DEVELOPMENT SERVICES AGENCY

PLANNING AND COMMUNITY DEVELOPMENT DEPARTMENT

Lorelei H. Oviatt, AICP, Director 2700 "M" STREET, SUITE 100 BAKERSFIELD, CA 93301-2323 Phone: (661) 862-8600 FAX: (661) 862-8601 TTY Relay 1-800-735-2929 E-Mail: planning@co.kern.ca.us Web Address: www.co.kern.ca.us/planning July 2, 2010



Ted James, AICP, DSA DIRECTOR Administrative Operations Engineering, Surveying and Permit Services Planning and Community Development Roads

File: Beacon Solar

DOCKET 08-AFC-2		
DATE	JUL 02 2010	
RECD.	JUL 02 2010	

Ken Celli – Hearing Officer California Energy Commission 1516 9th Street MS-15 Sacramento, California 95814

RE: **Proposed Beacon Solar Energy Project (08-AFC-2)** Kern County Board of Supervisors determination of Mitigation of Impacts on Public Services

Dear Mr. Solario,

On June 29, 2010, the Kern County Board of Supervisors determined the appropriate level of mitigation for impacts on public services from the Proposed Beacon Solar Energy Project (08-AFC-2). Their action, shown in the attached summary of proceedings (Item # 13, Page 24) approved the following mitigation as appropriate to fully mitigate all impacts on public services. The applicant's proposal was not accepted, but modified as follows:

Worker Safety -8

The project owner shall make an annual payment to Kern County for the support of fire, sheriff patrol and investigation, County-wide public protection based upon the following fee schedule:

- A. Twenty –five percent (25%) of the monetary factors (\$579.90 per 1,000 square feet) calculated in the Draft Public Facilities Fee Study (written May 18, 2009) associated with fire, sheriff patrol and investigation and countywide public protection services
 - A = \$144.90/100 square feet.
- B. The area of land (per 1,000 square feet) directly underneath the solar collectors assemblies (assumed as horizontal) installed by April 30 of each calendar year.
- C. 30-year Project Term

Calculation of the fee schedule shall be as defined as follows: A* $\mbox{B/C}$

The fee schedule shall remain fixed for the life of the project for a maximum total at build-out of \$258,074 per year. The amount will not be adjusted per year for inflation nor will any administrative fee apply.

July 2, 2010 Page 2

Verification: During project construction the project owner shall provide to the CPM documentation in the May monthly compliance report showing the total number of square feet directly underneath installed collector assemblies (assumed as horizontal) as of April 30. The calculation of the fee amount due is based upon the formula in WORKER SAFETY -8 that has been paid to the Kern County Auditor-Controller for deposit in the identified account created to be used in the future for fire, sheriff and countywide public protection. Payment shall be remitted to the Kern County Auditor-Controller, with a copy of the transmittal to the Kern County Administrative Office, by April 30 of each calendar year that the BSEP remains in operation. The project owner shall provide to the CPM a statement in the Annual Compliance Report that subsequent annual payments have been made.

The Kern County Board of Supervisor's requests you impose the above language on the project as a condition of certification as full mitigation for impacts for county public services. If you have questions please contact Lorelei Oviatt at (661) 862-8866 or Loreleio@co.kern.ca.us.

Sincerely, Lorelei H. Oviatt, AICP, Director Planning & Community Development Dept.

LHO:jb I:\adm\lorelei\CEC Beacon Solar.ltr.docx County Administrative Office CC: Clerk of the Board of Supervisors

SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS - COUNTY OF KERN

1115 Truxtun Avenue Bakersfield, California

Regular Meeting Tuesday, June 29, 2010

<u>2:00 P.M.</u>

Note: Members of the Board of Supervisors may have an interest in certain contracts that the Board considers where the member holds a position on a non-profit corporation that supports the functions of the County. Supervisors are assigned to these positions as part of annual committee assignments by the Chairman of the Board. These interests include, with the Supervisor holding the position, the following: California State Association of Counties (Supervisors McQuiston and Watson); Community Action Partnership of Kern (Supervisor Maggard); Kern County Network for Children (Supervisor Rubio); Kern Economic Development Corporation (Supervisors Maggard and Watson); Southern California Water Committee (Supervisor Watson); and Tobacco Funding Corporation, Kern County (Supervisors McQuiston and Watson).

BOARD RECONVENED

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

NOTE: The vote is displayed in bold below each item. For example, McQuiston-Watson denotes Supervisor McQuiston made the motion and Supervisor Watson seconded the motion.

<u>CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT:</u> ALL ITEMS LISTED WITH A "CA" OR "C" WERE CONSIDERED TO BE ROUTINE AND APPROVED BY ONE MOTION.

BOARD ACTION SHOWN IN CAPS

<u>REPORT ON ACTIONS TAKEN IN CLOSED SESSION ON TUESDAY,</u> JUNE 29, 2010, AT 9:00 A.M. - ITEM NOS. 97 AND 101 NO REPORTABLE ACTION

CHAIRMAN WATSON ANNOUNCED THAT ITEM NOS. 98, 99 AND 100 WERE CONTINUED TO IMMEDIATELY FOLLOW THIS AFTERNOON'S SESSION

CHAIRMAN WATSON THANKED KERN GOVERNMENT TELEVISION (KGOV) STAFF MEMBERS CHRISTOPHER PARKER AND VALERIE SEPEDA FOR THEIR DEDICATED SERVICE TO KERN COUNTY, ACKNOWLEDGING THEIR LAST KGOV BROADCAST DUE TO BUDGET CUTS

ADJOURNED AS BOARD OF SUPERVISORS; RECONVENED AS KERN SANITATION AUTHORITY

KERN SANITATION AUTHORITY

C-1) Proposed Resolution authorizing retroactive sole source purchase order for emergency repairs to Trickling Filter No. 2 at the Kern Sanitation Authority Wastewater Treatment Plant (Fiscal Impact: \$137,500; Kern Sanitation Authority; Not Budgeted; Mandated) - ADOPTED RESOLUTION 2010-167 FINDING THAT THE EMERGENCY WOULD NOT PERMIT A DELAY THAT WOULD RESULT FROM COMPETITIVE BIDDING AND AUTHORIZING PURCHASING AGENT TO ISSUE A RETROACTIVE SOLE SOURCE PURCHASE ORDER IN THE AMOUNT OF \$137,500

Maben-Rubio: All Ayes

ADJOURNED AS KERN SANITATION AUTHORITY; RECONVENED AS BOARD OF SUPERVISORS

Maben-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 AND SPELL YOUR NAME BEFORE MAKING YOUR PRESENTATION. THANK YOU!

NO ONE HEARD

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

On their own initiative, Board members may make an announcement or a 3) 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 THANKED EMPLOYERS' TRAINING RESOURCE STAFF FOR COORDINATING FIFTH DISTRICT YOUTH SUMMER

PUBLIC HEALTH SERVICES

Public Hearing

3A) Proposed reduction of services in Public Health Clinics and Adolescent Health and Black Infant Health Program (Fiscal Impact: None) (from 6/29/2010, Item No. 82 A.M.) - REOPENED HEARING; NO ONE HEARD; CONTINUED TO CONCLUSION OF 2:00 P.M. SESSION (SEE ITEM NO. 57)

Maben-Rubio: All Ayes

EMPLOYMENT PROGRAM

HEARINGS

DEVELOPMENT SERVICES AGENCY Planning and Community Development Department

CA-4) Request from Hydrogen Energy California, LLC, by Manatt, Phelps, and Phillips, LLP, for cancellation of an approximate 491-acre portion of a Land Use Contract within Agricultural Preserve No. 3 on 491 acres located on the south side of Adohr Road, west of Tupman Road, northwest of Tupman (S.D. #4)

Specific Request:

Cancellation of an approximate 491-acre portion of a Land Use Contract within Agricultural Preserve No. 3 (Cancellation #10-1 Map #120)

(Categorically Exempt, Section 15271; Published Daily Midway Driller) -OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER DEVELOPMENT PLANNING AND COMMUNITY DEPARTMENT RECOMMENDATION, ADOPTED RESOLUTION 2010-168 APPROVING CANCELLATION SUBJECT TO PAYMENT OF CANCELLATION FEE AND NOT TO BECOME EFFECTIVE UNTIL THE CALIFORNIA ENERGY COMMISSION (CEC) ISSUES A PERMIT BASED ON ITS ENVIRONMENTAL REVIEW FOR CEC PROJECT DOCKET 08-AFC-8; DIRECTED CLERK OF THE BOARD TO ISSUE A TENTATIVE CERTIFICATE OF CANCELLATION AND TO ISSUE A CERTIFICATE OF CANCELLATION SUBJECT TO PAYMENT OF CANCELLATION FEES

Maben-Rubio: All Ayes

CA-5) Request from Occidental of Elk Hills, Inc., by McIntosh and Associates to change the permitted uses from limited agriculture to natural resource on 129.74 acres located approximately three miles north of Highway 119, adjacent to the east side of Elk Hills Road, seven miles northeast of Taft (S.D. #4)

Specific Request:

A change in zone classification from A-1 to NR (40) or a more restrictive district for a 129.74-acre portion of an area that has been identified as a "Corrective Action" needed site by the State Department of Toxic Substances Control (ZCC #17, Map #139)

(Special Situation, Section 15183; Published Daily Midway Driller) -OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED RESOLUTION 2010-169 AND ENACTED ORDINANCE G-8059 APPROVING ZONE CHANGE AS REQUESTED

Maben-Rubio: All Ayes

 6) Request from Kern County Planning Department to forfeit reclamation financial assurance posted by Bobby Johnson on August 5, 2002, on 17 acres located on the north side of Frazier Mountain Park Road, approximately one mile east of Frazier Park (S.D. #4) Specific Request:

To consider forfeiture of a posted financial assurance for a revoked surface mining permit as adopted by Resolution 135-03 approved August 28, 2003, in accordance with the Surface Mining and Reclamation Act (SMARA) of 1975 in an E (5) RS (Estate - 5 acres - Residential Suburban Combining) District (CUP #20, Map #237)

(Categorically Exempt, Section 15308; Published Mountain Enterprise) - REFERRED BACK TO STAFF

Rubio-McQuiston: All Ayes

GENERAL PLAN AMENDMENT HEARINGS

Amend the Land Use, Open Space and Conservation Element of the Metropolitan Bakersfield General Plan and Kern County General Plan; Amend Circulation Element of Kern County General Plan; Adopt Beech Avenue Industrial Park Specific Plan text, Land Use and Circulation Map, and Amend Mexican Colony Interim Rural Community Plan; and other items as cited which include amendments of certain zoning maps and applications and proceedings

DEVELOPMENT SERVICES AGENCY Planning and Community Development Department

7) Request from Enos Properties, LLC, by McIntosh and Associates to change the permitted land uses from agricultural to medium industrial to allow for an 871,200-square-foot industrial park located on the east side of State Highway 43 (Beech Avenue), approximately 1/2 mile south of Burbank Street and Beech Avenue, southeast of Shafter (S.D. #1)

Specific Request:

- (a) Adoption of the Beech Avenue Industrial Park Specific Plan text, Land Use and Circulation Map and amendment to the Mexican Colony Interim Rural Community Plan boundaries to exclude a portion of the project site; amend the Land Use, Open Space, and Conservation Element of the Kern County General Plan from Map Code(s) 5.6 and 8.1 to Map Code(s) 4.1 with an underlying land use designation of Map Code(s) 7.2 or a more restrictive map code designation (GPA #1, Map #79-26)
- (b) A change in zone classification from A-1 to M-2 PD or a more restrictive district (ZCC #1, Map #79-26)

(Environmental Impact Report; Published Shafter Press) - OPENED HEARING; ROGER MCINTOSH, MCINTOSH AND ASSOCIATES, REPRESENTING THE APPLICANT, HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, CERTIFIED ENVIRONMENTAL IMPACT REPORT; ADOPTED SECTION 15091 FINDINGS AND SECTION 15093 STATEMENT OF OVERRIDING CONSIDERATIONS; ADOPTED MITIGATION MEASURE MONITORING PROGRAM; ADOPTED BEECH AVENUE INDUSTRIAL PARK SPECIFIC PLAN AS REQUESTED; ADOPTED RESOLUTIONS 2010-170 AND 2010-171 AND ENACTED ORDINANCE G-8060 APPROVING GENERAL PLAN AMENDMENT AND ZONE CHANGES AS REQUESTED

McQuiston-Rubio: All Ayes

CA-8) Request from Garrett Rentz and Yvonne Johnson by MSW Architectural and Engineering Services, Inc., to change the permitted uses from suburban residential to office commercial and for a commercial office on 0.47 acre located at 2409 Calloway Drive, south of Rosedale Highway, north of Greenacres Drive, west Bakersfield (S.D. #3)

Specific Request:

- (a) Amend the Land Use, Open Space and Conservation Element of the Metropolitan Bakersfield General Plan from Map Code(s) SR (Suburban Residential - Less Than or Equal to 4 Dwelling Units/Net Acre) to Map Code(s) OC (Office Commercial) or a more restrictive map code designation
- (b) A change in zone classification from E (1/2) RS (Estate 1/2 acre -Residential Suburban Combining) to CO PD (Commercial Office -Precise Development Combining) or a more restrictive district

(Continued on Page 23)

(Continued from Page 22)

(c) A Precise Development Plan for a 1,134-square-foot commercial office in a CO PD (Commercial Office - Precise Development Combining) District (GPA #5, Map #102-30; ZCC #30, Map #102-30; PD Plan #20, Map #102-30)

(Categorically Exempt, Section 15303; Published Bakersfield Californian) -OPENED HEARING; NO ONE HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, ADOPTED RESOLUTIONS 2010-172, 2010-173 AND 2010-174 AND ENACTED ORDINANCE G-8061 APPROVING GENERAL PLAN AMENDMENT AND ZONE CHANGE AS REQUESTED, AND APPROVING PRECISE DEVELOPMENT PLAN SUBJECT TO CONDITIONS

Maben-Rubio: 4 Ayes; 1 Abstained - Maggard

- 9) Request from Kern County Waste Management to change the permitted uses to solid waste disposal facility and allow for expanded capacity and extend lifetime on 161.68 acres located at Taft Sanitary Landfill, Elk Hills Road, southwest of intersection with Valley West Road, Taft area (S.D. #4) Specific Request:
 - (a) Amend the Land Use, Open Space and Conservation Element of the Kern County General Plan from Map Code(s) 8.4 to Map Code(s)
 - Kern County General Plan from Map Code(s) 8.4 to Map Code(s) 3.4.1 or a more restrictive map code designation on 61.7 acres for a landfill buffer; amend the Circulation Element to eliminate road reservations for the east/west and north/south midsection lines and the easterly section line of Section 25, T31S, R23E, MDB&M; amend Appendix "E" Map, Taft Sanitary Landfill (GPA #2, Map #138)
 - (b) A Modification of Conditional Use Permit 1, Map 138 (Resolution 141-72 approved January 20, 1972) to allow for expanded capacity and extend the lifetime of the existing Taft Sanitary Landfill operation (Section 19.40.030.H) in an A District (CUP #1, Map #138)

(Environmental Impact Report; Published Daily Midway Driller) - OPENED HEARING; DOUG LANDON, DIRECTOR, KERN COUNTY WASTE MANAGEMENT; AND EUGENE WILSON, REPRESENTING CALIFORNIA CLEAN ENERGY COMMITTEE, HEARD; CLOSED HEARING; PER PLANNING COMMISSION RECOMMENDATION, CERTIFIED ENVIRONMENTAL IMPACT REPORT; ADOPTED REVISED SECTION 15091 FINDINGS AND SECTION 15093 STATEMENT OF OVERRIDING CONSIDERATIONS; ADOPTED REVISED MITIGATION MEASURE MONITORING PROGRAM; ADOPTED RESOLUTIONS 2010-175 AND APPROVING GENERAL PLAN 2010-176 AMENDMENT, AS REQUESTED, INCLUDING AMENDMENT OF THE CIRCULATION ELEMENT AND AMENDMENT OF APPENDIX "E" MAP, "TAFT RECYCLING AND SANITARY LANDFILL;" AND APPROVING MODIFICATION OF CONDITIONAL USE PERMIT SUBJECT TO **REVISED CONDITIONS**

DEPARTMENTAL REQUESTS

DEVELOPMENT SERVICES AGENCY Planning and Community Development Department

<u>Hearing</u>

All S.D.'s

CA-10) Public hearing for proposed amendment to the County of Kern's Fiscal Year (FY) 2008-2009 Annual Action Plan to revise the Neighborhood Stabilization Program (NSP) (Fiscal Impact: None) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; APPROVED AMENDMENT TO FY 2008-2009 ANNUAL ACTION PLAN AND NSP; AUTHORIZED DIRECTOR TO MAKE ANY REVISIONS TO AMENDMENT AS REQUESTED BY YOUR BOARD AND/OR U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD), AND SUBMIT ALL DOCUMENTATION RELATED TO AMENDMENT TO HUD

Maben-Rubio: All Ayes

Land Use

<u>S.D. #1</u>

CA-11) Proposed rescission of a portion of an existing Williamson Act Land Use Contract and simultaneous approval of proposed Williamson Act Land Use Contract No. 10-2 with Tonko Zaninovich and Lydia Zaninovich for 2011 Calendar Year, Agricultural Preserve No. 7, 74.24 acres, on the south side of Woollomes Avenue, Delano (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN; DIRECTED CLERK OF THE BOARD TO RECORD

Maben-Rubio: All Ayes

<u>Miscellaneous</u>

<u>S.D. #2</u>

CA-12) Proposed Memorandum of Understanding and Agreement with the Semitropic-Rosamond Water Bank Authority in eastern Kern for performance of Zoning Ordinance and Mitigation Measures as Environmental Restrictions (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 629-2010

Maben-Rubio: All Ayes

13) Proposed request to California Energy Commission (CEC) for public services impact mitigation payments from proposed Beacon Solar Thermal Project by Nextera Energy in eastern Kern County (CEC Project Docket 08-AFC-2) (Fiscal Impact: None) - LINDA PARKER, REPRESENTING NEXTERA ENERGY, HEARD; APPROVED REQUEST FOR PUBLIC SERVICES IMPACT MITIGATION PAYMENT OF \$258,074 PER YEAR UNDER THE TERMS AND CONDITIONS AS RECOMMENDED BY STAFF

Maben-Rubio: All Ayes

<u>All S.D.'s</u>

CA-14) Proposed amended Conflict of Interest Code for the Planning and Community Development Department (Fiscal Impact: None) - APPROVED Maben-Rubio: All Ayes

DEVELOPMENT SERVICES AGENCY Engineering, Surveying and Permit Services Department

Hearing

S.D. #2

CA-15) Continued hearing to consider adjustments to administrative penalties and a report on the Conditional Use Permit following the January 5, 2010, determination of a public nuisance and imposition of administrative penalties against Ms. Susan Marlowe and Ms. Kimi Peck for nuisance at 24492 Bear Valley Road, Tehachapi, APN 222-233-13 (Fiscal Impact: Unknown; Discretionary) (from 1/5/2010, 2/16/2010 and 4/13/2010) -OPENED HEARING; NO ONE HEARD; CLOSED HEARING; CONFIRMED THAT ACCRUED ADMINISTRATIVE PENALTIES ARE NOT DUE AND PAYABLE AT THIS TIME; CONTINUED HEARING UNTIL TUESDAY, SEPTEMBER 14, 2010, AT 2:00 P.M.

Maben-Rubio: All Ayes

<u>S.D. #2</u>

CA-16) Request for release of Faithful Performance Security for street, drainage, water and sewer improvements one-year guarantee period, Tract 6314, southwest corner of Janine Avenue and 30th Street West, Rosamond, K. Hovnanian Communities, Inc. (Fiscal Impact: None) - APPROVED; RELEASED FAITHFUL PERFORMANCE BOND NO. 6411768, IN THE AMOUNT OF \$109,300, ISSUED BY SAFECO INSURANCE COMPANY OF AMERICA

Maben-Rubio: All Ayes

<u>S.D. #3</u>

Request to approve completed street, water, sewer and landscape CA-17) improvements and request for reduction of Faithful Performance Security in Subdivision Improvement Agreement, Tract 6304, east of Fruitvale Avenue, north of Norris Road, north Bakersfield area, and proposed Resolution for acceptance of roads into the County road system and acceptance of street, water, sewer and landscape improvements for maintenance, Excaliber Development, LLC (Fiscal Impact: None) - APPROVED COMPLETED STREET, WATER, SEWER AND LANDSCAPE IMPROVEMENTS; REDUCED EXISTING FAITHFUL PERFORMANCE SECURITY IN THE AMOUNT OF \$363.097 TO \$36,310 FOR THE GUARANTEE AND MAINTENANCE OF COMPLETED STREET, WATER, SEWER AND LANDSCAPE IMPROVEMENTS AGAINST DEFECTS IN MATERIALS AND WORKMANSHIP FOR A ONE-YEAR PERIOD ENDING JUNE 29, 2011; RELEASED LETTER OF CREDIT NO. 2009-53, IN THE AMOUNT OF \$363,097, ISSUED BY MISSION BANK; RECEIVED AND FILED LETTER OF CREDIT NO. 2010-62, IN THE AMOUNT OF \$36,310, ISSUED BY MISSION BANK; ADOPTED RESOLUTION 2010-177 FOR ACCEPTANCE OF ROADS WITHIN TRACT 6304, INTO COUNTY ROAD SYSTEM AND ACCEPTANCE OF STREET, WATER, SEWER AND LANDSCAPE IMPROVEMENTS FOR MAINTENANCE

<u>All S.D.'s</u>

CA-18) Proposed Amendment No. 3 to Agreement No. 354-99 with Accela, Inc., for software maintenance, to provide additional year of maintenance from July 1, 2010 through June 30, 2011, in an amount not to exceed \$20,697.60 (Fiscal Impact: \$20,697.60; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 630-2010

Maben-Rubio: All Ayes

19) Proposed deletion of one (1) Code Compliance Officer position within the Engineering, Surveying & Permit Services Department's Code Compliance Division, Budget Unit 2620, resulting in one (1) layoff, effective July 17, 2010 (Fiscal Impact: \$97,346 Savings; General Fund; Budgeted; Discretionary) - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

McQuiston-Rubio: All Ayes

DEVELOPMENT SERVICES AGENCY Roads Department

<u>S.D. #2</u>

CA-20) Contract No. 10003, Plans, Specifications and Notice to Contractors for construction on Woodford Tehachapi Road from State Route 202 to Country Club Drive, Tehachapi area (Fiscal Impact: \$700,000; County COP Transportation Bond Funds; Budgeted; Discretionary) - MADE FINDING THAT PROJECT IS CATEGORICALLY EXEMPT FROM THE REQUIREMENTS OF CEQA, PER SECTION 15301(c) AND 15304(h) OF STATE CEQA GUIDELINES; AUTHORIZED ROADS TO FILE NOTICE OF EXEMPTION; APPROVED; 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, JULY 21, 2010, AT 11:00 A.M.

Maben-Rubio: All Ayes

<u>S.D. #4</u>

 CA-21) Proposed payment to Chicago Title Company for acquisition of 1.216 acres from the Hollingshead Family Trust for construction of Hageman Road separation of grade at Allen Road, Bakersfield, in the amount of \$363,750 (Fiscal Impact: \$363,750; Hageman Road SOG Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO MAKE PAYMENT

Maben-Rubio: All Ayes

CA-22) Proposed payment to Chicago Title Company for acquisition of 0.399 acres from the Kay-Eddie Revocable Trust for construction of Hageman Road separation of grade at Allen Road, Bakersfield, in the amount of \$54,410 (Fiscal Impact: \$54,410; Hageman Road SOG Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO MAKE PAYMENT

CA-23) Proposed payment to Chicago Title Company for acquisition of 0.688 acres from the Kern County Firefighters Union IAFF No. 1031 for construction of Hageman Road separation of grade at Allen Road, Bakersfield, in the amount of \$74,175 (Fiscal Impact: \$74,175; Hageman Road SOG Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO MAKE PAYMENT

Maben-Rubio: All Ayes

CA-24) Proposed Contract No. 10014 with Granite Construction Company for construction on Twisselman Road from King Road to Interstate 5, in an amount not to exceed \$3,996,993 (Fiscal Impact: \$3,996,993; American Recovery and Reinvestment Act Funds; Budgeted; Discretionary) -APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 631-2010

Maben-Rubio: All Ayes

WASTE MANAGEMENT

<u>Hearings</u>

<u>S.D. #4</u>

CA-25) Public hearing to consider an amendment to the Kern County and Incorporated Cities Integrated Waste Management Plan Non-Disposal Facility Element for the Shafter-Wasco Recycling and Sanitary Landfill, revising the facility's title (Fiscal Impact: None) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER PUBLIC RESOURCES CODE SECTION 41735(a); DIRECTED CLERK OF THE BOARD TO FILE NOTICE OF EXEMPTION; ADOPTED RESOLUTION 2010-178

Maben-Rubio: All Ayes

CA-26) Public hearing to consider an amendment to the Kern County and Incorporated Cities Integrated Waste Management Plan Non-Disposal Facility Element to include the Taft Recycling and Sanitary Landfill (Fiscal Impact: None) - OPENED HEARING; NO ONE HEARD; CLOSED HEARING; MADE FINDING THAT PROJECT IS EXEMPT FROM CEQA PER PUBLIC RESOURCES CODE SECTION 41735(a); DIRECTED CLERK OF THE BOARD TO FILE NOTICE OF EXEMPTION; ADOPTED RESOLUTION 2010-179

Maben-Rubio: All Ayes

<u>All S.D.'s</u>

CA-27) Proposed Request for Proposal to provide environmental, geotechnical and civil engineering services at County waste management facilities (Fiscal Impact: None) - APPROVED; AUTHORIZED DISTRIBUTION

Maben-Rubio: All Ayes

CA-28) Proposed deletion of two (2) full-time Waste Management Aide and one (1) full-time Waste Management Technician positions from Budget Unit 8999, effective June 30, 2010 (Fiscal Impact: \$12,063 Savings; Solid Waste Enterprise Fund; Budgeted; Discretionary) - APPROVED; REFERRED TO PERSONNEL TO AMEND DEPARTMENTAL POSITIONS AND SALARY SCHEDULE

COUNTY ADMINISTRATIVE OFFICE

29) Proposed Amendment No. 1 to Agreement 785-2007 with Sidles Duncan & Associates for employee benefits consulting to extend term for six months through December 31, 2010, decrease professional fees by \$35 per hour to \$170, decrease annual maximum payable to \$225,000 (Fiscal Impact: FY 2010-2011 \$112,500; Group Health Insurance Internal Service Fund; Budgeted; Discretionary) - KURT HOEKENDORF, ADVENTIST HEALTH HOSPITAL SYSTEM; CAROLYN TEMPLE, CHIEF EXECUTIVE OFFICER, FOUNDATION FOR MEDICAL CARE, AND PRESIDENT OF HEALTH EDGE ADMINISTRATORS; AND ERIC BARTHEL, HEARD; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 632-2010

Maben-McQuiston: 4 Ayes; 1 No - Maggard

CA-30) Proposed revision to Health Benefits Eligibility Policy to modify dependent eligibility criteria, departmental charging/refund procedures, waiting period for untimely requests, required automatic enrollment to the least expensive plan, and other ministerial modifications (Fiscal Impact: None) -APPROVED

Maben-Rubio: All Ayes

CA-31) Proposed response to Grand Jury report entitled Kern County Fleet Services (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

Maben-Rubio: All Ayes

CA-32) Proposed response to Grand Jury report entitled Kern County Employees' Retirement Association (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

Maben-Rubio: All Ayes

CA-33) Proposed response to Grand Jury report entitled Employee Suggestion Awards Compensation (Fiscal Impact: None) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

Maben-Rubio: All Ayes

CA-34) Appropriation of unanticipated revenue in the amount of \$598,606 from the American Recovery and Reinvestment Act (ARRA) Justice Assistance Grant Program to reimburse departments for expenses incurred (Fiscal Impact: \$598,606; Not Budgeted; Discretionary) - APPROVED APPROPRIATION OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$598,606 TO FUND 26001, BUDGET UNIT 2118; APPROVED BUDGET TRANSFER

Maben-Rubio: All Ayes

35) Proposed adjustments to Fiscal Year 2010-2011 Recommended Budget resulting in adopted County Budget (Fiscal Impact: None) - MICHAEL TURNIPSEED, KERN COUNTY TAXPAYERS ASSOCIATION, HEARD; CONTINUED TO TUESDAY, JULY 6, 2010, AT 2:00 P.M.

Maben-Maggard: 4 Ayes; 1 No - Rubio

Legislative Matters

CA-36) SB 1318 (Senate Transportation Committee), omnibus transportation technical corrections bill including provision for relinquishment of Rosedale Highway portions of State Route 58 to either County of Kern or City of Bakersfield (Fiscal Impact: None) - ADOPTED POSITION OF SUPPORT; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

Maben-Rubio: All Ayes

CA-37) Redirection of county law library fees to State Administrative Office of the Courts (Fiscal Impact: None) - ADOPTED POSITION IN OPPOSITION; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE

Maben-Rubio: All Ayes

COUNTY ADMINISTRATIVE OFFICE General Services Division

<u>S.D. #1</u>

CA-38) Change Order No. 3 for the irrigation pump replacement at Lake Ming, an increase of \$1,150, for a new total of \$294,201 (1960.8017.07) (Fiscal Impact: \$1,150; General Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Maben-Rubio: All Ayes

CA-39) Proposed Amendment No. 5 to Agreement 014-99 with Tivoli Plaza, LLC, for lease of office space at 1400 North Norma Street, Ridgecrest, for the Department of Human Services, to allow County to hold over for no longer than 6 months (Fiscal Impact: \$18,000 Monthly Rent; Federal/State; 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 633-2010

Maben-Rubio: All Ayes

<u>S.D. #2</u>

CA-40) Request for approval of intent to donate a surplus compressed natural gas drier to Rosamond Community Services District, Rosamond (Fiscal Impact: None) - APPROVED; DIRECTED COUNTY COUNSEL TO PREPARE AND CLERK OF THE BOARD TO PUBLISH NOTICE OF INTENT

Maben-Rubio: All Ayes

<u>S.D. #4</u>

CA-41) Plans and specifications for equipment at Frazier Park Branch Library (1960.8158.04C) (Fiscal Impact: \$250,000; General Fund; 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; AUTHORIZED GENERAL SERVICES TO PUBLISH PURSUANT TO PUBLIC CONTRACT CODE SECTION 20125; BID OPENING TO BE WEDNESDAY, JULY 21, 2010, AT 11:00 A.M.

CA-42) Change Order No. 6 for the BVARA Fuel Dock Improvements, a decrease of \$326, for a new total of \$875,370 (1960.8185.06) (Fiscal Impact: \$326 Decrease; General Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN

Maben-Rubio: All Ayes

<u>S.D. #5</u>

CA-43) Amendment No. 7 to Agreement 852-2007 with M-E Engineers, Inc., for architectural services for Kern Medical Center's new Central Plant Facility, an increase of \$68,950, for a new total not to exceed \$976,680 (8996.8359.99) (Fiscal Impact: \$68,950; Kern Medical Center C.O.P. Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 634-2010

Maben-Rubio: All Ayes

All S.D.'s

CA-44) Proposed Agreement with Cantelmi Engineering for consulting engineering services on various projects throughout Kern County, in an amount not to exceed \$60,000 (Various Projects) (Fiscal Impact: \$60,000; General Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 635-2010

Maben-Rubio: All Ayes

CA-45) Proposed Agreement with DPG Engineering, Inc., for consulting engineering services on various projects throughout Kern County, in an amount not to exceed \$60,000 (Various Projects) (Fiscal Impact: \$60,000; General Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 636-2010

Maben-Rubio: All Ayes

CA-46) Proposed Agreement with Mechanical Design Concepts, Inc., for consulting engineering services on various projects throughout Kern County, in an amount not to exceed \$60,000 (Various Projects) (Fiscal Impact: \$60,000; General Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 637-2010

Maben-Rubio: All Ayes

CA-47) Proposed Agreement with Lawrence-Nye-Andersen Associates for consulting engineering services on various projects throughout Kern County, in an amount not to exceed \$60,000 (Various Projects) (Fiscal Impact: \$60,000; General Fund; Budgeted; Discretionary) - CONTINUED TO TUESDAY, JULY 6, 2010, AT 2:00 P.M.

Maben-Rubio: All Ayes

CA-48) Proposed Agreement with Taylor Teter Partnership for consulting engineering services on various projects throughout Kern County, in an amount not to exceed \$75,000 (Various Projects) (Fiscal Impact: \$75,000; General Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 638-2010

CA-49) Proposed Agreement with Cannon Associates for consulting engineering services on various projects throughout Kern County, in an amount not to exceed \$75,000 (Various Projects) (Fiscal Impact: \$75,000; General Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 639-2010

Maben-Rubio: All Ayes

CA-50) Proposed Agreement with Dahl, Taylor & Associates, Inc., for consulting engineering services on various projects throughout Kern County, in an amount not to exceed \$75,000 (Various Projects) (Fiscal Impact: \$75,000; General Fund; Budgeted; Discretionary) - CONTINUED TO TUESDAY, JULY 6, 2010, AT 2:00 P.M.

Maben-Rubio: All Ayes

CA-51) Request to establish an interest-bearing agency fund for the Kern Public Services Financing Authority JPA (Fiscal Impact: None) - APPROVED; AUTHORIZED AUDITOR-CONTROLLER-COUNTY CLERK TO ESTABLISH AN INTEREST-BEARING AGENCY FUND

Maben-Rubio: All Ayes

MATTERS FOR EXECUTIVE APPROVAL

CA-52) Budget Transfers - APPROVED NOS. 312 THROUGH 317 AND NOS. 319 THROUGH 330

Maben-Rubio: All Ayes

- CA-53) Minutes for week of May 17, 2010 APPROVED Maben-Rubio: All Ayes
- CA-54) Miscellaneous Letters and Documents APPROVED Maben-Rubio: All Ayes
- CA-55) Miscellaneous Departmental Referrals by Clerk of the Board APPROVED AND FILED Maben-Rubio: All Ayes
- CA-56) Claims and Lawsuits filed with and referred by Clerk of the Board APPROVED AND FILED

Maben-Rubio: All Ayes

PUBLIC HEALTH SERVICES

NOTE: SUPERVISOR RUBIO ANNOUNCED THAT DUE TO HIS WIFE'S EMPLOYMENT WITH CLINICA SIERRA VISTA HE WOULD RECUSE HIMSELF FROM THE VOTE ON ITEM NO. 57, AND LEFT THE DAIS

Public Hearing

57) Proposed reduction of services in Public Health Clinics and Adolescent Health and Black Infant Health Program (Fiscal Impact: None) (from 6/29/2010, Item No. 82 A.M. and Item No. 3A P.M.) - REOPENED HEARING; NO ONE HEARD; CLOSED HEARING; APPROVED REDUCTION OF SERVICES TO MATERNAL CHILD AND ADOLESCENT HEALTH AND BLACK INFANT HEALTH PROGRAMS

McQuiston-Maggard: 4 Ayes; 1 Abstained - Rubio

NOTE: SUPERVISOR RUBIO RETURNED TO THE DAIS FOLLOWING THE VOTE ON ITEM NO. 57

ADJOURNED TO CLOSED SESSION

Maben

CLOSED SESSION

COUNTY ADMINISTRATIVE OFFICE

- 58) Request for Closed Session regarding public employee performance evaluation - Title: Director of Airports (Government Code Section 54957) (from 6/29/2010, Item No. 98 A.M.) -
- 59) Request for Closed Session regarding public employee performance evaluation Title: Fire Chief (Government Code Section 54957) (from 6/29/2010, Item No. 99 A.M.) -
- 60) Request for Closed Session regarding public employee performance evaluation Title: County Administrative Officer (Government Code Section 54957) (from 6/29/2010, Item No. 100 A.M.) -

RECONVENED FROM CLOSED SESSION; ADJOURNED TO TUESDAY, JULY 6, 2010, AT 9:00 A.M.

Rubio-Maben

/s/ Kathleen Krause Clerk of the Board

/s/ Ray Watson Chairman, Board of Supervisors

54) MISCELLANEOUS LETTERS AND DOCUMENTS - FILED

Animal Control

A) Twelve (12) thank you letters for donations to help homeless animals within Kern County (Copies to each Supervisor and CAO)

Assessor-Recorder

B) Letter re fair market value and cancellation fee concerning property of Antelope Valley Solar for cancellation of Land Use Contract (APN's 261-196-02 (199.06 acres), 261-196-03 (119.09 acres), 261-196-04 (158.18 acres), 359-041-11 (160 acres), 359-041-12 (160 acres), 359-041-13 (80 acres), 259-041-15 (38.27 acres) and 359-041-17 (156.59 acres)

Auditor-Controller-County Clerk

C) Letter to Sprint PCS, c/o Law Office of Richard Wiley, re claim for refund of taxes under Revenue & Taxation Code 5148

Clerk of the Board

- D) Letter from Paul J. Hensler, Kern Health Systems, re nomination of Mary Collingnon as Safety Net Provider Representative on the Kern Health Systems' Board of Directors (Copies to each Supervisor, CAO and County Counsel)
- E) Received, certified and transmitted to Recorder for recordation as follows:

1)	Tract Map 6170, Phase 3	S.D. #2
2)	Parcel Map 11933	S.D. #2

Employers' Training Resource

- F) Workforce Investment Act On-the-Job Training Agreements:
 - 1) AHIRA BBB, Inc., dba Bob's Big Boy, WIA Title 501/105, dated May 24, 2010
 - 2) AHIRA BBB, Inc., dba Bob's Big Boy, WIA Title 501/105, dated May 24, 2010
 - Benchmark Air Conditioning, Inc., WIA Title 501/105, dated April 22, 2010
 - 4) C&L Coatings, Inc., WIA Title 501/105, dated May 10, 2010
 - 5) Larry M. Cho, M.D., Inc., dba The Industrial Medical Group, WIA Title 201/102, dated May 24, 2010
 - 6) Elite Inspection & Consulting, Inc., WIA Title 201/102, dated April 21, 2010
 - 7) Gundlach Plumbing & Sheet Metal Company LTD dba Gundlach's, WIA Title 501/105, dated May 19, 2010
 - 8) Let's Ride Motorsports, Inc., WIA Title 501/105, dated April 28, 2010
 - 9) Pokey Bones, LLC dba Faast Pharmacy, WIA Title 201/102, dated April 19, 2010
 - 10) Pokey Bones, LLC dba Faast Pharmacy, WIA Title 201/102, dated May 18, 2010
 - 11) Pokey Bones, LLC dba Faast Pharmacy, WIA Title 201/102, dated May 24, 2010
 - 12) Redwine-Manley Testing Services, Inc., dba Redwine Testing, WIA Title 501/105, dated June 2, 2010

- 13) Southern Sierra General Engineering, Inc., WIA Title 501/105, dated May 3, 2010
- G) Modification 7 to Agreement K074142 with the State of California Employment Development Department to incorporate exhibits into agreement for the VETS project
- H) Modification 8 to Agreement K074142 with the State of California Employment Development Department to deobligate unexpended WIA 15% funds from the New Start program and extend the term to June 30, 2011

Grand Jury

 I) 2009-2010 Final Report re Employee Suggestion Awards Compensation (Copies to each Supervisor and CAO)

Miscellaneous

- J) Letter from Deborah Hess, Southern California Edison, requesting advance notice of any upcoming meetings to consider new or increased fees or service charges (Copies to General Services, Development Services Agency, Waste Management and Property Management)
- K) Letter from Joshua Porter, State Department of Alcoholic Beverage Control, re request from Ricardo Martinez to amend conditions to the alcoholic beverage license of Mike's Roadhouse Café, 15834 Sierra Highway, Mojave (Copies to each Supervisor, CAO, Planning and Environmental Health)
- L) Letter from Assemblyman Nathan Fletcher and Kelly and Brent King, Chelsea's Light Foundation, requesting support of Assembly Bill 1844, Chelsea's Law, which will increase penalties for violent sex crimes against children (Copies to each Supervisor and CAO)
- M) Letter from Douglas Murray, Coldwell Banker, in support of Community Recycling's operation (Copies to each Supervisor, CAO, Planning and County Counsel)
- N) Letter from Joshua Porter, State Department of Alcoholic Beverage Control, re request from Mike Hill to amend conditions to the alcoholic beverage license of Greenhorn Grill, 10720 Pine Drive, Wofford Heights (Copies to each Supervisor, CAO, Planning and Environmental Health)
- Letter from Jon D. Snellstrom, State Fish and Game Commission, re proposed regulatory action relative to gear restrictions (Copies to each Supervisor, CAO, Development Services Agency and County Counsel)
- P) Letter from Sheri Teimann, State Fish and Game Commission, re proposed regulatory action relating to upland game bird hunting (Copies to each Supervisor, CAO, Development Services Agency and County Counsel)
- Q) Letter from Sherrie Fonbuena, State Fish and Game Commission, re proposed regulatory action relating to waterfoul hunting (Copies to each Supervisor, CAO, Development Services Agency and County Counsel)
- R) Letter from Sybille Blickman re change of address (Copy to Assessor)

- S) Thirty-three (33) letters representing 47 parcels in opposition to increase in Solid Waste Management Program service charges for Fiscal Years 2011-2012 and 2012-2013 (Copies to each Supervisor, CAO, Waste Management and County Counsel)
- T) E-mail from Judy Deems in opposition to increase in Solid Waste Management Program service charges for Fiscal Years 2011-2012 and 2012-2013 (Copies to each Supervisor, CAO, Waste Management and County Counsel)
- U) E-mails (2) from Andrew A. Dorr re reminder notification to update application for the COPS Hiring Program (CHP) (Copies to each Supervisor, CAO and Sheriff)
- V) E-mail from Veronica V. Petrovsky, US Army Corps of Engineers, re Lake Isabella Dam Safety Modification Study Situation Report dated June 15, 2010 (Copies to each Supervisor, CAO, Development Services Agency, Engineering, Surveying & Permit Services, Fire, Office of Emergency Services, Public Health and Emergency Medical Services)
- W) E-mail from Isla Fox to thank Board for its decision not to close the Stallion Springs fire station (Copies to each Supervisor, CAO and Fire)
- X) E-mail from Carlos L'Dera re update on Rapid Cable/Cal Neva/ Kern County lawsuit (Copies to each Supervisor, CAO and County Counsel)
- Y) Notice of Certificate of Insurance from GEICO General Insurance Company re Danielle M. Bonilla and Eric J. Bonilla (Policy No. 4151-82-57-77) (Copy to General Services)
- Z) Notices from State Department of Alcoholic Beverage Control re applications for alcoholic beverage licenses from Nuevo Amanecer Restaurant, 11103 Main Street, Lamont; Corona's Cantina y Comida, 9817 So. Union Avenue, Bakersfield; Sat Kaival Management, LLC, 35300 Merle Haggard Drive, Bakersfield; Mariscos Linda, 2217 E. California Avenue, Bakersfield; Puerto Vallarta Seafood, 418 - 11th Avenue, Delano; and Iron Horse Saloon, 1821 So. Chester Avenue, Bakersfield (Copies to each Supervisor, CAO, Planning and Environmental Health)
- AA) Notice from Pacific Gas and Electric Company re application for 2011 electric procurement forecast costs and other project costs (Copies to each Supervisor, CAO, General Services and County Counsel)
- BB) Notice from First American Title Insurance Company re Trustee Sale No. 20099080000196 of property located on Felsite Avenue and Aurora Street, Rosamond (Copy to Property Management)
- CC) Notice from U.S. Bankruptcy Court, Central District of California, re Order Vacating Order of Dismissal concerning Bankruptcy No. 1:10-bk-14508-MT of Simon Gonzalez aka Simon Gonzalez Alvarado, 11300 Tuxford Street, Sun Valley (Copy to Treasurer-Tax Collector)
- DD) Notice of public meeting for Draft Place of Use Environmental Impact Report for the Delta Wetlands Project on Friday, June 25, 2010 (Copies to each Supervisor, CAO, Planning and County Counsel)
- EE) Notice from Southern California Gas Company re filing of the Gas Cost Incentive Mechanism (GCIM) Application No. A.10-06-006 (Copies to each Supervisor, CAO, General Services and County Counsel)

FF) Notice from U.S. Department of Housing and Urban Development, Office of Community Planning and Development, re authorization to use funds for Project/Activity No. 31.09.1, Mojave East Park Improvements (Copies to each Supervisor, CAO, and Planning and Community Development)

55) <u>LETTERS RECEIVED AND REFERRED BY CLERK OF THE BOARD -</u> <u>APPROVED AND FILED</u>

- A) Letter from Roberta Gafford, City of Bakersfield, re Resolution No. 060-10 concerning holding a General Municipal Election for Election of Councilmembers for Wards 1, 3, 4 and 7 and Resolution No. 072-10 concerning Ordering the Submission to the Qualified Electors of the City of a Certain Measure Relating to Pension Benefits at the November 2, 2010, General Election REFERRED TO ELECTIONS
- B) Letter from Steven D. Ross re possible misuse of County fire vehicle -REFERRED TO FIRE (Copies to each Supervisor, CAO and County Counsel)
- 56) <u>CLAIMS AND LAWSUITS FILED WITH AND REFERRED BY THE CLERK</u> <u>OF THE BOARD - APPROVED AND FILED</u>
- A) Claim in the matter of <u>Melody J. Taylor</u> vs. Kern County REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- B) Claim in the matter of <u>Erica Ramirez</u> vs. Kern County REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- C) Claim in the matter of <u>Francisca Nieves Partida</u> vs. Kern County -REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- D) Claim in the matter of <u>Paul Dean</u> vs. Kern County REFERRED TO COUNTY COUNSEL (Copy to Risk Management)
- E) Subrogation claim in the matter of <u>Richard Benson by GEICO</u> vs. Kern County - REFERRED TO COUNTY COUNSEL (Copy to Risk Management)