

MINUTES

County of Inyo Board of Supervisors

July 26, 2011

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, July 26, 2011 in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Susan Cash presiding, Linda Arcularius, Rick Pucci, Marty Fortney and Richard Cervantes. Supervisor Cervantes provided the Invocation, and Supervisor Fortney 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. Mr. Jeff Ahlstrom, Supervising Landfill Engineer, provided information concerning public input as a result of the recent changes in the fee schedule at the County's landfills. Supervisor Arcularius said that she had received information that the County was now enforcing the regulation that bins be emptied on a weekly basis. The County Administrator clarified that the County has not changed its enforcement of regulations and this may be an attempt by one of the waste haulers to increase its revenue and put the blame on the County. Ms. Jean Turner, Director of Health and Human Services, addressed the Board to thank the Public Works Department for their assistance with the Senior Centers. Ms. Susanne Rizo, Director of Child Support Services, updated the Board on her Department's activities. Mr. Doug Wilson, Interim Public Works Director, informed that FAA Grant funding has been delayed due to federal budget constraints. Ms. Kammi Foote, Clerk-Recorder, notified the Board that her department has received and certified a Notice of Intention to Circulate Petition. She said that the proponents hope to pass an ordinance that requires the County to have voter approval before any project over \$5-million is approved. Ms. Foote reviewed the process that would occur in order for the petition to proceed.
- CAO-Budget/State Budget Update The County Administrator updated the Board on State budget impacts, explaining that on a positive note 4th quarter VLF revenues were higher than anticipated, and should result in a small \$14,000 increase for Inyo County.
- Emerg. Serv./Oak Creek Mud Flows Moved by Supervisor Fortney and seconded by Supervisor Cervantes to continue the local emergency as a result of the Inyo Complex Oak Creek Mud Flows. Motion carried unanimously.
- Sheriff/Siemens Contract Moved by Supervisor Fortney and seconded by Supervisor Cervantes to approve the Contract between the County of Inyo and Siemens for the provision of services and maintenance of fire and safety equipment, in an amount not to exceed \$22,216, for the period of July 1, 2011 through June 30, 2012, contingent upon the Board's adoption of a FY 2011-12 budget; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained. Motion carried unanimously.
- HHS-Behavioral Hlth./Position Request Moved by Supervisor Fortney and seconded by Supervisor Arcularius to A) approve the revised Supervising Nurse Practitioner job description; and B) find that consistent with the adopted Authorized Position Review Policy: (a) the availability of funding for the requested position exists in the Mental Health, Public Health, and Maternal Child and Adolescent Health (MCAH) budgets as certified by the Health and Human Services Director, and concurred with by the County Administrator and the Auditor-Controller; (b) where internal candidates meet the qualifications for the position, the vacancy could be filled through the internal recruitment, however, an open recruitment would be more appropriate to ensure a sufficient number of qualified candidates apply; and (c) approve the hiring of one Supervising Nurse Practitioner, at Range 96 (\$7,747 – \$9,421). Motion carried unanimously.

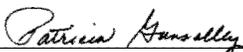
P.W./Statham Hall Painting Project	Moved by Supervisor Cervantes and seconded by Supervisor Fortney to A) approve the specifications for the Statham Hall Painting Project, B) authorize the Interim Public Works Director to advertise and bid the Project; C) authorize the Interim Public Works Director to award the bid for the project if the bids is within the project budget contingent upon the Board's adoption of a FY 2011-12 budget and sign all Contract documents contingent upon the appropriate signatures being obtained; and D) authorize the Interim Public Works Director to sign all other contract documents, including change orders, to the extent permitted pursuant to Section 20143 of the Public Contract Code and other applicable law. Motion carried unanimously.
Public Defender/ Reilly Contract	Moved by Supervisor Arcularius and seconded by Supervisor Cervantes to approve the Agreement between the County of Inyo and Jim Reilly for the provision of professional services as a Public Defender for the period of September 1, 2011 through February 28, 2013, in an amount not to exceed \$126,000, 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.
CAO-Probation-Sheriff/Post Release Community Supervision Entities	Moved by Supervisor Arcularius and seconded by Supervisor Fortney to designate, initially, the Probation Department and Sheriff's Department as the County agencies jointly responsible for supervising offenders released on Post-Release Community Supervision, and direct the County Administrator to notify the Department of Corrections and Rehabilitation by August 1, 2011, of (a) your Board's designation of the County's supervising entities, and (b) the identification of the Chief Probation Officer and the Sheriff as the single points of contact, in their respective agencies, to which the Department of Corrections and Rehabilitation is asked to send information regarding the details of State prison inmates released on Post-Release Community Supervision 30-days in advance of their release. Motion carried unanimously.
Recess/ Reconvene	The Chairperson recessed the regular meeting at 10:03 a.m., to reconvene in open session at 10:10 a.m., with all Board Members present.
Planning/State Redistricting Workshop	The Chairperson recessed open session to convene in a workshop regarding the State's redistricting process and consider taking action to authorize correspondence to the Citizens Redistricting Commission as may be appropriate. The Chairperson recessed the workshop at 10:20 a.m., to reconvene in open session, with all Board Members present.
BofS/Minute Approval	Moved by Supervisor Arcularius and seconded by Supervisor Fortney to approve the minutes of the July 7, 2011 Special Board of Supervisors Meeting. Motion carried on a four-to-zero vote, with Supervisors Arcularius, Pucci, Fortney and Cervantes voting yes, and with Supervisor Cash abstaining.
Clerk/Workshop State Mandate Suspension	The Chairperson recessed open session at 10:23 a.m., to convene in a workshop regarding elections related State budget mandate suspensions in SB 87. The Chairperson recessed the workshop at 10:45 a.m., to reconvene in open session with all Board Members present.
Board Members and Staff Reports	The Board Members reported on their activities during the preceding week, including an LTC meeting, an IAVC Meeting, a Fish and Wildlife Meeting, an EMCC Meeting, a FAC Meeting, a Digital 395 Meeting, a Great Basin Air Pollution Control District Meeting, and an Inyo First Five Meeting.
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 11:05 a.m., to convene in closed session, with all Board Members present, to discuss and take action as appropriate on Agenda Items No. 16. 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, Director Child Support Services Susanne Rizo, and Chief Probation Officer Jeff Thomson; No. 17. 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; No. 18. 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; No. 19. **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; No. 20. **PERSONNEL [PURSUANT TO GOVERNMENT CODE §54957]** - Public Employee Appointment - Title: Director Public Works; No. 21. **PERSONNEL [PURSUANT TO GOVERNMENT CODE §54957]** - Public Employee Performance Evaluation - Title: Director Public Works; No. 22. **PERSONNEL [PURSUANT TO GOVERNMENT CODE §54957]** - Public Employee Performance Evaluation - Title: Director of Health and Human Services; No. 23. **REAL PROPERTY NEGOTIATIONS - CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Pursuant to Government Code §54956.8)** – Property – APN022-070-06, Independence, California – Negotiating Parties – County Administrator and State of California – Negotiations – Terms and Conditions; No. 24. **REAL PROPERTY NEGOTIATIONS - CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Pursuant to Government Code §54956.8)** – Property – APN010-490-08, Bishop, California – Negotiating Parties – County Administrator and Joseph Enterprises – Negotiations – Terms and Conditions; No. 25. **REAL PROPERTY NEGOTIATIONS - CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Pursuant to Government Code §54956.8)** – Property – APN008-240-01, Bishop, California – Negotiating Parties – County Administrator and Mitchell Asset Group – Negotiations – Terms and Conditions; and No. 26. **REAL PROPERTY NEGOTIATIONS - CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Pursuant to Government Code §54956.8)** – Property – S.E. 1.07 acres of APN002-133-02, Independence, California (Jail and Road Yard) – Negotiating Parties – County Administrator and Director of Public Works and Administrative Offices of the Courts (AOC) – Negotiations – Terms and Conditions of Potential Lease. The Chairperson recessed closed session at 11:35 a.m., to reconvene in open session with all Board Members present.

- Planning/Ordinance Setting District Population per 2010 Census The Board discussed the title of the Ordinance that would set the Supervisorial districts population per the 2010 Census data and decided in the spirit of public disclosure they would continue this item to next week, requesting that next weeks agenda provide a more detailed description of the action being requested of the Board. Moved by Supervisor Pucci and seconded by Supervisor Fortney to continue the request to enact an ordinance titled “An Ordinance of the Board of Supervisors of the County of Inyo, State of California, Replacing Section 1.12.020 of Chapter 1.12 of the Inyo County Code, in Inyo County California,” which will update the population statistics for each supervisorial district based on the 2010 Census data, to 11:30, Tuesday, August 2, 2011, in the Board of Supervisors Room, at the County Administrative Center, in Independence.
- Closed Session The Chairperson recessed the regular meeting at 11:45 a.m., to reconvene in closed session, with all Board Members present to discuss and take action as appropriate on previously noted closed session items. The Chairperson recessed closed session at 12:15 p.m.
- Bishop/City Draft Mobility Element Update The Chairperson reconvened the regular meeting in open session at 1:00 p.m., with all Board Members present. Representatives of the City of Bishop and its transportation planning consultants presented the City of Bishop Draft Mobility Element Update to the Bishop General Plan and related Technical Report, to the Board.
- Closed Session The Chairperson recessed open session at 1:45 p.m., to reconvene in closed session at 2:00 p.m., 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 3:20 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 3:20 p.m., to 9:00 a.m., Tuesday, August 2, 2011 in the Board of Supervisors Room, at the County Administrative Center in Independence.

Chairperson, Inyo County Board of Supervisor

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

by: 
Patricia Gunsolley, Assistant