

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, July 3, 2001

9:00 A.M.

BOARD RECONVENED

Supervisors: McQuiston, Perez, Patrick, Peterson, Parra
ROLL CALL: 4 Present; 1 Absent - Supervisor Perez

SALUTE TO FLAG - Led by Supervisor Peterson

NOTE: CHAIRMAN PATRICK ANNOUNCED THAT SUPERVISOR PEREZ IS ABSENT ON COUNTY BUSINESS

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

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

BOARD ACTION SHOWN IN CAPS

RESOLUTIONS/PROCLAMATIONS

Pe-Mc 1) Proclamation proclaiming July 21, 2001 as Kern County Pioneer Day
4 Ayes - PROCLAIMED; MADE PRESENTATION TO WALT RAY; WALT RAY HEARD;
1 Ab/Pz CLAREEN HAYS INTRODUCED; RECEIVED AND FILED

APPOINTMENTS

Pe-Mc *2) Appointment of Eva Vasquez-Camacho as an at-large member
4 Ayes (replacing Ramona Herrera) to the South Valley Economic Partners,
1 Ab/Pz term to expire at the pleasure of the Board - MADE APPOINTMENT

Pe-Mc *3) Reappointment of Teri McClanahan as Fifth District member to the
4 Ayes Human Relations Commission, term to expire January 8, 2003 - MADE
1 Ab/Pz REAPPOINTMENT

Pe-Mc *4) Reappointment of Peter Lomely as Fifth District member to the
4 Ayes Civil Service Commission, term to expire July 9, 2005 - MADE
1 Ab/Pz REAPPOINTMENT

Pe-Mc *5) Reappointment of Florn Core as Fifth District member to the Water
4 Ayes Resources Committee, term to expire December 31, 2001 - MADE
1 Ab/Pz REAPPOINTMENT

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! - IRMA CARSON, EBONY COUNSELING CENTER, EXPRESSED CONCERNS REGARDING FUNDING ALLOCATIONS FOR HIV EDUCATION IN ALL SEGMENTS OF THE COMMUNITY

REFERRED TO PUBLIC HEALTH DEPARTMENT TO RE-EVALUATE FUNDING ALLOCATIONS FOR EBONY COUNSELING CENTER AS HIV EDUCATION FUNDS BECOME AVAILABLE

Pr-Pe
4 Ayes
1 Ab/Pz

D.K. MASON, KERN COUNTY PUBLIC ACCESS TV, HEARD REGARDING PUBLIC ACCESS TELEVISION

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

AGING AND ADULT SERVICES

- Pe-Mc
4 Ayes
1 Ab/Pz
- *8) Proposed Agreement with College Health IPA for Senior Adult Outreach Program in the Kern River Valley, from July 1, 2001 through June 30, 2002, in an amount not to exceed \$34,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 688-2001

AGRICULTURAL COMMISSIONER/SEALER

- Pe-Mc
4 Ayes
1 Ab/Pz
- *9) Proposed retroactive Agreement with California Department of Pesticide Regulation for Kern County's electronic submittal of pesticide use reporting records, Fiscal Year 2001-2002, in an amount not to exceed \$36,328 (prior notification June 26, 2001) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 689-2001

- Pe-Mc
4 Ayes
1 Ab/Pz
- *10) Proposed retroactive Agreement with California Department of Food and Agriculture for Kern County to provide services for placing and servicing traps for detection of exotic insect pests, Fiscal Year 2001-2002, in an amount not to exceed \$163,411 (prior notification June 26, 2001) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 690-2001

Pe-Mc *11) Proposed retroactive Agreement with California Department of Food
4 Ayes and Agriculture for Kern County to provide inspection services to
1 Ab/Pz the Fruit and Vegetable Standardization Program, Fiscal Year 2001-
2002, in an amount not to exceed \$39,664.41 (prior notification
June 26, 2001) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT
691-2001

Pe-Mc *12) Proposed retroactive Agreement with California Cantaloupe Advisory
4 Ayes Board for Kern County to perform cantaloupe surveillance services,
1 Ab/Pz Fiscal Year 2001-2002, in an amount not to exceed \$20,339 (prior
notification June 26, 2001) - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 692-2001

ASSESSOR-RECORDER

Pe-Mc *13) Proposed Agreement with Exigent Computer Group to provide computer
4 Ayes programming support for Recorder's office, July 3, 2001 through
1 Ab/Pz June 30, 2002, in an amount not to exceed \$87,000 - APPROVED;
AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 693-2001

Pe-Mc *14) Request for approval of confirming purchase order for book
4 Ayes restoration services provided by Brown's River Bindery, Inc., for
1 Ab/Pz Recorder's office, in an amount not to exceed \$10,948.77 -
APPROVED; AUTHORIZED AUDITOR-CONTROLLER TO PAY

AUDITOR-CONTROLLER-COUNTY CLERK

Pe-Mc *15) Proposed Agreement with Brenda D. Greenwood for specialized
4 Ayes computer programming and technical development services, from July
1 Ab/Pz 3, 2001 to June 30, 2002 in an amount not to exceed \$55,000 -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 694-2001

BOARD OF SUPERVISORS

Pe-Mc *16) Annual report from Supervisor Perez to the United States Air Force
4 Ayes on the condition of the F-4C aircraft loaned to Kern County for
1 Ab/Pz the Boron Space Museum - RECEIVED AND FILED; AUTHORIZED CHAIRMAN
TO SIGN U.S. AIR FORCE MUSEUM CERTIFICATION FORM

COUNTY COUNSEL

Pe-Mc *17) Proposed Ordinance adding Sections 10.04.321, 10.04.490, and
4 Ayes 10.04.495 to Chapter 10.04, Title 10 concerning establishing 40
1 Ab/Pz MPH speed limits on Curnow Road, Valley West Road and Victor
Street and rescinding Section 10.04.733 - WAIVED READING;
INTRODUCED ORDINANCE

Pe-Mc *18) Proposed Ordinance adding subparagraphs (2) and (3) to Section
4 Ayes 10.16 concerning no stopping zones on Southland Court - WAIVED
1 Ab/Pz READING; INTRODUCED ORDINANCE

Pe-Mc *19) Proposed Ordinance adding subparagraphs (114) and (115) to Section
4 Ayes 10.16.041 of Chapter 10.16 concerning no stopping zones on Airport
1 Ab/Pz Drive and Petrol Road - WAIVED READING; INTRODUCED ORDINANCE

Pe-Mc *20) Proposed Ordinance adding subparagraph (24) to Section 10.24.021
4 Ayes of Chapter 10.24 concerning a handicap parking zone on Monterey
1 Ab/Pz Street - WAIVED READING; INTRODUCED ORDINANCE

DISTRICT ATTORNEY

Pe-Mc *21) Proposed Resolution authorizing grant application for the
4 Ayes Automobile Insurance Fraud Program from the California State
1 Ab/Pz Department of Insurance, in the amount of \$177,974.84 - APPROVED;
ADOPTED RESOLUTION 2001-250

Pe-Mc *22) Request for approval of change in the standing General Fund loan
4 Ayes authorization from \$2,000,000 to an amount not to exceed
1 Ab/Pz \$4,000,000 to cover cash flow requirements for the District
Attorney's Family Support Division operating fund, effective July
3, 2001 - APPROVED; AUTHORIZED AUDITOR-CONTROLLER TO MAKE SUCH
LOANS WHEN NECESSARY

EMPLOYERS' TRAINING RESOURCE

Pe-Mc *23) Proposed retroactive Agreement with La Cooperativa Campesina de
4 Ayes California for the planning, development, and training of a
1 Ab/Pz Migrant and Seasonal Farmworker Energy Conservation Program, from
June 18, 2001 through August 31, 2001, in an amount not to exceed
\$45,572; and notification of anticipated retroactive agreement for
the Energy Conservation Program and service provider agreements -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 695-2001; RECEIVED
AND FILED

Pe-Mc *24) Proposed retroactive Agreement with the Mexican American
4 Ayes Opportunity Foundation to provide employment and training services
1 Ab/Pz to Workforce Investment Act eligible out-of-school youths between
the ages of 17½ and 21, from July 1, 2001 through June 30, 2002,
in an amount not to exceed \$101,399 (prior notification on June
19, 2001) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 696-
2001

HUMAN SERVICES

Pe-Mc *25) Proposed Amendment No. 1 to Agreement No. 346-2001 with California
4 Ayes VACS Association for membership fees and system enhancements,
1 Ab/Pz Fiscal Year 2001-2002, to correct language to appropriately
identify Host County and facilitate payment to the Contractor, in
an amount not to exceed \$8,000 (Federal/State; no County cost) -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 697-2001

KERN MEDICAL CENTER

Pe-Mc *26) Proposed authorization to obtain outside medical and related
4 Ayes supplies and professional services as proposed in Board letter,
1 Ab/Pz Fiscal Year 2001-2002 - AUTHORIZED CHIEF EXECUTIVE OFFICER OF KERN
MEDICAL CENTER TO SECURE SUCH SUPPLIES AND SERVICES AND AUTHORIZED
PAYMENT FOR SUCH FOR THE FISCAL YEAR BEGINNING JULY 1, 2001

- Pe-Mc
4 Ayes
1 Ab/Pz
- *27) Proposed addition of one (1) full-time Supervising Clinical Laboratory Scientist, one (1) full-time Medical Secretary/Medical Secretary Trainee, one (1) full-time Clinical Pharmacist II/I, three (3) full-time Pharmacy Technician III/II/I, and one (1) full-time Hospital Service Aide positions; deletion of one (1) vacant full-time Clinical Laboratory Scientist II/I/Pre-Licensed, one (1) vacant full-time Medical Typist, one (1) vacant part-time Pharmacy Technician III/II/I, and one (1) vacant part-time Clinical Pharmacist II/I positions, effective July 3, 2001; and deletion of two (2) part-time Pharmacy Technician III/II/I and one (1) part-time Hospital Service Aide positions, effective July 28, 2001 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE
- Pe-Mc
4 Ayes
1 Ab/Pz
- *28) Proposed Agreement with Houchin & Mize Advertising for advertising services to promote Kern Medical Center, from July 13, 2001 to July 12, 2002, in an amount not to exceed \$10,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 698-2001
- Pe-Mc
4 Ayes
1 Ab/Pz
- *29) Proposed Agreement with John L. Ngoi for Associate Director of Medical Education services, from July 9, 2001 to July 8, 2003, in an amount not to exceed \$220,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 699-2001
- Pe-Mc
4 Ayes
1 Ab/Pz
- *30) Proposed Amendment No. 3 to Agreement with Randolph Fok, M.D., to amend the malpractice liability coverage in connection to the OB/GYN teaching service - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 700-2001
- Pe-Mc
4 Ayes
1 Ab/Pz
- *31) Proposed Amendment No. 1 to Agreement with Kern Valley Hospital District, Rural Health Clinic, extending term to June 30, 2002, in an amount not to exceed \$40,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 701-2001
- Pe-Mc
4 Ayes
1 Ab/Pz
- *32) Proposed Agreement with Interim HealthCare for interim personnel assignments, from July 3, 2001 to July 2, 2003, in an amount not to exceed \$500,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 702-2001
- Pe-Mc
4 Ayes
1 Ab/Pz
- *33) Proposed Agreement with Certus Corporation for Medicare cost report consultant services, from July 3, 2001 to June 30, 2002, in an amount not to exceed \$87,500 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 703-2001
- Pe-Mc
4 Ayes
1 Ab/Pz
- *34) Proposed Agreement with Valley Children's Hospital Sickie Cell Program to provide space for Valley Children's Hospital to conduct a clinic periodically, from July 3, 2001 to June 30, 2003, in the amount of \$10 per procedure (revenue to KMC) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 704-2001
- LIBRARY
- Pe-Mc
4 Ayes
1 Ab/Pz
- *35) Request to temporarily close Ridgecrest Branch of the Kern County Library, from July 31, 2001 through September 3, 2001, to re-carpet branch library - AUTHORIZED TEMPORARY CLOSURE

PARKS AND RECREATION

- Pe-Mc *36) Report on impacts to Parks and Recreation Department operations
4 Ayes as a result of the reduction in available work release crews -
1 Ab/Pz REFERRED TO BUDGET FILE

PERSONNEL

- Pe-Mc *37) Proposed amendments to the Human Relations Commission's bylaws
4 Ayes relating to standing Committees - APPROVED
1 Ab/Pz

PROBATION

- Pe-Mc *38) Proposed Agreement with Kern County Superintendent of Schools
4 Ayes Substance Abuse Prevention Education Partnership for delinquency
1 Ab/Pz prevention/truancy reduction services, from September 1, 2001
through August 31, 2002, in an amount not to exceed \$140,820 -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 705-2001

- Pe-Mc *39) Proposed Agreement with Richland School District for sole source
4 Ayes purchase of family advocate services in the Shafter area, from
1 Ab/Pz July 3, 2001 to June 30, 2002, in an amount not to exceed \$15,000
- APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 706-2001

PUBLIC HEALTH SERVICES

- Pe-Mc *40) Proposed retroactive Agreement with William E. Gullett, Jr., M.D.,
4 Ayes for professional services at Public Health Clinics, from July 1,
1 Ab/Pz 2001 through June 30, 2002, in an amount not to exceed \$4,500 -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 707-2001

- Pe-Mc *41) Proposed retroactive Agreement with Planned Parenthood Mar Monte,
4 Ayes for HIV education and prevention services, from July 1, 2001
1 Ab/Pz through June 30, 2002, in an amount not to exceed \$50,000 (prior
notification June 26, 2001) - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 708-2001

- Pe-Mc *42) Proposed retroactive Agreement with National Health Services,
4 Ayes Inc., for HIV education and prevention services, from July 1, 2001
1 Ab/Pz through June 30, 2002, in an amount not to exceed \$50,000 (prior
notification June 26, 2001) - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 709-2001

- Pe-Mc *43) Proposed retroactive Agreement with Clinica Sierra Vista, Inc.,
4 Ayes for HIV education and prevention services, from July 1, 2001
1 Ab/Pz through June 30, 2002, in an amount not to exceed \$28,000 (prior
notification June 26, 2001) - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 710-2001

- Pe-Mc *44) Proposed retroactive Agreement with Kern County Economic
4 Ayes Opportunity Corporation for HIV education and prevention services,
1 Ab/Pz from July 1, 2001 through June 30, 2002, in an amount not to
exceed \$52,000 (prior notification June 26, 2001) - APPROVED;
AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 711-2001

- Pe-Mc *45) Proposed retroactive Agreement with Clinica Sierra Vista, Inc.,
4 Ayes for case management services through HOPWA, from July 1, 2001
1 Ab/Pz through June 30, 2002, in an amount not to exceed \$111,041 (prior
notification June 26, 2001) - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 712-2001
- Pe-Mc *46) Proposed retroactive Agreement with Rachel S. Gaman, MSA, MSW,
4 Ayes LCSW, for AIDS case management program services, from July 1, 2001
1 Ab/Pz through June 30, 2002, in an amount not to exceed \$10,000 (prior
notification June 26, 2001) - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 713-2001
- Pe-Mc *47) Proposed retroactive Agreement with Interim Health Care, Inc., for
4 Ayes homemaker services through HOPWA, from July 1, 2001 through June
1 Ab/Pz 30, 2002, in an amount not to exceed \$7,000 (prior notification
June 26, 2001) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT
714-2001
- Pe-Mc *48) Proposal to revise fees for public health services - WAIVED
4 Ayes READING; INTRODUCED ORDINANCE; SET HEARING DATE OF TUESDAY, JULY
1 Ab/Pz 24, 2001, at 9:00 A.M.; DIRECTED COUNTY COUNSEL TO PREPARE SUMMARY
OF ORDINANCE AND NOTICE OF HEARING AND CLERK OF THE BOARD TO
PUBLISH

SHERIFF

Hearing

- Pe-Pr 49) Establishment of jail booking fee of \$116.39 per booking, Fiscal
4 Ayes Year 2001-2002; Fiscal impact: approximately \$975,697 - OPENED
1 Ab/Pz HEARING; NO ONE HEARD; CLOSED HEARING; APPROVED RECOMMENDED PER
BOOKING CHARGE OF \$116.39, EFFECTIVE JULY 3, 2001; ENACTED
ORDINANCE G-6800
- Pe-Mc *50) Proposed Resolution and authorization to accept grant funding from
4 Ayes the State of California, Department of Alcohol Beverage Control,
1 Ab/Pz for the purpose of reducing alcohol related crime in Kern County,
in the amount of \$99,959 - ADOPTED RESOLUTION 2001-252; AUTHORIZED
SHERIFF TO EXECUTE GRANT AWARD AGREEMENT
- Pe-Mc *51) Proposed Agreement with Que Tel Corporation for specialized
4 Ayes technical development, hardware installation, and software support
1 Ab/Pz services effective July 3, 2001, in an amount not to exceed
\$52,090; costs for maintenance will be \$4,014 thereafter annually
- APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 715-2001

TREASURER-TAX COLLECTOR

- Pe-Mc *52) Request to employ retired County employee Myrna Garza as an
4 Ayes Account Clerk II, Range 41.7, Step E, for a period not to exceed
1 Ab/Pz 120 working days or 960 hours, whichever is greater, in the 12
month period following date of employment - APPROVED
- Pe-Mc *53) Request to employ retired County employee Linda Mortimer as an
4 Ayes Account Clerk III, Range 44.4, Step E, for a period not to exceed
1 Ab/Pz 120 working days or 960 hours, whichever is greater, in the 12
month period following date of employment - APPROVED

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, July 3, 2001

2:00 P.M.

BOARD RECONVENED

Supervisors: McQuiston, Perez, Patrick, Peterson, Parra
ROLL CALL: 4 Present; 1 Absent - Supervisor Perez

NOTE: CHAIRMAN PATRICK ANNOUNCED THAT SUPERVISOR PEREZ IS ABSENT ON COUNTY BUSINESS.

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

BOARD ACTION SHOWN IN CAPS

PUBLIC PRESENTATIONS

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

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

- 2) On their own initiative, Board members may make an announcement or a report on their own activities. They may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Gov. Code Sec. 54954.2(a)) -
SUPERVISOR PARRA EXPRESSED HIS APPRECIATION FOR THE BOARD'S APPROVAL OF AGENDA ITEM NO. 18 RELATIVE TO PROPERTY ACQUISITION FOR A NEW GOVERNMENT SERVICES CENTER ON EAST BELLE TERRACE AND COTTONWOOD ROAD

HEARINGS

RESOURCE MANAGEMENT AGENCY
Planning Department

Pr-Pe
4 Ayes
1 Ab/Pz

- 3) **Request from Probuilt Development by SmithTech, USA, Inc., to change the permitted uses from Agriculture to Residential and Oil Field Production on 241 acres located at the southeast corner of Palm Avenue and Heath Road, west side of Rudd Avenue, north and south side of Brimhall Road, western Rosedale (SD 3)**

Specific Request:

(a)(b) A change in zone classification from A to E (1/4) and DI (ZCC #127, Map #101; ZCC #19, Map #101-34) (Negative Declaration (Revised); Published Bakersfield Californian) - OPENED HEARING; BOB SWANSON HEARD IN OPPOSITION TO RECOMMENDATION; GLENN BARNHILL, PRESIDENT, BARNHILL CONSULTING, HEARD ON BEHALF OF APPLICANT; ARLO REIMERT HEARD IN OPPOSITION; PAULINE LARWOOD, EXECUTIVE DIRECTOR, S.G. COALITION, COMMENDED PLANNING DEPARTMENT STAFF FOR SEWER SYSTEM MITIGATION ON THIS PROJECT; ROBB STEWART HEARD IN OPPOSITION; CLOSED HEARING; ADOPTED REVISED NEGATIVE DECLARATION AND REVISED MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTION 2001-253 AND ENACTED ORDINANCES G-6801 AND G-6802 APPROVING ZONE CHANGE FOR PROJECT A AS E (1/4) (ESTATE - 1/4 ACRE) AND DI (DRILLING ISLAND), AS REVISED, AND PROJECT B AS THE MORE RESTRICTIVE E (1/2) (ESTATE - 1/2 ACRE) AND DI, BOTH NOT TO BECOME EFFECTIVE UNTIL RECORDATION OF A FINAL TRACT MAP, PER PLANNING COMMISSION RECOMMENDATION

Pe-Pr
4 Ayes
1 Ab/Pz

- *4) **Request from G.S.J.B. Corporation by the Lusich Company to change the permitted uses from Agriculture to Residential on 20.01 acres located at the southeast corner of Hageman Road and Three Bars Street extension, western Rosedale area (SD 3)**

Specific Request:

A change in zone classification from A to E (1/4) (ZCC #31, Map #101-23) (Negative Declaration; Published Bakersfield Californian) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED NEGATIVE DECLARATION AND MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTION 2001-254 AND ENACTED ORDINANCE G-6803 APPROVING ZONE CHANGE TO BE HELD IN SUSPENSE PENDING THE RECORDATION OF A FINAL TRACT MAP, PER PLANNING COMMISSION RECOMMENDATION

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY
Planning Department

Miscellaneous

S.D. #4

Pe-Pr
4 Ayes
1 Ab/Pz

- *5) **Proposed Notification, Acknowledgment and Assignment of Tejon Industrial Corporation Development Agreement rights to Tejon Dermondy Industrial, LLC - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 716-2001**

All S.D.'s

- Pe-Pr
4 Ayes
1 Ab/Pz
- *6) Proposed Resolution concerning Giant Sequoia National Monument Management Plan and requested authorization for Planning Director to attend and provide testimony at public scoping meeting on Thursday, July 12, 2001 - APPROVED; ADOPTED RESOLUTION 2001-255

RESOURCE MANAGEMENT AGENCY
Community Development Program

S.D. #1

- Pe-Pr
4 Ayes
1 Ab/Pz
- *7) Proposed Amendment No. 1 to Agreement No. 059-2000 with Inyokern Chamber of Commerce for use of an additional \$24,754 in Community Development Block Grant (CDBG) funds for construction of Inyokern Town Hall Rehabilitation Improvements, for a new total of \$88,054 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 717-2001; AUTHORIZED DIRECTOR TO TRANSMIT EXECUTED AMENDMENT TO INYOKERN CHAMBER OF COMMERCE

RESOURCE MANAGEMENT AGENCY
Engineering and Survey Services

Hearing

S.D. #3

- Pe-Pr
4 Ayes
1 Ab/Pz
- *8) Hearing regarding proposed formation of Victor Street Underground Utility District - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; APPROVED; ADOPTED RESOLUTION 2001-256 ESTABLISHING DISTRICT; DIRECTED CLERK OF THE BOARD TO FILE NOTICE OF EXEMPTION AND NOTIFY AFFECTED PROPERTY OWNERS

S.D.#1

- Pe-Pr
4 Ayes
1 Ab/Pz
- *9) Proposed Resolution determining unpaid assessments, providing for issuance of bonds and awarding sale of bonds for Southwest Shafter Water Improvement Project, Assessment District No. 2001-01 - CONFIRMED MODIFIED ASSESSMENTS; ADOPTED RESOLUTION 2001-257 DETERMINING UNPAID ASSESSMENTS; ORDERED RECORDING OF ASSESSMENTS; APPROVED ISSUANCE OF BONDS; AUTHORIZED CHAIRMAN TO SIGN LETTER ACCEPTING OFFER TO PURCHASE MUNICIPAL BONDS; AUTHORIZED CHAIRMAN OR DIRECTOR OF ENGINEERING AND SURVEY SERVICES TO SIGN ANY NECESSARY DOCUMENTS, SUBJECT TO APPROVAL AS TO FORM BY COUNTY COUNSEL

Pe-Pr *10) Tract No. 5829, Unit Two, west side of Jewetta Avenue, 955 feet
4 Ayes north of Olive Drive, Type "A" Subdivision, Smithtech USA, Inc.,
1 Ab/Pz for Centex Homes - ADOPTED RESOLUTION 2001-258 FINDING OF FACT PER
SEC. 21151 OF PUBLIC RESOURCES CODE, SEC. 66473.5, 66474 AND 65567
OF GOVERNMENT CODE INCLUDING APPROVAL OF WAIVER OF SIGNATURE FOR
MINERAL OWNERS WITHOUT SURFACE ENTRY RIGHTS AND EASEMENT HOLDERS
PER SEC. 66436 OF GOVERNMENT CODE AND SEC. 18.45.020 D1 OF LAND
DIVISION ORDINANCE (SECTION 18.15.030 K1,2,3 NOT APPLICABLE),
ACKNOWLEDGMENT OF REVERSION OF TEMPORARY SLOPE AND DRAINAGE
EASEMENTS AND RESTORATION OF INGRESS AND EGRESS ACROSS LOT "B" IN
TRACT NO. 5829, UNIT "1"; APPROVED FINAL MAP; AUTHORIZED CLERK OF
THE BOARD TO SIGN; APPROVED IMPROVEMENT AND MONUMENTATION
AGREEMENTS; AUTHORIZED CHAIRMAN TO SIGN; CONSENTED TO MAKING OF
CONDITIONAL IRREVOCABLE OFFER(S) OF DEDICATION FOR TEMPORARY USE
RESTRICTIVE EASEMENT AND OFF-SITE TEMPORARY TURNAROUND AND
DRAINAGE EASEMENTS; AUTHORIZED CLERK OF BOARD TO SIGN; RECEIVED
AND FILED DOCUMENTS AND ORDERED RECORDED AS APPROPRIATE

S.D. #3

Pe-Pr *11) Contract No. 01016, identify apparent low bid of Nicholas
4 Ayes Construction for construction of North Beardsley Drainage
1 Ab/Pz Improvements, in an amount not to exceed \$690,620.90 - IDENTIFIED
LOW BID; AUTHORIZED ROADS TO RELEASE ALL OTHER BID GUARANTEES AND
PREPARE NECESSARY CONTRACT DOCUMENTS

RESOURCE MANAGEMENT AGENCY
Roads Department

S.D. #3

Pe-Pr *12) Contract No. 20028, Change Order No. 3 for construction on
4 Ayes Calloway Drive Underpass at B.N.S.F. Railway, PUC No. 2-892-6B,
1 Ab/Pz an increase of \$8,750, for a new total of \$4,680,878.58 -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Pe-Pr *13) Proposed Resolution declaring a portion of Hillburn Road as a
4 Ayes public highway and incorporating it into County Road System -
1 Ab/Pz APPROVED; ADOPTED RESOLUTION 2001-259

S.D. #4

Pe-Pr *14) Proposed Contract No. 01037 with Griffith Company for construction
4 Ayes on Castro area streets, in an amount not to exceed \$452,000 -
1 Ab/Pz APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 718-2001

S.D. #5

Pe-Pr *15) Contract No. 01038, Plans, Specifications, and Notice to
4 Ayes Contractors for construction on Potomac Avenue between Washington
1 Ab/Pz Street and Withee Street - MADE FINDING THAT PROJECT IS EXEMPT
FROM CEQA PER SECTIONS 15301(c); AUTHORIZED ROADS TO FILE NOTICE
OF EXEMPTION; APPROVED PLANS AND SPECIFICATIONS; AUTHORIZED
CHAIRMAN TO SIGN; AUTHORIZED ROADS TO PUBLISH PURSUANT TO SECTION
20392 OF PUBLIC CONTRACT CODE; BID OPENING TO BE WEDNESDAY, AUGUST
1, 2001, AT 11:00 A.M.

S.D.'s #3 & #5

Pe-Pr *16) Contract No. 20032, Change Order No. 2 for construction on various
4 Ayes streets in northeast Bakersfield, an increase of \$7,568.48, for
1 Ab/Pz a new total of \$1,009,580.54 - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN

All S.D.'s

Pe-Pr *17) Proposed submittal of Transit Transportation Development Act (TDA)
4 Ayes claim to Kern COG, for Fiscal Year 2001-2002, in the amount of
1 Ab/Pz \$2,171,286 - APPROVED; AUTHORIZED DIRECTOR TO SIGN BOTH TRANSIT
AND ROADS FISCAL YEAR 2001-2002 TDA CLAIMS; AUTHORIZED SUBMITTAL
TO KERN COG

COUNTY ADMINISTRATIVE OFFICE

Pe-Pr *18) Proposed cash advance to Kern Public Services Financing Authority
4 Ayes on an as needed basis, in an amount not to exceed \$500,000 -
1 Ab/Pz AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO PROVIDE CASH
ADVANCES

Pe-Pr *19) Request from Tobacco Free Coalition of Kern County to use \$500,000
4 Ayes in tobacco settlement funds for tobacco prevention, education and
1 Ab/Pz cessation activities - RECEIVED AND FILED; REFERRED TO FISCAL YEAR
2001-2002 BUDGET FILE

Pe-Pr *20) Application for grant funding from the United States Department
4 Ayes of Justice (Local Law Enforcement Block Grant Program) in the
1 Ab/Pz amount of \$599,932 - AUTHORIZED COUNTY ADMINISTRATIVE OFFICE TO
SUBMIT APPLICATION AND COORDINATE ADMINISTRATIVE PROCESSES

Pe-Pr *21) Request from the Arts Council of Kern for County financial
4 Ayes contribution in the amount of \$45,000 - RECEIVED AND FILED;
1 Ab/Pz REFERRED TO FISCAL YEAR 2001-2002 BUDGET FILE

Pr-Pe 22) Proposed schedule for public workshops to receive citizen input
4 Ayes on Supervisorial district boundary adjustments and presentation
1 Ab/Pz of draft redistricting plan options - ASSEMBLY MEMBER DEAN FLOREZ;
GARY JOHNSON, CITY ADMINISTRATOR, CITY OF MC FARLAND; PAUL
NEUFELD, COUNCIL MEMBER, CITY OF WASCO; LINDA WHITE; BILL DEAVER,
MOJAVE TOWN COUNCIL AND THE EAST KERN ALLIANCE; LARRY ADAMS,
MAYOR, CITY OF CALIFORNIA CITY; DEE YOUNG, HONORARY MAYOR,
ROSAMOND AND PRESIDENT OF TOWN COUNCIL, HEARD; APPROVED PROPOSED
PUBLIC WORKSHOP SCHEDULE, AS REVISED; RECEIVED AND FILED DRAFT
REDISTRICTING PLANS; RECEIVED AND FILED DOCUMENTS

Pe-Mc
4 Ayes
1 Ab/Pz

MOTION TO CONSIDER NON-AGENDA ITEM: MADE FINDING THAT NEED TO TAKE ACTION ON NON-AGENDA MATTER OCCURRED AFTER THE AGENDA WAS POSTED BECAUSE A REQUEST WAS RECEIVED FROM KERN COUNTY WATER AGENCY FOR BOARD OF SUPERVISORS TO SUPPORT HR 1985, FEDERAL LEGISLATION THAT WOULD PROVIDE FUNDING TO IMPROVE THE ECOLOGY AND MANAGEMENT OF THE BAY-DELTA WATER DELIVERY SYSTEM, WHICH SUPPLIES AGRICULTURAL AND DRINKING WATER TO MUCH OF CALIFORNIA. HR 1985 IS SCHEDULED FOR COMMITTEE CONSIDERATION BEFORE THE NEXT BOARD MEETING ON JULY 24, SO BOARD ACTION AT THE JULY 3 MEETING IS REQUIRED IN ORDER TO COMMUNICATE THE COUNTY'S POSITION TO THE HOUSE RESOURCES SUBCOMMITTEE ON WATER AND POWER IN A TIMELY MANNER.

Legislative Matter

Pe-Pr
4 Ayes
1 Ab/Pz

22A) HR 1985 (Rep. Ken Calvert, Calif.) Western Water Enhancement Security Act - ADOPTED POSITION OF SUPPORT; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

COUNTY ADMINISTRATIVE OFFICE
General Services Division

S.D. #3

Pe-Pr
4 Ayes
1 Ab/Pz

*23) Proposed Amendment No. 1 to Agreement with Project Design Consultants for Panorama Park Landscape Design, increasing the scope of work and maximum payment to the consultant by \$5,210, for a new total of \$88,110 (from 6/26/2001) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 719-2001

Pe-Pr
4 Ayes
1 Ab/Pz

*24) Change Order No. 1 for Sheriff's Norris Road Facility Building "F" Reroof, a decrease of \$1,201, for a new total of \$229,799 (1650.7023) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

S.D. #5

Pe-Pr
4 Ayes
1 Ab/Pz

*25) Change Order No. 2 for pharmacy area corrections at Kern Medical Center, an increase of \$15,292, for a new total of \$249,118 (8997.7001DS) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

CONSIDERATION OF ORDINANCES INTRODUCED ON JUNE 26, 2001

Pe-Pr
4 Ayes
1 Ab/Pz

*26) Proposed Ordinance adding Section 10.16.058 and Subparagraphs (1), (2), (3) and (4) to Chapter 10.16, Title 10, of the Kern County Ordinance Code concerning no stopping zones on Rosamond Boulevard, near the town of Rosamond - ENACTED ORDINANCE G-6804

Pe-Pr
4 Ayes
1 Ab/Pz

*27) Proposed Ordinance adding Subparagraphs (112) and (113) to Section 10.16.041 of Chapter 10.16, Title 10, of the Kern County Ordinance Code concerning no stopping zones on Niles Street and Morning Drive - ENACTED ORDINANCE G-6805

MATTERS FOR EXECUTIVE APPROVAL

- Pe-Pr *28) Budget Transfers - APPROVED #1094 THROUGH #1110
4 Ayes
1 Ab/Pz
- Pe-Pr *29) Minutes for week of June 11, 2001 - APPROVED WITH CORRECTION TO
4 Ayes ITEM NO. 3, 2:00 P.M., TO CHANGE RESOLUTION 2001-219 TO RESOLUTION
1 Ab/Pz **2001-212**
- Pe-Pr *30) Miscellaneous Letters and Documents - FILED
4 Ayes
1 Ab/Pz
- Pe-Pr *31) Miscellaneous Departmental Referrals by Clerk of the Board -
4 Ayes APPROVED AND FILED
1 Ab/Pz
- Pe-Pr *32) Claims and Lawsuits filed with and referred by Clerk of the Board
4 Ayes - APPROVED AND FILED
1 Ab/Pz

Pe ADJOURNED TO TUESDAY, JULY 24, 2001, AT 9:00 A.M.

/s/ Denise Pennell
Clerk of the Board

/s/ Barbara Patrick
Chairman, Board of Supervisors

30) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Auditor-Controller-County Clerk

- A) Report of Current Internal Controls and Financial Records of the Department of Weights and Measures

Clerk of the Board

- B) Letter of resignation from LaVera Nowels from the Heritage Commission (Copies to each Supervisor and CAO)
- C) Letter of resignation from Vernon P. Valenzuela from the Drug and Alcohol Advisory Board (Copies to each Supervisor and CAO)
- D) Memorandum from Ron Durand re resignation of Terry Arnold from the Employers' Training Workforce Investment Board and Dennis Anderson from the Youth Advisory Subgroup (Copies to each Supervisor and CAO)

Community Development

- E) County Loan Agreement, HOME Investment Partnerships Program, Owner Rehabilitation Program, with Lois Dowdy

County Administrative Office

- F) Response to referral to Carolyn Pierson, State Department of Health Services, re continued support of the Medi-Cal Managed Care, Two-Plan Model Program (Copies to each Supervisor)
- G) Update to Administrative Policy and Procedures Manual, Chapter 5 re Purchasing Procedures

Planning

- H) Proposed street name change from unnamed street to Cal Club Road, Buttonwillow area

Roads

- I) Letter to Mr. and Mrs. Wesley Crawford Muhammad re progress of the Safe Routes to School Committee (Copies to each Supervisor, CAO and Roads)

Miscellaneous

- J) Twenty-four (24) letters from individuals in opposition to proposed federal fees at the recreation areas around Lake Isabella in the Kern River Valley of Central California (Copies to each Supervisor, CAO and Planning)
- K) Letter from Florence Elizabeth Petersen re reassessment of APN 352-161-45-00-1, 4215 Pioneer Drive (Copies to each Supervisor, CAO, Assessment Appeals Board, Assessor, Treasurer-Tax Collector)
- L) Letter from Herman Ruddell re downtown sites vs. airport site for the High-Speed Rail system (Copies to each Supervisor, CAO and Resource Management Agency)
- M) Letter from Richard C. Johnson, State Board of Equalization, re development of Section 327 guidelines, exemption for Indian tribal owned low-income rental housing (Copies to each Supervisor, CAO, Assessor and County Counsel)

- N) Letter from Harry M. Schueller, State Water Resources Control Board, re notice of petition for temporary change involving the transfer of 20,000 acre feet of water to areas within the service areas of the State Water Project and Central Valley Project under Placer County Water Agency's Permits 13856 and 13858 (Applications 18085 and 18087) (Copies to each Supervisor, CAO and Resource Management Agency)
- O) Letter from U.S. Department of Housing and Urban Development re Community Development Block Grant (CDBG) Program Grant Number B-00-UC-06-0502 for Ashe Tract Streetscape Improvement, Tehachapi, CD Activity #20.00.1 (Copies to each Supervisor, CAO, Community Development and Resource Management Agency)
- P) Letter from Kern County Water Agency re the Agency's Fiscal Year 2001-2002 Preliminary Budget (Copies to each Supervisor and CAO)
- Q) E-mail from Judy Thomas re recommendations to the Dairy Technical Advisory Committee (DTAC) re siting and permitting of dairies in Kern County (Copies to each Supervisor, CAO, Planning, Environmental Health Services and County Counsel)
- R) E-mail from B. K. Morrow in opposition to reannexation to allow apartments (Copies to each Supervisor and CAO)
- S) Seven (7) forms with recommendations to the Dairy Technical Advisory Committee (DTAC) re siting and permitting of dairies in Kern County (Copies to each Supervisor, CAO, Planning, Environmental Health Services and County Counsel)
- T) Memorandum from San Joaquin Valley Air Pollution Control District re Citizens Advisory Committee (CAC) Attendance Records for meeting of Tuesday, June 5, 2001 (Copies to each Supervisor, CAO and Clerk of the Board)
- U) Notice from United Domestic Workers of America re the Cesar Chavez inspired United Domestic Workers of America movement (Copies to each Supervisor, CAO and Aging and Adult Services)
- V) Agenda of meeting from CALFED Bay-Delta Program, ERP Symposium, on Tuesday, July 10, 2001 (Copies to each Supervisor and CAO)
- W) Agenda of meeting from Tehachapi City Council, Regular Meeting and Tehachapi Redevelopment Agency Special Meeting, on Monday, June 18, 2001 (Copies to each Supervisor and CAO)
- X) Agenda of meeting from CALFED Bay-Delta Program, Environmental Water Program Workshop, on Thursday, June 28, 2001 (Copies to each Supervisor and CAO)
- Y) Agenda of meeting from City Planning Commission on Monday, June 25, 2001 (Copies to each Supervisor and CAO)
- Z) Minutes of meeting from Kern Council of Governments, Transportation Planning Policy Committee, on Thursday, May 17, 2001

- 31) LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD -APPROVED AND FILED
- A) Application for alcohol beverage license: Rhino Night Club, 11104 Main Street, Lamont - REFERRED TO PLANNING (Copies to each Supervisor and CAO)
 - B) Letter from Rev. Pete Garcia, New Beginning Recovery Center, supporting Proposition 36 and residential 24-hour live-in facilities - REFERRED TO MENTAL HEALTH (Copies to each Supervisor, CAO, Probation, Public Defender, District Attorney and Superior Court)
 - C) Preliminary Official Statement from Sutro & Co., Incorporated, re Tehachapi Unified School District General Obligation Bonds, 1999 Election, Series B - REFERRED TO COUNTY COUNSEL
- 32) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
- A) Claim in the matter of David Forty vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - B) Claim in the matter of Erick Cockren vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - C) Claim in the matter of Curtis Beauchaine vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - D) Claim in the matter of Millie Karr vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - E) Withdrawal of claim in the matter of John Wesley Morris vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - F) Summons and complaint in the matter of Guadalupe Manzo, a Minor Child, by and through her Guardian ad Litem, Jesus Manzo; Jesus Manzo, an Individual vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)