

MINUTES

County of Inyo Board of Supervisors

October 12, 2010

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, October 19, 2010, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Richard Cervantes presiding, Linda Arcularius, and Beverly Brown. Supervisors Cash and Fortney were absent. Supervisor Cervantes provided the Invocation, and Supervisor Brown 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 Department Reports The Chairperson announced the County Department Report period. Ms. Jean Turner, Director of Health and Human Services, updated the Board on State budget impacts to HHS. Ms. Turner also informed the Board about an upcoming workshop regarding local ambulance services. The County Administrator updated the Board on LADWP auctions for land releases. Mr. Carunchio also provided information on LADWP's Solar Ranch Project.
- Emeg. Serv./Oak Creek Mud Flows Moved by Supervisor Brown and seconded by Supervisor Arcularius to continue the local emergency as a result of the Inyo Complex Oak Creek Mud Flows. Motion carried unanimously, with Supervisors Cash and Fortney absent.
- County Counsel/County Dept. Conflict Codes Moved by Supervisor Brown and seconded by Supervisor Arcularius to receive and approve the 2010 Conflict of Interest Code Biennial Reports from County Departments as identified by staff; and receive and approve the Conflict of Interest Code for County Departments as identified by Staff. Motion carried unanimously, with Supervisors Cash and Fortney absent.
- HHS-Behavioral Hlth. Serv./Cook Contract Amendment Moved by Supervisor Brown and seconded by Supervisor Arcularius to approve Amendment No. 1 to the Contract between the County of Inyo and Grace Cook, Ph.D., MFT, for the provision of behavioral health services increasing the amount by \$25,000 to a total Contract amount not to exceed \$35,000 for the period of July 1, 2010 through June 30, 2011; and authorize the Chairperson to sign. Motion carried unanimously, with Supervisors Cash and Fortney absent.
- Resol. No. 2010-48/ESTA JPA Amendment On a motion by Supervisor Arcularius and a second by Supervisor Brown, Resolution No. 2010-48 was approved amending Section 2.2 of the Eastern Sierra Transit Authority (ESTA) Joint Powers Agreement to allow options for the provision of the Treasurer and Auditor-Controller for Authority: motion unanimously passed and adopted, with Supervisors Cash and Fortney absent.
- Water Dept./Great Basin Water Forum Dr. Bob Harrington, Inyo County Water Director, reviewed the schedule for the upcoming Great Basin Water Forum to be held in Reno October 21 and 22, 2010. The Board and Dr. Harrington discussed Board and County representation at the meeting. Moved by Supervisor Brown and seconded by Supervisor Arcularius to authorize Supervisor Arcularius and Dr. Harrington to attend the Great Basin Water Forum in Reno, October 21-22, 2010. Motion carried unanimously, with Supervisors Cash and Fortney absent.
- Water Dept./Watershed Coordinator Grant Dr. Bob Harrington, Inyo County Water Director, reviewed the request for authorization to submit an application for funding under the Statewide Watershed Coordinator Grant Program. Dr. Harrington explained that should the Board authorize the Department's application, he would return next week, with a request for the Board to adopt the mandatory authorizing resolution. The Board and Dr. Harrington discussed how this funding would be utilized and what other organizations were submitting applications. Moved by Supervisor Arcularius and seconded by Supervisor Brown to authorize the Water Department to submit a grant requesting funding under the Statewide Watershed Coordinator Grant Program for up to \$300,000. Motion carried unanimously, with Supervisors Cash and Fortney absent.

Water Dept./MIG Contract for Recreational Planner/Facilitator Services

The Board and Water Director discussed the contract for recreational use planner/facilitator services. Moved by Supervisor Brown and seconded by Supervisor Arcularius to approve the Contract between the County of Inyo and MIG, Inc., for recreational use planner/facilitator services, in an amount not to exceed \$94,350 for the period of September 7, 2010 through June 30, 2013, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained. Motion carried unanimously, with Supervisors Cash and Fortney absent.

Clerk of the Board

Supervisor Arcularius requested a correction to the September 21, 2010 minutes, on page three, first sentence changing the word "to" to "for". Moved by Supervisor Arcularius and seconded by Supervisor Brown to approve the minutes of the Board of Supervisors meetings as follows: A) September 7, 2010 Budget Hearings; B) September 21, 2010 Regular Meeting, as amended; and C) September 28, 2010 Regular Meeting. Motion carried unanimously, with Supervisors Cash and Fortney absent.

Closed Session

The Chairperson recessed the regular meeting at 10:07 a.m., to reconvene in closed session at 10:15 p.m., with all Board Members present, except Supervisors Cash and Fortney, to discuss and take action as appropriate on Agenda Items No. 13. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: ICEA - Negotiators: Labor Relations Administrator Sue Dishion, Undersheriff Jim Jones, Deputy County Counsel Susanne Rizo, Chief Probation Officer Jeff Thomson; No. 14. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Elected Officials Assistants Association (EOAA) - Negotiators: Chief Probation Officer Jeff Thomson and Labor Relations Administrator Sue Dishion; No. 15. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Deputy Sheriffs Association (DSA) - Negotiators: Labor Relations Administrator Sue Dishion and Deputy County Counsel Susanne Rizo; No. 16. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Inyo County Correctional Officers Association (ICCOA) - Negotiators: Labor Relations Administrator Sue Dishion; and No. 17. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Law Enforcement Administrators Association (LEAA) - Negotiators: CAO Kevin Carunchio and Labor Relations Administrator Sue Dishion. The chairperson recessed closed session at 10:50 a.m., to reconvene in open session at 11:00 a.m., with all Board Members present, except Supervisors Cash and Fortney.

P.W./Highlands Mobile Home Park CHP Speed Control

The Chairperson opened the public hearing at 11:00 a.m., to consider a petition by the owner of Bishop Highlands, LTD (Highlands Mobile Home Park.) to have the Board authorize the California Highway Patrol to enforce provisions of the California Vehicle Code within the Park. The Public Works Director, Mr. Ted Pedersen, reviewed the Staff Report, explaining that two public meetings had been conducted in the Senior and Family sections of the Park and that the consensus of those attending the meeting had been support for CHP enforcement of the vehicle code in the Park. Mr. Pedersen noted that Cpt. Tim Lepper and Sgt. Richard Underwood of the Bishop California Highway Patrol (CHP) Office were in the audience. Supervisor Arcularius entered a letter into the record from Park resident Robert Peek supporting CHP enforcement. Mr. Dave Sanchez, Park Manager, addressed the Board to provide clarification on the original owner's letter requesting CHP patrol (petition), explaining that he had signed the petition on behalf of the Park, and upon learning that the owner had to sign the petition, he had obtained Mr. Deeter, the Park owner's signature. In response to a question from Supervisor Arcularius, Mr. Sanchez confirmed that Mr. Deeter had passed away earlier this year and noted that a representative from the management firm currently managing the Park was in the audience to support the petition. Mr. Sanchez supported the request to have CHP enforce the speed limit within the Park, providing examples of safety concerns and an analysis of accidents in the Park that he feels were a result of excessive speed and/or drunk driving. Cpt. Lepper addressed the Board to provide further information regarding the CHP's priorities, which include patrolling State highways first, County roads second and then private roads. Cpt. Lepper offered that he hopes to have the Park patrolled every shift, but that would be contingent upon shift priorities and what is occurring on the roadways at any given time. In response to a question from Supervisor Arcularius, Cpt. Lepper explained that should Highlands want more structured patrolling of the Park that would be accomplished through a separate Contract between the State CHP and the Park owner at the overtime rate of \$79.15/per hour with a 4-hour minimum and 67¢ per mile. Mr. Sanchez responded to questions from the Board and confirmed that any

expense associated with this request (i.e. signage, additional patrol contracts, etc.), will not be passed on to the residents. The Board and Staff continued to discuss the request for authority to allow CHP to enforce the vehicle code in Highlands Mobile Home Park. The Public Works Director noted that the Board has been provided a copy of a revised resolution for consideration. He explained that the revisions were minor clarification changes requested by County Counsel. The Chairperson closed the public hearing at 11:30 a.m.

- Resol. #2010-49/
CHP Enforcement in
Highlands Mobile
Home Park On a motion by Supervisor Arcularius and a second by Supervisor Brown, Resolution No. 2010-49, as amended, was approved authorizing the California Highway Patrol to enforce provisions of the California Vehicle Code within the Bishop Highlands, LTD (Highland Mobile Home Park): motion unanimously passed and adopted, with Supervisors Cash and Fortney absent.
- Public Comment The Chairperson announced the second public comment period and there was no one from the public wishing to address the Board.
- 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 11:35 a.m., to 9:00 a.m., Tuesday, October 19, 2010, in the Board of Supervisors Room, at the County Administrative Center, in Independence.

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

by: _____
Patricia Gunsolley, Assistant

Chairperson, Inyo County Board of Supervisors