

# MINUTES

# County of Inyo Board of Supervisors

## August 16, 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, August 16, 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 Mr. Randy Keller, County Counsel, led the Pledge of Allegiance.

- Public Comment** The Chairperson announced the Public Comment period. Kathy and Rich White of the Independence Chamber of Commerce reported on this year's Cal Expo Exhibit. They informed the Board that the County had taken a gold ribbon for the display and a special blue ribbon for best marketing display. They reviewed the fair attendance statistics and provided a scrapbook of the exhibit for the Board to look at.
- County Department Reports** The Chairperson announced the County Department Report period. Ms. Susanne Rizo, Director of Child Support Services, updated the Board on department activities. Mr. Doug Wilson, Interim Public Works Director updated the Board on the status of the electrical upgrade project, informing the Board that several offices throughout the County will experience work stoppage as a part of this project. Ms. Kammi Foote, Clerk-Recorder, presented the Board with copies of the most recent and presumed final State redistricting maps.
- Emerg. Serv./Oak Creek Mud Flow** Moved by Supervisor Cervantes and seconded by Supervisor Fortney to continue the local emergency as a result of the Inyo Complex Oak Creek Mud Flows. Motion carried unanimously.
- Motor Pool/Vehicle P.O.s** Moved by Supervisor Cervantes and seconded by Supervisor Fortney to, contingent upon the Board's adoption of a FY 2011-12 Budget, A) award the bid for and approve the purchase of one 2012 Ford F-250 Supercab Cab & Chassis, from Eastern Sierra Motors of Bishop, as the low bidder, in an amount not to exceed \$24,040.77; and B) award the bid for and approve the purchase of six 2011 Ford Crown Victoria's from Downtown Ford Sales of Sacramento, as the low bidder, in an amount not to exceed \$153,480. Motion carried unanimously.
- HHS-HIV/MOU for HOPWA Assistance** Moved by Supervisor Cervantes and seconded by Supervisor Fortney to ratify and approve the Memorandum of Understanding between the County of Inyo and Sierra HOPE for the purpose of assisting Inyo County HIV positive clients in accessing Housing Opportunities for People with AIDS (HOPWA) assistance for short term emergency financial assistance with rent, mortgage or essential utilities, for the period of July 1, 2011 through June 30, 2013; and authorize the Chairperson to sign. Motion carried unanimously.
- P.W./CSA 2 Board Appointments** Moved by Supervisor Cervantes and seconded by Supervisor Fortney to appoint the following to the County Service Area No. 2 (CSA 2) Advisory Board: A) Mr. Robert Caddoo to complete an unexpired four-year term ending April 13, 2015; and B) Mr. Dan Miller to complete an unexpired four-year term ending April 13, 2013. Motion carried unanimously.
- P.W./PMC Contract Amendment** Moved by Supervisor Cervantes and seconded by Supervisor Fortney to approve Amendment No. 1 to the Contract between the County of Inyo and PMC to extend the term of the Contract two months to October 31, 2011 for the completion of a Triennial Performance Audit of the Eastern Sierra Transit Authority (ESTA) and a Roles and Responsibilities Analysis of the Governing Boards of Inyo and Mono County Local Transportation Commissions and ESTA, 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.

Planning/Salas O'Brien Contract	Moved by Supervisor Cervantes and seconded by Supervisor Fortney to approve the Contract between the County of Inyo and Salas O'Brien for the provision of energy use analysis and planning services to prepare a CESEAP, for the period of August 27, 2011 through October 31, 2012, in an amount not to exceed \$129,100, 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.
VSO/Subvention & Medical Certificates	Moved by Supervisor Cervantes and seconded by Supervisor Fortney to approve of the Subvention and Medical Certificates of Compliance for FY 2011-12; and authorize the Chairperson to sign. Motion carried unanimously.
Trial Courts/Letter Re Expenditure of Funds for New Independence Courthouse Facility	The County Administrator provided background information on the request for the Board to send a letter to the Administrative Office of the Courts (AOC) supporting the finalization of the new Independence Courthouse facility. Mr. Carunchio explained that while the Judge and his staff had indicated that there was no longer a need for the Board to take this action, he was recommending that the Board send a letter in order to ensure there is no misunderstanding regarding the Board and County's support for the Independence Courthouse. The Board talked about its past actions with respect to securing the County's courthouse construction funds for the Independence facility. Supervisor Cervantes said that he did not support this use of the funds. He reiterated that he believes that the historic Courthouse should be refurbished and utilized for full court operations, and not just for ceremonial use, instead of building a new facility. Supervisor Cervantes also strongly opposed the AOC's decision to build a large new court facility in the Bishop area. The remaining Supervisors agreed that the ideal situation for Inyo County would be to have the money being proposed for court facilities in Inyo County used as originally anticipated to build a new courthouse in Independence. The Board Members went on to explain that since the AOC has determined, irrespective of the County's wishes, to build the new court facility in Bishop, the best alternative to ensure that the courthouse construction funds that were encumbered for the Independence facility remain in the County is to support the new Independence court facility being proposed. Ms. Ginny Bird, representing the Courts, spoke to the Board to express Judge Lamb's apologies for not being able to attend today's meeting. She thanked Mr. Carunchio for the time he has spent on this letter. Ms. Bird also indicated that the Judge would like to have an opportunity to speak to the Board regarding this issue. The Board explained that there is a Special Board Meeting scheduled for Monday the 22 <sup>nd</sup> of August and extended an invitation to the Judge to participate in that meeting. Moved by Supervisor Fortney and seconded by Supervisor Arcularius to authorize the Chairperson to sign a letter to the Administrative Offices of the Courts supporting the Conceptual Proposal from the Inyo County Superior Court to the Administrative Office of the Courts and requesting final approval to expend encumbered Inyo Courthouse Construction Funds for the construction of a new Independence Courthouse Facility, and reiterating Inyo County's commitment to provide land for the facility and extending an invitation to Judge Lamb, the Presiding Superior Court Judge to address the Board regarding this matter during its Special Meeting on August 22, 2011. Motion carried on a four-to-one vote with Supervisors Arcularius, Cash, Fortney and Pucci voting yes, and with Supervisor Cervantes voting no.
Recess/ Reconvene	The Chairperson recessed the regular meeting at 10:00 a.m., to reconvene in open session at 10:10 a.m., with all Board Members present.
HHS-Soc.Serv./ Position Request	Moved by Supervisor Arcularius and seconded by Supervisor Fortney to find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the requested position exists in the Social Services Budget, 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 an internal recruitment, though an open recruitment would be more appropriate to ensure a sufficient number of qualified candidates apply; and C) approve the hiring of one Administrative Analyst I at Range 66 (\$3,757 - \$4,574) or an Administrative Analyst II at Range 68 (\$3,946 - \$4,974), depending upon qualifications and contingent upon the Board's adoption of a FY 2011-12 budget.

Sheriff/Position Request	Moved by Supervisor Fortney and seconded by Supervisor Pucci to find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the requested position comes from the General Fund, as certified by the Sheriff, 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 an internal recruitment, though an open recruitment would be more appropriate to ensure a sufficient number of qualified candidates apply; and C) approve the hiring of one Deputy Sheriff at Range 67SA-SC (\$3,948 – \$5,296) and authorize hiring up to the D step, contingent upon the adoption of the FY 2011-12 budget. Motion carried unanimously.
Water Dept./IRWMP Meeting	Dr. Bob Harrington, Inyo County Water Director, reviewed the Agenda for the upcoming IRWMP Regional Water Management Group meeting. The Board concurred with Staff's recommendations regarding the items to be discussed.
Child Support Serv/ Awareness Month Proclamation	Moved by Supervisor Fortney and seconded by Supervisor Arcularius to approve the proclamation declaring August 2011 as Child Support Awareness Month in Inyo County. Motion carried unanimously.
CAO-Adv. Co. Res./ Comm. Sponsorship Grant Projects	Moved by Supervisor Fortney and seconded by Supervisor Arcularius to approve the payments to the following for Community Project Sponsorship Grant Projects: A) \$2,100 to the Inyo Council for the Arts for the 2011 Fabulous Friday Community Art Walks; B) to the Death Valley Chamber of Commerce \$2,900 for the 2011 Death Valley Visitors Guide, and \$3,000 for completing an upgrade to the Chamber's Webpage, and C) \$918.53 to the Bishop Museum and Historical Society for its LOCOMotive Geocache Event. Motion carried unanimously.
CAO-Film Comm./ Annual Report	Mr. Chris Langley, Film Commissioner, presented the Annual Film Commission Report. He reviewed filming statistics and talked about future opportunities for filming in throughout the County.
Planning/DRECP NOP and NOI for EIS/EIR	The Planning Director, Mr. Josh Hart, reviewed the Plan and proposed correspondence regarding the EIR/EIS. The Board thanked Mr. Hart for the letter and requested that other counties be added to the "cc" list. Moved by Supervisor Arcularius and seconded by Supervisor Fortney to approve the letter regarding Desert Renewable Energy Conservation Plan (DRECP) Notice of Preparation (NOP) and Notice of Intent (NOI) for the joint Environmental Impact Statement/Environmental Impact Report (EIS/EIR); and authorize the Chairperson to sign.
BofS/Minute Approval	Moved by Supervisor Cervantes and seconded by Supervisor Fortney to approve the minutes of the August 2, 2011 Board of Supervisors meeting. Motion carried unanimously.
Board Members and Staff Reports	The Board Members reported on their activities during the preceding week including an Interagency Visitors Center meeting, a meeting with the Parks Service, a meeting with Senator Fuller, a FAC meeting, and a meeting regarding South Lake area.
Ord. 1166 Setting Price of Aviation Fuel and Ramp Fees at ESRA	On a motion by Supervisor Pucci and a second by Supervisor Arcularius, Ordinance 1166 titled "An Ordinance of the Board of Supervisors of the County of Inyo, State of California, Establishing a Formula for Setting the Price of Aviation Fuel Sold at the Eastern Sierra Regional Airport, Establishing Transient Commercial Operator Ramp Fees to be Charged at the Eastern Sierra Regional Airport, and Repealing Inyo County Ordinance No. 1075," was enacted: motion unanimously passed and adopted.
Recess/ Reconvene	The Chairperson recessed the regular meeting at 11:40 a.m., to reconvene in a workshop at 1:00 p.m., with all Board Members present.
CAO-Budget/Budget Workshop	The Board conducted a workshop with County staff on the FY 2011-12 County Budget; and provided direction to the Budget Officer, as was appropriate, on issues identified in the workshop.
Recess/ Reconvene	The Chairperson recessed the workshop at 4:45 p.m., to reconvene in open session with all Board Members present.

- 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 4:46 p.m., to convene in closed session to discuss and take action as may be appropriate on Agenda Items No. 22. **PERSONNEL [PURSUANT TO GOVERNMENT CODE §54957]** - Public Employee Appointment - Title: Director Public Works; No. 23. **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 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: Elected Officials Assistant Association (EOAA) - Negotiators: Chief Probation Officer Jeff Thomson 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: Inyo County Correctional Officers Association (ICCOA) - Negotiators: Labor Relations Administrator Sue Dishion; No. 26. **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. 27. **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; and No. 28. **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.
- Report on Closed Session      The Chairperson recessed closed session at 6:15 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 6:15 p.m., to 9:00 a.m., Tuesday, September 6, 2011, in the Board of Supervisors Room, at the County Administrative Center in Independence.

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Chairperson, Inyo County Board of Supervisor

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

by: \_\_\_\_\_  
*Patricia Gunsolley, Assistant*