

MINUTES

County of Inyo Board of Supervisors

August 26, 2008

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 9:00 a.m., on Tuesday, August 28, 2008, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Linda Arcularius presiding, Susan Cash, Beverly Brown, Jim Bilyeu and Richard Cervantes. Supervisor Bilyeu provided the Invocation, and Supervisor Cash led the Pledge of Allegiance.

- Public Comment The Chairperson announced the public comment period and there was no one from the public wishing to address the Board.
- County Dept.
Reports The Chairperson announced the County Department Report period. Mr. Brandon Shults, Information Services Director, reported that a failure of the email computer had occurred and that the network system had performed so that there was no loss in email service for the County.
- Resol. #2008-35/
Honoring Bronze
Star Recipient Sgt.
Adam
Connaughton On a motion by Supervisor Bilyeu and a second by Supervisor Cash, Resolution No. 2008-35 was adopted, honoring Sgt. Adam Connaughton, a Bronze Star Medal recipient: motion unanimously passed and adopted. At the conclusion of the motion Supervisor Bilyeu read the resolution honoring Sgt. Connaughton into the record and the Board took great pleasure in presenting the resolution to Sgt. Connaughton's parents, Kathy and Jim Connaughton. The members of the audience gave a standing ovation to Sgt. Connaughton in recognition of this brave soldier whose heroic actions saved the lives of his fellow soldiers and resulted in him being awarded the Bronze Star.
- Resol. #2008-36/
Courthouse Const.
Fund Expenditure The County Administrator, Mr. Kevin Carunchio, and Superior Court Judge Dean Stout, provided additional information and further explanation regarding the request for approval of encumbrances or expenditures from the County Courthouse Construction Fund. Judge Stout explained that this request was the best way to ensure that Inyo County maintains as much of the Construction Fund as possible. The County Administrator explained that the Resolution also identifies limits to the County's liabilities with regard to the existing Court facilities. On a motion by Supervisor Cash and a second by Supervisor Cervantes to approve Resolution No. 2008-36, authorizing the County Administrator to sign a "County Courthouse Construction Fund Request for Approval of Expenditure or Encumbrance" applications as required by the Inyo County Superior Court, was approved: motion unanimously passed and adopted.
- Recess/
Reconvene The Chairperson recessed the regular meeting at 10:00 a.m., to reconvene in open session at 10:20 a.m., with all Board Members present.
- CAO-Purchasing/
Sale of Surplus
Equipment Moved by Supervisor Cash and seconded by Supervisor Cervantes to A) declare certain property surplus as identified by staff; B) authorize the transfer thereof to other public entities and non-profit organizations; and C) approve the public auction of County surplus equipment not claimed by those entities/organization on September 17, 2008, at 136 South Jackson Street, in Independence. Motion carried unanimously.
- HHS-Hlth. Serv./
CVIIS
Participation Moved by Supervisor Cash and seconded by Supervisor Cervantes to ratify and approve the Contract between the County of Inyo and the State of California for the provision of participating in the Central Valley Immunization Information System (CVIIS) in an amount not to exceed \$10,000 for the period of July 1, 2008 through June 30, 2009, contingent upon the Board's adoption of a FY 2008-09 budget; and authorize the Chairperson to sign. Motion carried unanimously.
- HHS-Behavioral
Hlth./NNA
Contract
Amendment Moved by Supervisor Cash and seconded by Supervisor Cervantes to approve the FY 2007-08 Final Amendment to the standard Negotiated Net Amount Contract between the County of Inyo and the State of California for Alcohol and Drug Programs (ADP) for a total amount for FY 2007-08 of \$493,704; and authorize the Chairperson to sign. Motion carried unanimously.

HHS-Hlth. Serv./ Immunization Outreach Contract	Moved by Supervisor Cash and seconded by Supervisor Cervantes to ratify and approve the Contract between the County of Inyo and the State of California for the provision of immunization outreach for the period of July 1, 2008 through June 30, 2009, in the amount of \$25,276, contingent upon the Board's adoption of a FY 2008-09 budget; and authorize the Chairperson to sign. Motion carried unanimously.
Planning/Appt. Architectural Design Board	Moved by Supervisor Cash and seconded by Supervisor Cervantes to appoint Mr. Rick Leslie to the Architectural Design Review Board, representing the licensed architect category, to complete a two-year term ending August 19, 2010. Motion carried unanimously.
Sheriff/Indentix Contracts	Moved by Supervisor Cash and seconded by Supervisor Cervantes to approve the maintenance agreements between the County of Inyo and Indentix, Inc., for the provisions of services and maintenance of Indentix Equipment as follows, contingent upon the Board's adoption of a FY 2008-09 budget: A) 9/5 coverage of System ID 1706-00418 for the period of May 9, 2008 through June 30, 2009, in an amount not to exceed \$6,919, and System ID 4503-020135 for the period of July 1, 2008 through June 30, 2009, in an amount not to exceed \$6,042 and B) 24/7 coverage of System ID 4603-00139 for the period of July 1, 2008 through June 30, 2009 in an amount not to exceed \$8,755. Motion carried unanimously.
P.W./Update	The Acting Public Works Director updated the Board on department projects and activities, including The LTC Meeting, STIP projects, encroachment issues, the Oak Creek Culvert Replacement Project, and the transfer of the Bishop Court facility to the State.
Parks/L.P. Improvement Project	The Board and Staff reviewed the Lone Pine Park Improvement Project and the funding options for completion of the project, including Prop 40 funds, Roberti-Z'berg-Harris funds, and the Parks fund balance. Mr. Chuck Hamilton, Deputy County Administrator, told the Board that once the L.P. Park projects are completed the balance of the outstanding grant funds would be paid. He also informed the Board that by reworking the projects, Staff has been able to reduce the costs of the projects, thus making the recommendation for the hydroseeding project possible. The Board went on to briefly discuss the outstanding engineering costs associated with the L.P. Park projects, as well as the recommendations for the grant funds to pay for the completion of the Millpond Playground Equipment Project. The Board directed Staff to return with further recommendations for use of the balance and project priorities, once the Lone Pine Park Project is completed.
P.W./L.P. Park Irrigation and Hydroseeding Project	The Chairperson thanked Staff for the previous update on the Lone Pine Moved by Supervisor Cervantes and seconded by Supervisor Bilyeu to A) award and approve the Contract between the County of Inyo and Pacific Restoration Group Inc., for the Lone Pine Park Irrigation and Hydroseeding Project, in an amount not to exceed \$32,375, contingent upon the Board's adoption of a FY 2008-09 budget; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained; and B) authorize the Public Works Director to sign all other contract documents, including change orders, to the extent permitted pursuant to Section 20141 of the Public Contract Code and other applicable law. Motion carried unanimously.
Ord. #1137/Auditor Salary Increase	On a motion by Supervisor Cash and a second by Supervisor Brown, Ordinance No. 1137 entitled "An Ordinance of the Board of Supervisors, County of Inyo, State of California, Amending Section 2.88.040 of the Inyo County Code to Provide for Increases in the Salary for Certain Elected County Officials, Excluding Members of the Board of Supervisors," was adopted: motion unanimously passed and adopted.
Resol. #2008-37/ Walters Tentative Tract Map	On a motion by Supervisor Cervantes and a second by Supervisor Bilyeu Resolution #2008-37 was approved, which will set aside the County's approval and the certification of the Whitney Portal Preserve Project (Tentative Tract Map #239/Walters), as well as the Environmental Impact Report (EIR) for the Project, as required by the Fourth District Court of Appeal: motion unanimously passed and adopted.
Grand Jury/County Response to 07-08 Report	Moved by Supervisor Cash and seconded by Supervisor Bilyeu to approve the report to Judge Dean Stout, Presiding Judge, Inyo County Superior Court, responding to the findings and recommendations in the 2007-2008 Grand Jury Final Report; and authorize the County Administrator to sign the transmittal letter. Motion carried unanimously.

CAO/Continue Oak Creek Disaster	The County Administrator recommended the continuation of the local emergency as a result of the Inyo Complex Oak Creek Mud Flows until such time as the DWP diversion is removed and water is returned to the natural channel of Oak Creek and the County replacement of the culvert is completed. Moved by Supervisor Bilyeu and seconded by Supervisor Brown to continue the local emergency as a result of the Inyo Complex Oak Creek Mud Flows. Motion carried unanimously.
Parks/Millpond Closure	Moved by Supervisor Cash and seconded by Supervisor Cervantes to approve the closure of Millpond County Park to the general public from Friday, September 12, 2008 at 6:00 a.m., through Sunday, September 14, 2008 at 4:00 p.m., for the 17 th Annual Millpond Music Festival. Motion carried unanimously.
Resol. #2008-38/ Energy Partnership	Mr. Rick Phelps, updated the Board on the Eastern Sierra Energy Initiative, including reporting on DWP's participation. Supervisor Brown asked the Southern California Edison representative to convey to the appropriate SCE staff the Board's desire to have a workshop scheduled with the Board regarding SCE's proposed rate increase. On a motion by Supervisor Cash and a second by Supervisor Bilyeu, Resolution No. 2008-38, entitled "A Resolution of the Board of Supervisors, County of Inyo, State of California, Supporting an Energy Partnership Between Southern California Edison and the Eastern Sierra Council of Governments to be Named The Eastern Sierra Energy Initiative," was approved: motion unanimously passed and adopted.
Closed Session	The Chairperson recessed the open session at 11:33 a.m., to convene at 11:38 a.m. in closed session, with all Board Members present to discuss and take action as appropriate on Agenda Items No. 19. CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6] Instructions to Negotiators re: wages, salaries and benefits – Title: IHSS – Negotiators: Bill May and Rochelle Parkinson; No. 23. CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6] Instructions to Negotiators re: wages, salaries and benefits - Employee Organization – ICEA; Negotiators - CAO Kevin Carunchio and Labor Relations Administrator Sue Dishion; No. 24. CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6] Instructions to Negotiators re: wages, salaries and benefits - Employee Organization - Deputy Sheriff's Association (DSA); Negotiators - CAO Kevin Carunchio, Sheriff Bill Lutze and Labor Relations Administrator Sue Dishion; No. 25. CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6] Instructions to Negotiators re: wages, salaries and benefits - Employee Organization – Elected Officials Assistant Association (EOAA); Negotiators - CAO Kevin Carunchio, and Labor Relations Administrator Sue Dishion; and No. 26. CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6] Instructions to Negotiators re: wages, salaries and benefits - Employee Organization – Inyo County Probation Peace Officers Association (ICPPOA); Negotiators - CAO Kevin Carunchio, and Labor Relations Administrator Sue Dishion.
Recess/ Reconvene	The Chairperson recessed the regular meeting at 12:15 p.m., to reconvene in open session at 1:15 p.m., with all Board Members present.
Board Members and Staff Reports	The Board Members reported on their activities during the preceding week, including an Inyo First Five Commission Meeting, notification that the PUC has received a petition from the larger cities in northern San Diego County requesting they modify their decision regarding the 760 area code split, with a request that Staff agendize an action item for next weeks meeting for the Board to consider sending a letter opposing the reconsideration of their decision, a LORP tour, an LTC Meeting, a reminder of the upcoming Tri-County fair, notification of a equine illness which is being investigated, and an RCRC State budget update.
BofS/Introduction of New Superintendent of Schools	The County Administrator, Mr. Kevin Carunchio, introduced the new Inyo County Office of Education, Superintendent of Schools, Dr. Terence K. McAteer, to the Board. Dr. McAteer made brief opening remarks and proceeded to report on the State of the Inyo County Schools. Dr. McAteer said that he hoped to be able to make a yearly "state of the schools" address to the Board. The Board welcomed Dr. McAteer to the County.
Public Comment	The Chairperson announced the second public comment period and there was no one from the public wishing to address the Board.
Closed Session	The Chairperson recessed open session at 2:05 p.m., to reconvene in closed session with all Board Members present to discuss and take action as appropriate on previously noted closed session items.

Report on Closed Session The Chairperson recessed closed session at 3:30 p.m., to reconvene in open session to receive a report on closed session. County Counsel reported there were no actions taken in closed session, which are required by law to be reported on in open session.

Adjournment The Chairperson adjourned the regular meeting at 3:30 p.m., to 9:00 a.m., Tuesday, September 2, 2008, in the Board of Supervisors Room, at the County Administrative Center, in Independence.

Chairperson, Inyo County Board of Supervisors

Attest: *KEVIN D. CARUNCHIO*
Clerk of the Board

by: _____
Patricia Gunsolley, Assistant