

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, July 31, 2001

9:00 A.M.

BOARD RECONVENED

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

SALUTE TO FLAG - Led by Supervisor Parra

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

- Pr-Mc
All Ayes
- 1) Proclamation proclaiming August 2001 as Kern County Career Services Center Alumni and Ambassador Month - PROCLAIMED; MADE PRESENTATION TO JOHN NILON, DIRECTOR, EMPLOYERS' TRAINING RESOURCE; JOHN NILON HEARD
- Pe-Mc
All Ayes
- *2) Proclamation proclaiming August 1 - 7, 2001, as World Breastfeeding Week in Kern County - PROCLAIMED; REFERRED TO CLERK OF THE BOARD FOR PREPARATION
- Pe-Mc
All Ayes
- *3) Ratify Proclamation proclaiming July 26, 2001, as Dia del Estado de Sinaloa - "Day of the State of Sinaloa in Kern County" - PROCLAIMED; REFERRED TO CLERK OF THE BOARD FOR PREPARATION

PUBLIC REQUESTS

- Pe-Pr
All Ayes
- 4) Request of Pam Sanders, Kern County Child Care Council, to address the Board with a quarterly report of activities and request for approval of amended by-laws to reflect revisions to Education Code Sections 8499.3 and 8499.5 - PAM SANDERS, PAST COUNCIL CHAIR, KERN COUNTY CHILD CARE COUNCIL, HEARD; TAMMY BURNS INTRODUCED; APPROVED BY-LAWS

APPOINTMENTS

- Pe-Mc
All Ayes
- *5) Appointment of Gregory Forystek (replacing Katie Christman) to the Eastern Kern County Resource Conservation District, term to expire November 2002 - MADE APPOINTMENT

PUBLIC PRESENTATIONS

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

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

- 7) On their own initiative, Board members may make an announcement or a report on their own activities. They may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Gov. Code Sec. 54954.2[a]) - SUPERVISOR PARRA EXPRESSED APPRECIATION TO ALL WHO WELCOMED ATTORNEY GENERAL JESUS CASTRO ATONDO FROM THE STATE OF SINALOA, MEXICO, WHO WAS VISITING KERN COUNTY TO EXPRESS HIS APPRECIATION FOR KERN COUNTY'S GENEROSITY THROUGH THE DONATION OF VARIOUS EQUIPMENT

SUPERVISOR PETERSON THANKED SUPERVISOR PARRA FOR THE EXCELLENT RELATIONSHIP HE HAS ESTABLISHED WITH OFFICIALS FROM MEXICO. HE FURTHER REPORTED ON THE FRAZIER PARK COMMUNITY NIGHT HELD LAST WEEK FEATURING VARIOUS COUNTY DEPARTMENTS AND SERVICES AVAILABLE TO RESIDENTS BY STATE AND LOCAL AGENCIES

SUPERVISOR PARRA ALSO QUESTIONED DEVELOPMENT OF PROTOCOLS FOR VISITING DIGNITARIES

REFERRED TO BOARD OF TRADE TO DEVELOP PROTOCOLS FOR VISITING DIGNITARIES

COUNTY ADMINISTRATIVE OFFICER, SCOTT JONES, ADVISED THAT HIS OFFICE IS PRESENTLY REVIEWING THE DRAFT PROTOCOL PROCEDURES MANUAL PREPARED BY THE BOARD OF TRADE AND STATED THE MANUAL WILL BE SUBMITTED TO THE BOARD FOR FINAL APPROVAL

MOTION WITHDRAWN

SUPERVISOR PEREZ DISCUSSED ADDRESSING APPROPRIATE TRANSPORTATION FOR VISITING DIGNITARIES

Pr-Pz

DEPARTMENTAL REQUESTS

AGING AND ADULT SERVICES

- Pe-Mc *8) Proposed retroactive Agreement with Homemaker Service of Indian
All Ayes Wells Valley for information and assistance services, from July
1, 2001 through June 30, 2002, in an amount not to exceed \$21,279
(prior notification June 26, 2001) - APPROVED; AUTHORIZED CHAIRMAN
TO SIGN AGREEMENT 761-2001
- Pe-Mc *9) Proposed retroactive Agreement with Homemaker Service of Indian
All Ayes Wells Valley for adult day care/respite services, from July 1,
2001 through June 30, 2002, in an amount not to exceed \$17,612
(prior notification June 26, 2001) - APPROVED; AUTHORIZED CHAIRMAN
TO SIGN AGREEMENT 762-2001
- Pe-Mc *10) Proposed retroactive Agreement with Homemaker Service of Indian
All Ayes Wells Valley for homemaker services, from July 1, 2001 through
June 30, 2002, in an amount not to exceed \$37,461 (prior
notification June 26, 2001) - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 763-2001
- Pe-Mc *11) Proposed retroactive Agreement with Homemaker Service of Indian
All Ayes Wells Valley for case management, from July 1, 2001 through June
30, 2002, in an amount not to exceed \$5,596 (prior notification
June 26, 2001) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT
764-2001

AGRICULTURAL COMMISSIONER/SEALER

- Pe-Mc *12) Proposed retroactive Agreement with California Department of
All Ayes Pesticide Regulation for Kern County to implement and enforce
pesticide permit regulations adopted under AB3765, Fiscal Year
2001-2002, in an amount not to exceed \$105,803 (prior notification
June 26, 2001)- APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT
765-2001
- Pe-Mc *13) Proposed retroactive approval of Revision 01-01 to cooperative
All Ayes Agreement with the United States Department of Agriculture for
area wide pest management strategy pilot project on the Glassy
Winged Sharpshooter, increasing the funding amount to the County
by \$134,065 for a new total amount not to exceed \$1,209,620,
retroactive to July 19, 2001 - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 766-2001
- Pe-Mc *14) Proposed retroactive Agreement with U.S. Wildlife Services for
All Ayes wildlife damage management on properties within the County of
Kern, Fiscal Year 2001-2002 (prior notification June 26, 2001) in
an amount not to exceed \$64,200 - APPROVED; AUTHORIZED CHAIRMAN
TO SIGN AGREEMENT 767-2001
- Pe-Mc *15) Unusual travel request for Deputy Agricultural Commissioner/Sealer
All Ayes Manuel Villicana to attend Western Weights and Measures
Association Technical Conference in Helena, Montana, from August
25, 2001 to August 31, 2001, in an amount not to exceed \$1,496.57
- APPROVED

AIRPORTS

- Pe-Mc *16) Proposed approval for the continuance of the travel agent
All Ayes incentive program, "Think Bakersfield First" (\$1,500 per quarter)
- APPROVED; AUTHORIZED AUDITOR-CONTROLLER TO PAY
- Pe-Mc *17) Proposed month-to-month lease of Hangar No. 20 at Meadows Field
All Ayes Airport, at a monthly rental rate of \$130, to be reviewed annually
- MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA REQUIREMENTS
PURSUANT TO SECTION 15301; DIRECTED CLERK OF THE BOARD TO COMPLETE
AND FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 768-2001

BOARD OF SUPERVISORS

- Pe-Mc *18) Request of Supervisor Perez for a letter of support on behalf of
All Ayes the Bureau of Land Management, Ridgecrest Resource Area, for grant
funding from the California State Parks and Recreation, Division
of Off-Highway Vehicle Recreation, to provide and manage off-
highway vehicle recreation areas, Fiscal Year 2002, in the amount
of \$369,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN
- Pe-Mc *19) Request of Supervisors Perez and Peterson to support the
All Ayes nomination of William Turpin for the CALAFCO Outstanding LAFCO
Professional Award - APPROVED; AUTHORIZED CHAIRMAN TO SIGN LETTER
OF SUPPORT
- Pe-Mc *20) Request of Supervisor Parra for a Resolution in support of Central
All Ayes Valley communities State Enterprise Designation - APPROVED;
ADOPTED RESOLUTION 2001-271

DISTRICT ATTORNEY

- Pe-Mc *21) Proposed Resolution authorizing application for Worker's
All Ayes Compensation Insurance Fraud Prevention Program grant funding from
the California State Department of Insurance, in the amount of
\$363,246.32 - APPROVED; ADOPTED RESOLUTION 2001-272
- Pe-Mc *22) Proposed Resolution authorizing application for Career Criminal
All Ayes Prosecution Program grant funding from the Office of Criminal
Justice Planning, in the amount of \$159,683 - APPROVED; ADOPTED
RESOLUTION 2001-273
- Pe-Mc *23) Proposed Resolution authorizing application for Major Narcotics
All Ayes Vendor Prosecution Program grant funding from the Office of
Criminal Justice Planning, in the amount of \$124,591 - APPROVED;
ADOPTED RESOLUTION 2001-274
- Pe-Mc *24) Proposed Resolution authorizing application for Kern Anti-Drug
All Ayes Abuse Enforcement Program grant funding from the Office of
Criminal Justice Planning, in the amount of \$548,789 - APPROVED;
ADOPTED RESOLUTION 2001-275
- Pe-Mc *25) Proposed Resolution authorizing application for Statutory Rape
All Ayes Vertical Prosecution Program grant funding from the Office of
Criminal Justice Planning, in the amount of \$175,000 - APPROVED;
ADOPTED RESOLUTION 2001-276

Pe-Mc
All Ayes *26) Proposed Resolution authorizing application for Kern County Community Gun Violence Prosecution Program grant funding from the Department of Justice, Office of Justice Programs, in the amount of \$160,000 per year, for a three-year period - APPROVED; ADOPTED RESOLUTION 2001-277

Pe-Mc
All Ayes *27) Proposed addition of one (1) Administrative Services Officer and deletion of one (1) Accountant III in the District Attorney Family Support Division, Budget Unit 2183, effective July 31, 2001 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Pe-Mc
All Ayes *28) Proposed addition of one (1) Stock Clerk position and deletion of one (1) Account Clerk I in the District Attorney Family Support Division, Budget Unit 2183, effective July 31, 2001 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

HUMAN SERVICES

Pe-Mc All
Ayes *29) Request for approval of expenditure of funds for employee development and recognition activities scheduled through December, 2001, in an amount not to exceed \$3,550 - APPROVED

KERN MEDICAL CENTER

Pe-Mc
All Ayes *30) Proposed retroactive Amendment No. 4 to Agreement with Ian Glen Ferguson, D.O., for professional emergency medical services, from October 30, 2000 through July 12, 2001, to reflect a 4% increase in compensation upon receipt of specialty board certification - RECEIVED AND FILED; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 769-2001

Pe-Mc
All Ayes *31) Proposed retroactive Agreement with Loren Yaussy, M.D., for professional services, from February 24, 2001 through January 15, 2002, in an amount not to exceed \$36,000 - RECEIVED AND FILED; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 770-2001

Pe-Mc
All Ayes *32) Proposed Agreement with California Foot Doctors for podiatry services, from August 3, 2001 through August 2, 2003, in an amount not to exceed \$244,000 - APPROVED; ADOPTED RESOLUTION 2001-278 FOR ASSUMPTION OF MALPRACTICE LIABILITY COVERAGE; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 771-2001

Pe-Mc
All Ayes *33) Proposed Amendment No. 3 to Agreement with Financial Credit Network for delinquent accounts collection services, to extend term from August 6, 2001 to February 5, 2002 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 772-2001

Pe-Mc
All Ayes *34) Proposed retroactive approval of acceptance of donation of travel expenses from Kinetic Concept, Inc., for one employee to attend V.A.C. Clinical Training Seminar - APPROVED; ADOPTED RESOLUTION 2001-279

- Pe-Mc
All Ayes
- *35) Proposed Amendment No. 1 to Agreement with Saman Ratnayake, M.D., for professional services, changing employment status from half time to full time, in an amount not to exceed \$164,817.44 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 773-2001

MENTAL HEALTH SERVICES

- Pe-Mc
All Ayes
- *36) Proposed Amendment No. 1 to Agreement No. 398-2001 with Dean Haddock, Ph.D, to revise contractor's mailing address, which provides hearing officer services for County mental health clients (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 774-2001

- Pe-Mc
All Ayes
- *37) Proposed Amendment No. 1 to Agreement No. 490-2001 with Nankil Enterprises, Inc., dba Lakeside Board and Care, which provides board and care services to County mental health clients, deleting cost report requirements and modifying insurance language as this type of program/facility is not subject to cost report requirements, (no fiscal impact) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 775-2001

- Pe-Mc
All Ayes
- *38) Proposed retroactive Agreement with the California Mental Health Director's Association (CMHDA), for the provision of mental health services to Kern County youth placed in group homes located outside Kern County, in the amount of \$189,980; Resolution authorizing State Mental Health Department to withhold funding allocated for the County's Early Prevention Screening, Diagnosis and Treatment funds (EPSDT) and to transfer funding to CMHDA to provide management and administrative services for EPSDT beneficiaries in out-of-county placements - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 776-2001; ADOPTED RESOLUTION 2001-280

- Pe-Mc
All Ayes
- *39) Proposed Resolution consolidating the Kern County Mental Health Board and Kern County Alcohol and Drug Advisory Board to establish the Kern County Behavioral Health Board, effective July 31, 2001, and approving proposed by-laws - APPROVED; ADOPTED RESOLUTION 2001-281

PUBLIC HEALTH SERVICES

- WITH-
DRAWN
- *40) Proposed Notice of Intent to contract with public or private nonprofit agencies to provide child abuse prevention, intervention, treatment and community-based family resource support program services, Fiscal Years 2002-2005, in an amount not to exceed \$325,365 -

RETIREMENT ASSOCIATION

- Pe-Mc
All Ayes
- *41) Proposed addition of one (1) Retirement Technology Systems Administrator position and deletion of one (1) Senior Information Systems Specialist/Information Systems Specialist I/II/III position effective upon the appointment of a Retirement Technology Systems Administrator position but no later than January 1, 2002 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

SHERIFF

- Pe-Mc *42) Proposed Memorandum of Understanding between Naval Air Weapons
All Ayes Station and Kern County for Livescan fingerprint services for a
fee per use, term open - APPROVED; AUTHORIZED CHAIRMAN TO SIGN
AGREEMENT 777-2001
- Pe-Mc *43) Proposed retroactive Amendment No. 1 to Agreement with the State
All Ayes of California, Commission on Peace Officer Standards and Training,
extending the contract from July 1, 2000 through January 30, 2002
- APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 778-2001
- Pe-Mc *44) Unusual travel request for Deputy Cesar Ollague and Deputy Landon
All Ayes Wright to attend the Supplemental Corrections Officer CORE Course,
from September 10, 2001 through September 18, 2001, in San
Bernardino, California, in an amount not to exceed \$2,500 -
APPROVED

SUPERIOR COURT

- Pe-Mc *45) Proposed retroactive Agreement with the Kern County Sheriff's
All Ayes Department for security services in an amount not to exceed
\$6,065,257, from July 1, 2001 through June 30, 2002 - APPROVED;
AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 779-2001

TREASURER-TAX COLLECTOR

- Pe-Mc All *46) Treasurer's Pooled Cash Quarterly Portfolio Reporting for Quarter
Ayes Ended June 30, 2001 - RECEIVED AND FILED

CLOSED SESSIONS

COUNTY ADMINISTRATIVE OFFICE

- Pe-Pr 47) Request for Closed Session regarding public employee performance
All Ayes evaluation - Title: Director of Resource Management Agency -
- Pe-Pr 48) Request for Closed Session regarding Meet and Confer, CCAPE -
All Ayes

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

/s/ Denise Pennell
Clerk of the Board

/s/ Barbara Patrick
Chairman, Board of Supervisors

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Supervisors: McQuiston, Perez, Patrick, Peterson, Parra
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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)) - **NO ONE HEARD**

HEARINGS

RESOURCE MANAGEMENT AGENCY Planning Department

Mc-Pr
All Ayes

- 3) **Request from Laura Baumgardner by Nelms Surveying to change the permitted uses from Limited Agriculture to Exclusive Agriculture on 160 acres located one mile east of Havilah (SD 1)**
Specific Request:
A change in zone classification from A-1 to A or a more restrictive district (ZCC #13, Map #86-86 1/2) (General Rule, Section 15061(b)(3); Published Kern Valley Sun) - **OPENED HEARING; PHYLLIS BROWN, LAURA BAUMGARDNER AND GORDON CHESSEY HEARD; CLOSED HEARING; CONTINUED TO TUESDAY, AUGUST 14, 2001, AT 2:00 P.M.**

Pr-Pz
All Ayes

- *4) **Request from Melvin and Suzanne McGowan by Delmarter and Deifel to change the permitted uses from Residential to Industrial on ten acres located at 7820 Downing Avenue, Bakersfield (SD 3)**
Specific Request:
A change in zone classification from E (5) RS to M-2 PD or a more restrictive district (ZCC #74, Map #102-21) (N e g a t i v e Declaration; Published Bakersfield Californian) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2001-282 AND ENACTED ORDINANCE G-6813 APPROVING ZONE CHANGE AS REQUESTED, PER PLANNING COMMISSION RECOMMENDATION

Pr-Pz
All Ayes

- *5) **Request from Roger and Katherine Frantz by Delmarter and Deifel to cancel a .718-acre portion of an approximate 78-acre parcel of a Land Use Contract and approval of a Contract Amending Land Use Contract on 39.27 acres located at the northwest corner of Kimberlina Avenue and Western Avenue, west of Wasco (SD 4)**
Specific Request:
Cancellation of a 0.718-acre portion of an approximate 78-acre parcel of a Land Use Contract and approval of a Contract Amending Land Use Contract on 39.27 acres (Cancellation #01-3; Map #55) (General Rule, Section 15061(b)(3) ; Published Wasco Tribune) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2001-283 APPROVING CANCELLATION SUBJECT TO PAYMENT OF PENALTY FEE; DIRECTED CLERK OF THE BOARD TO RECORD CONTRACT AMENDING LAND USE CONTRACT; DIRECTED CLERK OF THE BOARD TO ISSUE A TENTATIVE CERTIFICATE OF CANCELLATION AND ISSUE A CERTIFICATE OF CANCELLATION SUBJECT TO PAYMENT OF PENALTY FEE AND COMPLIANCE WITH ALL OTHER CONDITIONS CONTAINED IN THE TENTATIVE CERTIFICATE OF CANCELLATION, PER PLANNING DEPARTMENT RECOMMENDATION

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY
Engineering and Survey Services

Hearing

S.D.'s #1 & #3

Pr-Pz
All Ayes

- *6) Hearing on Fiscal Year 2001-2002 service charge assessments and fees in County Service Areas 23, 71, 71.1, 71.2 and 71.3 - CONTINUED TO TUESDAY, AUGUST 7, 2001, AT 2:00 P.M.

S.D. #1

Pr-Pz
All Ayes

- *7) Tract No. 5772, Phase 7, north side of Universe Avenue, 487 feet west of North Chester Avenue, Oildale Area, Type "A" Subdivision, DeWalt Group, Inc. for Dennis W. DeWalt - A) ADOPTED RESOLUTION 2001-284 SETTING FORTH SAID FINDINGS INCLUDING 1) APPROVAL OF WAIVER OF SIGNATURE OF MINERAL OWNERS, WITHOUT SURFACE ENTRY RIGHTS, AND EASEMENT HOLDERS; 2) ACCEPT LOTS "B" AND "C", IN TRACT 5772, PHASE 5, LOT "B" IN TRACT 5772, PHASE 6 FOR STREET PURPOSES AND ACKNOWLEDGE REVERSION OF CONDITIONAL OFFER OF DEDICATION OF INGRESS AND EGRESS ACROSS LOTS "B" AND "C" IN TRACT 5772, PHASE 5, RECORDED IN BOOK 46, PAGE 64 OF MAPS AND LOT "B" IN TRACT 5772, PHASE 6, RECORDED IN BOOK 46, PAGE 85 OF MAPS; B) APPROVED FINAL MAP; AUTHORIZED CLERK OF THE BOARD TO SIGN; C) APPROVED SUBDIVISION IMPROVEMENT AGREEMENT; AUTHORIZED CHAIRMAN TO SIGN; D) APPROVED SUBDIVISION MONUMENTATION AGREEMENT; AUTHORIZED CHAIRMAN TO SIGN; E) RECEIVED AND FILED DOCUMENTS AND ORDERED RECORDED AS APPROPRIATE

Pr-Pz
All Ayes

- *8) Contract No. 01034, Plans, Specifications and Notice to Contractors for Proposal and Contract for Construction on Smith Canyon Low Flow Bypass - APPROVED; ADOPTED NEGATIVE DECLARATION; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED ROADS TO PUBLISH NOTICE TO CONTRACTORS IN A NEWSPAPER OF GENERAL CIRCULATION, PURSUANT TO SEC. 20150 OF PUBLIC CONTRACT CODE; BID OPENING TO BE WEDNESDAY, AUGUST 29, 2001, AT 11:00 A.M.

S.D. #2

Pr-Pz
All Ayes

- *9) Contract No. 02002, Plans, Specifications and Notice to Contractors for Proposal and Contract for Construction of Mojave Drainage Improvements - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED ROADS TO PUBLISH NOTICE TO CONTRACTORS IN A NEWSPAPER OF GENERAL CIRCULATION, PURSUANT TO SEC. 20150 OF PUBLIC CONTRACT CODE; BID OPENING TO BE WEDNESDAY, SEPTEMBER 5, 2001, AT 11:00 A.M.

S.D. #3

Pr-Pz
All Ayes

- *10) Tract 5875, Phase Two, northeast corner of Stockdale Highway and Heath Road, acceptance of improvements and release of Faithful Performance Security and Laborer's and Materialmen Security for street and water improvements, Delfino, LLC - ADOPTED RESOLUTION 2001-285 ACCEPTING COMPLETED STREET, WATER AND SEWER IMPROVEMENTS; RELEASED FAITHFUL PERFORMANCE BOND AND LABORERS AND MATERIALMEN BOND #175216S, UNDERWRITTEN BY DEVELOPER'S INSURANCE COMPANY, IN THE AMOUNTS OF \$423,084 AND \$211,542, RESPECTIVELY

S.D. #4

- Pr-Pz *11) Contract No. 02004, Plans, Specifications and Notice to
All Ayes Contractors for Proposal and Contract for Construction of Frazier
Park Drain Phase V - APPROVED; AUTHORIZED CHAIRMAN TO SIGN;
AUTHORIZED ROADS TO PUBLISH NOTICE TO CONTRACTORS IN A NEWSPAPER
OF GENERAL CIRCULATION, PURSUANT TO SEC. 20150 OF PUBLIC CONTRACT
CODE; BID OPENING TO BE WEDNESDAY, SEPTEMBER 5, 2001, AT 11:00
A.M.

S.D. #5

- Pr-Pz *12) Contract No. 01015 Change Order No. 1, for Lamont Drainfield Phase
All Ayes V, an increase of \$8,325.04, for a new total of \$379,272.22 -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN

All S.D.'s

- Pr-Pz *13) Proposed Amendment No. 1 to Memorandum of Understanding with
All Ayes California Energy Commission to provide notice of County-issued
stop work orders when County acts as delegate agent for design
review, plan check and construction inspection for power plant
projects - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 780-
2001

RESOURCE MANAGEMENT AGENCY
Roads Department

S.D. #4

- Pr-Pz *14) Contract No. 01037, Notice of Completion for construction on
All Ayes Castro Area Streets - RECEIVED AND FILED

All S.D.'s

- Pr-Pz *15) Proposed Resolution rescinding the \$250 application fee for truck
All Ayes terminal or service route - APPROVED; ADOPTED RESOLUTION 2001-286

WASTE MANAGEMENT

Hearing
All S.D.'s

- Pr-Pz *16) Public Hearing to consider annual review of Garbage Franchises and
All Ayes to establish the schedule of refuse service and recycling rates
for Benz Sanitation franchise areas for Fiscal Year 2001-2002 -
OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTION
2001-287

S.D. #2

- Pr-Pz *17) Proposed Plans and Notice to Bidders (Agreement No. 04-01) to
All Ayes provide site operational services at Boron Sanitary Landfill -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED WASTE MANAGEMENT
TO PUBLISH NOTICE TO BIDDERS; BID OPENING TO BE WEDNESDAY, AUGUST
29, 2001, AT 11:00 A.M.

COUNTY ADMINISTRATIVE OFFICE

Pr-Pz *18) Proposed Agreements consenting to the assignment of Leifer
All Ayes Capital's general financial advisor agreement, remarketing
agreement, and tobacco securitization financial advisor agreement
to Kelling, Northcross and Nobriga - APPROVED; AUTHORIZED CHAIRMAN
TO SIGN AGREEMENTS 781-2001, 782-2001 AND 783-2001

Pr-Pz *19) Transfer of property tax entitlement, City of Delano Annexation
All Ayes No. 29 - ADOPTED RESOLUTION 2001-288 AUTHORIZING AUDITOR-
CONTROLLER-COUNTY CLERK TO TRANSFER A PORTION OF THE COUNTY'S
PROPERTY TAX ENTITLEMENT TO THE CITY OF DELANO COMMENCING FISCAL
YEAR 2002-2003 IN ACCORDANCE WITH THE MEMORANDUM OF UNDERSTANDING
WITH THE CITY OF DELANO

Legislative Matters

Pr-Pz *20) HR 2500, Fiscal Year 2002 Appropriations for U.S. Departments of
All Ayes Commerce, State and Justice - ADOPTED POSITION IN SUPPORT;
AUTHORIZED CHAIRMAN TO SIGN APPROPRIATE CORRESPONDENCE

COUNTY ADMINISTRATIVE OFFICE
General Services Division

S.D. #2

Pr-Pz *21) Proposed retroactive Sublease Agreement with State of California,
All Ayes Employment Development Department (EDD), for EDD's use of office
space at 2300 Highway 58, Mojave, from March 1, 2001, to February
28, 2004 (\$785.85 per month rent) - MADE FINDING THAT PROJECT IS
EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES
TO FILE NOTICE OF EXEMPTION; APPROVED; AUTHORIZED CHAIRMAN TO SIGN
AGREEMENT 784-2001

S.D. #3

Pr-Pz *22) Change Order No. 2 for the Sheriff's Norris Road Facility,
All Ayes Building F reroof, a decrease of \$14,540, for a new total of
\$215,259 (1650.7023) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

MATTERS FOR EXECUTIVE APPROVAL

Pr-Pz *23) Minutes for week of June 25, 2001 - APPROVED WITH CORRECTION TO
All Ayes ITEM NO. 86, 9:00 A.M., TO ADD "**ADOPT RESOLUTION 2001-249**"; AND
TO ITEM NO. 45, 2:00 P.M., TO ADD "**AGREEMENT**" 685-2001

Pr-Pz *24) Miscellaneous Letters and Documents - FILED
All Ayes

Pr-Pz *25) Miscellaneous Departmental Referrals by Clerk of the Board -
All Ayes APPROVED AND FILED

Pr-Pz
All Ayes

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

Pr

ADJOURNED TO TUESDAY, AUGUST 7, 2001, AT 9:00 A.M.

/s/ Tracey E. Cody
Administrative Coordinator

/s/ Barbara Patrick
Chairman, Board of Supervisors

24) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Auditor-Controller-County Clerk

- A) Report of Current Internal Controls and Financial Records of the Department of The Board of Trade
- B) Report of Current Internal Controls and Financial Records of the Department of Sheriff-Coroner

County Administrative Office

- C) Response to June 26, 2001, referral re Library rental book policy
- D) Response to July 3, 2001, referral re request for support of Filipino soldiers fighting in World War II

Employers' Training Resource

E) WIA/WtW Agreements

1. AFSA Data Corporation, WIA Title 201, dated April 16, 2001;
2. AFSA Data Corporation, WIA Title 201, dated June 4, 2001;
3. Atchley Insurance Agency, WIA Title 201, dated April 25, 2001;
4. Berchtold Equipment Co., WIA Title 501, dated May 15, 2001;
5. Budget Office and Educational Furniture Co., WIA Title 201, dated March 16, 2001;
6. Budget Office and Educational Furniture Co., WIA Title 201, dated March 19, 2001;
7. Budget Office and Educational Furniture Co., WIA Title 201, dated April 16, 2001;
8. Budget Office and Educational Furniture Co., WIA Title 501, dated April 16, 2001;
9. Cal Lowbed Services, LLC, WIA Title 201, dated February 28, 2001;
10. California Neon Signs, Inc., WIA Title 201, dated May 8, 2001;
11. Code Precast Products, Inc., WIA Title 167, dated April 5, 2001;
12. Code Precast Products, Inc., WIA Title 201, dated March 20, 2001;
13. Code Precast Products, Inc., WIA Title 201, dated May 15, 2001;
14. Code Precast Products, Inc., WIA Title 201, dated May 21, 2001;
15. Core-Mark International, WIA Title 201, dated June 4, 2001;
16. Core-Mark International, WIA Title 201, dated June 8, 2001;
17. Core-Mark International, WIA Title 201, dated June 22, 2001;
18. Core-Mark International, WIA Title 201, dated June 22, 2001;
19. Darrell's Body Shop, Inc. dba Darrell's Towing, WtW 30%, dated April 10, 2001;
20. Darrell's Body Shop, Inc. dba Darrell's Towing, WtW 70%, dated April 10, 2001;

Library

- F) Letter from The Foundation Center of New York advising the Kern County Library was accepted as a member of the Foundation Center's Cooperating Collections Network (Copies to each Supervisor and CAO)

Local Agency Formation Commission

- G) Report and Recommendation, Proceeding No. 1301 in the matter of City of Bakersfield, Annexation No. 417, Rosedale No. 10 (Copies to each Supervisor and CAO)
- H) Report and Recommendation, Proceeding No. 1304 in the matter of Consolidated Fire Protection District, Detachment (Copies to each Supervisor and CAO)
- I) Proceeding No. 1299 in the matter of City of Bakersfield, Annexation No. 416, Resolution 01-13 (Copies to each Supervisor and CAO)
- J) Minutes of meeting on Tuesday, June 26, 2001 (Copies to each Supervisor and CAO)
- K) Agenda of meeting on Tuesday, July 24, 2001 (Copies to each Supervisor and CAO)

Miscellaneous

- L) Letter from Janis Bottoroff, Ridgecrest Chamber of Commerce, in opposition to the redistricting proposal of Assemblyman Dean Florez (Copies to each Supervisor and CAO)
- M) Letters from Tom and Vivian Wardlaw and Merle G. and Evelyn M. Rapp in opposition to the redistricting proposal of Assemblyman Dean Florez (Copies to each Supervisor and CAO)
- N) Letter from City of California City in opposition to the redistricting proposal of Assemblyman Dean Florez (Copies to each Supervisor and CAO)
- O) Letter from Mr. and Mrs. John Seibel in opposition to alteration of supervisorial district boundaries (Copies to each Supervisor and CAO)
- P) Letters from James Ruth, Bobbi Kiaha, Ronald Kicinski, Emma L. Tregembo, Sharon Girod, John S. Ward, Arthur R. Tregembo, Melissa Quintanilla, Suzanna Gaceta and Ray Arthur in opposition to alteration of supervisorial district boundaries (Copies to each Supervisor and CAO)
- Q) Letter from R. Gregg Anderson, Antelope Valley Board of Trade, in opposition to alteration of supervisorial district boundaries (Copies to each Supervisor and CAO)
- R) Letter from Raymond T. Hino in opposition to alteration of supervisorial district boundaries (Copies to each Supervisor and CAO)
- S) Letter from Linda Ruth in opposition to alteration of supervisorial district boundaries (Copies to each Supervisor and CAO)

- T) Letter from Frank J. Guillard in opposition to alteration of supervisorial district boundaries (Copies to each Supervisor and CAO)
- U) Twenty-Three (23) 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 and CAO)
- V) Letter from Varda Greenberg and Eileen England, Citizens for Keeping Lake Isabella Campgrounds Free, re news release and meeting with Sue Porter, Recreation Officer on Tuesday, July 24, 2001 (Copies to each Supervisor and CAO)
- W) Letter from Doyle Green, California Highway Patrol, re Hazardous Materials Incident Report on Tuesday, July 10, 2001, State Route 33, North of State Route 46 (Copies to each Supervisor, CAO, Environmental Health and Fire-Haz Mat)
- X) Letter from Nancy Hayward, State Department of Health Services, re Fiscal Year 2000-2001 Revised California Healthcare for Indigents Program Allocation Tables (Copies to each Supervisor, CAO, Auditor-Controller and Public Health)
- Y) Letter from Curtis Howard, State Department of Child Support Services, re revised Federal Order/Notice to Withhold Income for Child Support form (Copies to each Supervisor, CAO and District Attorney)
- Z) Application from Alcoholic Beverage Control (ABC) of prospective alcohol license issuance: Rustic Rail, 147 E. Norris Road, Bakersfield; East Garden Restaurant, 10600 Main Street, Lamont; Tejon Club, 117 El Tejon Avenue, Oildale (Copies to each Supervisor, CAO and Planning)
- AA) Fax from Citizens for Keeping Lake Isabella Campgrounds Free re overview of Recreation Fee Demonstration Program and information about Town Hall Meeting on Thursday, July 19, 2001 (Copies to each Supervisor and CAO)
- BB) Notice from Rancho Palos Verdes Broadcasters, Inc., re complaint before the Federal Communications Commissions against Altrio Communications, Inc. (Copies to each Supervisor, CAO, General Services and County Counsel)
- CC) Article from Jesse Boyar re Detention Ministry Pastoral Letter, Sunday, July 15, 2001 (Copies to each Supervisor and CAO)
- DD) Bulletin from Department of Water Resources, Water Conservation News, July, 2001 (Copies to each Supervisor and CAO)
- EE) Bulletin from U.S. Department of Justice, Office of Justice Programs, Juvenile Justice, Volume VIII, Number 1 (Copies to each Supervisor and CAO)
- FF) Bulletin from Water Education Foundation, Western Water, July/August, 2001 (Copies to each Supervisor and CAO)

- GG) Minutes of meeting from Kern Council of Governments, Transportation Planning Policy Committee, on Thursday, June 21, 2001
- HH) Agenda of meeting from CALFED Bay-Delta Program, Ecosystem Restoration Program Contract Amendments Meeting, on Wednesday, July 25, 2001 (Copies to each Supervisor, CAO and Resource Management Agency)
- II) Agenda of meeting from Kern County Child Care Council on Wednesday, August 1, 2001
- 25) LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD -APPROVED AND FILED
- A) Letter from Deborah Richardson dated June 30, 2001, re concerns about illegal home installation in the Gorman area - REFERRED TO ENGINEERING & SURVEY SERVICES (Copies to each Supervisor, CAO and Assessor)
- B) Letter from Deborah Richardson dated June 30, 2001, re concerns about illegal home installation and waste management in the North Antelope Valley area - REFERRED TO WASTE MANAGEMENT AND ENGINEERING & SURVEY SERVICES (Copies to each Supervisor, CAO and Assessor)
- C) Letter from Deborah Richardson dated July 18, 2001, re illegally installed mobile homes on property being assessed as vacant land - REFERRED TO ENGINEERING & SURVEY SERVICES (Copies to each Supervisor, CAO and Assessor)
- D) Letter from Peggy Silva re garbage pickup in Shafter area - REFERRED TO WASTE MANAGEMENT (Copies to each Supervisor and CAO)
- E) Letter from Larry Morris re irresponsible dog owners - REFERRED TO ENVIRONMENTAL HEALTH (Copies to each Supervisor and CAO)
- F) Letter from Larry Morris re illegal dumping - REFERRED TO WASTE MANAGEMENT (Copies to each Supervisor and CAO)
- G) Letter from Leroy C. Weygand, Kern County Taxpayers Association, re California Supreme Court decision on the Transit Occupancy Tax - REFERRED TO COUNTY COUNSEL (Copies to each Supervisor and CAO)
- 26) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
- A) Claim in the matter of Shane Roberts vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- B) Claim in the matter of Rosa Maria Espinoza vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- C) Claim in the matter of Annette Woods-Tyler, individually and as Executrix of the Estate of Tyra Ann Demery, Brittnee Annette Demery and Lorn C. Demery III, Lorn C. Demery Jr., individually vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- D) Claim in the matter of Douglas Roye vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)

- E) Claim in the matter of Daniel R. Williams vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- F) Claim in the matter of Eric Nicholas Futrell and Gary Wayne Futrell vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- G) Claim in the matter of Mateo Hernandez vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- H) Subrogation claim in the matter of Lee Development Group by Travelers Property & Casualty Corporation vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- I) Summons and complaint in the matter of Ronald J. Carroll vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- J) Summons and complaint in the matter of Maria Vargas and Analidia Martinez vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)