

**SUMMARY OF PROCEEDINGS**

**BOARD OF SUPERVISORS - COUNTY OF KERN**

1115 Truxtun Avenue  
Bakersfield, California

**Committee of the Whole**  
Tuesday, May 30, 2006

Following 2:00 P.M. Session

BOARD RECONVENED

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

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

DEPARTMENTAL REQUESTS

COUNTY ADMINISTRATIVE OFFICE

- 2) Discussion regarding County's revised draft Strategic Plan (Fiscal Impact: None) - COUNTY ADMINISTRATIVE OFFICER, RON ERREA, MADE COMMENTS; DEPUTY COUNTY ADMINISTRATIVE OFFICER, SANDRA BARAJAS, PROVIDED AN UPDATE ON REVISIONS TO THE DRAFT STRATEGIC PLAN AND PROPOSED MISSION STATEMENTS; DIRECTOR OF HUMAN SERVICES, BEVERLY BEASLEY JOHNSON, HEARD; REFERRED TO COUNTY ADMINISTRATIVE OFFICE TO INCORPORATE THE FOLLOWING MISSION STATEMENT INTO THE STRATEGIC PLAN: "TO ENHANCE THE QUALITY OF LIFE IN KERN COUNTY BY PROTECTING AND SERVING OUR CITIZENS"

**McQuiston-Maben: All Ayes**

ADJOURNED TO TUESDAY, JUNE 6, 2006, AT 9:00 A.M.  
**Watson**

/s/ Tracey E. Cody  
Administrative Coordinator

/s/ Barbara Patrick  
Chairman, Board of Supervisors

## SUMMARY OF PROCEEDINGS

### BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue  
Bakersfield, California

Regular Meeting  
Tuesday, May 30, 2006

9:00 A.M.

BOARD RECONVENED

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

SALUTE TO FLAG - Led by Supervisor Maben

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

- \*1) Resolution honoring Diane Francis, Department of Parks and Recreation, upon her retirement with over 30 years of service to the County of Kern - ADOPTED RESOLUTION; REFERRED TO BOARD OF TRADE FOR PREPARATION

**Watson-Rubio: All Ayes**

#### PUBLIC PRESENTATIONS

- 2) 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

- 3) 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 RUBIO DISCUSSED COLLABORATIVE EFFORTS TO DATE WITH CITY OFFICIALS, COMMUNITY MEMBERS AND EXPERTS IN THE FIELD OF GANG VIOLENCE

REFERRED TO THE COUNTY ADMINISTRATIVE OFFICE TO REPORT BACK TO THE BOARD ON THE CREATION OF A STANDING COMMITTEE ON GANG VIOLENCE

**Rubio-Maben: All Ayes**

SUPERVISOR RUBIO FURTHER REQUESTED THE COUNTY ADMINISTRATIVE OFFICE PROVIDE INFORMATION ON INCENTIVES FOR COUNTY EMPLOYEES WHO PARTICIPATE IN BIKING TO WORK

DEPARTMENTAL REQUESTS

AGING AND ADULT SERVICES

- \*4) Proposed Amendment No. 1 to Agreement 501-2005 with the City of Delano, for nutrition services in Kern County, to increase FY 2005-2006 funding by an additional \$7,622, to an amount not to exceed \$174,241 (Fiscal Impact: \$7,622; Federal \$5,950; Not Budgeted; County \$1,672; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 436-2006

**Watson-Rubio: All Ayes**

AGRICULTURE AND MEASUREMENT STANDARDS

- \*5) Proposed Agreement with California Department of Food and Agriculture for weighmaster inspection and audit, and inspection of establishments selling petroleum products, effective July 1, 2006 through June 30, 2007, in an amount not to exceed \$23,100 (Fiscal Impact: \$23,100; State; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 437-2006

**Watson-Rubio: All Ayes**

- \*6) Proposed Agreement with the California Cantaloupe Advisory Board for the inspection of cantaloupes, effective June 1, 2006 through October 31, 2006, in an amount not to exceed \$13,148 (Fiscal Impact: \$13,148; Cantaloupe Advisory Board; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 438-2006

**Watson-Rubio: All Ayes**

CLERK OF THE BOARD

- \*7) Amended Conflict of Interest Codes for the Resource Management Agency (incorporates Animal Control Commission) and Environmental Health Services (No Fiscal Impact) - APPROVED

**Watson-Rubio: All Ayes**

- \*8) Proposed approval of mid-year fixed asset acquisition: Video Web Streaming System, in the amount of \$75,000 (Fiscal Impact: \$75,000; Not Budgeted; Discretionary) - APPROVED

**Watson-Rubio: All Ayes**

COUNTY COUNSEL

- \*9) Proposed Agreement for Legal Services with Hargrove & Costanzo for formation of proposed assessment district and issuance of bonds for Rexland Acres sewer system, in an amount not to exceed \$27,500 (Fiscal Impact: \$27,500; Grant Funds; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 439-2006

**Watson-Rubio: All Ayes**

- \*10) Proposed Ordinance amending Kern County Ordinance Code section 2.130.140 to increase the Kern County Local Campaign Finance Hearing Panel from three (3) to five (5) members, with two (2) attorney members - WAIVED READING; INTRODUCED ORDINANCE

**Watson-Rubio: All Ayes**

DISTRICT ATTORNEY

- \*11) Request to appropriate unanticipated revenue from the D.A. - Court Ordered Penalties Trust Fund for reimbursement of costs incurred in consumer protection cases (Fiscal Impact: \$88,195; No impact to the General Fund; Not Budgeted; Discretionary) - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$88,195 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$88,195 FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 2180; APPROVED TRANSFER OF \$88,195 FROM D.A. COURT ORDERED PENALTIES TRUST FUND (24038) TO GENERAL FUND (00001)

**Watson-Rubio: All Ayes**

- \*12) Proposed Resolution authorizing the District Attorney to submit grant application to the Governor's Office of Emergency Services for the Violence Against Women Prosecution Program, for Fiscal Year 2006-2007 (Fiscal Impact: None) - APPROVED; ADOPTED RESOLUTION 2006-188

**Watson-Rubio: All Ayes**

- \*13) Proposed Resolution authorizing the District Attorney to submit grant application to the Governor's Office of Emergency Services for the Anti-Drug Abuse Enforcement Program, for Fiscal Year 2006-2007 (Fiscal Impact: None) - APPROVED; ADOPTED RESOLUTION 2006-189

**Watson-Rubio: All Ayes**

EMPLOYERS' TRAINING RESOURCE

- \*14) Proposed retroactive Agreement with the State Employment Development Department to provide employment and training services to Workforce Investment Act eligible youth in Kern, Inyo and Mono Counties, for the period April 1, 2006 through June 30, 2008, in an amount not to exceed \$3,718,094 (Fiscal Impact: \$3,718,094; State Grant; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 440-2006

**Watson-Rubio: All Ayes**

FIRE DEPARTMENT

- \*15) Request to employ retired County employees, Bill Bishop, Fire Captain, Range 64.7, Step E; and, Wally Grogan, Fire Engineer, Range 62.3, Step E, for a period not to exceed 120 working days or 960 hours, whichever is greater, in the 12-month period following the date of employment (Fiscal Impact: Approximately \$70,685; Fire Cost Reimbursement; Budgeted; Discretionary) - APPROVED

**Watson-Rubio: All Ayes**

HUMAN SERVICES

- \*16) Request to appropriate unanticipated revenue from Federal and State Government for Welfare Administration (Fiscal Impact: \$3,672,355 State/Federal; \$0 County; Not Budgeted; Discretionary) - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$3,672,355 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$3,672,355 FROM APPROPRIATIONS FOR CONTINGENCIES TO BUDGET UNIT 5120

**Watson-Rubio: All Ayes**

KERN MEDICAL CENTER

- 17) Update report regarding Kern Medical Center's financial condition (Fiscal Impact: None) - RECEIVED AND FILED

**Rubio-Maben: All Ayes**

- \*18) Notification of proposed retroactive Agreement with Vedior North American, LLC, doing business as Clinical One, an independent contractor, for temporary nurse staffing (Fiscal Impact: None) - RECEIVED AND FILED

**Watson-Rubio: All Ayes**

- \*19) Notification of proposed retroactive Agreement with Mansoor Gilani, D.D.S., an independent contractor, for dental services to adult inmates detained in the Lerdo facility (Fiscal Impact: None) - RECEIVED AND FILED

**Watson-Rubio: All Ayes**

- \*20) Proposed Agreement with Mansour Tafazoli, M.D., an independent contractor, for radiology services, from May 30, 2006 through May 29, 2008, in an amount not to exceed \$360,000 (Fiscal Impact: \$360,000; KMC Enterprise Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 441-2006

**Watson-Rubio: All Ayes**

- 21) Proposed Agreement with Jackson & Coker Locum Tenens, LLC, an independent contractor, for temporary pathology and neurological surgery services, from May 30, 2006 through May 29, 2008, in an amount not to exceed \$200,000 (Fiscal Impact: \$200,000; KMC Enterprise Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 442-2006

**Rubio-Watson: All Ayes**

MENTAL HEALTH SERVICES

- \*22) Proposed Amendment No. 2 to Agreement 301-2005 with Richard N. Feldman, M.D., to adjust service levels to match actual service demand and increase maximum compensation from its original amount of \$168,000 to an amount not to exceed \$195,000 (an increase of \$27,000) (Fiscal Impact: \$27,000; MHSA Funded; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 443-2006

**Watson-Rubio: All Ayes**

- \*23) Proposed Amendment No. 2 to Agreement 480-2004 with Valueoptions, Inc., to adjust administrative rates and extend the term of the agreement through FY 2006-2007 (Fiscal Impact: \$175,000; Medi-Cal, State; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 444-2006

**Watson-Rubio: All Ayes**

- \*24) Proposed Amendment No. 2 to Agreement 598-2005 with Bakersfield Memorial Hospital, dba Memorial Center, to revise language regarding mandatory meeting requirements, compliance with the Immigration Reform and Control Act, the impact of liens on contractor compensation and cost reporting, and reimbursable salary limits for executive employees, and to adjust service levels to match service provision by decreasing from its original amount of \$18,000 to an amount not to exceed \$6,000 (a decrease of \$12,000) (Fiscal Impact: (\$12,000); State and Realignment Funded; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 445-2006

**Watson-Rubio: All Ayes**

- \*25) Proposed Agreement with Benjamin Aleshire for Mental Health Services provided in accordance with the Association of Psychology Postdoctoral and Internship Center/Kern County Psychology Internship Consortium, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$25,045 (Fiscal Impact: \$25,045, Realignment, State; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 446-2006

**Watson-Rubio: All Ayes**

- \*26) Proposed Agreement with American Health Services L.L.C., dba Bakersfield Medical and Mental Health Services, to provide methadone maintenance treatment services, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$900,000 (Fiscal Impact: \$900,000, Drug Medi-Cal; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 447-2006

**Watson-Rubio: All Ayes**

- \*27) Proposed Agreement with ASC Treatment Group dba The Anne Sippi Clinic, to provide mental health treatment and rehabilitation services for County severely emotionally disturbed clients, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$36,500 (Fiscal Impact: \$36,500; State; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 448-2006

**Watson-Rubio: All Ayes**

- \*28) Proposed Agreement with Catholic Charities, Diocese of Fresno, to provide representative payee services for mentally ill and/or conditional release (CONREP) program clients who reside in the Bakersfield area, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$186,816 (Fiscal Impact: \$186,816; State and Grant Funded; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 449-2006

**Watson-Rubio: All Ayes**

- \*29) Proposed Agreement with James Eric Cox dba Center Street Board and Care-II, to provide augmented board and care services for County mentally ill clients, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$28,188 (Fiscal Impact: \$28,188; State [Realignment] and Grant [SAMHSA] Funded; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 450-2006

**Watson-Rubio: All Ayes**

- \*30) Proposed Agreement with Ebony Counseling Center, Inc., to provide outpatient drug free substance abuse treatment, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$643,486 (Fiscal Impact: \$643,486; Drug Medi-Cal, Federal, State, Grant Funded; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 451-2006

**Watson-Rubio: All Ayes**

- \*31) Proposed Agreement with Kern County Hispanic Commission on Alcohol and Drug Abuse Services, to provide residential and outpatient drug free substance abuse treatment, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$281,758 (Fiscal Impact: \$281,758; Federal, State, Grant Funded; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 452-2006

**Watson-Rubio: All Ayes**

- \*32) Proposed Agreement with North Chester Drugs, Inc., dba North Chester Pharmacy, to provide pharmacy prescription services for County homeless mentally ill clients, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$185,350 (Fiscal Impact: \$185,350; MHSA Funded; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 453-2006

**Watson-Rubio: All Ayes**

- \*33) Proposed Agreement with Panational, Inc., to provide interpretation and translation services for non-English or limited English speaking individuals served by the department, and for individuals served and staff who are deaf or hard-of-hearing, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$50,000 (Fiscal Impact: \$50,000; State Realignment Funds; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 454-2006

**Watson-Rubio: All Ayes**

- \*34) Proposed Agreement with Kern Psychological Services, Inc., to provide specialized psychological evaluations, testing and clinical assessments for clients referred by the County, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$41,000 (Fiscal Impact: \$41,000; Medi-Cal; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 455-2006

**Watson-Rubio: All Ayes**

- \*35) Proposed Agreement with Superior Court, State of California, County of Kern, to provide support and technical assistance to Mental Health Department and its contract providers for the Kern Outcomes Measurement System, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$31,080 (Fiscal Impact: \$31,080; SAPT Grant Funds; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 456-2006

**Watson-Rubio: All Ayes**

- \*36) Proposed Agreement with Sycamore Health Care, Inc. to provide residential services for mentally ill clients, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$821,980 (Fiscal Impact: \$821,980; State; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 457-2006

**Watson-Rubio: All Ayes**

- \*37) Proposed Agreement with Jana Todd, LCSW, dba JDT Consultants, to provide therapeutic behavioral services for Kern County children in out-of-county group home placements in the Fresno and Northern California area, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$100,000 (Fiscal Impact: \$100,000; Medi-Cal, State; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 458-2006

**Watson-Rubio: All Ayes**

- \*38) Proposed Agreement with United in Christ Ministries, dba Hadassah House Treatment Facility, to provide perinatal residential drug free treatment services for adults in the Bakersfield area, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$161,156 (Fiscal Impact: \$161,156; Drug Medi-Cal, State; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 459-2006

**Watson-Rubio: All Ayes**

- \*39) Proposed Agreement with Youth Connection of Ventura County, Inc., dba Casa Pacifica, to provide day treatment and other mental health services for Kern County children in out-of-county group home placements in the Ventura and Santa Barbara areas, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$185,000 (Fiscal Impact: \$185,000; Medi-Cal, State; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 460-2006

**Watson-Rubio: All Ayes**

- \*40) Proposed purchase of Telepsychiatry Video Conferencing equipment and approval of associated budget transfer, in the amount of \$321,000 (Fiscal Impact: \$321,000; MHSA funding; Budgeted; Discretionary) - APPROVED

**Watson-Rubio: All Ayes**

PARKS AND RECREATION DEPARTMENT

- 41) Report on Cooling Centers at County Facilities - (Fiscal Impact: None) - JOHN CIANI HEARD FROM RIDGECREST; RECEIVED AND FILED

**McQuiston-Maben: All Ayes**

PROBATION

- \*42) Request to hire retired County employee, Joe Silva, as Deputy Probation Officer III, Step E, for a period not to exceed 120 working days or 960 hours, whichever is greater, in the 12-month period following date of employment (Fiscal Impact: \$26,966; Probation; Budgeted; Discretionary) - APPROVED

**Watson-Rubio: All Ayes**

- \*43) Proposed Agreement with R. Bruce Walker, Ed.D., Inc., for substance abuse services in the North Kern and Metro Bakersfield areas, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$128,150 (Fiscal Impact: \$128,150; State; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 461-2006

**Watson-Rubio: All Ayes**

- \*44) Proposed Agreement with R. Bruce Walker, Ed.D., Inc., for psychological screening services of peace officers, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$100,000 (Fiscal Impact: \$100,000; Probation; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 462-2006

**Watson-Rubio: All Ayes**

- \*45) Proposed Agreement with Richland School District for family advocate services in the Shafter-Wasco areas, from July 1, 2006 through June 30, 2007, in amount not to exceed \$38,318 (Fiscal Impact: \$38,318; State; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 463-2006

**Watson-Rubio: All Ayes**

- \*46) Proposed Agreement with Kern Child Abuse Prevention Council, Inc., for family advocate services in the East and North Bakersfield areas, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$32,240 (Fiscal Impact: \$32,240; State; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 464-2006

**Watson-Rubio: All Ayes**

SHERIFF  
Hearing

- 47) Establishment of Jail Booking Fee of \$158.91 per booking charge for Fiscal Year 2006-2007 (Fiscal Impact: Approximately \$1,765,808; Budgeted; Mandated) - CONTINUED TO TUESDAY, JUNE 6, 2006 AT 9:00 A.M.

**McQuiston-Rubio: All Ayes**

- 48) Request for sole source authorization for Motor Coach, Inc., lease purchase, to provide two (2) prisoner transportation buses for Sheriff's Transportation Division and authorization to sign letter of intent for purchase (Fiscal Impact: FY 2006-2007 \$138,000; Budgeted; Mandated) - CONTINUED TO TUESDAY, JUNE 6, 2006 AT 9:00 A.M.

**Watson-McQuiston: All Ayes**

- \*49) Request for approval of intent to donate a surplus Darin the Lion suit, for use in D.A.R.E. programs, to the Beardsley School District (Fiscal Impact: None) - APPROVED; DIRECTED COUNTY COUNSEL TO PREPARE NOTICE OF INTENT; DIRECTED CLERK OF THE BOARD TO PUBLISH NOTICE

**Watson-Rubio: All Ayes**

- \*50) Unusual travel request for Deputy Norm Canby and Mechanic Adam Valdez to attend training in New Orleans, Louisiana, from July 16, 2006 to July 23, 2006, in an amount not to exceed \$2,663.86 each (Fiscal Impact: \$5,327.72; Budgeted; Discretionary) - APPROVED

**Watson-Rubio: All Ayes**

- \*51) Unusual travel request for Sergeant Walt Reed and Deputy Danny McGlothlin to attend training in Anniston, Alabama, from June 3, 2006 to June 10, 2006 (Fiscal Impact: None) - APPROVED

**Watson-Rubio: All Ayes**

- \*52) Request for approval to purchase five (5) treadmills for Sheriff's Gym, in an amount not to exceed \$33,202 (Fiscal Impact: \$33,202; Budgeted; Discretionary) - APPROVED

**Watson-Rubio: All Ayes**

TREASURER-TAX COLLECTOR

- \*53) Proposed Agreement with Govolution, LLC, for purchase of Kern Property Tax Accounting and Collection Management System, from May 30, 2006 to May 30, 2009, in an amount not to exceed \$1,002,820.93 (Fiscal Impact: \$1,002,820.93; Budgeted; Discretionary)- APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 465-2006

**Watson-Rubio: All Ayes**

ADJOURNED TO CLOSED SESSION

**McQuiston**

CLOSED SESSION

COUNTY ADMINISTRATIVE OFFICE

- 54) Request for Closed Session regarding conference with designated labor negotiators, Ronald M. Errea, County Administrative Officer, and designated staff - Employee organizations: Central California Association of Public Employees, Central California Association of Public Employees - Criminal Justice Unit, Kern County Detention Officers' Association, Kern County Fire Fighters Union, Kern County Probation Officers' Association, Kern County Prosecutors' Association, Kern County Sheriff Command Association, Kern Law Enforcement Association (Government Code Section 54957.6) -

- 55) Request for Closed Session regarding conference with real property negotiators concerning negotiations with the following owners relating to their respective properties: Sill Properties, Inc. et al for 8.9 acres, APN # 482-010-32; Small Trust for portion of 16.3 acre parcel, APN #483-010-15; Leon G. Frost for portions of two 2.6 acre parcels, APN #483-010-10 and 11; JR and Sonya Brady for portion of 16.7 acre parcel, APN #483-010-13; Western District of United Pentecostal for portion of 16.7 acre parcel, APN #483-010-14; and Felipe Blake, George Martin and Jimmy Yee for portion of 151.7 acre parcel, APN #483-010-19; agency negotiators, Ronald M. Errea, County Administrative Officer, and designated staff; grant authority to the negotiators on price, terms of payment and conditions of transfer for purchase, sale, exchange or lease (Government Code Section 54956.8) -
- 56) Request for Closed Session regarding public employee recruitment - Title: Kern Medical Center Chief Executive Officer (Government Code Section 54957) -

COUNTY COUNSEL

- 57) Request for Closed Session regarding a lawsuit entitled Shirley E. Wessig v. County of Kern, et al., KCSC Case No. S-1500-CV-256626 SPE (Government Code Section 54956.9(a)) -

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

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

**Rubio-Maben**

/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, May 30, 2006

2:00 P.M.

BOARD RECONVENED

Supervisors: McQuiston, Maben, Patrick, Watson, Rubio  
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

ADJOURNED AS BOARD OF SUPERVISORS; RECONVENED AS KERN SANITATION AUTHORITY

**Watson-Maben: All Ayes**

KERN SANITATION AUTHORITY

- #1) Proposed acceptance of Porter-Robertson Engineering & Surveying, Inc., proposed Tract 6424 sewer main design for the planned County road right-of-way within Aquila Court (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

**Watson-Maben: All Ayes**

ADJOURNED AS KERN SANITATION AUTHORITY; RECONVENED AS BOARD OF SUPERVISORS

**Watson-Maben: All Ayes**

PUBLIC PRESENTATIONS

- 2) 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

- 3) 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

CONTINUED HEARINGS

RESOURCE MANAGEMENT AGENCY  
Planning Department

- 4) **Request from Larry Brockman (original applicant) to appeal the decision of the Hearing Officer to disapprove Zone Variance 21, Map 124-1 to allow a second dwelling unit (mobile home) during a temporary period of medical hardship on 0.42 acre located at 431 Mission Street, east Bakersfield (SD #5)**

Specific Request:

An appeal of the decision of the Hearing Officer to disapprove Zone Variance 21, Map 124-1 (Notice of Decision 17-06; disapproved February 16, 2006) to allow a second dwelling unit (mobile home) during a temporary period of medical hardship (Section 19.16.060) in an E (1/2) RS District (Appeal #3, Map #124-1) (General Rule, Section 15061(b)(3); Published Bakersfield Californian) (from 5/16/2006) - OPENED HEARING; CASEY BROCKMAN AND LARRY BROCKMAN, HEARD; CLOSED HEARING; CONTINUED TO TUESDAY, JUNE 6, 2006, AT 2:00 P.M.

**Rubio-McQuiston: All Ayes**

HEARINGS

RESOURCE MANAGEMENT AGENCY  
Planning Department

- \*5) **Request from Gregory J. Loeffler to change the permitted uses from estate residential to light industrial on 4.84 acres located at 2890 - 62nd Street West, Rosamond (SD #2)**

Specific Request:

A change in zone classification from E (2-1/2) RS to M-1 PD or a more restrictive district (ZCC #2, Map #231-22) (Special Situation, Section 15183; Published Rosamond Weekly News) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED RESOLUTION 2006-190 AND ENACTED ORDINANCE G-7403 APPROVING ZONE CHANGE, WITH ADDITION OF FPS (FLOODPLAIN SECONDARY COMBINING) DISTRICT

**Watson-Maben: All Ayes**

- \*6) **Request from Villa Holdings, Inc., by DeWalt Corporation to change the permitted uses from limited agriculture to single-family residential on approximately 20 acres located on the northeast corner of 30th Street West and Holiday Avenue, Rosamond (SD #2)**

Specific Request:

A change in zone classification from A-1 to R-1 FPS or a more restrictive district (ZCC #41, Map #230-20)

(Special Situation, Section 15182; Published Rosamond Weekly News) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED RESOLUTION 2006-191 AND ENACTED ORDINANCE G-7404 APPROVING ZONE CHANGE, TO BECOME EFFECTIVE UPON RECORDATION OF A FINAL SUBDIVISION MAP

**Watson-Maben: All Ayes**

- \*7) **Request from David and Lynne Whitezell by Nelms Surveying to change the permitted uses from agriculture to 1/2-acre estate residential on 3.3 acres located on the north side of Meacham Road, approximately 330 feet east of Jenkins Road, Rosedale area (SD #4)**

Specific Request:

A change in zone classification from A to E (1/2) or a more restrictive district (ZCC #36, Map #101-23)

(General Rule, Section 15061(b)(3); Published Bakersfield Californian) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED RESOLUTION 2006-192 AND ENACTED ORDINANCE G-7405 APPROVING ZONE CHANGE AS REQUESTED

**Watson-Maben: All Ayes**

- \*8) **Request from Lynx Realty and Management by DeWalt Corporation to change the permitted uses from low-density residential to high-density residential and approve a plan for the development of an 81-unit apartment building on approximately three acres located on the south side of Pioneer Drive, approximately 600 feet west of Oswell Street, east Bakersfield (SD #5)**

Specific Request:

(a) Amend the Metropolitan Bakersfield General Plan from Map Code(s) LMR to Map Code(s) HR or a more restrictive map code designation (GPA #1, Map #103-34)

(b) A change in zone classification from R-1 to R-3 PD or a more restrictive district (ZCC #29, Map #103-34)

(c) A Precise Development Plan for the development of a three-story 81-unit apartment building in an R-3 PD District (PD Plan #10, Map # 103-34)

(Negative Declaration; Published Bakersfield Californian) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED NEGATIVE DECLARATION AND MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTIONS 2006-193, 2006-194 AND 2006-195 AND ENACTED ORDINANCE G-7406 APPROVING GENERAL PLAN AMENDMENT AND ZONE CHANGE, AS REQUESTED, AND APPROVING PRECISE DEVELOPMENT PLAN SUBJECT TO CONDITIONS

**Watson-Maben: All Ayes**

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY

Planning Department

Land Use

S.D. #1

- \*9) Proposed rescission of existing Williamson Act Land Use Contract and simultaneous approval of proposed Williamson Act Land Use Contract No. 06-1, with Taylor Farms, LLC, for 2007 Calendar Year, southwest corner of Taylor Avenue and Garzoli Road, south of McFarland, Agricultural Preserve No. 7 (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; DIRECTED CLERK OF THE BOARD TO RECORD

**Watson-Maben: All Ayes**

Miscellaneous

S.D. #4

- \*10) Proposed Consulting Agreement with SWCA Environmental Consultants, Inc., to prepare the Environmental Impact Report (EIR) for Hopkins Development, by John R. Wilson Engineering, in an amount not to exceed \$179,693, and proposed Agreement with Palla Farms to pay all County costs for processing the EIR (Fiscal Impact: \$179,693, Application Processing Fees; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENTS 466-2006 AND 467-2006

**Watson-Maben: All Ayes**

- \*11) Proposed Consulting Agreement with SWCA Environmental Consultants, Inc., to prepare the Environmental Impact Report (EIR) for Stonefield Development, by McIntosh and Associates, in an amount not to exceed \$196,139, and proposed Agreement with Stonefield Development to pay all County costs for processing the EIR (Fiscal Impact: \$196,139, Application Processing Fees; Not Budgeted; Discretionary) -

**WITHDRAWN**

- \*12) Proposed Consulting Agreement with SWCA Environmental Consultants, Inc., to prepare the Environmental Impact Report (EIR) for Blackhawk Land Company II Development, by Delmarter and Deifel, in an amount not to exceed \$129,166, and proposed Agreement with Blackhawk Land Company to pay all County costs for processing the EIR (Fiscal Impact: \$129,166, Application Processing Fees; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENTS 468-2006 AND 469-2006

**Watson-Maben: All Ayes**

- \*13) Proposed Consulting Agreement with RBF Consulting to prepare the Environmental Impact Report (EIR) for Bakersfield Land Investment Development, by McIntosh and Associates, in an amount not to exceed \$115,415, and proposed Agreement with Bakersfield Land Investment II, LLC, to pay all County costs for processing the EIR (Fiscal Impact: \$115,415, Application Processing Fees; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENTS 470-2006 AND 471-2006

**Watson-Maben: All Ayes**

- \*14) Proposed Consulting Agreement with SWCA Environmental Consultants, Inc., to prepare the Environmental Impact Report (EIR) for Neighborhood Development, by Andreis Lewis, in an amount not to exceed \$151,860, and proposed Agreement with Neighborhood Development to pay all County costs for processing the EIR (Fiscal Impact: \$151,850, Application Processing Fees; Not Budgeted; Discretionary) -

**WITHDRAWN**

RESOURCE MANAGEMENT AGENCY

All S.D.'s

- \*15) Request for sole source purchase of Veterinary Mobile Surgical Unit, in an amount not to exceed \$85,000 (Fiscal Impact: \$85,000; General Fund; Budgeted; Discretionary) (from 5/16/2006) - WITHDRAWN

**Watson-Maben: All Ayes**

NOTE: ITEMS NO. 16 AND NO. 17 WERE HEARD CONCURRENTLY

RESOURCE MANAGEMENT AGENCY

Engineering and Survey Services

Hearings

S.D. #1

- 16) Hearing for abatement of a public nuisance at Swenson Ranch Road, Weldon, APN 426-210-06, estimated demolition cost \$2,000 (Fiscal Impact: \$2,000; Budgeted; Discretionary) (from 5/16/2006) - OPENED HEARING; RICHARD MONJI, REPRESENTING THE KNOLLHOFFS AND SWENSONS; AND REX KEELING, HEARD; CLOSED HEARING; RECEIVED AND FILED REPORT; REFERRED BACK TO STAFF; DIRECTED ENGINEERING & SURVEY SERVICES TO NOTIFY THE BOARD OF ANY FUTURE INFRACTIONS OF THE ORDINANCE

**McQuiston-Rubio: All Ayes**

- 17) Hearing for abatement of a public nuisance at 5536 Swenson Ranch Road, Weldon, APN 426-034-07, estimated demolition cost \$2,000 (Fiscal Impact: \$2,000; Budgeted; Discretionary) (from 5/16/2006) - OPENED HEARING; RICHARD MONJI, REPRESENTING THE KNOLLHOFFS AND SWENSONS; AND REX KEELING, HEARD; CLOSED HEARING; RECEIVED AND FILED REPORT; REFERRED BACK TO STAFF; DIRECTED ENGINEERING & SURVEY SERVICES TO NOTIFY THE BOARD OF ANY FUTURE INFRACTIONS OF THE ORDINANCE

**McQuiston-Rubio: All Ayes**

S.D. #5

- \*18) Protest hearing on proposed confirmation of costs incurred for nuisance abatement work at 800 Goodman Street, Bakersfield, APN 125-212-06, \$4,078.75 (Fiscal Impact: \$4,078.75; Budgeted; General Fund; Discretionary) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; RECEIVED AND FILED REPORT; ADOPTED RESOLUTION 2006-196 CONFIRMING COSTS INCURRED BY COUNTY FOR WORK PERFORMED TO REMOVE THE PUBLIC NUISANCE FROM PROPERTY; ORDERED THAT ANY COSTS, IF NOT PAID WITHIN TEN (10) DAYS, BE A LIEN AGAINST THE PROPERTY AND CONSTITUTE A SPECIAL ASSESSMENT TO BE PLACED ON TAX ROLL BY THE AUDITOR AND TO BE COLLECTED IN THE SAME MANNER AND SUBJECT TO THE SAME PENALTIES AS ORDINARY COUNTY TAXES ON THE REAL PROPERTY FROM WHICH NUISANCE WAS ABATED; DIRECTED ENGINEERING & SURVEY SERVICES TO MAIL NOTICE OF BOARD ACTION TO THE PROPERTY OWNER(S)

**Watson-Maben: All Ayes**

- 19) Hearing for the abatement of a public nuisance involving the clean up and removal of junk, trash, debris, vehicles and miscellaneous items at 5737 Zephyr Lane, Bakersfield, APN 173-182-01, estimated demolition cost \$6,500 (Fiscal Impact: \$6,500; Budgeted; General Fund; Discretionary) - OPENED HEARING; MEGAN BUCHER, HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2006-197 DECLARING JUNK, DEBRIS, VEHICLES AND MISCELLANEOUS ITEMS STORED ON REAL PROPERTY A PUBLIC NUISANCE; DIRECTED ENGINEERING & SURVEY SERVICES TO POST AND MAIL NOTICE OF DETERMINATION PURSUANT TO ORDINANCE CODE 8.44.100; IF NUISANCES ARE NOT ABATED WITHIN 30 DAYS AFTER POSTING AND MAILING OF NOTICE OF DETERMINATION, AUTHORIZED ENGINEERING & SURVEY SERVICES TO USE ABATEMENT FUNDS TO AWARD BIDS FOR CLEAN UP OF THE PROPERTY

**Rubio-Maben: All Ayes**

- \*20) Protest hearing on proposed confirmation of costs incurred for nuisance abatement work at 11313 Wood Street, Lamont, APN 187-064-24, \$2,925.25 (Fiscal Impact: \$2,925.25; Budgeted; General Fund; Discretionary) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; RECEIVED AND FILED REPORT; ADOPTED RESOLUTION 2006-198 CONFIRMING COSTS INCURRED BY COUNTY FOR WORK PERFORMED TO REMOVE THE PUBLIC NUISANCE FROM PROPERTY; ORDERED THAT ANY COSTS, IF NOT PAID WITHIN TEN (10) DAYS, BE A LIEN AGAINST THE PROPERTY AND CONSTITUTE A SPECIAL ASSESSMENT TO BE PLACED ON TAX ROLL BY THE AUDITOR AND TO BE COLLECTED IN THE SAME MANNER AND SUBJECT TO THE SAME PENALTIES AS ORDINARY COUNTY TAXES ON THE REAL PROPERTY FROM WHICH NUISANCE WAS ABATED; DIRECTED ENGINEERING & SURVEY SERVICES TO MAIL NOTICE OF BOARD ACTION TO THE PROPERTY OWNER(S)

**Watson-Maben: All Ayes**

RESOURCE MANAGEMENT AGENCY  
Roads Department

S.D. #1

- \*21) Proposed Resolution to accept offers of dedication, or portions thereof, declaration of a portion of Seventh Standard Road as public highway and incorporation into the County road system (Fiscal Impact: None) - ADOPTED RESOLUTION 2006-199; DIRECTED CLERK OF THE BOARD TO RECORD

**Watson-Maben: All Ayes**

- \*22) Proposed Resolution to accept an offer of dedication, declaration of a portion of Seventh Standard Road and Coffee Road as public highway and incorporation into the County road system (Fiscal Impact: None) - ADOPTED RESOLUTION 2006-200; DIRECTED CLERK OF THE BOARD TO RECORD

**Watson-Maben: All Ayes**

S.D. #4

- \*23) Proposed establishment of 40 mile per hour speed limit on Palm Avenue from Allen Road to Jewetta Avenue (Fiscal Impact: None) -

**WITHDRAWN**

WASTE MANAGEMENT

Hearing

All S.D.'s

- 24) Public Hearing on proposed Ordinance establishing the schedule of Universal Solid Waste Collection service charges for residential property with four or fewer units in the Metropolitan Bakersfield Universal Collection Area for Fiscal Year 2006-2007 (9.0% increase in charges from Fiscal Year 2005-2006) (Fiscal Impact: None) - OPENED HEARING; RICHARD SAYLOR; R. A. CAMPBELL; LORRAINE UNGER, KERN KAWEAH CHAPTER OF THE SIERRA CLUB; FRED HUPP; AND VICTORIA MEDINA, HEARD; CLOSED HEARING; RECEIVED AND FILED DOCUMENTS; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 21080(8) OF PUBLIC RESOURCES CODE; DIRECTED CLERK OF THE BOARD TO FILE NOTICE OF EXEMPTION; WAIVED READING; ENACTED ORDINANCE G-7407

**Maben-Watson: All Ayes**

COUNTY ADMINISTRATIVE OFFICE

- \*25) Proposed extension of Military Leave benefits program (Fiscal Impact: \$10,000; Group Health Internal Services Fund; Budgeted; Discretionary) - EXTENDED SUPPLEMENT SALARY OFFSET PROGRAM (RESOLUTION 2002-016) THROUGH JUNE 30, 2007; APPROVED MODIFICATION TO COUNTY POLICY TO CONTINUE BENEFITS SO THAT EMPLOYEES ON MILITARY LEAVE WITHOUT PAY AND THEIR ELIGIBLE DEPENDENTS HAVE MEDICAL/DENTAL/VISION BENEFITS EXTEND THROUGH JUNE 30, 2007

**Watson-Maben: All Ayes**

- \*26) Proposed contribution to Boron Chamber of Commerce for acquisition of property (Fiscal Impact: \$10,000; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO MAKE PAYMENT

**Watson-Maben: All Ayes**

- \*27) May Revision of Governor's Proposed State Budget: fiscal and programs impact on County (Fiscal Impact: None) - RECEIVED AND FILED

**Watson-Maben: All Ayes**

Legislative Matter

- \*28) SB 1835: Requirements for solid waste facilities approved by initiative (Fiscal Impact: None) - ADOPTED POSITION IN SUPPORT; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

**Watson-Maben: All Ayes**

COUNTY ADMINISTRATIVE OFFICE  
General Services Division

S.D. #1

- \*29) Proposed Agreement with Longbow, LLC, to allow drilling on County land near Lake Ming and Kern River Golf Course - (Fiscal Impact: None) - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15061(b)(3); AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION AS APPROPRIATE; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 472-2006

**Watson-Maben: All Ayes**

S.D. #2

- \*30) Change Order No. 7 for the Rosamond Fire Station No. 15, an increase of \$1,730, for a new total of \$2,331,580 (1960.8268) (Fiscal Impact: \$1,730; Tobacco Secured Proceeds Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

**Watson-Maben: All Ayes**

S.D. #4

- \*31) Request to accept Grant Deed from Tejon Ranchcorp for the new fire station facility located on Dennis McCarthy Drive and Interstate 5 (Fiscal Impact: None) - APPROVED ACCEPTANCE OF GRANT DEED FOR PROPERTY KNOWN AS TEJON FIRE STATION 55; AUTHORIZED CLERK OF THE BOARD TO RECORD

**Watson-Maben: All Ayes**

S.D. #5

- \*32) Proposed Amendment No. 10 to Agreement 085-97 with Lee Development Group, LLC, for lease of office building and parking structure at 1300 - 18th Street, Bakersfield, for use by the Department of Child Support Services, to provide for tenant improvements, in an amount not to exceed \$32,197 (Fiscal Impact: \$32,197 One-Time; Budgeted; Discretionary) - MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION AS APPROPRIATE; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 473-2006 UPON FINAL APPROVAL BY COUNTY COUNSEL

**Watson-Maben: All Ayes**

- \*33) Report on status of Animal Control Kennel Coating Project  
(Fiscal Impact: None) - RECEIVED AND FILED

**Watson-Maben: All Ayes**

S.D.'s #1, #3, #4 & #5

- \*34) Request to reject low bid from Processing Cooling and Heating, and identify apparent second low bid from Air Cleaning Systems, Inc., for the Fire Station Diesel Exhaust Evacuation System, Phase I, in an amount not to exceed \$168,976 (Fiscal Impact: \$168,976; ATF Grant; Budgeted; Discretionary) - REJECTED LOW BID; ACCEPTED SECOND LOW BID; AUTHORIZED GENERAL SERVICES TO RELEASE ALL OTHER BID GUARANTEES AND PREPARE CONTRACT DOCUMENTS

**Watson-Maben: All Ayes**

All S.D.'s

- \*35) Job Order Contract project listing update (Various Projects)  
(Fiscal Impact: None) - APPROVED

**Watson-Maben: All Ayes**

CONSIDERATION OF ORDINANCE INTRODUCED ON MAY 23, 2006

- \*36) Proposed Ordinance adding a new Chapter 9.34 to the Kern County Ordinance Code regarding imposing fines and other consequences for hosting loud and unruly gatherings of underage drinkers - ENACTED ORDINANCE G-7408

**Watson-Maben: All Ayes**

MATTERS FOR EXECUTIVE APPROVAL

- \*37) Budget Transfers - APPROVED NO. 213 THROUGH 220

**Watson-Maben: All Ayes**

- \*38) Minutes for week of April 24, 2006 - APPROVED

**Watson-Maben: All Ayes**

- \*39) Miscellaneous Letters and Documents - APPROVED

**Watson-Maben: All Ayes**

- \*40) Miscellaneous Departmental Referrals by Clerk of the Board -  
APPROVED AND FILED

**Watson-Maben: All Ayes**

- \*41) Claims and Lawsuits filed with and referred by Clerk of the Board - APPROVED AND FILED

**Watson-Maben: All Ayes**

ADJOURNED TO COMMITTEE OF THE WHOLE

**Maben**

/s/ Tracey E. Cody  
Administrative Coordinator

/s/ Barbara Patrick  
Chairman, Board of Supervisors

**AMERICANS WITH DISABILITIES ACT  
(Government Code Section 54953.2)**

The Board of Supervisors Chamber is accessible to persons with disabilities. Disabled individuals who need special assistance to attend or participate in a meeting of the Board of Supervisors may request assistance at the Clerk of the Board of Supervisors, Fifth Floor, 1115 Truxtun Avenue, Bakersfield, California or by calling (661) 868-3585. Every effort will be made to reasonably accommodate individuals with disabilities by making meeting material available in alternative formats. Requests for assistance should be made five (5) working days in advance of a meeting whenever possible.

39) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Clerk of the Board

- A) Received, certified and transmitted to Recorder for recordation as follows:

- 1) Tract Map 6444, Phase 1      S.D. #3
- 2) Tract Map 6565                      S.D. #4
- 3) Parcel Map 11401                      S.D. #5

Grand Jury

- B) 2005-2006 Final Report re Kern County Recorder (Copies to each Supervisor, CAO and Assessor-Recorder)
- C) 2005-2006 Final Report re Lerdo Jail Facilities (Copies to each Supervisor, CAO and Sheriff)

Library

- D) Thank you letter to Borax Visitor Center Foundation for donation

Local Agency Formation Commission

- E) Report and Recommendation, Proceeding No. 1435, in the matter of City of Delano, Annexation No. 43 (Copies to each Supervisor, CAO and Resource Management Agency)
- F) Report and Recommendation, Proceeding No. 1438, in the matter of City of Bakersfield, Annexation No. 487, Madison No. 2 (Copies to each Supervisor, CAO and Resource Management Agency)
- G) Revised letter from Virginia Gennaro, City of Bakersfield, re LAFCO Proceeding No. 1439, Panama No. 16, Annexation No. 481 (Copies to each Supervisor, CAO and Resource Management Agency)

Roads

- H) Quitclaim Deed from Golden Hills Community Services District for additional right-of-way on Reeves Street for Conditional Use Permit No. 13, Map 166-19

Treasurer-Tax Collector

- I) Pooled Cash Portfolio Analysis for Month Ended April 2006

Miscellaneous

- J) Letter from Michael A. Barber, State Department of Corrections and Rehabilitation, re approval of 2006-2007 Juvenile Justice Crime Prevention Act (JJCPA) application (Copies to each Supervisor and CAO)
- K) Letter from Governor Arnold Schwarzenegger re urgency funding for water supply and flood control projects (Copies to each Supervisor and CAO)
- L) Thank you letter from Nick Damian, Good Samaritan Hospital, to Diane Koditek for facilitating the Academy Awards Luncheon during Mental Health Month (Copies to each Supervisor and CAO)

- M) Letter from Talonda Tillman, Cingular Wireless, re new cell site IM0010-01/T-Mobile CA 58, 18459 Hermosa Road, Edison, APN 179-062-30-01 (Copies to each Supervisor, CAO and Planning)
- N) Letter from Russell Clark in opposition to Universal Collection in Eastern Kern (Copies to each Supervisor, CAO, Waste Management and County Counsel)
- O) Six (6) letters in opposition to increase of Universal Garbage Collection fees for Metropolitan Bakersfield Area (Copies to each Supervisor, CAO, Waste Management and County Counsel)
- P) E-mail from Brian K. Morrow re annexations in the Porterville area (Copies to each Supervisor and CAO)
- Q) E-mail from Jim Padgett re Carl Sparks lawsuit (Copies to each Supervisor, CAO and County Counsel)
- R) Notices from the State Department of Alcoholic Beverage Control re applications for alcoholic beverage licenses from: Peke's Mini Mart, 1303 Oildale Drive, Suite A, Bakersfield; Prince Palace, 20238 Highway 119, Bakersfield; Parks Management Company, 15627 Highway 178, Weldon (File No. 439980); Parks Management Company, 15627 Highway 178, Weldon (File No. 440001); North Chester Market, 144 No. Chester Avenue, Bakersfield; and Paprika's Restaurant, 13423 Sierra Way, Kernville (Copies to each Supervisor, CAO and Planning)
- S) Notice from U.S. Federal Energy Regulatory Commission re declaratory order and soliciting comments, motions to intervene and protests concerning Southern California Edison Company petition for declaratory order to resolve whether a 12,000 volt substation located on Big Creek, Fresno County, is within the Commission's jurisdiction under the Federal Power Act (Copies to each Supervisor and CAO)
- T) Notice from U.S. Federal Energy Regulatory Commission re final Programmatic Agreement for Southern California Edison Company's Borel Hydroelectric Project, Kern County (Copies to each Supervisor and CAO)
- U) News release from U.S. Department of the Interior, Bureau of Land Management, re open house on Tuesday, May 31, 2006, for residents of Red Mountain concerning arsenic remediation plans (Copies to each Supervisor, CAO, Planning, Environmental Health and Resource Management Agency)
- V) Bulletin 160-05 from State Department of Water Resources re California Water Plan Highlights and Water Plan Update 2005 (Copies to each Supervisor, CAO, Resource Management Agency, Planning and County Counsel)

- 40) LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD - APPROVED AND FILED
- A) E-mail from Michele Vega, Advanced Pulmonary, re employer payments to Child Support Services Department for employee child support - REFERRED TO CHILD SUPPORT SERVICES (Copies to each Supervisor and CAO)
- 41) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
- A) Claim in the matter of Juanita Keeton vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- B) Claim in the matter of Bonny Whitfield vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- C) Claim in the matter of Vernamay E. Heath vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- D) Subrogation claim in the matter of Christopher and Gale Scott by Automobile Club of Southern California vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)