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
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
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
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
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

*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

MOTION WITHDRAWN

SUPERVISOR PEREZ DISCUSSED ADDRESSING APPROPRIATE TRANSPORTATION FOR VISITING DIGNITARIES
DEPARTMENTAL REQUESTS

AGING AND ADULT SERVICES

8) Proposed retroactive Agreement with Homemaker Service of Indian 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

9) Proposed retroactive Agreement with Homemaker Service of Indian 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

10) Proposed retroactive Agreement with Homemaker Service of Indian 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

11) Proposed retroactive Agreement with Homemaker Service of Indian 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

12) Proposed retroactive Agreement with California Department of 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

13) Proposed retroactive approval of Revision 01-01 to cooperative 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

14) Proposed retroactive Agreement with U.S. Wildlife Services for 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

15) Unusual travel request for Deputy Agricultural Commissioner/Sealer 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 incentive program, “Think Bakersfield First” ($1,500 per quarter) - APPROVED; AUTHORIZED AUDITOR-CONTROLLER TO PAY
All Ayes

Pe-Mc  *17) Proposed month-to-month lease of Hangar No. 20 at Meadows Field 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
All Ayes

BOARD OF SUPERVISORS

Pe-Mc  *18) Request of Supervisor Perez for a letter of support on behalf of 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
All Ayes

Pe-Mc  *19) Request of Supervisors Perez and Peterson to support the nomination of William Turpin for the CALAFCO Outstanding LAFCO Professional Award - APPROVED; AUTHORIZED CHAIRMAN TO SIGN LETTER OF SUPPORT
All Ayes

Pe-Mc  *20) Request of Supervisor Parra for a Resolution in support of Central Valley communities State Enterprise Designation - APPROVED; ADOPTED RESOLUTION 2001-271
All Ayes

DISTRICT ATTORNEY

Pe-Mc  *21) Proposed Resolution authorizing application for Worker’s 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
All Ayes

Pe-Mc  *22) Proposed Resolution authorizing application for Career Criminal Prosecution Program grant funding from the Office of Criminal Justice Planning, in the amount of $159,683 - APPROVED; ADOPTED RESOLUTION 2001-273
All Ayes

Pe-Mc  *23) Proposed Resolution authorizing application for Major Narcotics Vendor Prosecution Program grant funding from the Office of Criminal Justice Planning, in the amount of $124,591 - APPROVED; ADOPTED RESOLUTION 2001-274
All Ayes

Pe-Mc  *24) Proposed Resolution authorizing application for Kern Anti-Drug Abuse Enforcement Program grant funding from the Office of Criminal Justice Planning, in the amount of $548,789 - APPROVED; ADOPTED RESOLUTION 2001-275
All Ayes

Pe-Mc  *25) Proposed Resolution authorizing application for Statutory Rape Vertical Prosecution Program grant funding from the Office of Criminal Justice Planning, in the amount of $175,000 - APPROVED; ADOPTED RESOLUTION 2001-276
All Ayes
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

WITHDRAWN *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
PE-MC
All Ayes

42) Proposed Memorandum of Understanding between Naval Air Weapons 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
All Ayes

43) Proposed retroactive Amendment No. 1 to Agreement with the State 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
All Ayes

44) Unusual travel request for Deputy Cesar Ollague and Deputy Landon 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
All Ayes

45) Proposed retroactive Agreement with the Kern County Sheriff’s 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 Ayes

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

CLOSED SESSIONS

COUNTY ADMINISTRATIVE OFFICE

PE-PR All Ayes

47) Request for Closed Session regarding public employee performance evaluation - Title: Director of Resource Management Agency -

PE-PR All Ayes

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

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
SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, July 31, 2001

2:00 P.M.

BOARD RECONVENED

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

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

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 All Ayes

*11) Contract No. 02004, Plans, Specifications and Notice to 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 All Ayes

*12) Contract No. 01015 Change Order No. 1, for Lamont Drainfield Phase 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 All Ayes

*13) Proposed Amendment No. 1 to Memorandum of Understanding with 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 All Ayes

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

All S.D.'s
Pr-Pz All Ayes

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

WASTE MANAGEMENT
Hearing
All S.D.'s
Pr-Pz All Ayes

*16) Public Hearing to consider annual review of Garbage Franchises and 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 All Ayes

*17) Proposed Plans and Notice to Bidders (Agreement No. 04-01) to 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  All Ayes  *18) Proposed Agreements consenting to the assignment of Leifer 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  All Ayes  *19) Transfer of property tax entitlement, City of Delano Annexation 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  All Ayes  *20) HR 2500, Fiscal Year 2002 Appropriations for U.S. Departments of 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  All Ayes  *21) Proposed retroactive Sublease Agreement with State of California, 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  All Ayes  *22) Change Order No. 2 for the Sheriff's Norris Road Facility, 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  All Ayes  *23) Minutes for week of June 25, 2001 - APPROVED WITH CORRECTION TO 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  All Ayes  *24) Miscellaneous Letters and Documents - FILED

Pr-Pz  All Ayes  *25) Miscellaneous Departmental Referrals by Clerk of the Board - APPROVED AND FILED
Pr-Pz *26) Claims and Lawsuits filed with and referred by Clerk of the Board
   - APPROVED AND FILED

All Ayes

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;
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;
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, Brittnie 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)