

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, October 16, 2001

9:00 A.M.

BOARD RECONVENED

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

SALUTE TO FLAG - Led by Supervisor Perez

NOTE: CHAIRMAN PATRICK INTRODUCED AND WELCOMED STATE SENATOR LIZ FIGUEROA WHO WAS VISITING KERN COUNTY AS A MEMBER OF THE CALIFORNIA ELECTED WOMEN'S ASSOCIATION FOR EDUCATION AND RESEARCH

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

NOTE: ITEM NO. 3 WAS HEARD OUT OF ORDER PRIOR TO ITEM NO. 1

RESOLUTIONS/PROCLAMATIONS

- 1) Certificate of Recognition honoring Anthony Bryan for heroism and bravery in assisting residents and firefighters during a mobile home fire - MADE PRESENTATION TO ANTHONY BRYAN; CHIEF DAN CLARK HEARD; MARK WYATT, ASSISTANT PRINCIPAL, LIBERTY HIGH SCHOOL, AND KEVIN KEYES, COMMUNITY SPECIALIST, LIBERTY HIGH SCHOOL, INTRODUCED
- 2) Certificate of Recognition honoring Burneta Lemon upon her retirement from Department of Human Services with 30 years of service to Kern County - MADE PRESENTATION TO BURNETA LEMON; KATHY IRVINE, DIRECTOR, DEPARTMENT OF HUMAN SERVICES, AND BURNETA LEMON HEARD

- Pe-Mc
All Ayes
- 3) Resolution commending members of California Incident Management Team 3 for their efforts supporting disaster recovery at the Pentagon - ADOPTED RESOLUTION; MADE PRESENTATION TO DEPUTY CHIEF STEVE GAGE; CHIEF DAN CLARK AND DEPUTY CHIEF STEVE GAGE HEARD; TEAM MEMBERS PRESENT WERE INTRODUCED: DAN KLEINMAN, PAT CAPRIOLI, STEVE SHOEMAKER, SHERRI BENNETT, KEVIN HARPER, BOB LECHTRECK, NICK DUNN, AND BOB KLINOFF
- Mc-Pe
All Ayes
- 4) Proclamation proclaiming October 18 through October 21, 2001 as Veteran's Stand Down 2001 in Kern County - PROCLAIMED; REFERRED TO CLERK OF THE BOARD FOR PREPARATION
- Pz-Pe
All Ayes
- *5) Ratify Proclamation proclaiming October 5, 2001 as Drury Laners Day in Kern County - PROCLAIMED; REFERRED TO CLERK OF THE BOARD FOR PREPARATION

PUBLIC REQUESTS

- 6) Request of Lois Chaney, League of Women Voters, Campaign Finance Reform Committee, to address the Board regarding a proposed ordinance to govern campaigns for Kern County elective offices - LOIS CHANEY, LAURA DENNISON, PAM PECARICH, AND WARD WOLLISON, CCAPE, HEARD
- Pz-Pr
All Ayes
- REFERRED TO COUNTY COUNSEL FOR REVIEW; RECEIVED AND FILED DOCUMENTS

APPOINTMENTS

- Pz-Pe
All Ayes
- *7) Appointment of Keith Morris to the Fairhaven Industrial Fire Protection District, term to expire March 4, 2005 - MADE APPOINTMENT
- Pz-Pe
All Ayes
- *8) Appointment of Roger Allred as Fourth District Member to the Kern Asset Leasing Corporation, term to expire December 6, 2003 - MADE APPOINTMENT
- Pz-Pe
All Ayes
- *9) Reappointments and appointments to the Employers' Training Resource Workforce Investment Board as follows: reappoint Dale Avery, Les Clark, Fred Drew, Chris Frank, Sharon Girod, Roger Hargis, Danny Kane, Nick Kavanaugh, Magda Menendez, John Nilon, Bob Ortiz, Mary Jo Pasek, and Sandra Serrano, terms to expire June 30, 2004; appoint Richard Beene (replacing Jim Burke), Allan Jaffe (replacing Ray Dezember), Allen Lyda (replacing Cheri Diebel), Tom Randour (replacing Susan Richberg), and Mary Jane Wilson (replacing Stuart Witt) as Business members, terms to expire June 30, 2004; appoint Norma Rojas-Mora (replacing Bill Carter) as a One-Stop member, term to expire June 30, 2004; and appoint Sheryl Barbich (replacing Terry Arnold) as a Business member, term to expire December 31, 2002 - MADE APPOINTMENTS

Pz-Pe
All Ayes

- *10) Reappointments and appointments to the Employers' Training Resource Workforce Investment Board, Youth Council Subgroup as follows: reappoint Tomas Arciniega, Les Clark, Bill Hatcher, Susan Hersberger, Nick Kavanaugh, Danielle McKinney, Magda Menendez, Sandy Middlesteadt, Bob Ortiz, Connie Ramirez, Larry Reider and Marie Travis, terms to expire June 30, 2004; appoint Norma Rojas-Mora as Public Agency - Housing Authority member (replacing Bill Carter); Joann Murphy as Public Agency - Probation Department member (replacing Ray Davis); Dr. Lynne Hall as Education - Bakersfield College member (replacing Sandra Serrano); Jan Hensley as Education - Bakersfield City School District member (replacing Jean Fuller); Delie Hughes as Parent member (replacing Cherie Anderson), and Maria Najera as Student member (replacing Jill Olson), terms to expire June 30, 2004; appoint Christina Martinez as Student member (replacing Dennis Anderson), and Diane Dominguez as Job Corps member (replacing Teno Navarro), terms to expire December 31, 2002 - MADE APPOINTMENTS

PUBLIC PRESENTATIONS

- 11) 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! - ROY WEYGAND, PRESIDENT, KERN COUNTY TAXPAYERS ASSOCIATION, COMMENTED ON THE EFFICIENCIES AND CLEANLINESS AT KERN MEDICAL CENTER

DR. B.A. JINADU, DIRECTOR OF PUBLIC HEALTH, ADDRESSED PUBLIC CONCERNS RELATIVE TO BIOLOGICAL THREATS IN OUR COMMUNITY AND REASSURED THE BOARD AND THE PUBLIC THAT KERN COUNTY AGENCIES ARE PREPARED TO RESPOND

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

- 12) 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 PETERSON REPORTED THAT HE PLANS TO TESTIFY BEFORE THE CALIFORNIA HIGH-SPEED RAIL AUTHORITY AND FEDERAL RAILROAD ADMINISTRATION ON NOVEMBER 14, 2001 ON BEHALF OF THE BOARD OF SUPERVISORS

Pe-Pz
All Ayes

RECEIVED AND FILED DOCUMENT

SUPERVISOR MCQUISTON REPORTED ON A MEETING HELD WITH THE CHIEF OF STAFF OF THE GOVERNOR OF THE STATE OF NEVADA REGARDING THE SOUTHWEST DEFENSE COMPLEX AND SOUTHWEST DEFENSE ALLIANCE; HE ALSO RECOGNIZED AND INTRODUCED A NEW MEMBER OF HIS STAFF, BRENT RUSH

DEPARTMENTAL REQUESTS

AGING AND ADULT SERVICES

Pz-Mc
All Ayes

- 13) Presentation of Bi-Annual Message from the Commission on Aging by former Chairman Deanna J. Sutherland - RECEIVED AND FILED

AGRICULTURAL COMMISSIONER/SEALER

Pz-Pe
All Ayes

- *14) Proposed retroactive Agreement (State Contract No. 01-0280) with California Department of Food and Agriculture to reimburse Kern County for supervision and enforcement of the Nematode Program within Kern County for Fiscal Year 2001/2002, in an amount not to exceed \$2,000 (prior notification June 26, 2001)- APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 982-2001

AUDITOR-CONTROLLER-COUNTY CLERK

Pz-Pe
All Ayes

- *15) Certificate of Appointments for the Uniform District Election Law (UDEL) Election to be held November 6, 2001 - APPOINTED THE PERSONS NAMED IN OFFICIAL APPOINTMENTS

Pz-Pe
All Ayes

- *16) Certificate of Appointments for the Consolidated Districts Election to be held November 6, 2001 in Landowner Districts - APPOINTED THE PERSONS NAMED IN OFFICIAL APPOINTMENTS

BOARD OF TRADE

Mc-Pz
All Ayes

- 17) Request for authorization to proceed with implementation of Tourism Promotion Grant Program with revised application and evaluation criteria - APPROVED

CLERK OF THE BOARD

Pe-Pr
All Ayes

- 18) Selection of California State Association of Counties (CSAC) Board of Directors Members for 2002 - SELECTED SUPERVISOR KEN PETERSON AS MEMBER AND SUPERVISOR PETE PARRA AS ALTERNATE MEMBER; DIRECTED CLERK OF THE BOARD TO PROVIDE NOTIFICATION TO CSAC

DISTRICT ATTORNEY

- Pz-Pe *19) Unusual travel request for District Attorney Family Support
All Ayes employee Carolyn Mack to attend the Western Interstate Child
Support Enforcement Conference in San Antonio, Texas, October 19
through October 26, 2001, in an amount not to exceed \$304 -
APPROVED; AUTHORIZED AUDITOR-CONTROLLER TO PAY

EMPLOYERS' TRAINING RESOURCE

- Pz-Pe *20) Proposed retroactive approval of proposed performance-based
All Ayes Agreement with La Cooperative Campesina de California for a
migrant and seasonal farmworker energy conservation program, from
June 28, 2001 through December 31, 2001 - APPROVED; AUTHORIZED
CHAIRMAN TO SIGN AGREEMENT 983-2001

- Pz-Pe *21) Proposed retroactive Agreement with the McFarland Unified School
All Ayes District for employment and training services primarily for youths
aged 14-21 in the McFarland area, from July 1, 2001 through June
30, 2002, in an amount not to exceed \$59,431 (prior notification
June 19, 2001) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT
984-2001

- Pz-Pe *22) Proposed retroactive Agreement with Wasco Unified School District
All Ayes for employment and training services to Workforce Investment Act
eligible individuals in the Wasco area, from July 1, 2001 through
June 30, 2002, in an amount not to exceed \$129,978 (prior
notification June 19, 2001) - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 985-2001

- Pz-Pe *23) Proposed retroactive Agreement with Employment Development
All Ayes Department for various job placement activities authorized under
the California Work Opportunity and Responsibility to Kids
(CalWORKs) program in Eastern Kern County, from July 1, 2001
through June 30, 2002, in an amount not to exceed \$114,312 (prior
notification June 19, 2001) - APPROVED; AUTHORIZED CHAIRMAN TO
SIGN AGREEMENT 986-2001

FIRE DEPARTMENT

- WITH- *24) Proposed retroactive Agreement with Communication Access Partners,
DRAWN Inc., for sign language interpreter services (not to exceed
\$1,500) -

- Pz-Pe *25) Request for approval of intent to donate surplus fire equipment
All Ayes to the state of Michoacan, Mexico - APPROVED; DIRECTED COUNTY
COUNSEL TO PREPARE NOTICE OF INTENT TO DONATE AND CLERK OF THE
BOARD TO PUBLISH NOTICE

- Pz-Pe *26) Request for approval of intent to donate surplus fire equipment
All Ayes to the California City Fire Department - APPROVED; DIRECTED COUNTY
COUNSEL TO PREPARE NOTICE OF INTENT TO DONATE AND CLERK OF THE
BOARD TO PUBLISH NOTICE

HUMAN SERVICES

Pz-Pe *27) Request to employ retired County employee Mary Bolinger, Human
All Ayes Services Supervisor, Range 50.7, Step E, for a period not to
exceed 120 working days or 960 hours, whichever is greater, in the
12-month period following date of employment - APPROVED

KERN MEDICAL CENTER

Pz-Pe *28) Proposed retroactive Amendment No. 1 to Agreement No. 167-2000
All Ayes with Sierra Pacific Anesthesia Group for anesthesia services, from
November 5, 1999 to November 4, 2004, in an amount not to exceed
\$16,985,890 in order to amend monthly fee - APPROVED; AUTHORIZED
CHAIRMAN TO SIGN AGREEMENT 987-2001

Pz-Pe *29) Proposed Agreement with Karen Warrick for psychotherapeutic
All Ayes services for family practice residency program, from October 18,
2001 to October 17, 2002, in an amount not to exceed \$70,000 -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 988-2001

Pz-Pe *30) Proposed Amendment No. 1 to Agreement No. 983-2000 with Sarojini
All Ayes V. Rajguru for psychiatry services, from October 10, 2000 to
October 9, 2002, in an amount not to exceed \$320,000 - APPROVED;
AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 989-2001

Pz-Pe *31) Recommended appointment of four (4) practitioners to medical staff
All Ayes membership - APPROVED

Pz-Pe *32) Request for additional privileges with proctoring for one (1)
All Ayes practitioner - APPROVED

Pz-Pe *33) Recommended reappointment of six (6) practitioners to medical
All Ayes staff membership - APPROVED

Pz-Pe *34) Recommended extension of the provisional period for eight (8)
All Ayes practitioners - APPROVED

Pz-Pe *35) Recommended proposed delineation of clinical privileges for
All Ayes Obstetrics/Gynecology - APPROVED

Pz-Pe *36) Recommended release of proctoring for twenty seven (27)
All Ayes practitioners - APPROVED

Pz-Pe *37) Request for approval of retroactive unusual travel request for
All Ayes Duong Phung, M.D., for specialty training in reproductive
endocrinology in Torrance, California, from January 28, 2001
through February 11, 2001, in an amount not to exceed \$538.82 -
APPROVED; AUTHORIZED AUDITOR CONTROLLER TO PAY

Pz-Pe *38) Notification of retroactive Agreement with Comprehensive Blood &
All Ayes Cancer Center for professional services - RECEIVED AND FILED

Pz-Pe *39) Proposed Agreement with Dale Martin for consultation on financial
All Ayes systems and reporting, from October 16, 2001 to October 15, 2002,
in an amount not to exceed \$141,450 - APPROVED; AUTHORIZED
CHAIRMAN TO SIGN AGREEMENT 990-2001

Pz-Pe *40) Proposed addition of one (1) full-time Social Worker I/II, one (1) All Ayes full-time Medical Secretary/Trainee, one (1) full-time Pharmacy Technician I/II/III; one (1) full-time Marketing and Promotions Associate; one (1) full-time Typist Clerk I/II; one (1) full-time Secretary; and one (1) full-time Supervising Clinical Laboratory Scientist positions; deletion of one (1) vacant Home Health Care Pharmacy Technician, one (1) vacant full-time Healthcare Planning Assistant, one (1) vacant full-time Typist Clerk III, one (1) vacant full-time Information Systems Specialist Senior/III/II-DT/I-DT, effective October 16, 2001; deletion of one (1) part-time Social Worker I/II, one (1) Typist Clerk III and one (1) part-time Secretary position, effective November 6, 2001 - APPROVED; REFERRED TO PERSONNEL DEPARTMENT TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

MENTAL HEALTH SERVICES

Pz-Pe *41) Proposed Agreement with Family Care Network, Inc., to provide All Ayes children's therapeutic behavioral services for County clients residing in the greater Bakersfield area, from October 16, 2001 through June 30, 2002, in an amount not to exceed \$92,800 (Medi-Cal; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 991-2001

PERSONNEL

Pz-Pe *42) Correction to classification of positions recommended by Civil All Ayes Service Commission effective October 20, 2001 - APPROVED; REFERRED TO PERSONNEL TO AMEND THE DEPARTMENTAL POSITION AND SALARY SCHEDULE

PUBLIC HEALTH SERVICES

Pz-Pe *43) Proposed conversion of the Kern County Children's Trust Fund from All Ayes non-interest to an interest bearing account - APPROVED

Pz-Pe *44) Proposed retroactive Agreement with Department of Health Services, All Ayes State of California, for State Children's Health Insurance Program (SCHIP), from July 1, 2001 through December 31, 2001, in an amount not to exceed \$95,000 (prior notification September 18, 2001) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 992-2001 PENDING APPROVAL OF COUNTY COUNSEL

Pz-Pe *45) Request to accept the Tuberculosis Local Assistance Award and Food All Ayes and Shelter Allotment for Fiscal Year 2001-2002 in an amount not to exceed \$272,439 - APPROVED

Pz-Pe *46) Request to co-sponsor the Women of Color Conference on October 20, All Ayes 2001, in an amount not to exceed \$1,300 - APPROVED; AUTHORIZED AUDITOR CONTROLLER TO PAY

SHERIFF

Pz-Pe *47) Application to hold a parade - Kern River Valley Chamber of
All Ayes Commerce on November 24, 2001 - FOUND THAT THE SHERIFF HAS NOTED
HIS APPROVAL ON THE PERMIT AND THAT THE PARADE WILL NOT RESULT IN
THE UNDUE OR UNMANAGEABLE OBSTRUCTION OR HINDRANCE OF TRAFFIC ON
THE HIGHWAY WHERE IT IS TO BE HELD; WILL NOT LEAD TO BREACH OF THE
PEACE, PROPERTY DAMAGE, OR OTHER DISORDERLY OR UNLAWFUL CONDUCT;
WILL NOT CONFLICT WITH OTHER PARADES PREVIOUSLY GRANTED PERMITS,
AND THAT THE SHERIFF HAS FACILITIES TO PROPERLY SUPERVISE THE
PARADE; APPROVED PERMIT; AUTHORIZED CHAIRMAN TO SIGN

Pz-Pe *48) Request to accept modified grant award from the Office of Criminal
All Ayes Justice Planning for the Rural Crime Prevention Program - ACCEPTED
GRANT AWARD; APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN
THE AMOUNT OF \$17,000 TO APPROPRIATIONS FOR CONTINGENCIES;
APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$7,337 FROM
APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 2210; APPROVED
BUDGET TRANSFER IN THE AMOUNT OF \$9,663 TO DISTRICT ATTORNEY'S
BUDGET UNIT 2180

TREASURER-TAX COLLECTOR

Pz-Pe *49) Cash Receipts and Disbursements for September 2001 - RECEIVED AND
All Ayes FILED

Pz-Pe *50) Proposed Agreement and Resolution for sale of tax-defaulted
All Ayes property to the City of Wasco - APPROVED; ADOPTED RESOLUTION 2001-
387; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 993-2001

CLOSED SESSIONS

COUNTY ADMINISTRATIVE OFFICE

Pe-Pz 51) Request for Closed Session regarding Meet and Confer, CCAPE,
All Ayes KCFFU, KCPA, and KLEA -

COUNTY COUNSEL

Pe-Pz 52) Request for Closed Session regarding significant litigation
All Ayes against the County (two cases). (Government Code Section
54956.9(b)(1)(3))(A) -

Pr-Mc 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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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! - DE VICTOR MASON, KERN PUBLIC ACCESS TELEVISION, HEARD REGARDING PUBLIC ACCESS TELEVISION AND CABLE FRANCHISES

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

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY
Planning Department

Streets and Highways

S.D. #1

Pe-Pr
All Ayes

- *3) Request from MDC Bakersfield, Inc., by The Luisch Company, for a Summary Vacation of Sagewood Drive and Wishon Drive lying south of Seventh Standard Road at the southwest corner of Seventh Standard Road and State Route 65 (Porterville Highway), northwest of Bakersfield, Map 102-4 - ADOPTED RESOLUTION 2001-388 APPROVING VACATION, RESERVING AND EXCEPTING APPROPRIATE UTILITY EASEMENTS, WITH RESOLUTION TO BE RECORDED UPON WRITTEN CONFIRMATION FROM THE PLANNING DIRECTOR TO THE CLERK OF THE BOARD THAT A CERTIFICATE OF COMPLIANCE FOR LOT LINE ADJUSTMENT 64-01 HAS RECORDED

Pe-Pr
All Ayes

- *4) Request from Barbara Gordon, by Cornerstone Engineering, Inc., for a Summary Vacation of a portion of Llama Way, north of Sycamore Drive and East Gordon, off Wheeler Way, Wofford Heights, Map 17-29 - ADOPTED RESOLUTION 2001-389 APPROVING VACATION, RESERVING AND EXCEPTING APPROPRIATE UTILITY EASEMENTS, WITH RESOLUTION TO BE RECORDED UPON WRITTEN CONFIRMATION FROM THE PLANNING DIRECTOR TO THE CLERK OF THE BOARD THAT ADDITIONAL DEDICATION HAS BEEN RECORDED TO MAINTAIN THE REQUIRED 60-FOOT WIDTH OF THE EASEMENT

Land Use

S.D. #2

Pe-Pr
All Ayes

- *5) Notice of Nonrenewal of Land Use Contract, Notice of Nonrenewal No. 01-4, from Tejon Ranchcorp to nonrenew 348.77 acres of contracted land within Agricultural Preserve No. 19 - DIRECTED CLERK OF THE BOARD TO RECORD NOTICE OF NONRENEWAL AND TRANSMIT A COPY OF RECORDED DOCUMENT TO PLANNING

Pe-Pr
All Ayes

- *6) Notice of Nonrenewal of Land Use Contract, Notice of Nonrenewal No. 01-5, from Tejon Ranchcorp to nonrenew approximately 150 acres of contracted land within Agricultural Preserve No. 19 - DIRECTED CLERK OF THE BOARD TO RECORD NOTICE OF NONRENEWAL AND TRANSMIT A COPY OF RECORDED DOCUMENT TO PLANNING

Pe-Pr
All Ayes

- *7) Notice of Nonrenewal of Land Use Contract, Notice of Nonrenewal No. 01-6, from Tejon Ranchcorp to nonrenew approximately 440 acres of contracted land within Agricultural Preserve No. 19 - DIRECTED CLERK OF THE BOARD TO RECORD NOTICE OF NONRENEWAL AND TRANSMIT A COPY OF RECORDED DOCUMENT TO PLANNING

Miscellaneous

S.D. #2

- Pe-Pr
All Ayes
- *8) Proposed Memorandum of Agreement establishing conditions on \$15,000 in funding from Kern Council of Governments for technical assistance related to development of the Mojave Specific Plan - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 994-2001; NAMED PLANNING DIRECTOR AS AUTHORIZED REPRESENTATIVE FOR SIGNING DOCUMENTS RELATED TO ADMINISTRATION OF THE AGREEMENT

RESOURCE MANAGEMENT AGENCY

All S.D.'s

- Pe-Pr
All Ayes
- *9) San Joaquin Valley Water Coalition (Coalition) update and draft Coalition Resolution supporting funding and streamlined permitting for water storage and watershed management projects - APPROVED FORM OF RESOLUTION; REQUESTED SAN JOAQUIN VALLEY WATER COALITION TO SUPPORT RESOLUTION AND FORWARD IT TO THE SAN JOAQUIN VALLEY REGIONAL ASSOCIATION OF COUNTY SUPERVISORS FOR ADOPTION; RECEIVED AND FILED DOCUMENTS

RESOURCE MANAGEMENT AGENCY

Community Development Program

Continued Hearing

S.D. #3

- 10) Public hearing for proposed amendment to the County of Kern's Fiscal Year 1992-1993 HOME Investment Partnerships (HOME) Program to revise the Living Connections, Inc./Elmwood Place project description by changing the class of beneficiaries (from 9/18/2001) - CONTINUED HEARING; LARRY KLEIER HEARD

- Pe-Pz
All Ayes
- REFERRED TO COMMUNITY DEVELOPMENT AND COUNTY COUNSEL TO DEVELOP A FORECLOSURE POLICY FOR HOME PROGRAM LOANS AND REPORT BACK TO THE BOARD ON TUESDAY, OCTOBER 30, 2001, AT 2:00 P.M.

ELAINE JAMESON; LOREN KLEIER; ANITA SPARKS; KATHLEEN CHAMBERS; LAUREL BRITTON; NICK DAMIAN, KERN VISTA; MARY LOU BRUNS, LIVING CONNECTIONS; AND ALLEN FOX, HEARD

- Pe-Pz
All Ayes
- CONTINUED PROGRAM AMENDMENT TO BE HEARD WITH A CONDITIONAL USE PERMIT (CUP) FOR THE PROPOSED SOBER LIVING USE; DIRECTED STAFF TO PROVIDE NOTICE OF THE COMBINED HEARING ON PROGRAM AMENDMENT AND CUP TO INCLUDE OWNERS WITHIN 1,000 FEET OF PROJECT AND THOSE REQUESTING SPECIAL NOTICE; RECEIVED AND FILED DOCUMENTS

- Pe-Pr
All Ayes
- *11) Proposed Agreement with the California Water Service Company (Cal Water) and Airport Mutual Water Company to provide Community Development Block Grant (CDBG) funding in the amount of \$481,238 for the Airport Acres Water System Improvements - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 995-2001; AUTHORIZED COUNTY TO IMPLEMENT PROJECT ON BEHALF OF CALIFORNIA WATER SERVICE COMPANY AND AIRPORT MUTUAL WATER COMPANY

RESOURCE MANAGEMENT AGENCY
Engineering and Survey Services

Hearing

S.D. #4

- Pe-Pr
All Ayes
- *12) Proposed Resolution ordering the extension of Zones of Benefit Nos. 3, 5, 7, 8 and 10 in County Service Area No. 71, determining to adopt and accept an Ordinance enacting assessments for the area included within the boundaries extended herein, Tract 5831, located south of Olive Drive and east of Allen Road (from 10/09/2001) - REFERRED BACK TO STAFF

S.D. #1

- Pe-Pr
All Ayes
- *13) Proposed Joint Powers Agreement with City of Shafter to own, operate and maintain the Southwest Shafter Water Improvement Project - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 996-2001

S.D. #2

- Pe-Pr
All Ayes
- *14) Proposed Contract No. 02002 with Griffith Company for construction of Mojave Drainage Improvements, in an amount not to exceed \$347,248 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 997-2001

S.D. #3

- Pe-Pr
All Ayes
- *15) Proposed Amendment No. 1 to Agreement 1165-2000 with Cannon Associates for additional engineering services associated with design of North Beardsley Curb and Gutter Improvements, adding \$25,000 to the contract, for a new total of \$108,355 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 998-2001

S.D. #4

- Pe-Pr
All Ayes
- *16) Proposed Contract No. 02004 with Brinar Construction for construction of Frazier Park Drain-Phase V, in an amount not to exceed \$204,976 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 999-2001

S.D. #5

- Pe-Pr *17) Proposed Resolution of Intention to establish Zone of Benefit No. 4 within County Service Area No. 11, Rexland Acres - ADOPTED
All Ayes RESOLUTION 2001-390 OF INTENTION TO ESTABLISH ZONE OF BENEFIT NO. 4 WITHIN COUNTY SERVICE AREA NO. 11; SET PUBLIC HEARING FOR TUESDAY, DECEMBER 4, 2001, AT 2:00 P.M. TO RECEIVE PUBLIC INPUT AND TABULATE BALLOTS; DIRECTED ENGINEERING & SURVEY SERVICES TO MAIL NOTICES AND BALLOTS, ALONG WITH AN ENGINEER'S REPORT, TO ALL PROPERTY OWNERS AFFECTED, AND TO CONDUCT A PUBLIC INFORMATIONAL MEETING IN COMPLIANCE WITH ARTICLE XIII D OF THE CALIFORNIA CONSTITUTION; DIRECTED CLERK OF THE BOARD TO PUBLISH NOTICE OF HEARING AND FILE A NOTICE OF EXEMPTION, PURSUANT TO SECTION 15061(b)(3) OF CEQA GUIDELINES

RESOURCE MANAGEMENT AGENCY
Roads Department

S.D. #1

- Pe-Pr *18) Contract No. 20014, Change Order No. 3 for construction on Famoso
All Ayes Road, South Granite Road, and Granite Road, an increase of \$728, for a new total of \$1,606,632.96 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

- Pe-Pr *19) Easement Deed and proposed Right-of-Way Contract with Linda
All Ayes Lunsford deeding County a 200 square-foot portion of her property for the improvement of Twenty-Mule Team Road, for a cost to County of \$500 - APPROVED; ACCEPTED DEED AND ORDERED RECORDED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 1000-2001; AUTHORIZED AUDITOR-CONTROLLER TO MAKE PAYMENT

S.D. #5

- Pe-Pr *20) Proposed Resolution to Declare three (3) new intersection wheel
All Ayes chair ramps at Union Avenue and Belle Terrace as a public highway and incorporate them into the County Road System - APPROVED; ADOPTED RESOLUTION 2001-391; DIRECTED CLERK OF THE BOARD TO RECORD

S.D.'s #1 & #2

- Pe-Pr *21) Contract No. 01041, Notice of Completion for construction of
All Ayes asphalt concrete overlay (windrow stockpile) at various locations in eastern Kern County - RECEIVED AND FILED

All S.D.'s

- Pe-Pr *22) Contract No. 01042, Notice of Completion for construction of
All Ayes asphalt concrete overlay (windrow stockpile) at various locations in Kern County - RECEIVED AND FILED

WASTE MANAGEMENT

S.D.'s #1 & #2

- Pe-Pr *23) Contract 02011, Plans, Special Provisions and Notice to
All Ayes Contractors for construction of earthworks at Bakersfield
Metropolitan (Bena) Sanitary Landfill - APPROVED; AUTHORIZED
CHAIRMAN TO SIGN; AUTHORIZED WASTE MANAGEMENT TO PUBLISH NOTICE
TO CONTRACTORS; BID OPENING TO BE WEDNESDAY, NOVEMBER 14, 2001,
AT 11:00 A.M.

All S.D.'s

- Pe-Pr *24) Report concerning update on implementation of cost savings
All Ayes measures to reduce days and hours of operation at County disposal
facilities, and proposed deletion of two (2) full-time Disposal
Site Gate Attendant positions - RECEIVED AND FILED; APPROVED;
REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY
SCHEDULE

COUNTY ADMINISTRATIVE OFFICE

Hearing

- Pe-Pr *25) Public hearing for use of the United States Department of Justice
All Ayes Local Law Enforcement Block Grant Program funds - OPENED HEARING;
NO ONE HEARD; CLOSED HEARING; APPROVED ALLOCATING \$469,939 OF
GRANT FUNDS AND \$52,215 OF COUNTY GENERAL FUNDS TO SHERIFF'S
DEPARTMENT FOR OVERTIME EXPENDITURES; APPROVED ALLOCATING \$70,000
OF GRANT FUNDS AND \$7,778 OF COUNTY GENERAL FUNDS TO THE DISTRICT
ATTORNEY FOR PROSECUTION OF VIOLENT CRIME

- Pe-Pr *26) Proposed Amendment No. 3 to Joint Powers Agreement with Kern
All Ayes County Board of Education establishing the Museum Authority to
provide financial contribution for Fiscal Year 2001-2002 in an
amount not to exceed \$521,000 and to revise the Museum Authority
Board membership - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT
1001-2001

COUNTY ADMINISTRATIVE OFFICE

General Services Division

S.D. #1

- Pe-Pr *27) Proposed Agreement with Community Connection for Child Care (CCCC)
All Ayes for sublease of space in the Employers' Training Resource Career
Services Center One Stop located at 1816 Cecil Avenue, Delano;
CCCC to pay proportionate share of monthly rent, tenant
improvement expenses and office expenses; term is concurrent with
Master Lease term - 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 1002-
2001

Pe-Pr *28) Plans and Specifications for accessibility upgrade of restrooms
All Ayes at the Shafter Veterans Hall (8920.37002B) (from 10/09/2001) -
APPROVED; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED PURCHASING AGENT
TO SOLICIT BIDS

All S.D.'s

Mc-Pz 29) Report on radio committee's evaluation of vendors' proposals and
All Ayes recommendations for a new radio system - DICK RAKOWSKI, AREA
MANAGER, MOTOROLA; KENT MARTIN, MOTOROLA; AND GARY KIMMERLE,
REGIONAL SALES MANAGER, M/A-COM, HEARD; SHERIFF CARL SPARKS,
HEARD; CONTINUED TO TUESDAY, NOVEMBER 6, 2001, AT 2:00 P.M., TO
REFINE SYSTEM REQUIREMENTS, AND ALLOW THREE ADDITIONAL WEEKS
THEREAFTER FOR VENDORS TO RESPOND

CONSIDERATION OF ORDINANCES INTRODUCED ON OCTOBER 9, 2001

Pe-Pr *30) Proposed Ordinance regarding adoption of new Chapter 4.09 to the
All Ayes Kern County Ordinance Code regarding Filing Claims Against the
County - ENACTED ORDINANCE G-6835

MATTERS FOR EXECUTIVE APPROVAL

Pe-Pr *31) Budget Transfers - APPROVED #29 THROUGH #35
All Ayes

Pe-Pr *32) Minutes for week of September 17, 2001 - APPROVED
All Ayes

Pe-Pr *33) Miscellaneous Letters and Documents - FILED
All Ayes

Pe-Pr *34) Claims and Lawsuits filed with and referred by Clerk of the Board
All Ayes - APPROVED AND FILED

Pe- ADJOURNED TO TUESDAY, OCTOBER 23, 2001, AT 9:00 A.M.

/s/ Denise Pennell
Clerk of the Board

/s/ Barbara Patrick
Chairman, Board of Supervisors

33) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Auditor-Controller-County Clerk

- A) Report on Refunds (Government Code Section 26906) of Erroneous Deposits pursuant to Board Resolution 71-4

Clerk of the Board

- B) Received, certified and forwarded to Recorder for recordation as follows:
1. Tract Map 5893, Phase C (S.D. 1)
 2. Tract Map 5893, Phase D (S.D. 1)
 3. Tract Map 5999, Phase 2 (S.D. 1)
 4. Parcel Map 10722 (S.D. 2)
 5. Parcel Map 10798 (S.D. 4)

Local Agency Formation Commission

- C) Proceeding No. 1304, Resolution No. 01-22, in the matter of Los Angeles consolidated Fire Protection District Detachment (Copies to each Supervisor and CAO)
- D) Proceeding No. 1302, Resolution No. 01-20, in the matter of City of Bakersfield, Annexation No. 418 (Meacham No. 2) (Copies to each Supervisor and CAO)
- E) Proceeding No. 1305, Resolution No. 01-21, in the matter of City of Bakersfield, Annexation No. 419 (Brimhall No. 7) (Copies to each Supervisor and CAO)
- F) Proceeding No. 1306, Notice of Hearing, in the matter of County Service Area No. 14, Annexation No. 2 (Copies to each Supervisor and CAO)
- G) Proceeding No. 1307, Notice of Hearing, in the matter of City of Delano, Annexation No. 29 (Copies to each Supervisor and CAO)

Sheriff

- H) Two (2) thank you letters to companies for donations for construction of a "live fire" house

Miscellaneous

- I) Six (6) letters in support of the Palvinder Singh project (GPA #14, Map #142, ZCC #57, Map #142, Ag. Pres. #10) (Copies to each Supervisor, CAO, Planning and County Counsel)
- J) Letter from Sandra Poole, State Department of Child Support Services, re policy on release of confidential Title IV-D information and records to consumer reporting agencies (Copies to each Supervisor, CAO and District Attorney)
- K) Letter Edward V. Ohlinger, Desert Counseling Clinic (DCC), re request from Ceridian Insurance Company for a DCC team to provide critical incident stress debriefing and grief counseling to members of the New York City Police, Fire and Rescue Departments as well as survivors and families of victims affected by the attack on the World Trade Center and Pentagon (Copies to each Supervisor, CAO and Mental Health)

- L) Letter from George B. (Peter) Abbott, State Department of Health Services, re availability of Emergency Medical Services Appropriation (EMSA) for Fiscal year 2001-2002 (Copies to each Supervisor, CAO and Public Health)
- M) Letter from Mike Rippey, Chairman, Napa County Board of Supervisors, re Napa County Board of Supervisors' contribution to Twin Towers Fund (Copies to each Supervisor and CAO)
- N) Letter from Thomas N. Clark, Kern County Water Agency, re Resolution No. 46-01 setting forth the Agency's Zone of Benefit assessments for 2002-2003 (Copies to each Supervisor, CAO, Assessor, Auditor-Controller, Resource Management Agency and County Counsel)
- O) Letter from Joseph E. Drew, Tejon Ranch Company, commending Cheryl Casdorff, Planning Department employee, for exceptional performance (Copies to each Supervisor and CAO)
- P) Letter from Sandi Palumbo, Kern County Medical Society, requesting support for designating the Public Health Department's new Conference Facility/Education Center in honor of Dr. Hans Einstein and the third floor library in memory of Dr. Myrnie A. Gifford, pioneers in the history and study of Coccidioidomycosis (Valley Fever) (Copies to each Supervisor and CAO)
- Q) Letter from Kelly J. Brodie, State Victim Compensation and Government Claims Board, re SB 551, which expands California's Victim Compensation Program to assist family members of victims and other Californian's affected by the terrorist attacks that occurred on September 11, 2001 (Copies to each Supervisor, CAO, Mental Health, Sheriff, District Attorney and Probation)
- R) Thank you letter from Senator Wm. J. "Pete" Knight re Board support of Assembly Constitutional Amendment 10 (Cogdill), which would gradually eliminate ERAF funds (Copies to each Supervisor and CAO)
- S) Letter from Tony Oliveria, Chairman, Kings County Board of Supervisors, re Resolution 01-100 opposing proposed amendments to San Joaquin Valley Air Pollution Control District Regulation VIII (Copies to each Supervisor and CAO)
- T) One (1) letter from an individual 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)
- U) E-mail from Dr. Victor Coker, Nigerian National Petroleum Corporation, re business proposal (Copies to each Supervisor and CAO)
- V) Memorandum from Sissy Smith, San Joaquin Valley Air Pollution Control District, re Citizens Advisory Committee (CAC) Attendance Records for meeting of Tuesday, October 2, 2001 (Copies to each Supervisor and CAO)
- W) Agenda of meeting from Kern County Human Relations Commission on Tuesday, October 9, 2001

- X) Agenda of meeting from In-Home Supportive Services Advisory Committee on Thursday, October 11, 2001
- Y) Agenda of meeting from Central Valley Regional Water Quality Control Board on Friday, October 19, 2001 (Copies to each Supervisor, CAO and Resource Management Agency)
- Z) Minutes of meeting from In-Home Supportive Services Advisory Committee on Thursday, September 13, 2001
- 34) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
 - A) Claim in the matter of Andrea Joy Williams vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - B) Claim in the matter of Darrell Buck vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - C) Claim in the matter of Carmen Renee Wrinkle vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - D) Claim in the matter of Elisa Collins vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - E) Claim in the matter of David H. Lee vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - F) Claim in the matter of Octacino Corona vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - G) Claim in the matter of Saul Lemus vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - H) Claim in the matter of Rene Raul Martinez and Francisca Martinez vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - I) Claim in the matter of Diane Rogers and Jeffrey Caplan vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - J) Claim in the matter of Margaret Kadow vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - K) Claim in the matter of Roxanne Ayala dba Action Pumping Service vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - L) Subrogation claim in the matter of Kimberly Sherrett by State Farm Insurance Companies vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - M) Summons and complaint in the matter of Wilburn D. Robey and Lydia Grizzle vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - N) Summons and complaint in the matter of Marc Anthony Estrella, a minor, by and through his Guardian ad Litem, Monica M. Lara, and Monica M. Lara, individually vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - O) Summons and complaint in the matter of Lillian A. Pickering vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)