

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue
Bakersfield, California

Regular Meeting
Tuesday, June 6, 2006

9:00 A.M.

BOARD RECONVENED

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

SALUTE TO FLAG - Led by Supervisor Rubio

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: CHAIRMAN PATRICK ASKED AUDITOR-CONTROLLER-COUNTY CLERK ANN BARNETT TO UPDATE THE BOARD ON THE PROBLEMS OCCURRING AT VOTING PRECINCTS. MS. BARNETT EXPLAINED THERE HAVE BEEN PROBLEMS WITH THE ELECTRONIC VOTING CARDS WHEREIN DATA FROM THE PREVIOUS ELECTION WAS NOT PROPERLY REMOVED CAUSING CARD ERRORS AT NUMEROUS PRECINCTS. THE BOARD REQUESTED ANOTHER UPDATE BY MS. BARNETT AT THE 2:00 P.M. SESSION.

RESOLUTIONS/PROCLAMATIONS

- 1) Proclamation proclaiming June 5-11, 2006 as Glennville Round-Up Week in Kern County - PROCLAIMED; MADE PRESENTATION TO KIRK MOUSER, PAST PRESIDENT, GREENHORN MOUNTAIN VETERAN'S ASSOCIATION; KIRK MOUSER HEARD

McQuiston-Maben: All Ayes

- 2) Certificate of Recognition recognizing Bakersfield Memorial Hospital and its Center for Wound Care and Hyperbarics - NO ONE WAS PRESENT AT THIS TIME TO RECEIVE THE PRESENTATION; SUPERVISOR WATSON PROVIDED BACKGROUND INFORMATION ON THE NEW CENTER AND HE WILL ENSURE THE HOSPITAL RECEIVES THE PRESENTATION

APPOINTMENTS

- *3) Reappointments of Kathy Zimmerman and Dorothy Zaninovich as At-large Members to the North Kern Cemetery District, terms to expire March 5, 2010 - MADE REAPPOINTMENTS

Watson-Rubio: All Ayes

PUBLIC PRESENTATIONS

- 4) 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

- 5) 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

AGING AND ADULT SERVICES

- *6) Proposed Amendment No. 1 to Agreement 548-2005 with Homemaker Services of Indian Wells Valley to increase the FY 2005-2006 funding by an additional \$220, to an amount not to exceed \$22,141 (Fiscal Impact: \$220; County; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 474-2006

Watson-Rubio: All Ayes

AUDITOR-CONTROLLER-COUNTY CLERK

- *7) Proposed Resolutions authorizing County Treasurer to effect a temporary transfer of funds in or after July 2006 to the County General Fund in the amount of \$200,000,000 and the County Fire Fund in the amount of \$21,000,000 to cover cash flow requirements for the Fiscal Year 2006-2007 County budget (Fiscal Impact: \$221,000,000; Budgeted; Discretionary) - APPROVED; ADOPTED RESOLUTIONS 2006-201 AND 2006-202

Watson-Rubio: All Ayes

EMERGENCY MEDICAL SERVICES

- *8) Proposed Agreements with Bakersfield Memorial Hospital and San Joaquin Community Hospital for deployment of emergency response and surge capacity resources, effective June 6, 2006 for an ongoing term (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENTS 475-2006 AND 476-2006

Watson-Rubio: All Ayes

- *9) Notification of State approval of the local Operational Area Mass Prophylaxis and Strategic National Stockpile Plan (Fiscal Impact: None) - RECEIVED AND FILED

Watson-Rubio: All Ayes

EMPLOYERS' TRAINING RESOURCE

- *10) Proposed Amendment to sole source blanket purchase order to provide occupational job training with John Lopez Welding School to increase funding by \$52,000 for a total amount not to exceed \$97,000 (Fiscal Impact: \$52,000; State Grant; Budgeted; Mandated) - APPROVED

Watson-Rubio: All Ayes

- *11) Proposed retroactive Agreement with Kern Community College District to maintain participant files and provide data entry, from January 1, 2006 through December 31, 2007, in an amount not to exceed \$76,800 (prior notification March 28, 2006) (Fiscal Impact: \$76,800; State Grant; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 477-2006

Watson-Rubio: All Ayes

HUMAN SERVICES

- *12) Proposed Agreement with National Health Services, Inc., for outstationing of Human Services Technicians in Perinatal and OBRA '90 Clinics, from July 1, 2006 through June 30, 2008 (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 478-2006

Watson-Rubio: All Ayes

- *13) Proposed Agreement with Clinica Sierra Vista for outstationing of Human Services Technicians in Perinatal and OBRA '90 Clinics, from July 1, 2006 through June 30, 2008 (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 479-2006

Watson-Rubio: All Ayes

- *14) Proposed Agreement with the Housing Authority of the County of Kern for provision of housing for emancipated foster youth, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$20,000 (Fiscal Impact: \$20,000 State/Federal; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 480-2006

Watson-Rubio: All Ayes

KERN MEDICAL CENTER

- *15) Proposed retroactive Agreement with Mansoor Gilani, D.D.S., an independent contractor, for dental care to adult inmates at county-owned and operated detention facilities, from June 1, 2006 through May 31, 2008, in an amount not to exceed \$180,000 (prior notification May 30, 2006) (Fiscal Impact: \$180,000; KMC Enterprise Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 481-2006

Watson-Rubio: All Ayes

- *16) Proposed Agreement with Tao Ounesavath, an independent contractor, to provide technical assistance and support for the information systems department of KMC, from June 6, 2006 through June 5, 2008, in an amount not to exceed \$130,000 (Fiscal Impact: \$130,000; KMC Enterprise Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 482-2006

Watson-Rubio: All Ayes

- *17) Proposed Agreement with Jemi J. Olak, M.D., a contract employee, for thoracic surgery services, from September 1, 2006 through August 31, 2011, in an amount not to exceed \$1,456,250 (Fiscal Impact: \$1,456,250; KMC Enterprise Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 483-2006

Watson-Rubio: All Ayes

MENTAL HEALTH SERVICES

- 18) Proposed addition/deletion of positions and correction of March 14, 2006 MHSA Position Request - Budget Unit 4120 from the amount of \$35,316 to a not to exceed amount of \$43,116 (an increase of \$7,800) (Fiscal Impact \$7,800; Medi-Cal, State Realignment Funds; Budgeted; Discretionary) - APPROVED THE CORRECTION, ADDITION, AND DELETION OF POSITIONS; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

Rubio-Watson: All Ayes

- *19) Proposed Amendment No. 1 to Agreement 420-2005 with Turning Point of Central California, Inc., to revise language regarding mandatory meeting requirements, compliance with the Immigration Reform and Control Act, the impact of liens on contractor compensation, cost reporting, and reimbursable salary limits for executive employees (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 484-2006

Watson-Rubio: All Ayes

- *20) Proposed Amendment No. 1 to Agreement 222-2006 with the Superior Court, State of California, County of Kern, to increase service levels to match actual need, from its original amount of \$20,000, to an amount not to exceed \$40,000, an increase of \$20,000 (Fiscal Impact: \$20,000; Substance Abuse Grant Funds; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 485-2006

Watson-Rubio: All Ayes

- *21) Proposed Amendment No. 2 to Agreement 260-2005 with Komoto Pharmacy, Inc., to adjust service levels to match actual demand, from its original amount of \$230,000, to an amount not to exceed \$200,000, a decrease of \$30,000 (Fiscal Impact: \$30,000; State Realignment Funds; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 486-2006

Watson-Rubio: All Ayes

- *22) Proposed Amendment No. 2 to Agreement 258-2005 with The Drug Store to adjust service levels to match actual demand, from its original amount of \$80,000, to an amount not to exceed \$96,600, an increase of \$16,600 (Fiscal Impact: \$16,600; State Realignment Funds; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 487-2006

Watson-Rubio: All Ayes

- *23) Proposed Amendment No. 2 to Agreement 259-2005 with Your Drug Store to adjust service levels to match actual demand, from its original amount of \$325,000, to an amount not to exceed \$428,000, an increase of \$103,000 (Fiscal Impact: \$103,000; State Realignment Funds; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 488-2006

Watson-Rubio: All Ayes

- *24) Proposed retroactive Speaker/Trainer Services Agreement for training by Alcohol and Other Drug Policy Institute, Inc., on the prevalence and incidence of adolescent alcohol use, on April 14, 2006, in an amount not to exceed \$1,100 (Fiscal Impact: \$1,100; Substance Abuse Prevention Funds; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 489-2006

Watson-Rubio: All Ayes

- *25) Proposed sole source Agreement with ASC Treatment Group, dba The Anne Sippi Clinic, to provide mental health outpatient services, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$1,355,500 (Fiscal Impact: \$1,355,500; Medi-Cal, State Realignment Funds; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 490-2006

Watson-Rubio: All Ayes

- *26) Proposed Agreement with College Community Services, Inc., to provide mental health services for seriously mentally disturbed children and adolescents in the Wasco area, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$813,304 (Fiscal Impact: \$813,304; Medi-Cal and State Funded; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 491-2006

Watson-Rubio: All Ayes

- *27) Proposed Agreement with College Community Services, Inc., to provide mental health services for mentally ill children and adolescents in the Ridgecrest and North Desert areas, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$743,863 (Fiscal Impact: \$743,863; Medi-Cal and State Funded; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 492-2006

Watson-Rubio: All Ayes

- *28) Proposed Agreement with College Community Services, Inc., to provide mental health services for mentally ill children and adolescents in the Tehachapi, Rosamond, California City, Mojave and Boron areas, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$2,645,253 (Fiscal Impact: \$2,645,253; Medi-Cal and State Funded; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 493-2006

Watson-Rubio: All Ayes

- *29) Proposed Agreement with College Community Services, Inc., to provide mental health services and CalWORKs services for mentally ill adults in the Lake Isabella area, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$648,258 (Fiscal Impact: \$648,258; Medi-Cal and State Funded; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 494-2006

Watson-Rubio: All Ayes

- *30) Proposed Agreement with College Community Services, Inc., to provide mental health services and CalWORKs services for mentally ill adults in the Ridgecrest and North Desert areas, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$639,379 (Fiscal Impact: \$639,379; Medi-Cal and State Funded; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 495-2006

Watson-Rubio: All Ayes

- *31) Proposed Agreement with College Community Services, Inc., to provide mental health services and CalWORKs services for mentally ill adults in the Tehachapi, Rosamond, and California City areas, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$1,735,074 (Fiscal Impact: \$1,735,074; Medi-Cal and State Funded; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 496-2006

Watson-Rubio: All Ayes

- *32) Proposed Agreement with Komoto Pharmacy, Inc., to provide pharmacy prescription services for County mentally ill individuals served by the department, who are indigent or pending Medi-Cal eligibility, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$230,000 (Fiscal Impact: \$230,000; State Realignment Funds; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 497-2006

Watson-Rubio: All Ayes

- *33) Proposed sole source Agreement with Michelle Montelongo, to provide American Sign Language interpretation services for individuals served and Department staff who are deaf or hard-of-hearing, and for training to staff in deaf culture, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$60,000 (Fiscal Impact: \$60,000; State Realignment Funds; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 498-2006

Watson-Rubio: All Ayes

- *34) Proposed Agreement with North Chester Drugs, Inc., dba North Chester Pharmacy, to provide pharmacy prescription services for County mentally ill individuals served by the department, who are indigent or pending Medi-Cal eligibility, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$138,000 (Fiscal Impact: \$138,000; State Realignment Funds; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 499-2006

Watson-Rubio: All Ayes

- *35) Proposed Agreement with The Drug Store to provide pharmacy prescription services for County mentally ill individuals served by the department, who are indigent or pending Medi-Cal eligibility, in the Kernville area, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$110,400 (Fiscal Impact: \$110,400; State Realignment Funds; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 500-2006

Watson-Rubio: All Ayes

- *36) Proposed Agreement with True to Life Children Services to provide day treatment and other mental health services for Kern County children in out-of-county group home placements in the Sonoma area, 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 501-2006

Watson-Rubio: All Ayes

- *37) Proposed Agreement with Luis Velosa, M.D., to provide evaluation services for psychiatric inpatient hospital and certain specialty mental health outpatient care, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$19,000 (Fiscal Impact: \$19,000; State Realignment Funds; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 502-2006

Watson-Rubio: All Ayes

- *38) Proposed Agreement with Your Drug Store, Inc., to provide pharmacy prescription services for County mentally ill individuals served by the department, who are indigent or pending Medi-Cal eligibility, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$441,670 (Fiscal Impact: \$441,670; State Realignment Funds; Budgeted; Mandated) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 503-2006

Watson-Rubio: All Ayes

- *39) Proposed Agreement with Your Drug Store, Inc., to provide pharmacy prescription services for County homeless mentally ill individuals served by the department, who are indigent or pending Medi-Cal eligibility, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$25,650 (Fiscal Impact: \$25,650; Grant Funds; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 504-2006

Watson-Rubio: All Ayes

- *40) Proposed sole source Agreement with ZiaPartners, to provide consultation services for the planning and implementation of system objectives prioritized by the Mental Health Services Act, Community Services and Supports Plan, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$100,000 (Fiscal Impact: \$100,000; State - Mental Health Services Act Funds; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 505-2006

Watson-Rubio: All Ayes

- *41) Relief from accountability of patient accounts totaling \$76,345.11 (Fiscal Impact: \$76,345.11; Realignment; Not Budgeted; Discretionary) - APPROVED

Watson-Rubio: All Ayes

PROBATION

- *42) Proposed Amendment No. 2 to Agreement 198-2002 with Kern County Superintendent of Schools for providing Court Day School in Ridgecrest, to extend the term through June 30, 2007; County to be reimbursed for staff costs at an estimated \$2,100 per month (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 506-2006

Watson-Rubio: All Ayes

- *43) Proposed Agreement with Women's Center-High Desert, Inc., to provide services to families experiencing family violence, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$9,795 (Fiscal Impact: \$9,795; Domestic Violence Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 507-2006

Watson-Rubio: All Ayes

- *44) Proposed Agreement with Paula Herrington for professional technical and grant writing services, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$40,000 (Fiscal Impact: \$40,000; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 508-2006

Watson-Rubio: All Ayes

PUBLIC HEALTH SERVICES

- *45) Proposed Agreement with Planned Parenthood Mar Monte for HIV/AIDS Education and Prevention Program Services, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$56,610 (Fiscal Impact: \$56,610; Federal Grant; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 509-2006

Watson-Rubio: All Ayes

- *46) Proposed Agreement with Clinica Sierra Vista for providing emergency housing assistance and related supportive services to HIV-infected persons using Housing Opportunities for Person with AIDS funds, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$194,074 (Fiscal Impact: \$194,074; Federal Grant; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 510-2006

Watson-Rubio: All Ayes

- *47) Proposed Agreement with the Kern County Children and Families Commission for Medi-Cal Administrative Activities, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$200,000 (Fiscal Impact: \$200,000; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 511-2006

Watson-Rubio: All Ayes

- *48) Proposed Agreement with Edison Elementary School District for School-Based Medi-Cal Administrative Activities, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$100,000 (Fiscal Impact: \$100,000; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 512-2006

Watson-Rubio: All Ayes

- *49) Proposed Agreement with North Bakersfield Recreation and Park District for Medi-Cal Administrative Activities, from July 1, 2006 through June 30 2007, in an amount not to exceed \$15,000 (Fiscal Impact: \$15,000; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 513-2006

Watson-Rubio: All Ayes

- *50) Proposed Agreement with Beardsley School District for School-Based Medi-Cal Administrative Activities, from July 1, 2006 through June 30, 2007, in an amount not to exceed \$100,000 (Fiscal Impact: \$100,000; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 514-2006

Watson-Rubio: All Ayes

- *51) Proposed Amendment No. 2 to Agreement 603-2004 with Beardsley School District for school-based Medi-Cal Administrative Activities to increase compensation payable by \$75,000 to a maximum of \$150,000 to allow for possible increases due to additional staff participating in the MAA surveys (Fiscal Impact: \$75,000; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 515-2006

Watson-Rubio: All Ayes

SHERIFF

- *52) Request authorization for sale of one (1) used departmental handgun valued at \$250, pursuant to the provisions of Government Code Section 25363, and deposit proceeds from sale into Sheriff's Firearms Trust Fund 22140 (Fiscal Impact: None) - APPROVED; AUTHORIZED SHERIFF OR HIS DESIGNEE TO PROCEED

Watson-Rubio: All Ayes

- *53) Request for authorization to apply for 2006 COPS Technology grant funding from the U.S. Department of Justice, Office of Community Oriented Policing Services, in the amount of \$197,446 (Fiscal Impact: \$197,446; Federal Grant; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Watson-Rubio: All Ayes

Hearing

- 54) Establishment of Jail Booking Fee of \$158.91 per booking charge for Fiscal Year 2006-2007, effective July 1, 2006 (Fiscal Impact: Approximately \$1,765,808; Budgeted; Mandated) (from 5/30/06) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; APPROVED BOOKING FEE OF \$158.91 EFFECTIVE JULY 1, 2006; ENACTED ORDINANCE G-7409

Maben-Rubio: All Ayes

- 55) 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 in the amount of \$909,459.62 (Fiscal Impact: \$138,000 FY 2006-2007; Budgeted; Mandated) (from 5/30/06) - REFERRED BACK TO STAFF

Rubio-Watson: All Ayes

TREASURER-TAX COLLECTOR
Debt Advisory Committee
Hearing

- 56) TEFRA Hearing and Proposed Approval to Issue \$4.5 Million in Industrial Development Bond by the California Statewide Communities Development Authority for Langers Fruit & Juice LLC (Fiscal Impact: None) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2006-203 APPROVING ISSUANCE OF BONDS FOR THE PURPOSES OF TEFRA AND THE JOINT POWERS AGREEMENT WITH THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY

Watson-Rubio: All Ayes

ADJOURNED TO CLOSED SESSION

Watson

CLOSED SESSION

COUNTY ADMINISTRATIVE OFFICE

- 57) 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's Command Association, Kern Law Enforcement Association (Government Code Section 54957.6) -
- 58) Request for Closed Session regarding public employee recruitment - Title: Kern Medical Center Chief Executive Officer (Government Code Section 54957) -
- 59) Request for Closed Session regarding public employee recruitment - Title: Director of Airports (Government Code Section 54957) -

COUNTY COUNSEL

- 60) Request for Closed Session regarding a lawsuit entitled County of Kern v. City of Fresno, et al., Fresno County Superior Court Case No. 05-CECG04045 (Government Code Section 54956.9(a)) -
- 61) Request for Closed Session regarding a lawsuit entitled Diana L. Delprete v. County of Kern, et al., KCSC Case No. S-1500-CV-256903 LPE (Government Code Section 54956.9(a)) -
- 62) Request for Closed Session regarding a lawsuit entitled Rural Land Association v. Kern County, et al., KCSC No. S-1500-CV257559 RJO (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.

McQuiston-Rubio: All Ayes

/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, June 6, 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) Request to schedule establishment of Fiscal Year 2006-2007 Appropriations Limit for Kern Sanitation Authority (Fiscal Impact: \$2,284,496 [Revenue]; Kern Sanitation Authority; Budgeted; Mandated) - RECEIVED AND FILED; SCHEDULED ESTABLISHMENT OF APPROPRIATIONS LIMITS FOR TUESDAY, JUNE 27, 2006, AT 2:00 P.M.

Maben-Watson: All Ayes

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

Maben-Watson: All Ayes

FORD CITY-TAFT HEIGHTS SANITATION DISTRICT

Hearing

- #2) Public Hearing to consider written report concerning collection on the tax roll of Fiscal Year 2006-2007 Sewer Service Charges for Ford City-Taft Heights Sanitation District (Fiscal Impact: \$392,000 [Revenue]; Ford City-Taft Heights Sanitation District; Budgeted; Mandated) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTION 2006-204

Watson-Maben: All Ayes

- #3) Request to schedule establishment of Fiscal Year 2006-2007 Appropriations Limit for Ford City-Taft Heights Sanitation District (Fiscal Impact: \$476,407 [Revenue]; Ford City-Taft Heights Sanitation District; Budgeted; Mandated) - RECEIVED AND FILED; SCHEDULED ESTABLISHMENT OF APPROPRIATIONS LIMITS FOR TUESDAY, JUNE 27, 2006, AT 2:00 P.M.

Watson-Maben: All Ayes

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

Watson-Maben: All Ayes

NOTE: AUDITOR-CONTROLLER-COUNTY CLERK ANN BARNETT INFORMED THE BOARD, TO THE BEST OF HER KNOWLEDGE, THAT ALL PRECINCT SITES ARE FUNCTIONING AT THIS TIME. SHE APOLOGIZED TO THE 500 CITIZENS WHO WERE UNABLE TO VOTE WHEN THE POLLS INITIALLY OPENED, AND INTRODUCED DAVE BYRD, PRESIDENT, DIEBOLD ELECTIONS SYSTEMS, WHO EXPLAINED THE REASONS FOR THE CARDS NOT OPERATING PROPERLY. COUNTY COUNSEL BERNARD BARMANN ANNOUNCED THE DELAY WOULD NOT INVALIDATE THE VOTE, HOWEVER, KERN COUNTY CANNOT EXTEND THE HOURS THE POLLS ARE OPEN DUE TO THE STATEWIDE ELECTION. THE BOARD REQUESTED MS. BARNETT PROVIDE A REPORT BACK TO THE BOARD FOLLOWING THE ELECTION ON THE METHODS TO BE USED TO PREVENT THIS FROM HAPPENING AGAIN.

NOTE: NON-AGENDA ITEM NO. 32A WAS HEARD OUT OF ORDER FOLLOWING THE DISCUSSION WITH THE AUDITOR-CONTROLLER-COUNTY CLERK

PUBLIC PRESENTATIONS

- 4) 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

- 5) 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 COMMENDED CRAIG POPE, BARRY NIENKE, AND THE ROADS DEPARTMENT FOR THEIR PROMPT REPAIR OF POTHOLES AND THEIR QUICK RESPONSE TIME

CONTINUED HEARINGS

RESOURCE MANAGEMENT AGENCY
Planning Department

- 6) **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 & 5/30/2006) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING DEPARTMENT RECOMMENDATION, ADOPTED RESOLUTION 2006-205 DISAPPROVING APPEAL AND DISAPPROVING ZONE VARIANCE BASED ON LACK OF MEDICAL HARDSHIP, WITHOUT PREJUDICE; REQUESTED PLANNING STAFF TO WORK WITH APPLICANT TO INITIATE A GENERAL PLAN AMENDMENT TO ADDRESS THE LAND USE ISSUES WHILE ENSURING CODE COMPLIANCE MATTERS ARE ADDRESSED

Rubio-Maben: All Ayes

DEPARTMENTAL REQUESTS

RESOURCE MANAGEMENT AGENCY
Planning Department

Miscellaneous

All S.D.'s

- *7) Proposed Agreement with the City of Bakersfield for preparation of a Request for Proposal to update the Metropolitan Bakersfield General Plan (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 516-2006; RECEIVED AND FILED REPORT

Watson-Maben: All Ayes

S.D. #4

- *8) Proposed Consulting Agreement with Impact Sciences, 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: \$151,860, Application Processing Fees; Not Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENTS 517-2006 AND 518-2006

Watson-Maben: All Ayes

- *9) Proposed Consulting Agreement with RBF Consulting 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) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENTS 519-2006 AND 520-2006

Watson-Maben: All Ayes

RESOURCE MANAGEMENT AGENCY

Water Resources Committee

All S.D.'s

- 10) Proposed Ordinance amending various sections of Chapter 14.08 of the Kern County Ordinance Code and a proposed Uncodified Ordinance providing for fees for Water Well Permits (Fiscal Impact: \$158,715, User Permit Fees; No County Cost; Not Budgeted; Discretionary) - SET HEARING FOR TUESDAY, JUNE 27, 2006, AT 2:00 P.M.; WAIVED READING; INTRODUCED ORDINANCES; DESIGNATED COUNTY COUNSEL AS OFFICIAL TO PREPARE A FAIR AND ADEQUATE SUMMARY OF ORDINANCES; DIRECTED CLERK OF THE BOARD TO PUBLISH PURSUANT TO GOVERNMENT CODE SECTIONS 66016, 66018 AND 6062(a)

McQuiston-Watson: All Ayes

RESOURCE MANAGEMENT AGENCY

Community and Economic Development Department

All S.D.'s

- *11) Appropriation of unanticipated revenue in the amount of \$100,000 from HOME Program rehabilitation loan repayments for HOME Program projects (Fiscal Impact: Estimated \$100,000; Home Investment Partnerships Program; Not Budgeted; Discretionary) - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$100,000 TO KEY 6040, APPROPRIATION FOR CONTINGENCIES IN DEPARTMENT NO. 8936, TRUST FUND 29086; AUTHORIZED NECESSARY COUNTY AND U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT BUDGET ADJUSTMENTS

Watson-Maben: All Ayes

RESOURCE MANAGEMENT AGENCY

Engineering and Survey Services

All S.D.'s

- *12) Request to file written report and set hearing for service charges in all County Service Areas for Fiscal Year 2006-2007 (Fiscal Impact: None) - RECEIVED AND FILED; APPROVED; SET HEARING FOR TUESDAY, JULY 18, 2006, AT 2:00 P.M.; DIRECTED CLERK OF THE BOARD TO PUBLISH NOTICE

Watson-Maben: All Ayes

- *13) Proposed Resolution establishing Fiscal Year 2006-2007 Proposition 4 Appropriations Limit for County Service Areas (Fiscal Impact: None) - APPROVED; ADOPTED RESOLUTION 2006-206

Watson-Maben: All Ayes

RESOURCE MANAGEMENT AGENCY
Roads Department

S.D. #1

- *14) Proposed Agreement with North of the River Sanitary District No. 1 for adjustment of utility facilities on McCray Street, Bakersfield (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 521-2006

Watson-Maben: All Ayes

- *15) Proposed establishment of 45 mile per hour speed limit on Seventh Standard Road, from Airport Drive to North Chester Avenue, Bakersfield (Fiscal Impact: None) - APPROVED; REFERRED TO COUNTY COUNSEL FOR PREPARATION OF ORDINANCE

Watson-Maben: All Ayes

- *16) Contract No. 06007 Notice of Completion for Maverick Asphalt, Inc., for construction on China Lake Boulevard pedestrian path (Fiscal Impact: None) - RECEIVED AND FILED

Watson-Maben: All Ayes

S.D. #3

- *17) Contract No. 05016 Notice of Completion for DOD Construction for construction on College Avenue from Mt. Vernon Avenue to Cypress Circle (Fiscal Impact: None) - RECEIVED AND FILED

Watson-Maben: All Ayes

S.D.'s #1 & #3

- *18) Proposed establishment of 45 mile per hour speed limit on Norris Road, from Coffee Road to Calloway Drive, Bakersfield (Fiscal Impact: None) - APPROVED; REFERRED TO COUNTY COUNSEL FOR PREPARATION OF ORDINANCE

Watson-Maben: All Ayes

S.D.'s #1, #2, #4 & #5

- *19) Contract No. 06035 Plans, Specifications and Notice to Contractors for asphalt concrete (stockpile and windrow stockpile) at various locations in Kern County (Fiscal Impact: \$1,140,000; Road Fund; Budgeted; Discretionary) - MADE FINDING THAT PROJECT IS CATEGORICALLY EXEMPT FROM CEQA, PER SECTION 15301(c); AUTHORIZED ROADS TO FILE NOTICE OF EXEMPTION; APPROVED PLANS AND SPECIFICATIONS; AUTHORIZED CHAIRMAN TO SIGN; AUTHORIZED ROADS TO PUBLISH NOTICE TO CONTRACTORS IN A NEWSPAPER OF GENERAL CIRCULATION, PURSUANT TO SECTION 20392 OF PUBLIC CONTRACT CODE; BID OPENING TO BE WEDNESDAY, JUNE 28, 2006, AT 11:00 A.M.

Watson-Maben: All Ayes

All S.D.'s

- *20) Proposed Amendment No. 1 to Personal/Professional Services Agreement with McCormick Biological, Inc., for various biological services for various County road projects, an increase of \$100,000 for a new total not to exceed \$120,000 (Fiscal Impact: \$100,000; Road Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 522-2006

Watson-Maben: All Ayes

WASTE MANAGEMENT

S.D. #2

- *21) Proposed Amendment No. 1 to Collection Services Franchise Agreement 874-2000 with Benz Sanitation, Inc., to provide for payment of basic residential garbage collection services in the Eastern Kern Universal Collection Area (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 523-2006

Watson-Maben: All Ayes

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

- *22) Report regarding Franchise Hauler Compliance Review of Varner Brothers, Inc. (Fiscal Impact: None) - RECEIVED AND FILED

Watson-Maben: All Ayes

S.D.'s #2, #4 & #5

- *23) Report regarding Franchise Hauler Compliance Review of Lamont Sanitation, Inc., and Varner and Son, Inc. (Fiscal Impact: None) - RECEIVED AND FILED

Watson-Maben: All Ayes

All S.D.'s

- *24) Proposed Amendment No. 2 to Agreement 548-2002 with William J. Vanherweg to amend the Kern County Waste Facilities Habitat Conservation Plan (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 524-2006

Watson-Maben: All Ayes

COUNTY ADMINISTRATIVE OFFICE

- *25) Transfer of property tax entitlement related to City of Shafter Annexation No. 78, Local Agency Formation Commission (LAFCO) Proceeding No. 1447 (Fiscal Impact: FY 2007-2008 \$1,206; General Fund; Discretionary) - APPROVED; ADOPTED RESOLUTION 2006-207

Watson-Maben: All Ayes

- *26) Transfer of property tax entitlement related to City of Wasco Annexation No. 38, Local Agency Formation Commission (LAFCO) Proceeding No. 1454 (Fiscal Impact: FY 2007-2008 \$263; General Fund; Discretionary) - APPROVED; ADOPTED RESOLUTION 2006-208

Watson-Maben: All Ayes

- *27) Transfer of property tax entitlement related to City of Bakersfield Annexation No. 468, Local Agency Formation Commission (LAFCO) Proceeding No. 1450 (Fiscal Impact: FY 2007-2008 \$757; General Fund; Discretionary) - APPROVED; ADOPTED RESOLUTION 2006-209

Watson-Maben: All Ayes

- *28) Transfer of property tax entitlement related to City of Bakersfield Annexation No. 498, Local Agency Formation Commission (LAFCO) Proceeding No. 1448 (Fiscal Impact: FY 2007-2008 \$9,708; General Fund; Discretionary) - APPROVED; ADOPTED RESOLUTION 2006-210

Watson-Maben: All Ayes

- *29) Transfer of property tax entitlement related to City of Bakersfield Annexation No. 502, Local Agency Formation Commission (LAFCO) Proceeding No. 1452 (Fiscal Impact: FY 2007-2008 \$259; General Fund; Discretionary) - APPROVED; ADOPTED RESOLUTION 2006-211

Watson-Maben: All Ayes

- *30) Transfer of property tax entitlement related to City of Bakersfield Annexation No. 506, Local Agency Formation Commission (LAFCO) Proceeding No. 1449 (Fiscal Impact: FY 2007-2008 \$4,741; General Fund; Discretionary) - APPROVED; ADOPTED RESOLUTION 2006-212

Watson-Maben: All Ayes

- *31) Transfer of property tax entitlement related to City of Bakersfield Annexation No. 511, Local Agency Formation Commission (LAFCO) Proceeding No. 1451 (Fiscal Impact: FY 2007-2008 \$519; General Fund; Discretionary) - APPROVED; ADOPTED RESOLUTION 2006-213

Watson-Maben: All Ayes

Legislative Matters

- *32) AB 2315: Clean Power Generation (Fiscal Impact: None) - ADOPTED POSITION IN SUPPORT; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

Watson-Maben: All Ayes

NOTE: NON-AGENDA ITEM NO. 32A WAS HEARD OUT OF ORDER FOLLOWING THE ELECTIONS DISCUSSION WITH THE AUDITOR-CONTROLLER-COUNTY CLERK AT THE BEGINNING OF THE MEETING

NON-AGENDA ITEM

MOTION TO CONSIDER NON-AGENDA ITEM 32A: MADE FINDING THAT NEED TO TAKE ACTION ON NON-AGENDA MATTER OCCURRED AFTER THE AGENDA WAS POSTED AS THE VALLEY FEVER VACCINE PROJECT REQUESTED SUPPORT FROM THE BOARD OF SUPERVISORS FOR FEDERAL LEGISLATION, HR 5416 (CONGRESSMAN BILL THOMAS) AND A STATE BUDGET REQUEST (ASSEMBLY MEMBER NICOLE PARRA), THAT WOULD PROVIDE CONTINUED FUNDING TO DEVELOP A VALLEY FEVER VACCINE. VALLEY FEVER IS A SERIOUS THREAT TO PUBLIC HEALTH IN KERN COUNTY AND THERE IS A COMPELLING NEED FOR TIMELY COMMUNICATION OF THE BOARD'S POSITION TO THE APPROPRIATE LEGISLATORS BEFORE THEIR JUNE 13, 2006, SESSION

Watson-Maben: All Ayes

- 32A) HR 5416 (Thomas) and State Budget request (Parra), Valley Fever vaccine development - PAULINE LARWOOD, VALLEY FEVER VACCINE PROJECT OF THE AMERICAS, HEARD; ADOPTED POSITION IN SUPPORT; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

Maben-Watson: All Ayes

COUNTY ADMINISTRATIVE OFFICE
General Services Division

Hearings

S.D. #3

- *33) Proposed Resolution and Ordinance granting pipeline franchise to SFPP, L.P. (Fiscal Impact: \$1,200 One Time Fee; \$9,100 Annually; Not Budgeted; Discretionary) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION AS APPROPRIATE; ADOPTED RESOLUTION 2006-214 AND ENACTED ORDINANCE F-489

Watson-Maben: All Ayes

S.D. #4

- *34) Proposed Resolution and Ordinance granting pipeline franchise to Manon Manor Mutual Water Company (Fiscal Impact: \$1,200 One-Time Fee; \$463 Annual Revenue; Budgeted; Discretionary) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER SECTION 15301; AUTHORIZED GENERAL SERVICES TO FILE NOTICE OF EXEMPTION AS APPROPRIATE; ADOPTED RESOLUTION 2006-215 AND ENACTED ORDINANCE F-490

Watson-Maben: All Ayes

S.D. #5

- 35) Hearing for proposed energy services contract with Johnson Controls Incorporated to complete HVAC replacements at County's Downtown Central Utility Plant Facility, and proposed Agreement for related financing with Banc of America and Deutsche Bank in the amount of \$2,300,000 (Fiscal Impact: \$2,543,508; General Fund; Not Budgeted; Discretionary) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; ADOPTED RESOLUTIONS 2006-216 AND 2006-217; APPROVED AGREEMENTS; AUTHORIZED CHAIRMAN TO SIGN AGREEMENTS 525-2006 AND 526-2006; AUTHORIZED ASSISTANT COUNTY ADMINISTRATIVE OFFICER FOR GENERAL SERVICES TO COMPLETE DOCUMENTS FOR ENERGY REBATE

Rubio-Watson: All Ayes

S.D. #3

- *36) Identify apparent low bid submitted by Bowman Asphalt, Inc., in the amount of \$614,673, for the William M. Thomas Terminal Parking Lot Expansion (8995.8425.05) (Fiscal Impact: \$614,673; Airport Enterprise Fund; Budgeted; Discretionary) - IDENTIFIED APPARENT LOW BID; AUTHORIZED GENERAL SERVICES TO RELEASE BID GUARANTEES AND PREPARE CONTRACT DOCUMENTS

Watson-Maben: All Ayes

- *37) Proposed Amendment No. 1 to Engineering Services Agreement 616-2006 with Mechanical Design Concepts for the International Airlines Terminal Phase II, an increase of \$12,700 for a new total not to exceed \$22,500 (8994.8422B) (Fiscal Impact: \$12,700; Airport Project Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 527-2006

Watson-Maben: All Ayes

- *38) Proposed sole source Purchase Order with Kern Steel Fabrication, Inc., to provide steel materials for the International Airlines Terminal Phase II Project, in an amount not to exceed \$180,000 (8994.8422.05B) (Fiscal Impact: \$180,000; Airport Enterprise Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Watson-Maben: All Ayes

S.D. #4

- *39) Change Order No. 1 for the reroof at the Taft Veterans Hall, an increase of \$576 for a new total not to exceed \$177,963 (1650.7017.04) (Fiscal Impact: \$576; General Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Watson-Maben: All Ayes

S.D. #5

- *40) Request for Tenant Estoppel Certificate for Jay LLC regarding lease of a portion of 2001 - 28th Street, Suites A and C, Bakersfield, occupied by Employers' Training Resource (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 528-2006

Watson-Maben: All Ayes

CONSIDERATION OF ORDINANCE INTRODUCED ON MAY 30, 2006

- *41) 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 - ENACTED ORDINANCE A-346

Watson-Maben: All Ayes

MATTERS FOR EXECUTIVE APPROVAL

- *42) Budget Transfers - APPROVED NO. 221 THROUGH NO. 225

Watson-Maben: All Ayes

- *43) Minutes for week of May 1, 2006 - APPROVED

Watson-Maben: All Ayes

- *44) Miscellaneous Letters and Documents - APPROVED

Watson-Maben: All Ayes

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

Watson-Maben: All Ayes

ADJOURNED TO MONDAY, JUNE 12, 2006, AT 2:00 P.M. AT KERN
MEDICAL CENTER

Rubio

/s/ Denise Pennell
Clerk of the Board

/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.

44) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Auditor-Controller-County Clerk

- A) Report on costs allocated to Kern County Mental Health programs by College Community Services for Fiscal Years 2001-2002 and 2002-2003

Board of Supervisors

- B) Letters from Chairman Patrick to Rudy Bermudez, Chairman of the Assembly Budget Subcommittee, and to Mike Machado, Chairman of the Senate Budget Subcommittee, re reimbursement to counties for last November's special election (Copies to each Supervisor and CAO)

Clerk of the Board

- C) Monthly Referral Report for May 2006

Community & Economic Development

- D) County Loan Agreement, HOME Investment Partnerships Program, Owner Rehabilitation Program, with Maria E. Skeen

Grand Jury

- E) 2005-2006 Final Report re Kern County Assessor (Copies to each Supervisor, CAO and Assessor)

Planning

- F) Memorandum re establishment of a Park Development Fee for the Tehachapi Valley Recreation and Park District per County Ordinance G-7373 and City of Tehachapi Resolution 11-06

Waste Management

- G) Recommendation from Solid Waste Management Advisory Agency re legislation to establish an Advanced Disposal Fee for large appliances

Miscellaneous

- H) Letter from Senator Roy Ashburn re AB 1634, which would appropriate \$27.8 million in Fiscal Year 2005-2006 to reimburse counties for the State's share of costs to conduct the November 2005 special election (Copies to each Supervisor, CAO and Auditor-Controller-County Clerk)

- I) Letter from Maurice Robertson, State Department of Health Services, re Child Health and Disability Prevention (CHDP) allocations for Fiscal Year 2006-2007 (Copies to each Supervisor, CAO, Public Health and Auditor-Controller-County Clerk)

- J) Letter from Terry Mack Swisher re issues concerning the homeless (Copies to each Supervisor and CAO)

- K) Letter from Senator Barbara Boxer to Peter G. Stamison, U.S. General Services Administration, re establishing a federal courthouse in downtown Bakersfield (Copies to each Supervisor and CAO)

- L) Letter from B. M. Smith, California Highway Patrol, re Hazardous Materials Incident Report occurring Saturday, May 6, 2006, on State Route 178 east of Lower Richbar Campground (Copies to each Supervisor, CAO, Environmental Health and Fire Haz-Mat)
- M) Letter from Mayor Harvey L. Hall, City of Bakersfield, re support for the California State Library Construction Bond Act of 2006 (Copies to each Supervisor, CAO and Library)
- N) One (1) letter in opposition to increase of Universal Garbage Collection fees for Metropolitan Bakersfield Area (Copies to each Supervisor, CAO, Waste Management and County Counsel)
- O) Fresno County Resolution 06-333 in support of Assemblymember Juan Arambula and his representation of Fresno County and the Central Valley (Copies to each Supervisor and CAO)
- P) Bulletin from Water Education Foundation, Western Water, Developing a Delta Vision, May/June 2006 (Copies to each Supervisor and CAO)
- Q) Notice from California Environmental Protection Agency, Department of Toxic Substances Control, re public comment period and public meeting for Class 3 Modification to a Hazardous Waste Facility Permit concerning KW Plastics of California recycling facility north of Highway 99 (Copies to each Supervisor, CAO, Environmental Health, Waste Management and Fire)
- R) Notice from U.S. Federal Energy Regulatory Commission re request of Southern California Edison Company to extend time to comply with requirements for its license for Kern River No. 1 Hydroelectric Project (Copies to each Supervisor, CAO, Planning and Resource Management Agency)
- S) Notice from U.S. Federal Energy Regulatory Commission re request of Southern California Edison Company to extend time to file comments concerning a 12,000 volt substation on Big Creek (Copies to each Supervisor, CAO, Planning and Resource Management Agency)
- T) Agenda of meeting from Kern County Child Care Council on Wednesday, June 7, 2006
- U) Minutes of meeting from Kern County Child Care Council on Wednesday, May 3, 2006
- V) Minutes of meeting from Kern County Commission on Aging on Thursday, April 6, 2006

- 45) CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK OF THE BOARD - APPROVED AND FILED
- A) Claim in the matter of Linda Morales vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
 - B) Discrimination complaint in the matter of Richard Verdugo vs. Kern County - REFERRED TO COUNTY COUNSEL (Copies to Risk Management and Personnel)