

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

10115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, June 22, 2004

9:00 A.M.

BOARD RECONVENED

Supervisors: McQuiston, Maben, Patrick, Watson, Parra
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 ACTIONS SHOWN IN CAPS

RESOLUTIONS/PROCLAMATIONS

- 1) Proclamation proclaiming June 19 - 27, 2004 as AIDS Compassion Week in Kern County - PROCLAIMED; MADE PRESENTATION TO AUDREY CHAVEZ; AUDREY CHAVEZ HEARD

Patrick-Maben: All Ayes

PUBLIC REQUESTS

- 2) Request from Tammy Burns, Child Care Facilitator, Kern County Child Care Council, to address the Board regarding approval of "Children, Families and Child Care: A Report on Their Status in Kern County" - BILL PHELPS, CHILD CARE COUNCIL HEARD; APPROVED; REFERRED TO THE CHILD CARE COUNCIL, DEPARTMENT OF HUMAN SERVICES, EMPLOYERS TRAINING RESOURCE AND THE COUNTY ADMINISTRATIVE OFFICE TO REPORT BACK TO THE BOARD IN 30 DAYS REGARDING LIMITED CHILD CARE SLOTS AND ITS EFFECT ON THE EMPLOYMENT AND HUMAN SERVICES NEEDS OF WORKING MOTHERS

Watson-Maben: All Ayes

APPOINTMENTS

- *3) Appointment of Dana Karcher (replacing Pauline Larwood) as Environmental Primary Member to the San Joaquin Valley APCD Citizens Advisory Committee, term to expire January 31, 2005
- MADE APPOINTMENT

Parra-Patrick: All Ayes

- *4) Reappointment of Michael Dulle as First District Member to the In-Home Supportive Services (IHSS) Advisory Committee, term to expire June 30, 2006 - MADE REAPPOINTMENT

Parra-Patrick: All Ayes

- *5) Reappointment of Pamela Jane Sanders as Fourth District Community Representative Member to the Local Child Care and Development Planning Council, term to expire June 30, 2007 - MADE REAPPOINTMENT

Parra-Patrick: All Ayes

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!
- DEBORAH GABLE, A LOCAL CONTRACTOR, HEARD REGARDING DELAYS IN RECEIVING BUILDING PERMITS

REFERRED TO PLANNING AND THE COUNTY ADMINISTRATIVE OFFICE TO REPORT BACK TO THE BOARD NEXT WEEK REGARDING DELAYS IN APPROVING BUILDING PERMITS AND PLAN CHECKS DUE TO REDUCED STAFF LEVELS IN THE PLANNING DEPARTMENT

Parra-Maben: All Ayes

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]) - SUPERVISORS MABEN AND McQUISTON REPORTED ON THE SUCCESSFUL LAUNCH OF SPACE SHIP ONE FROM THE MOJAVE AIRPORT YESTERDAY AND COMMENDED BARRY ZOELLER, BOARD OF TRADE AND RICK DAVIS, KGOV STATION MANAGER FOR THEIR EXCELLENT EFFORTS IN TELEVISIONING THIS EVENT; BARRY ZOELLER DISCUSSED THE SIGNIFICANCE OF THIS FIRST COMMERCIAL SPACE FLIGHT AND EXPRESSED APPRECIATION TO RICK DAVIS, EMPLOYERS TRAINING RESOURCE, COMMUNICATIONS, INFORMATION TECHNOLOGY SERVICE AND THE FIRE DEPARTMENT FOR THEIR INNOVATIVE EFFORTS WITH THE LIVE BROADCAST

DEPARTMENTAL REQUESTS

AGING AND ADULT SERVICES

- *8) Proposed notification of anticipated retroactive Agreement with College Health, IPA, for a senior outreach program - RECEIVED AND FILED

Parra-Patrick: All Ayes

- *9) Proposed Agreement with Catholic Healthcare West for communication device services, from July 1, 2004 through June 30, 2005, in amount not to exceed \$35,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 506-2004

Parra-Patrick: All Ayes

AIRPORTS

- *10) Proposed Ground Lease Agreement at Meadows Field Airport with James A. Hanson, Attorney, P.C. Inc., for construction of an aircraft hangar, with a term of 20 years beginning June 22, 2004, at a yearly rate of \$1,200, to be reviewed annually - MADE FINDING THAT PROJECT IS EXEMPT UNDER SECTION 15301 OF CEQA; DIRECTED CLERK OF THE BOARD TO FILE A COPY OF THE NOTICE OF EXEMPTION IF REQUESTED; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 507-2004

Parra-Patrick: All Ayes

BOARD OF SUPERVISORS

- *11) Request of Fourth District Supervisor Raymond A. Watson to hire retired County employee Trice Harvey as a Supervisor's Field Representative II, Step E, for a period not to exceed 120 working days or 960 hours, whichever is greater, in the 12 months following the date of employment - APPROVED

Parra-Patrick: All Ayes

CHILD SUPPORT SERVICES

- *12) Proposed Agreement with Specialized Litigation Services, Inc., for service of legal process documents outside Kern County, from July 1, 2004 through June 30, 2006, in an amount not to exceed \$100,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 508-2004

Parra-Patrick: All Ayes

EMPLOYERS' TRAINING RESOURCE

- *13) Proposed Agreement with the Mexican American Opportunity Foundation for equipment and supplies, from June 22, 2004 through November 30, 2004, in an amount not to exceed \$50,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 509-2004; APPROVED THE APPROPRIATION OF UNANTICIPATED REVENUE WITHIN FUND 29055 IN THE AMOUNT OF \$50,000; APPROVED BUDGET TRANSFER FROM APPROPRIATIONS FOR CONTINGENCIES IN THE AMOUNT OF \$50,000 WITHIN ETR BUDGET UNIT 8916

Parra-Patrick: All Ayes

FIRE DEPARTMENT

- *14) Proposed designation of fire stations within Kern County as additional sites for the safe surrender of newborn infants, proposed Departmental policies for acceptance of newborn infants and community outreach program - APPROVED

Parra-Patrick: All Ayes

- 15) Summary Report - Firefighter Fitness Levels - RECEIVED AND FILED

Watson-Patrick: All Ayes

HUMAN SERVICES

- *16) Proposed Agreement with Regents of the University of California for annual training program for County personnel, from July 1, 2004 through June 30, 2005, in an amount not to exceed \$495,975 (no County cost) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 510-2004

Parra-Patrick: All Ayes

- *17) Proposed Agreement with the Housing Authority of the County of Kern for provision of housing for emancipated foster youth, from July 1, 2004 through June 30, 2005, in an amount not to exceed \$10,000 (no County cost) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 511-2004

Parra-Patrick: All Ayes

- *18) Proposed Agreement with Foster Assessment Center and Testing Services, Inc., for CalWORKs Assessment and Learning Disabilities Evaluation Services from July 1, 2004 through June 30, 2005, in an amount not to exceed \$625,000 (no County cost) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 512-2004

Parra-Patrick: All Ayes

KERN MEDICAL CENTER

- *19) Notification of retroactive Affiliation Agreement with National Health Services, Inc., for clinical education and continuity of care clinics for Family Practice residents in their PGY-1, PGY-2 and PGY-3 residency years - RECEIVED AND FILED

Parra-Patrick: All Ayes

- *20) Notification of retroactive Agreement with Kaiser Foundation Hospitals, for hospital services - RECEIVED AND FILED

Parra-Patrick: All Ayes

- *21) Notification of retroactive Agreement with Independence Medical Group (IMG), for MediCal Managed Care professional services - RECEIVED AND FILED

Parra-Patrick: All Ayes

- *22) Notification of retroactive Agreement with Health Net, Inc., for MediCal Managed Care hospital services - RECEIVED AND FILED

Parra-Patrick: All Ayes

- *23) Proposed Amendment No. 2 to Agreement 230-2000 with Per-Se Software License, Maintenance and Services Agreement, extending the term for an additional three years through June 30, 2007, and increasing the amount by \$160,561 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 513-2004

Parra-Patrick: All Ayes

- *24) Proposed Agreement with Clinica Sierra Vista, for resident education, patient coverage, surgical assistance and consultative services in the Department of OB/GYN, from September 1, 2004 through August 31, 2005, with no compensation for services rendered - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 514-2004

Parra-Patrick: All Ayes

- *25) Proposed Agreement with Avant Healthcare Professionals, LLC, for long-term and short-term temporary nurse staffing, from July 1, 2004 through June 30, 2007, in an amount not to exceed \$5,850,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 515-2004

Parra-Patrick: All Ayes

- *26) Proposed Agreement with Harbor-UCLA Medical Foundation, Inc., for medical services to rheumatology patients of KMC and teaching services to resident physicians employed by KMC, from July 1, 2004 through June 30, 2006, in an amount not to exceed \$50,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 516-2004

Parra-Patrick: All Ayes

- *27) Proposed Agreement with Thomas R. Larwood, M.D., for medical services to inmates at detention facilities owned and operated by the County, from July 9, 2004 through July 8, 2006, in an amount not to exceed \$60,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 517-2004

Parra-Patrick: All Ayes

- 28) Proposed Agreement with Sher Institute for reproductive and infertility specialist services, from July 2, 2004 through July 1, 2006, in an amount not to exceed \$140,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 518-2004

Watson-Patrick: All Ayes

- *29) Proposed Amendment No. 2 to Agreement 294-2000 with the Regents of the University of California, San Diego, for surgical oncology services, extending the term through June 30, 2006, including an option for an additional two-year term by way of written amendment, including the annual operating budget for Fiscal Years 2004/2005 and 2005/2006, and increasing the contractual not to exceed amount by \$71,680, from \$175,840 to \$247,520 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 519-2004

Parra-Patrick: All Ayes

- *30) Proposed retroactive Amendment No. 1 to Agreement 772-2002 with Christopher T. Bradburn, D.O., for emergency medicine services, to reflect the half-time status of Dr. Bradburn, effective July 1, 2004, in an amount not to exceed \$381,917 over the five-year term of the Agreement, and clarify the malpractice liability coverage and indemnification provided by the County retroactive to August 24, 2002, the date of the Agreement - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 520-2004

Parra-Patrick: All Ayes

MENTAL HEALTH SERVICES

- *31) Proposed Amendment No. 5 to Agreement 128-2000 with Echo Consulting Services of California, Inc., for software and hardware maintenance support services, to extend the term to June 30, 2005, and increase compensation from \$816,057 to an amount not to exceed \$1,192,844.07 (an increase of \$172,787.07 (State [Realignment]; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 521-2004

Parra-Patrick: All Ayes

- *32) Proposed Amendment No. 2 to Agreement 338-2003 with Golden Empire Affordable Housing, dba Green Gardens, for temporary shelter and housing services for homeless mentally ill consumers in the Bakersfield area, to extend the term through September 30, 2004, and increase compensation from \$5,000 to an amount not to exceed \$6,250 (an increase of \$1,250) (Grant; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 522-2004

Parra-Patrick: All Ayes

- *33) Proposed Amendment No. 1 to Agreement 406-2003 with Gene Saint-Amand for grant writing and grant search services, to extend the term from July 1, 2004 through September 30, 2004, and increase compensation from \$52,500 to an amount not to exceed \$65,625 (an increase of \$13,125) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 523-2004

Parra-Patrick: All Ayes

- *34) Proposed Amendment No. 2 to Agreement 412-2003 with Turning Point of Central California, Inc., for mental health services for mentally ill offenders residing in the Bakersfield area, to extend the term from July 1, 2004 through September 30, 2004, and increase compensation from \$718,375 to an amount not to exceed \$830,876 (an increase of \$112,501) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 524-2004

Parra-Patrick: All Ayes

- *35) Proposed Agreement with William Marion, for Hearing Officer services involving adults and minors involuntarily held in accordance with W.I. Code 5150, from July 1, 2004 through June 30, 2005, in an amount not to exceed \$11,500 (State [Realignment]; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 525-2004

Parra-Patrick: All Ayes

- *36) Proposed Agreement with Connie Giannantonio for Certification Review Hearings and/or Riese Capacity Hearings and/or Keyhea Hearing Officer services, from July 1, 2004 through June 30, 2005, in an amount not to exceed \$4,500 (State [Realignment]; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 526-2004

Parra-Patrick: All Ayes

- *37) Proposed sole source Agreement with Sycamore Health Care, Inc., for enhanced residential services for mentally ill clients residing in Kern County, from July 1, 2004 through June 30, 2005, in an amount not to exceed \$821,980 (State; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 527-2004

Parra-Patrick: All Ayes

- *38) Proposed Agreement with Jagdeep Garewal, M.D., for professional psychiatric services for County indigent mentally ill clients residing in the greater Bakersfield area, from July 1, 2004 through June 30, 2005, in an amount not to exceed \$79,040 (Medi-Cal, State; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 528-2004

Parra-Patrick: All Ayes

- *39) Proposed Agreement with Peter E. Mazur, M.D., for professional psychiatric services at the Lerdo Jail facility, from July 1, 2004 through June 30, 2005, in an amount not to exceed \$74,880 (State [Realignment]; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 529-2004

Parra-Patrick: All Ayes

- *40) Proposed Agreement with Norman Shapiro, M.D., for professional psychiatric services to County clients residing in the greater Bakersfield area, from July 1, 2004 through June 30, 2005, in an amount not to exceed \$18,000 (Medi-Cal, State; Mandated/Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 530-2004

Parra-Patrick: All Ayes

- *41) Proposed Agreement with Komoto Pharmacy, Inc., for pharmacy prescription services for County homeless mentally ill clients located in the greater Bakersfield area, from July 1, 2004 through June 30, 2005, in an amount not to exceed \$20,000 (Grant [AB-2034]; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 531-2004

Parra-Patrick: All Ayes

- *42) Proposed Agreement with Kern Psychological Services, Inc., to provide specialized psychological evaluations, testing and clinical assessments for clients referred by the Department, from July 1, 2004 through June 30, 2005, in an amount not to exceed \$36,000 (Medi-Cal; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 532-2004

Parra-Patrick: All Ayes

- *43) Proposed Agreement with Medina's Board and Care, for augmented board and care services for county clients, from July 1, 2004 through June 30, 2005, in an amount not to exceed \$10,193 (State [Realignment], Grant [SAMHSA]; Budgeted) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 533-2004

Parra-Patrick: All Ayes

- *44) Proposed approval to submit Rural HOMES Renewal Grant Application to U.S. Department of Housing and Urban Development for a 3-year Supportive Housing Program, to assist homeless and formerly homeless consumers obtain and keep permanent housing with housing supports, such as Section 8, and supportive services, local match of \$218,994 to be derived from Realignment funds allocated to the Department - APPROVED

Parra-Patrick: All Ayes

- *45) Proposed authorization for the Director of Mental Health to secure and pay for certain professional and special services needed for the Friday Night Live, Club Live, Friday Night Live Kids, and Friday Night Live Mentoring Programs, without the necessity of referring each item for approval, for Fiscal Year 2004-2005, in an amount not to exceed \$30,000 (State; Mandated/Budgeted) - APPROVED; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO PAY FOR THESE SERVICES AS AUTHORIZED BY THE MENTAL HEALTH DIRECTOR OR DESIGNEE

Parra-Patrick: All Ayes

- *46) Proposed authorization for the Director of Mental Health to pay stipends to Friday Night Live Mentoring Advisors from the California Friday Night Live Partnership Friday Night Live Mentoring grant, for Fiscal Year 2004-2005, in an amount not to exceed \$6,000 (Grant funded) - APPROVED; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO PAY CLAIMS BY WHITE CLAIM

Parra-Patrick: All Ayes

PERSONNEL

- *47) Classification of positions recommended by Civil Service Commission effective May 29, 2004 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Parra-Patrick: All Ayes

PROBATION

- *48) Proposed Agreement with Standard School District for truancy prevention services, from September 1, 2004 through June 30, 2005, in an amount not to exceed \$50,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 534-2004

Parra-Patrick: All Ayes

PUBLIC HEALTH SERVICES

- *49) Proposed Agreement with Sage Community Health Center for clinical services to screen and treat sexually transmitted diseases for patients in the outlying areas of eastern Kern County, from July 1, 2004 through June 30, 2005, in an amount not to exceed \$2,500 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 535-2004

Parra-Patrick: All Ayes

- *50) Proposed Agreement with Clinica Sierra Vista for Immunization Services, from July 1, 2004 through June 30, 2005, in an amount not to exceed \$189,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 536-2004

Parra-Patrick: All Ayes

- *51) Proposed Amendment No. 1 to Agreement 230-2000 with Kern Around the Clock Foundation for targeted case management services, to revise the rate of reimbursement and establish a maximum amount payable at an amount not to exceed \$60,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 537-2004

Parra-Patrick: All Ayes

- *52) Proposed Agreement with Clinica Sierra Vista for targeted case management services, from July 1, 2004 through June 30, 2005 (no County cost) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 538-2004

Parra-Patrick: All Ayes

- *53) Proposed Agreement with Ebony Counseling Center for Black Infant Health Program Services, from July 1, 2004 through June 30, 2005, in an amount not to exceed \$134,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 539-2004

Parra-Patrick: All Ayes

- *54) Proposed Agreement with Clinica Sierra Vista for Black Infant Health Program Services, from July 1, 2004 through June 30, 2005, in an amount not to exceed \$134,000 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 540-2004

Parra-Patrick: All Ayes

- *55) Notification of anticipated retroactive Agreement with First Five Kern to increase the pool of Certified Application Assistants, and request to approve addition of eight (8) bilingual Public Health Aide I/II positions, and one (1) Office Services Technician position for the Department of Public Health Services, effective June 22, 2004 - RECEIVED AND FILED; APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Parra-Patrick: All Ayes

- *56) Proposed funding allocation from the State Department of Health Services for Maternal, Child and Adolescent Health Programs, for Fiscal Years 2004-2007, in the annual amount of \$1,346,267 - AUTHORIZED CHAIRMAN TO SIGN POLICY COMPLIANCE CERTIFICATE AND RELATED DOCUMENTS

Parra-Patrick: All Ayes

SHERIFF

- *57) Proposed Agreement with Hillcrest Memorial Park for interment of indigent dead, from July 1, 2004 through June 30, 2006, in an amount not to exceed \$40,000 annually - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 541-2004

Parra-Patrick: All Ayes

- *58) Proposed Agreement with State of California, Commission on Peace Officer Standards and Training (P.O.S.T.), for the Kern County Sheriff's Department to purchase and provide simulator upgrades for P.O.S.T. at P.O.S.T.'s expense - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 542-2004

Parra-Patrick: All Ayes

- *59) Proposed Agreement with Dynamic Imaging Systems, Inc., for photo imaging data interface with the Department of Justice, from June 22, 2004 to June 30, 2004, in an amount not to exceed \$5,400 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 543-2004

Parra-Patrick: All Ayes

RECESSED TO 2:00 P.M.

Parra-

/s/ Denise Pennell
Clerk of the Board

/s/ Jon McQuiston
Chairman, Board of Supervisors

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, June 22, 2004

2:00 P.M.

BOARD RECONVENED

Supervisors: McQuiston, Maben, Patrick, Watson, 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

ADJOURNED AS BOARD OF SUPERVISORS; RECONVENED AS KERN SANITATION AUTHORITY

Parra-Patrick: All Ayes

KERN SANITATION AUTHORITY

- #1) Public Hearing to consider written report concerning Fiscal Year 2004-2005 Sewer Service Charges for Kern Sanitation Authority - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2004-199

Patrick-Parra: All Ayes

- #2) Proposed Resolution to establish Fiscal Year 2004-2005 Appropriations Limits for Kern Sanitation Authority - APPROVED; ADOPTED RESOLUTION 2004-200

Patrick-Parra: All Ayes

ADJOURNED AS KERN SANITATION AUTHORITY; RECONVENED AS FORD CITY-TAFT HEIGHTS SANITATION DISTRICT

Patrick-Parra: All Ayes

FORD CITY-TAFT HEIGHTS SANITATION DISTRICT

- #3) Public Hearing to consider written report concerning Fiscal Year 2004-2005 Sewer Service Charges for Ford City-Taft Heights Sanitation District - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2004-201

Maben-Watson: All Ayes

- #4) Proposed Resolution to establish Fiscal Year 2004-2005 Appropriations Limits for Ford City-Taft Heights Sanitation District - APPROVED; ADOPTED RESOLUTION 2004-202

Maben-Watson: All Ayes

ADJOURNED AS FORD CITY-TAFT HEIGHTS SANITATION DISTRICT;
RECONVENED AS BOARD OF SUPERVISORS

Maben-Watson: All Ayes

PUBLIC PRESENTATIONS

- 5) 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! - MONA TWO CATS, CHAIRMAN, HOMELESS COLLABORATIVE, AND WALTER WILLIAMS, GREATER BAKERSFIELD LEGAL ASSISTANCE, INVITED THE BOARD TO THE PATH (PEOPLE ASSISTING THE HOMELESS) EVENT BEING HELD AT THE BAKERSFIELD CONVENTION CENTER ON JULY 14, 2004, AT 1:30 P.M., WHERE ONE OF THE TOPICS WILL BE ESTABLISHING A JOINT CITY AND COUNTY TASK FORCE TO ADDRESS AFFORDABLE HOUSING

REFERRED TO COUNTY ADMINISTRATIVE OFFICE, COMMUNITY AND ECONOMIC DEVELOPMENT, AND VETERANS' SERVICES TO REPORT BACK IN TWO WEEKS REGARDING THIS MATTER; RECEIVED AND FILED DOCUMENT

Parra-McQuiston: All Ayes

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

- 6) 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]) - SUPERVISORS MCQUISTON AND WATSON ADDRESSED ISSUES RELATING TO DAIRIES IN KERN COUNTY

REFERRED TO PLANNING TO REPORT BACK TO THE BOARD REGARDING THE FEASIBILITY OF ESTABLISHING A REQUIREMENT FOR A SINGLE ENVIRONMENTAL IMPACT REPORT FOR MULTIPLE DAIRY APPLICATIONS IN THE AREA NORTHWEST OF WASCO; ESTABLISHING DAIRY STANDARDS AND TECHNOLOGY STANDARDS; THE ISSUE OF GRANDFATHERED DAIRIES; AND THE PROCESS THAT WOULD BE FOLLOWED IN REACTIVATING THE DAIRY TECHNICAL ADVISORY COUNCIL (DTAC) IN AN ADVISORY CAPACITY

Watson-Maben: All Ayes

ROY WEYGAND HEARD IN SUPPORT OF THE DTAC, AND SUGGESTED MORE RESEARCH ON ESTABLISHING DEFINED GEOGRAPHICAL AREAS FOR DAIRIES AND THEIR PROXIMITY TO CITIES AND SCHOOLS, AND REQUESTED ESTABLISHING MINIMUM STANDARDS FOR AIR POLLUTION CONTROL LEVELS

SUPERVISOR WATSON REPORTED HE IS WORKING WITH COUNTY STAFF TO DEVELOP AN ORDINANCE RELATIVE TO DISPOSAL OF DEAD COWS

SUPERVISOR MCQUISTON DISCUSSED THE DRAFT 2030 REGIONAL TRANSPORTATION PLAN AUTHORED BY KERN COG. HE EXPRESSED CONCERN THAT NO PROPOSAL WAS INCLUDED IN THE DRAFT PLAN FOR AN EAST/WEST FREEWAY CONNECTION TO INTERSTATE 5

REFERRED TO ROADS TO COORDINATE WITH KERN COG AND REPORT BACK TO THE BOARD REGARDING THE DIFFERENCE BETWEEN THE DRAFT 2030 REGIONAL TRANSPORTATION PLAN AND ALTERNATIVE 15 RELATING TO AN EAST/WEST CONNECTION TO INTERSTATE 5

Patrick-Maben: All Ayes

REFERRED TO PLANNING, COUNTY ADMINISTRATIVE OFFICE AND COUNTY COUNSEL TO REPORT BACK TO THE BOARD REGARDING THE IMPLICATIONS OF GOVERNMENT CODE SECTION 56425 THAT REQUIRES CITIES TO MEET WITH COUNTY REPRESENTATIVES BEFORE SUBMITTING AN APPLICATION TO THE LOCAL AGENCY FORMATION COMMISSION (LAFCO) FOR A NEW SPHERE OF INFLUENCE

Maben-Parra: All Ayes

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY
Planning Department

Land Use

S.D. #1

- *7) Proposed Finding that the requested 20-acre parcels can sustain an agricultural use permitted under the existing Williamson Act Contract on the 260 acres located near Famoso Road where it intersects Porterville Highway, north of Bakersfield - T.J. Walker - MADE FINDING

Maben-Watson: All Ayes

RESOURCE MANAGEMENT AGENCY
Engineering and Survey Services

S.D. #3

- *8) Request to reduce Faithful Performance Security in Subdivision Improvement Agreement for Tract 5910, Phase 1; approval of completed street, drainage, water, sewer and landscaping improvements; and proposed Resolution for acceptance of roads within Tract 5910, Phase 1, for maintenance - APPROVED COMPLETED STREET, DRAINAGE, WATER, SEWER AND LANDSCAPING IMPROVEMENTS; REDUCED EXISTING FAITHFUL PERFORMANCE SECURITY IN THE AMOUNT OF \$266,721 TO \$26,672 FOR THE GUARANTEE AND MAINTENANCE OF COMPLETED STREET, DRAINAGE, WATER, SEWER AND LANDSCAPING IMPROVEMENTS AGAINST DEFECTS IN MATERIALS AND WORKMANSHIP FOR A ONE-YEAR PERIOD STARTING JUNE 22, 2004; ADOPTED RESOLUTION 2004-203 FOR ACCEPTANCE OF ROADS, WITHIN TRACT 5910, PHASE 1, INTO THE COUNTY ROAD SYSTEM FOR MAINTENANCE

Maben-Watson: All Ayes

All S.D.'s

- *9) Request to appropriate unanticipated revenue in the amount of \$30,000 from an increase in service billings for necessary overtime charges - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$30,000 TO APPROPRIATIONS FOR CONTINGENCIES; APPROVED BUDGET TRANSFER IN THE AMOUNT OF \$30,000 FROM APPROPRIATIONS FOR CONTINGENCIES TO ENGINEERING & SURVEY SERVICES BUDGET UNIT 1900

Maben-Watson: All Ayes

RESOURCE MANAGEMENT AGENCY
Environmental Health Services

All S.D.'s

- *10) Proposed Agreement with the City of Bakersfield for animal care services from July 1, 2004 through June 30, 2009, with one five-year extension, City to reimburse County for animal shelter related services and supplies - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 544-2004; APPROVED ADDITION OF FOUR (4) ANIMAL CARE WORKER POSITIONS EFFECTIVE JULY 1, 2004; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Maben-Watson: All Ayes

RESOURCE MANAGEMENT AGENCY
Roads Department

S.D. #1

- *11) Contract No. 04008, Notice of Completion for construction on Kern River Bike Path - RECEIVED AND FILED

Maben-Watson: All Ayes

All S.D.'s

- *12) Contract No. 04020, identify apparent low bid from Vulcan Materials for asphalt concrete (windrow stockpile) at various locations in Kern County, in an amount not to exceed \$1,219,319 - IDENTIFIED LOW BID; AUTHORIZED ROADS TO PREPARE NECESSARY CONTRACT DOCUMENTS AND RELEASE ALL OTHER BID GUARANTEES

Maben-Watson: All Ayes

WASTE MANAGEMENT
Hearings

S.D. #4

- *13) 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 Lost Hills Universal Collection Area for Fiscal Year 2004-2005 (2.6% increase in charges from Fiscal Year 2003-2004) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; 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; ENACTED ORDINANCE G-7115

Maben-Watson: All Ayes

- *14) 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 Unincorporated Taft Universal Collection Area for Fiscal Year 2004-2005 (2.6% increase in charges from Fiscal Year 2003-2004) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; 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; ENACTED ORDINANCE G-7116

Maben-Watson: All Ayes

All S.D.'s

- *15) 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 2004-2005 (2.6% increase in charges from Fiscal Year 2003-2004) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; 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; ENACTED ORDINANCE G-7117

Maben-Watson: All Ayes

S.D. #4

- *16) Proposed Amendment No. 3 to Agreement 290-2001 with Mitchell Brown General Engineering, Inc., to provide operational services at the Shafter-Wasco Sanitary Landfill for an approximate increase of \$32,400 in compensation, and amendment of the scope of services to include operation of two active landfill faces - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 545-2004

Maben-Watson: All Ayes

- *17) Proposed Contract No. 04011 with Ecology Construction, Inc., to construct a landfill gas collection system at the Shafter-Wasco Sanitary Landfill, in an amount not to exceed \$517,895.25 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 546-2004

Maben-Watson: All Ayes

- *18) Proposed Contract No. 04015 with Bowman Asphalt, Inc., to reconstruct the existing access road and install a truck scale at the Shafter-Wasco Sanitary Landfill, in an amount not to exceed \$176,982.69 - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 547-2004

Maben-Watson: All Ayes

COUNTY ADMINISTRATIVE OFFICE

- *19) Proposed response to Grand Jury Reports entitled Local Agency Formation Commission, Foster Parent Recruitment and Retention, and Camp Erwin Owen - APPROVED; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

Maben-Watson: All Ayes

- *20) Proposed response to Grand Jury Report entitled Kern County Environmental Health Department: Glenville Ground Water Contamination - APPROVED; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

Maben-Watson: All Ayes

COUNTY ADMINISTRATIVE OFFICE
General Services Division

S.D. #1

- *21) Proposed Agreement with Graham Prewett, Inc., to reroof the Rathbun Library, in an amount not to exceed \$173,000 (1650.7134) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 548-2004

Maben-Watson: All Ayes

S.D. #2

- *22) Proposed Amendment No. 1 to Engineering Services Agreement 425-2003 with England Geosystem, Inc., for site remediation of the Bear Valley Fire Station, an increase of \$8,521, for a new total of \$110,819 (1650.7252C) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 549-2004

Maben-Watson: All Ayes

- *23) Proposed Agreement with Desert Construction, Inc., for tot lot improvements at Boron, Mojave East and Rosamond Parks, in an amount not to exceed \$136,000 (1960.8122A) - CONTINUED TO TUESDAY, JUNE 29, 2004, AT 2:00 P.M.

Maben-Watson: All Ayes

S.D. #3

- *24) Proposed Agreement with Graham Prewett, Inc., to reroof Buildings A and B at the Sheriff's Norris Road Facility, in an amount not to exceed \$534,000 (1650.7132 & 1650.7118) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 550-2004

Maben-Watson: All Ayes

S.D. #4

- *25) Proposed Agreement with Secor International, Inc., to perform a site characterization at the former Frank Uhler Fire Training Facility site, in an amount not to exceed \$340,623 (1650.7253) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 551-2004

Maben-Watson: All Ayes

S.D. #5

- *26) Proposed Agreement with Leon Construction, Inc., to reroof the Bakersfield Animal Shelter, in an amount not to exceed \$123,703 (1650.7119A) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 552-2004

Maben-Watson: All Ayes

- *27) Proposed Agreement with Brinar Construction, Inc., for tot lot improvements at Heritage, Casa Loma, Pioneer and Rexland Acres Parks, in an amount not to exceed \$138,500 (1960.8123 & 1960.8156) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 553-2004

Maben-Watson: All Ayes

All S.D.'s

- *28) Report on the completed Request for Proposals process for Countywide Auction Services and the proposed Purchasing Agent Agreement with Ken Porter Auctions - RECEIVED AND FILED

Maben-Watson: All Ayes

- *29) Proposed deletion of one (1) Fiscal Support Specialist position in Budget Unit 1640 and addition of one (1) part-time Fiscal Support Technician position in Budget Unit 1610, effective June 22, 2004 - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Maben-Watson: All Ayes

MATTERS FOR EXECUTIVE APPROVAL

- *30) Budget Transfers - APPROVED NO. 281 THROUGH NO. 310

Maben-Watson: All Ayes

- *31) Minutes for week of May 31, 2004 - APPROVED WITH CORRECTION TO ITEM NO. 64 P.M., ADDING BUDGET TRANSFER NO. 260

Maben-Watson: All Ayes

- *32) Miscellaneous Letters and Documents - APPROVED

Maben-Watson: All Ayes

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

Maben-Watson: All Ayes

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

Maben-Watson: All Ayes

ADJOURNED TO TUESDAY, JUNE 29, 2004, AT 9:00 A.M.

Watson-

/s/ Denise Pennell
Clerk of the Board

/s/ Jon McQuiston
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.

32) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Auditor-Controller-County Clerk

- A) Statement of Money in the County Treasury as of May 13, 2004
- B) Certification of the results of the Special Election held June 8, 2004

Clerk of the Board

- C) Letter from Scott Allen re resignation from Kern County AIDS Advisory Board (Copies to each Supervisor, CAO and Public Health)

Employers' Training Resource

- D) WIA OJT Agreements:
 - 1) Bakersfield Cold & Dry Storage dba BCD Storage, WIA Title 501, dated May 10, 2004
 - 2) Larry M. Cho, M.D., Inc. dba The Industrial Medical Group, WIA Title 301, dated May 21, 2004
 - 3) GWS Automotive Truck Equipment Sales, Inc., WIA Title 201, dated May 17, 2004
 - 4) Mechanical Industries, Inc., WIA Title 501, dated May 18, 2004

Environmental Health Services

- E) Eleven (11) thank you letters for donations to the Mojave animal shelter and Bakersfield Animal Care Center

Grand Jury

- F) 2003-2004 Final Report re Air Pollution Control Districts (Copies to each Supervisor, CAO and Kern County Air Pollution Control District)

Local Agency Formation Commission

- G) Letter from Virginia Gennaro, City of Bakersfield, re LAFCO Proceeding No. 1384, Allen Road No. 10, Annexation No. 455 (Copies to each Supervisor and CAO)
- H) Resolution 04-17, Proceeding No. 1375, in the matter of City of Bakersfield, Annexation No. 450 (McKee No. 1)

Roads

- I) Irrevocable Offers of Dedication (3) from Rosamond Community Services District for additional right-of-way on 35th Street West and Stetson Avenue required for PD-Plan No. 14, Map No. 230

Superior Court

- J) Letter from Judge Lee P. Felice re Court's support in naming Juvenile Cross Roads Facility after Larry Rhoades, Chief Probation Officer (Copies to each Supervisor, CAO and Probation)

Miscellaneous

- K) Letter from Ronn Dominici, San Joaquin Valley Regional Association of Counties, re opposition to SB 1648, Forest Resources (Copies to each Supervisor, CAO, Planning and Fire)
- L) Letter from Senator Barbara Boxer to President George W. Bush, re Governor Schwarzenegger's request for Federal assistance in dealing with damage and threat to property and public facilities resulting from the levee failure in the San Joaquin River delta area (Copies to each Supervisor, CAO, Engineering & Survey Services and Resource Management Agency)
- M) Thank you letter from Marguerite Christensen for assistance received from the local Veterans' Services Department (Copies to each Supervisor, CAO and Veterans' Services)
- N) Thank you letter from Don G. Simpson for excellent medical care of his son at Kern Medical Center (Copies to each Supervisor, CAO and KMC)
- O) Notice from Pacific Gas and Electric re filing of application for 2005 Energy Resource Recovery Account (ERRA) and Ongoing Competition Transition Charge (CTC) Revenue Requirements (Copies to each Supervisor, CAO and General Services)
- 33) LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD - APPROVED AND FILED
 - A) Letter from Marsha A. Burch, Attorney at Law, re status of alleged zoning violation by a private spring water source wholesaling operation on Fay Ranch Road - REFERRED TO RESOURCE MANAGEMENT AGENCY (Copies to each Supervisor, CAO, Planning and Roads)
 - B) Letter from Rita Gable, City of Ridgecrest, re Resolutions No. 04-30 and No. 04-31 giving notice and requesting of a General Municipal Election on Tuesday, November 2, 2004, for election of certain officers - REFERRED TO ELECTIONS
- 34) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
 - A) Claim in the matter of Peninsula Messenger Service, Inc. vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - B) Claim in the matter of Alvin and Lucille Hill vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - C) Claim in the matter of Jeanette Alexander vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - D) Claim in the matter of Lavida Hammond vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)

- E) Claim in the matter of Diane Kind, Kirsten Kind and Warner Kind vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- F) Claim in the matter of Chenevea Hosey vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- G) Claim in the matter of Southern California Edison vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- H) Claim in the matter of Mark R. Saucedo vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- I) Subrogation claim in the matter of Briana Vradenburg by State Farm Insurance Companies vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- J) Discrimination complaint in the matter of Artesia Hayes vs. Kern County - REFERRED TO COUNTY COUNSEL (Copies to Risk Management and Personnel)