911 (Fiscal Impact: \$1,561,911; Medi-Cal; State; Mandated; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 364-2005

Patrick-McQuiston: All Ayes

- *51) Proposed Agreement with ASC Treatment Group, dba The Anne Sippi Clinic, for mental health treatment and rehabilitation services for one client in their Los Angeles facility, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$32,850 (Fiscal Impact: \$32,850; State; Mandated; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 365-2005

Patrick-McQuiston: All Ayes

- *52) Proposed sole source Agreement with ASC Treatment Group, dba The Anne Sippi Clinic, for a full continuum of outpatient mental health services to Medi-Cal beneficiaries, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$1,355,500 (Fiscal Impact: \$1,355,500, Medi-Cal; State (Realignment); Mandated; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 366-2005

Patrick-McQuiston: All Ayes

- *53) Proposed Agreement with College Community Services, Inc., for a full continuum of specialty mental health and CalWORKs services for adult clients residing in Tehachapi and neighboring communities, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$1,323,918 (Fiscal Impact: \$1,323,918; Medi-Cal; State; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 367-2005

Patrick-McQuiston: All Ayes

- *54) Proposed Agreement with College Community Services, Inc., for a full continuum of specialty mental health and CalWORKs services for adult clients residing in Ridgecrest and neighboring communities, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$639,379 (Fiscal Impact: \$639,379; Medi-Cal; State; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 368-2005

Patrick-McQuiston: All Ayes

- *55) Proposed Agreement with College Community Services, Inc., for a full continuum of specialty mental health and CalWORKs services for adult clients residing in Lake Isabella area, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$648,258 (Fiscal Impact: \$648,258; Medi-Cal; State; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 369-2005

Patrick-McQuiston: All Ayes

- *56) Proposed Agreement with Community Action Partnership of Kern, for primary substance abuse prevention services for children and adolescents identified as at-risk, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$246,856 (Fiscal Impact: \$246,856; Grant; Mandated; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 370-2005

Patrick-McQuiston: All Ayes

- *57) Proposed sole source Agreement with Community Action Partnership of Kern, for HIV testing services throughout Kern County, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$70,740 (Fiscal Impact: \$70,740; Substance Abuse Prevention and Treatment Grant; Mandated; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 371-2005

Patrick-McQuiston: All Ayes

- *58) Proposed Agreement with Westcare California, Inc., for outpatient drug free substance abuse treatment services to Kern County residents, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$162,558 (Fiscal Impact: \$162,558; Drug Medi-Cal; Grant; Mandated; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 372-2005

Patrick-McQuiston: All Ayes

PERSONNEL

- *59) Classification of positions recommended by Civil Service Commission effective June 11, 2005 (Fiscal Impact: \$2,712) - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Patrick-McQuiston: All Ayes

PROBATION

- 60) Briefing on departmental operations (Fiscal Impact: None) - HEARD PRESENTATION; RECEIVED AND FILED

Maben-Patrick: All Ayes

- *61) Proposed Agreement with R. Bruce Walker, Ed.D., Inc., for psychological screening services of peace officers, from July 1, 2005 to June 30, 2006, in an amount not to exceed \$70,000 (Fiscal Impact: \$70,000; Probation; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 373-2005

Patrick-McQuiston: All Ayes

- *62) Proposed Agreement with Alliance Against Family Violence, Inc., to provide services to families experiencing family violence, from July 1, 2005 to June 30, 2006, in an amount not to exceed \$108,104 (Fiscal Impact: \$108,104; Domestic Violence Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 374-2005

Patrick-McQuiston: All Ayes

- *63) Proposed Agreement with Women's Center-High Desert, Inc., to provide services to families experiencing family violence, from July 1, 2005 to June 30, 2006, in an amount not to exceed \$8,084 (Fiscal Impact: \$8,084; Domestic Violence Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 375-2005

Patrick-McQuiston: All Ayes

PUBLIC HEALTH SERVICES

- *64) Proposed Agreement with Drummond Medical Group Inc., for clinical x-ray services, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$4,000 (Fiscal Impact: \$4,000; State Grant; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 376-2005

Patrick-McQuiston: All Ayes

- *65) Proposed Agreement with Delano Regional Medical Center for clinical x-ray services, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$4,000 (Fiscal Impact: \$4,000; State Grant; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 377-2005

Patrick-McQuiston: All Ayes

- *66) Proposed Agreement with Panational Inc., for interpreting and translation services, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$9,000 (Fiscal Impact: \$9,000; State Grant; Budgeted; Discretionary) - APPROVED; AUTHORIZED THE CHAIRMAN TO SIGN AGREEMENT 378-2005

Patrick-McQuiston: All Ayes

- 67) Proposed Amendment No. 1 to Agreement 268-2003 with Kern County Children and Families Commission for Medi-Cal Administrative Activities, to increase compensation payable by \$70,000 to a maximum amount of \$100,000 (Fiscal Impact: \$70,000; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 379-2005

Rubio-Patrick: All Ayes

- *68) Proposed Amendment No. 1 to Agreement 1043-2004 with Clinica Sierra Vista for Medi-Cal Administrative Activities, to increase compensation payable by \$130,000 to a maximum amount of \$250,000, and extend the term to June 30, 2006 (Fiscal Impact: \$130,000; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 380-2005

Patrick-McQuiston: All Ayes

- 69) Proposed Amendment No. 1 to Agreement 601-2004 with Kern County Children and Families Commission, for Medi-Cal Administrative Activities, to increase compensation payable by \$230,000 to a maximum amount of \$250,000, and extend the term to June 30, 2006 (Fiscal Impact: \$230,000; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 381-2005

Rubio-Patrick: All Ayes

- *70) Proposed Amendment No. 1 to Agreement 603-2004 with Beardsley School District, for school-based Medi-Cal Administrative Activities, to increase compensation payable by \$45,000 to a maximum amount of \$75,000, and extend the term to June 30, 2006 (Fiscal Impact: \$45,000; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 382-2005

Patrick-McQuiston: All Ayes

- *71) Proposed Amendment No. 1 to Agreement 489-2004 with El Tejon Unified School District, for school-based Medi-Cal Administrative Activities, to increase compensation payable by \$40,000 to a maximum amount of \$90,000 and extend the term to June 30, 2006 (Fiscal Impact: \$40,000; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 383-2005

Patrick-McQuiston: All Ayes

- *72) Proposed Amendment No. 1 to Agreement 396-2004 with Vineland School District, for school-based Medi-Cal Administrative Activities, to increase compensation payable by \$10,000 to a maximum amount of \$20,000 and extend the term to June 30, 2006 (Fiscal Impact: \$10,000; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 384-2005

Patrick-McQuiston: All Ayes

- *73) Proposed Amendment No. 1 to Agreement 1017-2004 with State Department of Health Services, for the AIDS Master Grant Agreement and Memorandum of Understanding to provide services relative to the prevention and education of AIDS, and to increase compensation in the amount of \$22,994 for a total amount not to exceed \$2,976,692 (Fiscal Impact: \$22,994; State Grant; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 385-2005

Patrick-McQuiston: All Ayes

- *74) Proposed Amended and Restated Joint Exercise of Powers Agreement of the Central Valley Immunization Information System (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 386-2005; RE-APPOINTED KIRT W. EMERY, M.P.H. AS IMMUNIZATION REGISTRY COMMISSION DESIGNEE; RE-APPOINTED B.A. JINADU, M.D., M.P.H., AS AN ALTERNATE MEMBER

Patrick-McQuiston: All Ayes

- *75) Notification of anticipated retroactive Agreement with San Diego State University Research Foundation for Kids' Plate mini grant - RECEIVED AND FILED

Patrick-McQuiston: All Ayes

SHERIFF

- *76) Request to employ retired County employee, Michael Patrick, as an extra help Deputy, Range 52.6, 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: \$20,189; Budgeted; Discretionary) - APPROVED

Patrick-McQuiston: All Ayes

- *77) Proposed approval of retroactive payment in the amount of \$5,558.40 to William Wonderly for remote assignment pay during his assigned location at the Glennville Substation, from January 19, 2002 through January 23, 2004, per Kern County Ordinance Code Section 3.08.535 (Fiscal Impact: \$5,558.40; Budgeted; Discretionary) - APPROVED; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO PAY

Patrick-McQuiston: All Ayes

- *78) Proposed authorization to apply for grant funding from the California Department of Parks and Recreation for off-highway vehicle enforcement funds (Fiscal Impact: \$556,000; State Grant; No match required; Discretionary) - APPROVED; ADOPTED RESOLUTION 2005-211

Patrick-McQuiston: All Ayes

- *79) Request to appropriate unanticipated revenue for the purchase of CALMMET narcotics equipment (Fiscal Impact: \$355,189; State Grant; Not Budgeted; Discretionary) - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$205,410 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 2210 IN THE AMOUNT OF \$205,410

Patrick-McQuiston: All Ayes

- *80) Proposed retroactive Agreement with Drug Enforcement Administration of the United States Department of Justice for the purpose of locating and eradicating illicit cannabis plants, from January 1, 2005 through December 31, 2005, in an amount not to exceed \$20,000 (Fiscal Impact: \$20,000; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 387-2005

Patrick-McQuiston: All Ayes

- *81) Unusual travel request for Commander Keith Nelson and Deputies Kevin Austin and Tim Caughron to attend training in Reno, Nevada, from July 17, 2005 to July 23, 2005, in an amount not to exceed \$1,279 each (Fiscal Impact: \$3,837; Budgeted; Discretionary) - APPROVED

Patrick-McQuiston: All Ayes

- *82) Request for approval of retroactive application to hold a parade - St. Augustine Catholic Church for Corpus Christi Sunday - Year of Eucharist - held on May 29, 2005, in Lamont, California (Fiscal Impact: None) - FOUND THAT THE SHERIFF HAS NOTED HIS APPROVAL ON THE PERMIT AND THAT THE PARADE WILL NOT RESULT IN THE UNDUE OR UNMANAGEABLE OBSTRUCTION OR HINDRANCE OF TRAFFIC ON THE HIGHWAY WHERE IT IS TO BE HELD; WILL NOT LEAD TO BREACH OF THE PEACE, PROPERTY DAMAGE, OR OTHER DISORDERLY OR UNLAWFUL CONDUCT; WILL NOT CONFLICT WITH OTHER PARADES PREVIOUSLY GRANTED PERMITS, AND THAT THE SHERIFF HAS FACILITIES TO PROPERLY SUPERVISE THE PARADE; APPROVED PERMIT; AUTHORIZED CHAIRMAN TO SIGN

Patrick-McQuiston: All Ayes

Hearing

- 83) Establishment of jail booking fee of \$147.49 per booking charge for Fiscal Year 2005-2006, effective July 1, 2005 - (Fiscal Impact: Approximately \$1,384,341 Revenue to County; Budgeted; Mandated) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; APPROVED BOOKING FEE OF \$147.49 EFFECTIVE JULY 1, 2005; ENACTED ORDINANCE G-7239

Patrick-Maben: All Ayes

- *84) Proposed increase in existing blanket purchase order with Metro Research Center, Inc., by \$20,000 to a maximum amount not to exceed \$50,000, to fund emergency repairs to security systems at County detention facilities - (Fiscal Impact: \$20,000; Not Budgeted; Mandated) - APPROVED

Patrick-McQuiston: All Ayes

VETERANS' SERVICE DEPARTMENT

- *85) Proposed Agreement with Union Cemetery Association for perpetual care of veterans plots in Union Cemetery, from July 1, 2005 through June 30, 2006, in an amount not to exceed \$6,050.80 (Fiscal Impact: \$6,050.80; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 388-2005

Patrick-McQuiston: All Ayes

ADJOURNED TO CLOSED SESSION

McQuiston

CLOSED SESSION

COUNTY ADMINISTRATIVE OFFICE

- 86) Request for Closed Session regarding Meet and Confer, All Unions -

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

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

McQuiston-Maben

/s/ Denise Pennell
Clerk of the Board

/s/ Ray Watson
Chairman, Board of Supervisors

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, May 31, 2005

2:00 P.M.

BOARD RECONVENED

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

NOTE: CHAIRMAN WATSON ANNOUNCED THAT AGENDA ITEM NO. 37 IS BEING WITHDRAWN FROM THE AGENDA, AND INVITED ANY PUBLIC MEMBER TO MAKE COMMENT UNDER PUBLIC PRESENTATIONS. THIS ITEM WILL COME BACK ON A FUTURE AGENDA.

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

McQuiston-Maben: All Ayes

KERN SANITATION AUTHORITY

- #1) Contract No. 05024, identify apparent low bid of Doty Brothers Equipment Company to construct the Mt. Vernon 18-inch sewer main replacement, in an amount not to exceed \$775,158.30 (Fiscal Impact: \$775,158.30; Kern Sanitation Authority; Budgeted; Discretionary) - IDENTIFIED LOW BID; AUTHORIZED WASTE MANAGEMENT TO RELEASE ALL OTHER BID GUARANTEES AND PREPARE CONTRACT DOCUMENTS

Patrick-Maben: All Ayes

ADJOURNED AS KERN SANITATION AUTHORITY; RECONVENED AS BOARD OF SUPERVISORS

Patrick-Maben: All Ayes

PUBLIC REQUESTS

- 2) Request from Ruthie and Larry Anderson to speak regarding loose and stray dogs in the North Baker Street area - LARRY ANDERSON HEARD; ENVIRONMENTAL HEALTH SERVICES DIRECTOR, STEVE MCCALLEY, RESPONDED; SUPERVISOR PATRICK STATED SHE WILL HOLD A JOINT MEETING WITH THE ANDERSONS AND ENVIRONMENTAL HEALTH SERVICES - ANIMAL CONTROL

PUBLIC PRESENTATIONS

- 3) 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! - JEREMY WOOD HEARD REGARDING AGENDA ITEM NO. 21, PREVIOUSLY APPROVED ON THE CONSENT AGENDA.

RECONSIDERED AGENDA ITEM NO. 21, WHICH WILL BE REMOVED FROM THE CONSENT AGENDA AND HEARD IN ITS NORMAL SEQUENCE

Rubio-Patrick: All Ayes

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

- 4) 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 REQUESTED THAT THE PLANNING DEPARTMENT PROVIDE A REPORT IN 30 DAYS RELATIVE TO CONDITIONAL USE PERMIT (CUP) REQUIREMENTS FOR RESIDENTIAL WIND TURBINES AND PROVIDE OTHER OPTIONS AVAILABLE FOR PRIVATE PARTIES.

CHAIRMAN WATSON ANNOUNCED THE COUNTY HAS AN ONLINE SURVEY AVAILABLE ON THE COUNTY WEB SITE SEEKING FEEDBACK ON ANIMAL CONTROL SERVICES.

CONTINUED HEARINGS

RESOURCE MANAGEMENT AGENCY

Planning Department

- 5) **Request from Paul Rosales (original applicant - Crossings at Rosamond) to appeal the decisions of the Hearing Officer approving a precise development plan for 40 duplexes and a zone modification to allow a front-yard setback of 50 feet and a six-foot-high fence/wall within the front-yard setback on 7.5 acres zoned residential (medium density) located on the south side of Stetson Avenue, approximately 1/4 mile west of 40th Street West, Rosamond (SD #2)**

Specific Request:

An appeal to the decision of the Hearing Officer to approve (a) A Precise Development Plan for 40 duplexes (Section 19.20.020.A) (Notice of Decision 20-05; approved February 24, 2005); (b) A Zone Modification to allow a front-yard setback of 50 feet, where 55 feet is required (Section 19.20.070.A.1), and a six-foot-high fence/wall within the front-yard setback, where four feet is the maximum height allowed (Section 19.08.210.B) (Notice of Decision 21-05; approved February 24, 2005), in an R-2 PD H FPS District (Appeal #1, Map #231-13)

(Continued on Page 19)

(Continued from Page 18)

(Special Situation, Section 15182 for Precise Development Plan; Categorically Exempt, Section 15305 for Zone Modification; Published Rosamond Weekly) (from 4/26/2005) - OPENED HEARING; PAUL ROSALES, APPLICANT, HEARD IN SUPPORT OF STAFF'S RECOMMENDATION; CLOSED HEARING; PER PLANNING DEPARTMENT RECOMMENDATION, ADOPTED RESOLUTION 2005-213 DISAPPROVING THE APPEAL AND UPHOLDING THE DECISION OF HEARING OFFICER

Maben-McQuiston: All Ayes

- *6) **Request from William Denbeste by B & L Anderson Consulting to allow an approved public water supply system for this precise development plan which authorized the development of two 7,600-square-foot warehouse/shop and office buildings in an industrial area on 20 acres located on the west side of Cherry Avenue, approximately 800 feet north of Seventh Standard Road, Bakersfield (SD #1)**

Specific Request:

An Amendment of Condition (3)(h) to allow the applicant to receive domestic water for his development from a water supply system approved by the Kern County Environmental Health Services Department (Resolution 2004-159; approved June 1, 2004) for this precise development plan which authorized the development of two 7,600-square-foot warehouse/shop and office buildings, in an M-2 PD (Medium Industrial - Precise Development Combining) District (Notice of Decision 26-04; originally approved March 25, 2004) (PD Plan #26, Map #79)

(Negative Declaration; Published Shafter Press) (from 4/26/2005) - CONTINUED TO TUESDAY, JUNE 14, 2005, AT 2:00 P.M.

Patrick-Maben: All Ayes

HEARINGS

RESOURCE MANAGEMENT AGENCY

Planning Department

- *7) **Request from Matthew and Diana Olson to vacate a portion of Indian Oak Road located between Sample Avenue and Lake Avenue in Walker Basin (SD #2)**

Specific Request:

Nonsummary vacation of a portion of Indian Oak Road in Walker Basin (107-11 3 098; Streets and Highways)

(General Rule, Section 15061(b)(3); Published Bakersfield Californian) - CONTINUED TO TUESDAY, JUNE 14, 2005, AT 2:00 P.M.

Patrick-Maben: All Ayes

- *8) **Request from Christopher Truitt to change the permitted uses from medium-density multi-family residential to high-density multi-family residential on a 7,500-square-foot lot located at 2742 Desert Street, Rosamond (SD #2)**
Specific Request:
A change in zone classification from R-2 to R-3 or a more restrictive district (ZCC #39, Map #230-21)
(Categorically Exempt, Section 15303; Published Rosamond Weekly News) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED RESOLUTION 2005-214 AND ENACTED ORDINANCE G-7240 APPROVING ZONE CHANGE AS REQUESTED
Patrick-Maben: All Ayes
- *9) **Request from Richard A. Cline to change the permitted uses from 1/2-acre residential to general commercial on two acres located at 8011 Niles Street, east Bakersfield (SD #3)**
Specific Request:
A change in zone classification from E (1/2) RS to C-2 or a more restrictive district (ZCC #23, Map #103-25)
(Special Situation, Section 15183; Published Bakersfield Californian) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED RESOLUTION 2005-215 AND ENACTED ORDINANCE G-7241 APPROVING ZONE CHANGE, WITH THE ADDITION OF THE PD (PRECISE DEVELOPMENT COMBINING) DISTRICT
Patrick-Maben: All Ayes
- *10) **Request from Alfred Palla to change the permitted uses from limited agriculture (2-1/2-acre minimum parcel size) to exclusive agriculture (20-acre minimum parcel size) and to include 415 acres in an Agricultural Preserve located at the northeast and southwest corners of the intersection of Interstate 5 and Buttonwillow Drive, north of Buttonwillow (SD #4)**
Specific Request:
(a) A change in zone classification from A-1 to A or a more restrictive district (ZCC #23, Map #77)
(b) Inclusion of approximately 415 acres within the boundaries of an Agricultural Preserve (Ag Pres #8 - Incl)
(General Rule, Section 15061(b)(3) for Zone Change; Categorically Exempt, Section 15317 for Agricultural Inclusion; Published Shafter Press) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED RESOLUTION 2005-216 AND ENACTED ORDINANCE G-7242 APPROVING ZONE CHANGE AND INCLUSION AS REQUESTED
Patrick-Maben: All Ayes

- *11) Request from Carl Oblinger by San Joaquin Engineering to change the permitted uses from agriculture to 1/2-acre residential on approximately two acres located east of the terminus of Black Hawk Street, approximately 800 feet south of Johnson Road, western Rosedale area (SD #4)
Specific Request: A change in zone classification from A [E (1/2) in suspense] to E (1/2) RS or a more restrictive district (ZCC #24, Map #101-34)
(General Rule, Section 15061(b)(3); Published Bakersfield Californian) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED RESOLUTION 2005-217 AND ENACTED ORDINANCE G-7243 APPROVING ZONE CHANGE AS REQUESTED
Patrick-Maben: All Ayes

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY
Planning Department

Miscellaneous

S.D. #2

- *12) Request from Tehachapi Valley Recreation and Park District to set hearing on Tuesday, June 14, 2005, at 2:00 p.m. to consider a proposed development fee for the District (Fiscal Impact: None) - APPROVED; DESIGNATED COUNTY COUNSEL AS THE OFFICIAL TO PREPARE A FAIR AND ADEQUATE SUMMARY OF THE PROPOSED ORDINANCE; DIRECTED CLERK OF THE BOARD TO POST AND PUBLISH NOTICE AND SUMMARY IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTIONS 25124(b) AND 66018
Patrick-Maben: All Ayes

S.D. #5

- *13) Request from Victor Diaz Mondragon for Determination of Public Convenience for the issuance of an off-sale beer and wine license at 11228 South Edison Road, Bakersfield, pursuant to the Alcohol Beverage Control Act, Section 23958 of the Business and Professions Code (Fiscal Impact: None) - APPROVED; ADOPTED RESOLUTION 2005-218
Patrick-Maben: All Ayes

RESOURCE MANAGEMENT AGENCY

All S.D.'s

- *14) Proposed Resolution addressing water deliveries from the Friant Division of the Central Valley Project supporting continuation of historical water delivery commitments by the federal government for San Joaquin River water (Fiscal Impact: None) - ADOPTED RESOLUTION 2005-219
Patrick-Maben: All Ayes

RESOURCE MANAGEMENT AGENCY
Community and Economic Development Department

S.D. #1

- *15) Proposed Amendment No. 1 to Agreement 175-2002 and proposed Amendment No. 1 to Agreement 953-2003, CD Nos. 17.01.1 and 17.03.1, with the City of Ridgecrest to use remaining funds from Allen Street repaving improvements for the Sunset Street repaving improvements, and to increase the amount payable by \$134,930 on the Sunset Street Activity, for a new total not to exceed \$161,030 (Fiscal Impact: \$134,930; Federal Grant; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENTS 389-2005 AND 390-2005

Patrick-Maben: All Ayes

RESOURCE MANAGEMENT AGENCY
Engineering and Survey Services

Hearings

S.D. #2

- *16) Protest hearing on proposed confirmation of costs incurred for nuisance abatement work at 244-341-03 Jessie Street, Boron, APN 244-341-03, \$7,507.50 (Fiscal Impact: \$7,507.50; Budgeted; General Fund) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; RECEIVED AND FILED REPORT; ADOPTED RESOLUTION 2005-220 CONFIRMING COSTS INCURRED BY COUNTY FOR WORK PERFORMED TO REMOVE THE PUBLIC NUISANCE FROM PROPERTY; ORDERED THAT ANY COSTS, IF NOT PAID WITHIN TEN (10) DAYS, BE A LIEN AGAINST THE PROPERTY AND CONSTITUTE A SPECIAL ASSESSMENT TO BE PLACED ON TAX ROLL BY THE AUDITOR AND TO BE COLLECTED IN THE SAME MANNER AND SUBJECT TO THE SAME PENALTIES AS ORDINARY COUNTY TAXES ON THE REAL PROPERTY FROM WHICH NUISANCE WAS ABATED; DIRECTED ENGINEERING & SURVEY SERVICES TO MAIL NOTICE OF BOARD ACTION TO THE PROPERTY OWNER(S)

Patrick-Maben: All Ayes

- *17) Protest hearing on proposed confirmation of costs incurred for nuisance abatement work at 3533 - 50th Street, Rosamond, APN 252-080-08, \$57,781.58 (Fiscal Impact: \$57,781.58; Budgeted; General Fund) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; RECEIVED AND FILED REPORT; ADOPTED RESOLUTION 2005-221 CONFIRMING COSTS INCURRED BY COUNTY FOR WORK PERFORMED TO REMOVE THE PUBLIC NUISANCE FROM PROPERTY; ORDERED THAT ANY COSTS, IF NOT PAID WITHIN TEN (10) DAYS, BE A LIEN AGAINST THE PROPERTY AND CONSTITUTE A SPECIAL ASSESSMENT TO BE PLACED ON TAX ROLL BY THE AUDITOR AND TO BE COLLECTED IN THE SAME MANNER AND SUBJECT TO THE SAME PENALTIES AS ORDINARY COUNTY TAXES ON THE REAL PROPERTY FROM WHICH NUISANCE WAS ABATED; DIRECTED ENGINEERING & SURVEY SERVICES TO MAIL NOTICE OF BOARD ACTION TO THE PROPERTY OWNER(S)

Patrick-Maben: All Ayes

S.D. #4

- *18) Protest hearing on proposed confirmation of costs incurred for nuisance abatement work at 259 - 3rd Street, Buttonwillow, APN 101-101-03, \$6,140 (Fiscal Impact: \$6,140; Budgeted; General Fund) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; RECEIVED AND FILED REPORT; ADOPTED RESOLUTION 2005-222 CONFIRMING COSTS INCURRED BY COUNTY FOR WORK PERFORMED TO REMOVE THE PUBLIC NUISANCE FROM PROPERTY; ORDERED THAT ANY COSTS, IF NOT PAID WITHIN TEN (10) DAYS, BE A LIEN AGAINST THE PROPERTY AND CONSTITUTE A SPECIAL ASSESSMENT TO BE PLACED ON TAX ROLL BY THE AUDITOR AND TO BE COLLECTED IN THE SAME MANNER AND SUBJECT TO THE SAME PENALTIES AS ORDINARY COUNTY TAXES ON THE REAL PROPERTY FROM WHICH NUISANCE WAS ABATED; DIRECTED ENGINEERING & SURVEY SERVICES TO MAIL NOTICE OF BOARD ACTION TO THE PROPERTY OWNER(S)

Patrick-Maben: All Ayes

- *19) Hearing for the abatement of a public nuisance involving the demolition of abandoned and dangerous structure(s) at 113 Wood Street, South Taft, APN 039-323-10, estimated cost \$6,500 (Fiscal Impact: \$6,500; Budgeted; General Fund) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2005-223 DECLARING ABANDONED STRUCTURE(S) AND REAL PROPERTY A PUBLIC NUISANCE; DIRECTED ENGINEERING & SURVEY SERVICES TO POST AND MAIL NOTICE OF DETERMINATION PURSUANT TO ORDINANCE CODE 8.44.100; IF NUISANCES ARE NOT ABATED WITHIN 30 DAYS AFTER POSTING AND MAILING OF NOTICE OF DETERMINATION, AUTHORIZED ENGINEERING & SURVEY SERVICES TO USE ABATEMENT FUNDS TO AWARD BIDS FOR DEMOLITION AND REMOVAL AND TO PERFORM NECESSARY INSPECTIONS IN PERFORMANCE OF THE DEMOLITION CONTRACT

Patrick-Maben: All Ayes

S.D. #5

- *20) Hearing for the abatement of a public nuisance involving the demolition of abandoned and dangerous structure(s) at 315 Fairfax Road, Bakersfield, APN 144-170-30, estimated cost \$6,500 (Fiscal Impact: \$6,500; Budgeted; General Fund) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2005-224 DECLARING ABANDONED STRUCTURE(S) AND REAL PROPERTY A PUBLIC NUISANCE; DIRECTED ENGINEERING & SURVEY SERVICES TO POST AND MAIL NOTICE OF DETERMINATION PURSUANT TO ORDINANCE CODE 8.44.100; IF NUISANCES ARE NOT ABATED WITHIN 30 DAYS AFTER POSTING AND MAILING OF NOTICE OF DETERMINATION, AUTHORIZED ENGINEERING & SURVEY SERVICES TO USE ABATEMENT FUNDS TO AWARD BIDS FOR DEMOLITION AND REMOVAL AND TO PERFORM NECESSARY INSPECTIONS IN PERFORMANCE OF THE DEMOLITION CONTRACT

Patrick-Maben: All Ayes

- 21) Protest hearing on proposed confirmation of costs incurred for nuisance abatement work at 8205 Blackburn Street, Lamont, APN 178-030-25, \$2,736.75 (Fiscal Impact: \$2,736.75; Budgeted; General Fund) - OPENED HEARING; JEREMY WOOD HEARD ON BEHALF OF GRACE WOOD; CLOSED HEARING; RECEIVED AND FILED REPORT; ADOPTED RESOLUTION 2005-225 CONFIRMING COSTS INCURRED BY COUNTY FOR WORK PERFORMED TO REMOVE THE PUBLIC NUISANCE FROM PROPERTY; ORDERED THAT ANY COSTS, IF NOT PAID WITHIN TEN (10) DAYS, BE A LIEN AGAINST THE PROPERTY AND CONSTITUTE A SPECIAL ASSESSMENT TO BE PLACED ON TAX ROLL BY THE AUDITOR AND TO BE COLLECTED IN THE SAME MANNER AND SUBJECT TO THE SAME PENALTIES AS ORDINARY COUNTY TAXES ON THE REAL PROPERTY FROM WHICH NUISANCE WAS ABATED; DIRECTED ENGINEERING & SURVEY SERVICES TO MAIL NOTICE OF BOARD ACTION TO THE PROPERTY OWNER(S)

Rubio-McQuiston: All Ayes

- *22) Hearing for the abatement of a public nuisance involving the demolition of abandoned and dangerous structure(s) at 11105 Santa Barbara Street, Lamont, APN 186-143-15, estimated cost \$6,500 (Fiscal Impact: \$6,500; Budgeted; General Fund) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2005-226 DECLARING ABANDONED STRUCTURE(S) AND REAL PROPERTY A PUBLIC NUISANCE; DIRECTED ENGINEERING & SURVEY SERVICES TO POST AND MAIL NOTICE OF DETERMINATION PURSUANT TO ORDINANCE CODE 8.44.100; IF NUISANCES ARE NOT ABATED WITHIN 30 DAYS AFTER POSTING AND MAILING OF NOTICE OF DETERMINATION, AUTHORIZED ENGINEERING & SURVEY SERVICES TO USE ABATEMENT FUNDS TO AWARD BIDS FOR DEMOLITION AND REMOVAL AND TO PERFORM NECESSARY INSPECTIONS IN PERFORMANCE OF THE DEMOLITION CONTRACT

Patrick-Maben: All Ayes

S.D. #2

- *23) Request for release of monument security, Tract 5201, Unit B, 35th Street West, Rosamond (Fiscal Impact: None) - RELEASED MONUMENT SECURITY BOND NO. 11133352507, UNDERWRITTEN BY THE AMERICAN INSURANCE COMPANY, IN THE AMOUNT OF \$3,400

Patrick-Maben: All Ayes

S.D. #3

- *24) Request to approve final map for Tract 5884, Phase 1, east side of Monica Street, north of Pioneer Drive, Orangewood area, DeWalt Corporation for Moreland Corporation, a California Corporation (Fiscal Impact: None) - APPROVED; ADOPTED RESOLUTION 2005-227 MAKING FINDINGS PER SECTION 21151 OF PUBLIC RESOURCES CODE, SECTIONS 66473.5, 66474 AND 65567 OF GOVERNMENT CODE INCLUDING APPROVAL OF WAIVER OF SIGNATURE FOR EASEMENT HOLDERS PER SECTION 66436 OF GOVERNMENT CODE AND SECTION 18.45.020 D1 OF LAND DIVISION ORDINANCE (SECTION 18.15.030 K1,2,3 NOT APPLICABLE) AND RESTORATION OF INGRESS AND EGRESS ACROSS LOT "C" IN TRACT NO. 5884, PHASE 2; APPROVED FINAL MAP; AUTHORIZED CLERK OF THE BOARD TO SIGN; APPROVED IMPROVEMENT AND MONUMENTATION

(Continued on Page 25)

(Continued from Page 24)

AGREEMENTS; AUTHORIZED CHAIRMAN TO SIGN; APPROVED CONSENT TO COMMON USE AGREEMENT; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 391-2005; ACCEPTED IRREVOCABLE OFFER OF DEDICATION FOR PUBLIC ROAD PURPOSES, MONICA STREET; AUTHORIZED CLERK OF THE BOARD TO SIGN; RECEIVED AND FILED DOCUMENTS AND ORDERED RECORDED AS APPROPRIATE

Patrick-Maben: All Ayes

S.D. #5

- *25) Proposed Agreement with Lamont Public Utility District for adjusting utilities associated with construction of Lamont curb and gutter improvements, Wharton Avenue, Phase I (Fiscal Impact: Revenue of \$9,200; Roads Department; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 392-2005

Patrick-Maben: All Ayes

All S.D.'s

- *26) Request for approval to hire retired County employee Robert Friend as Building Inspector, 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 (Fiscal Impact: \$25,218; Building Inspection; Budgeted; Discretionary) - APPROVED

Patrick-Maben: All Ayes

- 27) Report and proposed Ordinance amendments to Chapter 10.28 of the County Ordinance Code regulating the storage of abandoned, wrecked, dismantled or inoperative vehicles (Fiscal Impact: None) - FRED EVENSON, DIRECTOR, ASSOCIATION OF CALIFORNIA CAR CLUBS; FABIAN BARBOZA; JANETTE GARY, PRESENTED DOCUMENT; VERNON LANCASTER; SUZANNE LANGE; DAVE PATTERSON; KEN PERRY; MIKE PARKER; JACK SMALLWOOD; JAMES SCHMITZ; NEIL BENNETT; JOHN HULSTED; JEFF RHOADES; AND WILLIAM TODD HEARD

REFERRED TO STAFF FOR REPORT BACK ON TUESDAY, JULY 5, 2005, AT 2:00 P.M.; RECEIVED AND FILED DOCUMENT

Patrick-Maben: All Ayes

RESOURCE MANAGEMENT AGENCY
Environmental Health Services - Animal Control Services

All S.D.'s

- 28) Proposed Amendment No. 2 to Agreement 883-2001 with North of the River Veterinary Hospital for veterinary medical services, to extend term by one year to July 31, 2006 (Fiscal Impact: \$85,700; Budgeted; Discretionary) - SUSAN BENNETT AND LIZ KEOUGH, PARTNERSHIP FOR ANIMALS, HEARD; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 393-2005

Maben-Patrick: All Ayes

RESOURCE MANAGEMENT AGENCY
Roads Department

S.D. #1

- *29) Proposed Resolution to declare portions of Webb Avenue and Lake Isabella Boulevard as a public highway and incorporate into County road system (Fiscal Impact: None) - ADOPTED RESOLUTION 2005-228; DIRECTED CLERK OF THE BOARD TO RECORD
Patrick-Maben: All Ayes

S.D. #3

- *30) Proposed Contract No. 05012 with Granite Construction Company for construction on Seventh Standard Road at Wings Way, in an amount not to exceed \$333,552 (Fiscal Impact: \$333,552 [Base Bid plus Alternate No. 1]; HUD Grant; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 394-2005
Patrick-Maben: All Ayes

S.D. #4

- *31) Easement Deed from Ruth Lee Palla, et al, for approximately 90,726 square feet of property for the improvement of Rudd Avenue (West Beltway), located at the southwest corner of Rudd Avenue and Brimhall Road (Fiscal Impact: None) - ACCEPTED DEED; DIRECTED CLERK OF THE BOARD TO RETURN TO ROADS TO PLACE INTO ESCROW FOR RECORDING WHEN SUBDIVIDER PAYS GRANTOR
Patrick-Maben: All Ayes

- *32) Proposed Resolution to accept an offer of dedication and portions of offers of dedication, declaration as public highway and incorporation into the County road system as a portion of Allen Road (Fiscal Impact: None) - ADOPTED RESOLUTION 2005-229; DIRECTED CLERK OF THE BOARD TO RECORD
Patrick-Maben: All Ayes

WASTE MANAGEMENT

S.D. #5

- *33) Proposed Amendment No. 1 to Agreement 421-2003 with Vector Engineering, Inc., for providing environmental, civil and geotechnical services for closure of Arvin Sanitary Landfill to extend the term to July 31, 2007; increase compensation by \$200,000, for a total amount not to exceed \$445,000; and update the liability insurance requirements to meet County standards (Fiscal Impact: \$200,000; Solid Waste Enterprise Fund; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 395-2005
Patrick-Maben: All Ayes

S.D.'s #1 & #2

- 34) Proposed Notice of Contract Termination with Cullinan Engineering, Inc., for operation of the Tehachapi Sanitary Landfill (Agreement 1059-2001) and Ridgecrest Sanitary Landfill (Agreement 132-2002) (Fiscal Impact: None) - MICHAEL ABRIL, BORTON, PETRINI & CONRAN, ON BEHALF OF CULLINAN ENGINEERING; AND BOB CULLINAN HEARD; APPROVED; AUTHORIZED DIRECTOR OF WASTE MANAGEMENT TO SIGN AND ISSUE LETTERS OF TERMINATION SUBJECT TO NEGOTIATIONS AND REPORT BACK TO THE BOARD IN 60 DAYS FOR POSSIBLE BOARD ACTION

Maben-McQuiston: All Ayes

All S.D.'s

- *35) Proposed Resolution authorizing submittal of a State Grant application for a California Used Oil Recycling Block Grant (Fiscal Impact: None) - APPROVED; ADOPTED RESOLUTION 2005-212

Patrick-Maben: All Ayes

- *36) Response to referral concerning a Construction and Demolition Waste Ordinance (Fiscal Impact: None) - RECEIVED AND FILED; DIRECTED WASTE MANAGEMENT, AND ENGINEERING AND SURVEY SERVICES TO CONDUCT FURTHER RESEARCH AND REPORT BACK TO THE BOARD IN 90 DAYS

Patrick-Maben: All Ayes

COUNTY ADMINISTRATIVE OFFICE

Hearing

- 37) Proposed allocation of social services and health program realignment funds (Fiscal Impact: Health Realignment Account - \$2.5 million increase; Social Services Realignment Account - \$2.5 million decrease) -

WITHDRAWN

- *38) Proposed response to Grand Jury report entitled Kern County Sheriff's Department Lamont Substation (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN LETTER TO SUPERIOR COURT PRESIDING JUDGE

Patrick-Maben: All Ayes

- *39) Proposed response to Grand Jury report entitled Kern County Probation Department Adult Services (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN LETTER TO SUPERIOR COURT PRESIDING JUDGE

Patrick-Maben: All Ayes

- *40) Proposed Memorandum of Understanding with City of Tehachapi for exchange of tax revenues attendant to certain types of annexations for a term of twenty years (Fiscal Impact: Unknown) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 396-2005

Patrick-Maben: All Ayes

- *41) Proposed Administrative Bulletin No. 26 establishing maximum reimbursement for executive compensation costs (Fiscal Impact: Unknown) - APPROVED

Patrick-Maben: All Ayes

Legislative Matters

- *42) Resignation of County's State legislative consultant, Richard Ritts, effective December 31, 2005 (Fiscal Impact: None) - RECEIVED AND FILED

Patrick-Maben: All Ayes

- 43) Proposed Resolution in opposition to proposed changes in Federal rules governing California's Medicaid program - APPROVED; ADOPTED RESOLUTION 2005-230; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

Patrick-Maben: All Ayes

- *44) Report on preliminary estimated impacts from Governor's May Revision to proposed Fiscal Year 2005-2006 State Budget (Fiscal Impact: None) - RECEIVED AND FILED

Patrick-Maben: All Ayes

COUNTY ADMINISTRATIVE OFFICE
General Services Division

Hearing

S.D. #2

- *45) Proposed purchase of a fee interest in 83.03 acres of land near the Bena landfill site from Chimo Land Company, et al, for buffer and habitat offset, for a purchase price of \$300,000 and \$598 closing costs (Fiscal Impact: \$300,598; Solid Waste Fund; Budgeted; Discretionary) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15061(b)(3); AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION AS APPROPRIATE; ADOPTED RESOLUTION 2005-231; ACCEPTED GRANT DEED AND AUTHORIZED CHAIRMAN TO SIGN ESCROW INSTRUCTIONS; DIRECTED AUDITOR-CONTROLLER-COUNTY CLERK TO ISSUE A WARRANT TO COMMONWEALTH LAND TITLE COMPANY IN THE AMOUNT OF \$300,598

Patrick-Maben: All Ayes

S.D. #1

- *46) Change Order No. 2 for the remodel at Shafter Veterans Hall, to include a revised scope of work that will not affect contract amount of \$132,773 (8920.18032) (Fiscal Impact: None; Community & Economic Development Department; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Patrick-Maben: All Ayes

S.D. #2

- *47) Proposed Lease Agreement with Chimo Land Company for lease of County land adjacent to the southwest corner of Bena Landfill for cattle grazing purposes, for a term of ten years (lessee to maintain property and pay rent in the amount of \$1,660 per year) (Fiscal Impact: Revenue of \$1,660 per year; 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 397-2005

Patrick-Maben: All Ayes

S.D. #3

- *48) Request to set hearing for purchase of 4229 Foster Avenue, Bakersfield, from James W. Boylan, Inc., for use as a Household Hazardous Waste Collection facility, in the amount of \$430,154 and approximately \$4,897 for escrow, title and closing costs (Fiscal Impact: Approximately \$435,051; Budgeted; Discretionary) - ADOPTED RESOLUTION 2005-232; SET HEARING FOR TUESDAY, JUNE 21, 2005, AT 2:00 P.M.; DIRECTED CLERK OF THE BOARD TO PUBLISH NOTICE THREE TIMES

Patrick-Maben: All Ayes

- *49) Change Order No. 1 for the signal security system at the New Airport Terminal, an increase of \$19,512, for a new total of \$449,512 (8215.8416) (Fiscal Impact: \$19,512; Airport Project Fund; General Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Patrick-Maben: All Ayes

- *50) Proposed sole source purchase and Agreement with Com-Net Software 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 \$395,208 (8215.8416) (Fiscal Impact: \$395,208; Airport Project Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 398-2005

Patrick-Maben: All Ayes

S.D. #4

- *51) Proposed extension of Lease Agreement 826-2002 with the Taft Plaza, LLC, for an additional three-year period for use of 1012 - 6th Street, Taft, as a Career Services Center (Fiscal Impact: \$1,090 per month; 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 TAFT PLAZA, LLC, OF COUNTY'S INTENTION TO EXTEND TERM OF LEASE AGREEMENT

Patrick-Maben: All Ayes

S.D. #5

- *52) Proposed Agreement with 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) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 399-2005

Patrick-Maben: All Ayes

- *53) Identify apparent low bid of and proposed Agreement with Gospich Construction Company for the Superior Court Revenue Recovery Division Remodel, in an amount not to exceed \$134,000 (9410.7000E) (Fiscal Impact: \$134,000; Superior Courts; Budgeted; Discretionary) - IDENTIFIED APPARENT LOW BID; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 400-2005

Patrick-Maben: All Ayes

- *54) Request to set hearing amending pipeline Franchise F-385 for Sequoia Exploration, Inc. (Fiscal Impact: None) - ADOPTED RESOLUTION 2005-233 SETTING HEARING FOR TUESDAY, JULY 5, 2005, AT 2:00 P.M.; DIRECTED CLERK OF THE BOARD TO PUBLISH NOTICE

Patrick-Maben: All Ayes

All S.D.'s

- *55) Change Order No. 4 for the Communications Towers & Site Improvements Phase II, an increase of \$13,359, for a new total of \$304,982 (8235.8361A) (Fiscal Impact: \$13,359; Tobacco Secured Proceeds; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Patrick-Maben: All Ayes

- *56) Proposed Amendment No. 1 to Agreement 316-2002 with Voyager Fleet Systems, Inc., to provide tax exempt processing for both gasoline and diesel fuel purchases (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 401-2005

Patrick-Maben: All Ayes

CONSIDERATION OF ORDINANCES INTRODUCED ON MAY 17, 2005

- *57) Proposed Ordinance adding Section 10.04.909 to Chapter 10.04, Title 10 of the Kern County Ordinance Code concerning the speed limit on Cherry Lane, Tehachapi - ENACTED ORDINANCE G-7244

Patrick-Maben: All Ayes

- *58) Proposed Ordinance adding Section 10.04.795 to Chapter 10.04, Title 10 of the Kern County Ordinance Code concerning the speed limit on Houghton Road, Bakersfield - ENACTED ORDINANCE G-7245

Patrick-Maben: All Ayes

- 59) Proposed Ordinance amending Section 13.04.100 of Chapter 13.04, Title 13 of the Kern County Ordinance Code concerning closing hours for Leroy Jackson Park, Ridgecrest - CONTINUED TO TUESDAY, JUNE 14, 2005, AT 2:00 P.M.

McQuiston-Maben: All Ayes

MATTERS FOR EXECUTIVE APPROVAL

- *60) Budget Transfers - APPROVED NO. 201 THROUGH NO. 223

Patrick-Maben: All Ayes

- *61) Minutes for week of April 26, 2005 - APPROVED WITH CORRECTION TO ITEM NO. 15, 2:00 P.M., TO ADD THE CONSENT VOTE OF "**PATRICK-RUBIO: ALL AYES**"

Patrick-Maben: All Ayes

- *62) Miscellaneous Letters and Documents - APPROVED

Patrick-Maben: All Ayes

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

ADJOURNED TO TUESDAY, JUNE 7, 2005, AT 9:00 A.M.

Rubio

/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.

62) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Agriculture & Measurement Standards

- A) Letter to Henry Renteria, Governor's Office of Emergency Services, re overall crop loss for Kern County cherries in excess of 60% due to rains in late April and early May 2005 (Copies to each Supervisor and CAO)

Clerk of the Board

- B) Monthly Referral Report - May 2005
- C) Letter from Kathi Farr re resignation as a Director on the Kern County Board of Trade (Copies to each Supervisor and CAO)
- D) E-mail from Ron Durand re removal of Brad Ziker from the Youth Council and the Workforce Investment Board (Copies to each Supervisor and CAO)

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

- | | |
|----------------------------|---------|
| 1) Tract Map 5773, Phase 3 | S.D. #4 |
| 2) Tract Map 6176, Phase 2 | S.D. #1 |
| 3) Tract Map 6184, Unit 3 | S.D. #1 |
| 4) Tract Map 6232, Phase 2 | S.D. #5 |
| 5) Parcel Map 10918 | S.D. #5 |
| 6) Parcel Map 11021 | S.D. #1 |
| 7) Parcel Map 11112 | S.D. #3 |

Engineering & Survey Services

- F) Received, prepared Consent to Recordation and forwarded to Recorder for recordation of an Irrevocable Offer of Dedication of an Easement from Sigmund Lichter and Elizabeth Lichter Revocable Trust, 624 - 628 Alhambra Trail, Frazier Park

Environmental Health Services

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

Local Agency Formation Commission

- H) Resolution No. 05-13, Proceeding No. 1405 in the matter of City of Bakersfield (Annexation No. 461); NKWSD; Detachment J, Reorganization (Allen No. 11) (Copies to each Supervisor and CAO)
- I) Report and recommendation, Proceeding No. 1411 in the matter of City of Bakersfield, Annexation No. 460 (McKee No. 2) (Copies to each Supervisor and CAO)
- J) Report and recommendation, Proceeding No. 1412 in the matter of City of Bakersfield, Annexation No. 471, North of River Sanitary District No. 1, Annexation No. 64 (Allen No. 12) (Copies to each Supervisor and CAO)

K) Report and recommendation, Proceeding No. 1406 in the matter of City of Bakersfield, Annexation No. 469 (Brimhall No. 10) (Copies to each Supervisor and CAO)

L) Report and recommendation, Proceeding No. 1409 in the matter of City of Bakersfield, Annexation No. 470 (Stine No. 12) (Copies to each Supervisor and CAO)

Roads

M) Received, prepared Consent to Recordation and transmitted to Recorder for recordation of an Irrevocable Offer of Dedication to dedicate real property from Terry Houchin and Sandra Houchin for additional right-of-way on Meany Avenue

Sheriff

N) Response to 2004-2005 Grand Jury Final Report re the Kern County Sheriff's Department Wasco Substation (Copies to each Supervisor and CAO)

Treasurer-Tax Collector

O) Pooled Cash Portfolio Analysis for Month Ended April 2005

Miscellaneous

P) Letter from Blake Anderson, Orange County Sanitation District, re update on the District's biosolids management activities (Copies to each Supervisor, CAO, Resource Management Agency and County Counsel)

Q) Letter from Senator Dean Florez to Mayor Alan Autry, City of Fresno, re agenda item concerning sewage sludge exports (Copies to each Supervisor, CAO, Resource Management Agency and County Counsel)

R) Letter from Henry R. Renteria, Governor's Office of Emergency Services, re amended major disaster declaration of April 20, 2005, due to damage caused by severe storms, flooding, landslides, mud and debris flows occurring February 16 through February 23, 2005, allowing farmers and ranchers in the primary counties of Kern, San Bernardino and San Diego, and the contiguous counties of Inyo, Kings, San Luis Obispo and Tulare to apply for FSA emergency loans (Copies to each Supervisor, CAO, Agricultural Commissioner, Emergency Services and County Counsel)

S) Letter from Glenda Rettick re vandalism of her property in the Pioneer Drive area (Copies to each Supervisor and CAO)

T) Letter from Ted J. Nighbert in opposition to a zone change proposed by the Johns brothers at Seventh Standard and Calloway Roads (Copies to each Supervisor, CAO, Planning and County Counsel)

U) Letter from Pandol and Sons re mass layoff notification (Copies to each Supervisor, CAO, Personnel and Employers' Training Resource)

V) Letter from Henrietta M. Cook re food services available to individuals in jury service (Copies to each Supervisor, CAO and General Services)

- W) Letter from Linda Bristow in opposition to a proposed mining project in the Tehachapi area (Copies to each Supervisor, CAO, Planning and County Counsel)
- X) Letter from Donald P. Cowan, Belridge Elementary School, re response to 2004-2005 Grand Jury Report on Kern County School Districts Trustees' Compensation (Copies to each Supervisor and CAO)
- Y) Letter from John B. Linford, Attorney, re representation of the organization named Taxpayers for Responsible and Ethical Animal Treatment (TREAT) (Copies to each Supervisor, CAO, Environmental Health Services - Animal Control, Resource Management Agency and County Counsel)
- Z) Letter from Daniel Brzovic and Pamila Lew, Protection & Advocacy, Inc., re using Proposition 63 funds to establish AB 1421 voluntary treatment programs and not involuntary treatment programs (Copies to each Supervisor, CAO and Mental Health)
- AA) Letter from Maurice Robertson, State Department of Health Services, re Child Health and Disability Prevention (CHDP) allocations for Fiscal year 2005-2006 (Copies to each Supervisor and CAO)
- BB) Letter from Myra Thompson re problems with off-road vehicles in Randsburg (Copies to each Supervisor, CAO and Sheriff)
- CC) Letter from R. E. Clements, California Highway Patrol, re Hazardous Materials Incident Report on Monday, May 16, 2005, on State Route 178, west of Powerhouse No. 1 (Copies to each Supervisor, CAO, Environmental Health Services and Fire Haz-Mat)
- DD) Letter from Hal Steckbauer re upcoming animal control workshops (Copies to each Supervisor, CAO, Environmental Health - Animal Control and County Counsel)
- EE) Thank you e-mail from Lloyd Kingham re Board's firm position against importation of sewage sludge (Copies to each Supervisor, CAO, Resource Management Agency and County Counsel)
- FF) Correspondence from John and Jakilynn Ladniak in opposition to petition to allow limestone mining by H. Lima Company (Copies to each Supervisor, CAO, Planning and County Counsel)
- GG) Preliminary Official Statement dated May 18, 2005, re Elk Hills Elementary School District General Obligation Bonds Election of 2004 Series 2005A

- HH) Notice from State Department of Alcoholic Beverage control re applications for Alcoholic Beverage Licenses from: Food Spot Market 2, 1440 Castaic Avenue, Bakersfield; Tortas Guadalajara, 2945 Niles Street, Bakersfield; Gaslight Melodrama & Music Hall, 12748 Jomani Drive, Suite B, Bakersfield; Sage & Cinnamon, 16241 Askin Drive 1-3, Pine Mountain Club; Pine Mountain Pizza Company, 16221 Askin Drive, Suite A, Frazier Park (Copies to each Supervisor, CAO and Planning)
- II) Notice from Pacific Gas and Electric Company re filing of applications for increase in electric and gas revenues (Copies to each Supervisor, CAO and General Services)
- 63) LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD - APPROVED AND FILED
- A) Letter from Hector Villalobos, U.S. Department of the Interior, Bureau of Land Management, re completion of inventory for the preparation of communication site management plans of each communication site located on public lands at Sage Flats, Cerro Gordo, Little Lake and Government Peak Communication Site areas - REFERRED TO GENERAL SERVICES (Copies to each Supervisor and CAO)
- B) Letter from Connie Whitman, Stradling Yocca Carlson & Rauth, re California Community College Financing Authority, 2005 Tax and Revenue Anticipation Bonds for West Kern Community College District - REFERRED TO COUNTY COUNSEL
- 64) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
- A) Claim in the matter of Andres and Natalia Ramirez vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- B) Claim in the matter of Mary Fetters vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- C) Claim in the matter of Ramona J. Garza vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- D) Claim in the matter of Stevens Transportation, Inc. vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- E) Claim in the matter of June J. Wyatt vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- F) Claim in the matter of Violeta Blanco vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- G) Claim in the matter of Dona J. Singer vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- H) Claim in the matter of Matt Montague vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)

- I) Claim in the matter of Karen T. Menzie vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- J) Claim in the matter of Michael A. Austin vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- K) Claim in the matter of James Lernell Childs vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- L) Summons and complaint in the matter of Alexis Barkus, a minor, by and through her Guardian ad Litem, George Dean vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- M) Summons and complaint in the matter of Katherine Yvonne Dennis vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- N) Summons and complaint in the matter of Samantha Riding-Red-Horse vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- O) Discrimination complaint in the matter of Michele Ann Nash vs. Kern County - REFERRED TO COUNTY COUNSEL (Copies to Risk Management and Personnel)
- P) Claim for refund of taxes in the matter of General Electric Capital Corporation vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Auditor)