



County of Inyo Board of Supervisors

September 20, 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, September 20, 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 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. Josh Hart, Planning Director, informed the Board of the issuance of the Notice of Preparation for the Crystal Geyser Cabin Bar Water Bottling Project. He updated the Board on a Brownfields meeting he had attended in Nevada and provided the Board with additional information concerning the proposed Mammoth Land Exchange. The Board requested that Mr. Hart bring back an agenda item next week to provide the Board the opportunity to discuss and possibly take action on the land exchange. Mr. Doug Wilson, Interim Public Works Director, informed the Board that the Electrical Upgrade project in Independence would begin this week. Dr. Bob Harrington, Water Director, provided information on the proposed Owens Lake aquifer tests, explaining about the ownership of the various wells that may be impacted. Mr. Jon Klusmire, Museum Services Administrator, provided information on current and upcoming public ad campaigns for the County. Sheriff Lutze reported on the Johns Fire which scorched 5500 acres south of Big Pine. The County Administrator also reported on the Johns Fire and also that the County has received CalEMA funding for the December Deluge storm event last year.

Emerg. Serv./Oak
Creek Mud Flows Moved by Supervisor Arcularius and seconded by Supervisor Cervantes to continue the local emergency as a result of the Inyo Complex Oak Creek Mud Flows. Motion carried unanimously.

Motor Pool/Sheriff
Vehicles Equipped Moved by Supervisor Arcularius and seconded by Supervisor Cervantes to award the bid to Nielsen's Equipment Maintenance as the low bidder for the safety and communications equipping of six 2011 Crown Victoria patrol vehicles in an amount not to exceed \$45,594.39. Motion carried unanimously.

Motor Pool/Vehicle
Purchases Moved by Supervisor Arcularius and seconded by Supervisor Cervantes to award the bid to Eastern Sierra Motors as the low bidder for the purchase of the following vehicles: one 2012 Ford F-250 Crew Cab long bed 4x4 truck in an amount not to exceed \$29,236.21, one 2012 Ford F-250 Super Cab 4x4 cab & chassis with service body in an amount not to exceed \$32,794.11, one 2011 Ford F-150 Regular cab truck in an amount not to exceed \$18,601.72, one 2011 Ford Ranger Regular Cab truck in an amount not to exceed \$14,936.26, and one 2011 Ford F-150 Super Crew long bed truck with camper shell in an amount not to exceed \$26,502.21. Motion carried unanimously.

Resol. #2011-37/
Statham Hall
Notice of
Completion On a motion by Supervisor Arcularius and a second by Supervisor Cervantes, Resolution No. 2011-27 was approved accepting the improvements for the Statham Hall Repainting Project and authorize the Public Works Department to record a Notice of Completion for the Project: motion unanimously passed and adopted.

P.W./Fed Ex
Ground Lease ESR
Airport Moved by Supervisor Arcularius and seconded by Supervisor Cervantes to A) ratify the three-year lease agreement with Fed Ex Ground Package System, Inc. (Fed Ex) for the existing Fed Ex lease area and an expansion and extensions, for the period of July 1, 2011 through June 30, 2014 in the amount of \$787.50; B) authorize improvements to the increased area as requested by Fed Ex Ground Package system; and Authorize the Chairperson to sign. Motion carried unanimously.

COA-Budget/FY 2011-12 Final Board Approved Budget
 Moved by Supervisor Cervantes and seconded by Supervisor Arcularius to A) review and discuss the FY 2011-2012 Final Board Approved Budget including but not limited to: 1) those changes to the CAO Recommended Budget that were included in the Addendum and 2nd Addendum during budget hearings and 2) any other changes which may be made as a result of this discussion; B) adopt the FY 2011-2012 Final Budget as recommended by the County Administrator and as amended, as necessary; C) authorize and direct the County Administrator and Auditor-Controller to approve and make payments, greater than \$10,000 to Inter-Agency Visitor Center and Tri-Country Fairgrounds as provided for in the Advertising County Resources budget; D) affirm that, if projected grant funding for the District Attorney's INET, Victim Witness and/or Victim Witness Unserved/Underserved is not assured by the end of December 2011, or October 2011, respectively, staff is to proceed with the budget reductions outlined in the CAO Recommended Budget commensurate with available Board approved Contingencies; and E) approve the resolution adopting the Final Budget for FY 2011-2012. Motion carried unanimously.

Probation/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 as certified by the Chief Probation Officer, 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 is more appropriate to ensure the position is filled with the most qualified applicant; and C) approve the hiring of one Account Clerk I at Range 43 (\$2,206 – \$2,683). Motion carried unanimously.

CAO-Adv. Co. Res./ FAM Tours Funding
 Ms. Tawny Thomson of the Bishop Area Chamber of Commerce and Visitors Center provided additional information on the FAM Tours. Ms. Kathy Nelson, a local resident and participant of the Tours addressed the Board to talk about her experiences on the tour and to share her support for the continuation of this event. Mr. Joe Pollini partner with the Chamber in the tours to be provided through the Chamber of Commerce also addressed the Board to provide a brief history on how this event evolved. Moved by Supervisor Arcularius and seconded by Supervisor Cervantes to approve payment for a Community Project Sponsorship Grant Project to the Bishop Area Chamber of Commerce and Visitors Bureau in the amount of \$2,800 for the 2011 "FAM (Familiarization) Tours." Motion carried unanimously.

Resol. #2011-38/ HCV Program Transfer to Stanislaus
 On a motion by Supervisor Fortney and a second by Supervisor Cervantes, Resolution No. 2011-38 titled "A Resolution of the Board of Supervisors of the County of Inyo, State of California, Requesting That the State Department of Housing and Community Development Divest Itself of and Return Inyo County's Section 8 Housing Choice Voucher Allocation to the Department of Housing and Urban Development Contingent Upon the Department of Housing and Urban Development's Transfer of Inyo County's HCV Program and the Responsibility of Its Continued Operation to the Stanislaus County Housing Authority to be Used in an Expanded Service Territory That Would Include Inyo County," was approved: motion unanimously passed and adopted.

Recess/ Reconvene
 The Chairperson recessed the regular meeting at 9:53 a.m., to reconvene in open session at 10:05 a.m., with all Board Members present.

P.W./E.S. Regional Blueprint Planning Grant
 Mr. Courtney Smith, Transportation Planner, provided additional information regarding the Eastern Sierra Regional Blueprint Planning Grant, discussing the benefits and drawbacks of the County's participation in the Grant. The Board Members talked about their concerns with the term "blueprint", explaining that they believe this may be a ploy to diminish local jurisdictions land use authority. The Board Members also discussed their concerns with future grant funding being tied to the County's participation in the process, along with concerns that Inyo County is not receiving funding awards even when we do participate, citing the IRWMP processes as an example. The Board and Staff continued to discuss the pros and cons of participation, with the Board taking no action on the request for the Board to identify if the Board would like to participate in an Eastern Sierra Regional Blueprint Planning Grant.

P.W./TIGER Grant for Whitney Portal Road
 The Board discussed the need to find the funding to pay for the rehabilitation of the Whitney Portal Road. Supervisor Cervantes concurred with the Board's wishes to find funding, saying that he did not believe the County would be funded through this program but that it was worth a try. Moved by Supervisor Cervantes and seconded by Supervisor Fortney to approve the application to the TIGER III discretionary grant program for the submittal of a Whitney Portal Road Rehabilitation Project application for consideration under this program. Motion carried unanimously.

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| Water Dept./Great Basin Water Forum | Dr. Harrington, Water Director, provided additional information regarding the upcoming Great Basin Water forum in Ely, Nevada, October 14, 2011. He explained that Supervisor Arcularius is tentatively scheduled as a participant in one of the discussions. Moved by Supervisor Fortney and seconded by Supervisor Pucci to authorize Supervisor Arcularius' attendance at the Great Basin Water forum in Ely, Nevada, October 14, 2011. Motion carried unanimously. |
| BofS/Minute Approval | Moved by Supervisor Cervantes and seconded by Supervisor Fortney to approve the minutes of the September 6, 2011 Board of Supervisors Meeting. Motion carried unanimously. |
| Clerk/Workshop on Precinct GIS | The Chairperson recessed open session at 10:45 a.m., to convene in a workshop, with all Board Members present to talk with the Clerk-Recorder, Ms. Kammi Foote and Information Services staff about the creation of voting precincts in GIS (Geographic Information Systems). The Chairperson recessed the Workshop at 11:10 a.m. |
| P.W./CARB Regs. Workshop | The Chairperson convened a workshop at 11:10 a.m., with all Board Members present to discuss and provide direction to staff regarding the California Air Resources Board (CARB) regulations and the impact on the Road Department vehicles. The Chairperson recessed the workshop at 12:00 p.m., to reconvene in open session with all Board Members present. |
| Ord. 1167 Airport Hanger Rents & Tie Down & Parking Fees | Staff confirmed that the ordinance being considered will increase the hanger rents at the Eastern Sierra Regional Airport to \$150 per month and will leave the hanger rents at the Independence Airport at \$130, with the 3% escalator on those rents becoming effective in January of 2013. On a motion by Supervisor Cervantes and a second by Supervisor Fortney, Ordinance 1167 titled "An Ordinance of the Board of Supervisors of the County of Inyo, State of California, Repealing Inyo County Ordinance No. 1092 and Increasing Hangar Rent and Tie-Down Fees and Parking Fees at County Airports," was enacted: motion carried on a three-to-two vote with Supervisors Pucci, Fortney and Cervantes voting yes, and with Supervisors Arcularius and Cash voting no. |
| Recess/Reconvene | The Chairperson recessed the regular meeting at 12:00 p.m., to reconvene in a workshop, with all Board Members present. |
| Planning/Zoning Code Update Workshop | The Board met with Planning staff to provide input to staff and the Planning Commission on draft sections of the updated Zoning Code. The Chairperson recessed the workshop at 1:15 p.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 a Great Basin Air Pollution Control Board, the Millpond Music Festival, the Johns Fire, the Employee picnic, the Big Pine Civic Club Meeting, an upcoming CalEMA webinar, and the 100 Anniversary of Engine 18 BBQ and celebration. |
| 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 1:20 p.m., to convene in closed session, with all Board Members present to discuss and take action as appropriate on Agenda Items No. 21. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Pursuant to Government Code §54956.9(a) – Inyo Citizens for Better Planning v. Inyo County; Inyo County Board of Supervisors et al. – Inyo County Superior Court Case No. SICVPT05-38164; 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 Sheriffs 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 Assistants 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 of Child Support Services Susanne Rizo, 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 3:35 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 a 3:35 p.m., to 9:00 a.m., Tuesday, September 27, 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