



County of Inyo Board of Supervisors

October 18, 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, October 18, 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 Ms. Pat Gunsolley, Assistant Clerk of the Board, 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. Susanne Rizo, Director Eastern Sierra Regional Child Support Services, updated the Board on Department activities. Dr. Bob Harrington reported on the Standing Committee Meeting. Mr. Doug Wilson, Interim Public Works Director, updated the Board on the status of the Electrical Upgrade Project and informed the Board that the County's building inspectors are both out of County attending a mandatory training, and he is working with the City of Bishop to provide interim coverage. Ms. Jean Turner, Director of Health and Human Services, thanked the County Administrator for meeting with members of her staff regarding the budget. Ms. Turner reported on the upcoming IMAAA Meeting and ongoing work being done to ensure proper auditor results for this year for both Inyo and Mono's program. The County Administrator updated the Board on efforts to provide the County access to the Saline Valley Barrow Pit, and reported that in conversations he had with Kevin Mazzu of the Alabama Hills Stewardship group, that Mr. Mazzu had asked that he convey to the Board that, with regard to the report in today's paper about the meeting with Senator Feinstein, the group was not circumventing the Board of Supervisors, the paper was reporting on an interview the group had participated in with a member of the Senator's staff wherein they were providing answers to the Senator's questions.

Introductions Ms. Jean Turner, Director of Health and Human Services, introduced Ms. Tina Slee, HHS Specialist, and Ms. Dee McDowell, Residential Care Giver, to the Board.

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

District/BP Cemetery District Appointments Moved by Supervisor Cervantes and seconded by Supervisor Pucci to appoint the following to the Big Pine Cemetery District Board of Trustees: A) reappoint Ms. Dorothy Stewart to complete an unexpired four-year term ending June 15, 2013; and B) Mr. Joseph Stewart and Charles Hunnewell to complete unexpired four year terms ending May 31, 2015 and June 30, 2014 respectively. Motion unanimously passed and adopted.

2011-42/Sales & Use Tax Exam of Records On a motion by Supervisor Cervantes and a second by Supervisor Pucci, Resolution No. 2011-42 titled "A Resolution of the Board of Supervisors of the County of Inyo Authorizing Examination of Sales and Transactions and Use Tax Records" was approved and the County Administrator is designated as the authoritative officer to designate in writing, to the State Board of Equalization, the individuals that are authorized to examine the tax records of the County: Motion unanimously passed and adopted.

HHS-Behavioral Hlth. Serv./Medi-Cal Drug Certified Moved by Supervisor Cervantes and seconded by Supervisor Pucci to approve the submittal of two applications on behalf of the Behavioral Health Division's Substance Use Disorders (SUD) Program to become Drug Medi-Cal Certified in the primary clinic in Bishop and the satellite clinic in Lone Pine, and to authorize the Director of Health and Human Services to sign the applications and the Medi-Cal Disclosure Statements. Motion unanimously passed and adopted.

HHS-Behavioral Hlth. Serv./Advisory Brd. Appointments	Moved by Supervisor Cervantes and seconded by Supervisor Pucci to appoint Mr. Duane Blume to the Mental Health Advisory Board to complete an unexpired three-year term ending June 30, 2012. Motion unanimously passed and adopted.
Probation/Healthy Communities Contract	Moved by Supervisor Cervantes and seconded by Supervisor Pucci to ratify and approve the Contract between the County of Inyo and Healthy Communities of Southern Inyo County for a Delinquency Prevention Program for the period of July 1, 2011 through June 30, 2012, in an amount not to exceed \$14,936.40; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained. Motion unanimously passed and adopted.
Probation/ Extended Day Program	Moved by Supervisor Cervantes and seconded by Supervisor Pucci to ratify and approve the Contract between the County of Inyo and the Inyo County Superintendent of Schools for an Extended Day Program for the period of July 1, 2011 through June 30, 2012, in an amount not to exceed \$9,957.60; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained. Motion unanimously passed and adopted.
CCS/Paternity Opp. Program	Representatives of the Eastern Sierra Child Support Services made a presentation regarding the Eastern Sierra Child Support Paternity Opportunity Program to the Board.
DA/Position Approval	Moved by Supervisor Fortney and seconded by Supervisor Arcularius 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 District Attorney and concurred with by the County Administrator and the Auditor-Controller; B) where internal candidates meet the qualifications for the position, the vacancy could possibly be filled through an internal recruitment, but there is a current existing eligibility list for this position; and C) approve the hiring of one Assistant District Attorney at a salary of \$8,973 per month (includes 10% license premium pay) off the existing eligibility list. Motion unanimously passed and adopted.
P.W./Sierra Aviation Discount Fuel Agreement	Moved by Supervisor Arcularius and seconded by Supervisor Pucci to approve the Eastern Sierra Regional Airport Commercial Aircraft Fuel Discount Agreement with Sierra Aviation, Inc., to discount the price of Jet "A" fuel sold to Sierra Aviation, Inc., by \$.50 per gallon; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained. Motion unanimously passed and adopted.
P.W./Red Hill and Ed Powers Rd. Bike Lane	Moved by Supervisor Arcularius and seconded by Supervisor Pucci to approve the submittal of the Red Hill and Ed Powers Road Bicycle Lane Project for TE funds and authorize staff to reduce the scope of the project to Ed Powers Road if funding is insufficient to cover the entire project; and authorize the Public Works Director to sign all documents related to the submission of the application. Motion unanimously passed and adopted.
Resol. #2011-43/ Digital 395 Support	On a motion by Supervisor Arcularius and a second by Supervisor Fortney, Resolution No. 2011-43 titled "A Resolution of the Board of Supervisors of the County of Inyo, State of California, Reaffirming and Making Additional Findings Concerning and Supporting the Digital 395 Project and Committing Financial and Administrative Support to the Project," was approved: motion unanimously passed and adopted.
BofS/Minute Approval	Move by Supervisor Cervantes and seconded by Supervisor Fortney to approve the minutes of A) the Budget Hearing held September 12, 2011; and B) the regular meeting of October 4, 2011. Motion unanimously passed and adopted.
Recess/ Reconvene	The Chairperson recessed the regular meeting at 9:45 a.m., to reconvene in open session at 9:55 a.m., with all Board Members present.
Board Members and Staff Reports	The Board Members reported on their activities during the preceding week, including the Navy Ball, a Strategic Visioning WebX, the Standing Committee Meeting, a Bishop City Council Meeting, and a Desert Managers Group 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 10:10 a.m., to convene in closed session, with all Board Members present, to discuss and take action as appropriate on Agenda Items. No. 18. **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. 19. PERSONNEL [PURSUANT TO GOVERNMENT CODE §54957] - Public Employee Appointment - Title: Director Public Works; No. 20. 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. 21. 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. 22. 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. 23; 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. 24. 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. 25. 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. 26. REAL PROPERTY NEGOTIATIONS (CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO GOVERNMENT CODE §54956.8) – Property: APN 001-104-11, 556 No. 2nd Street, Bishop Property California (Bank owned) – Negotiating Parties: County Administrator, HHS Director, Interim Public Works Director, Interim Deputy Public Works Director and Bank of America – Negotiations: Terms and Conditions.**

Report on Closed Session

The Chairperson recessed closed session at 11:15 a.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 11:15 a.m., to 9:00 a.m., Tuesday, October 25, 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