

MINUTES

County of Inyo Board of Supervisors

January 10, 2012

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, January 10, 2012, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Marty Fortney presiding, Linda Arcularius, Susan Cash, Rick Pucci, Marty Fortney and Richard Cervantes. Supervisor Cervantes provided the Invocation, and Supervisor Arcularius led the Pledge of Allegiance.

- Public Comment The Chairperson announced the public comment period. Mr. Rick Phelps, Executive Director of the High Sierra Energy Foundation, updated the Board on the Eastern Sierra Energy Initiative. Mr. Phelps introduced representatives of Southern California Edison, Mr. Jesse Langley and Mr. Dan Brady, who also provided information on the Energy Initiative. All of the speakers thanked the Board for its leadership and involvement in this program. Mr. Brady, SCE Local Affairs Representative, presented the Board with a Resolution commemorating SCE's 125 year anniversary and acknowledging Inyo County as a significant partner in the corporation's history.
- County Department
Report Period The Chairperson announced the County Department Report period. Mr. Doug Wilson, Interim Public Works Director, introduced Mr. Randy Murphy, the person who will be providing interim fiscal supervisor support, to the Board. Mr. Jeff Thomson, Chief Probation Officer, updated the Board on State budget impacts to his program. Chief Thomson reported that while the trigger has been pulled on the \$125,000 per detainee for those held in DJJ facilities, the State has decided to not collect the amount at this time. He said that efforts to find acceptable alternatives continue. Chief Thomson briefly touched on the impacts to proposed DJJ closures scheduled for 2013 and reported that the State Chief's Association voted to support the Governor's initiative. Ms. Susan Rizzo, Regional Director of Child Support Services, updated the Board on State budget impacts, as well as the Regional Oversight Committee Meeting, an upcoming Outreach Workshop, and ongoing efforts to develop local partnerships to provide better services. The County Administrator noted that the Planning Director, Mr. Josh Hart and the Water Director, Dr. Bob Harrington, were attending OES "boot camp" earthquake training, noting his appreciation for their willingness to participate.
- Emerg. Serv./Oak
Creek Mud Flows Moved by Supervisor Cash and seconded by Supervisor Cervantes to continue the local emergency as a result of the Inyo Complex Oak Creek Mud Flows. Motion carried unanimously.
- CAO-Adv. Co.
Resc./Friends of Mt.
Whitney Contract
Amendment Moved by Supervisor Cash and seconded by Supervisor Cervantes to approve Amendment #1 to the Contract between the County of Inyo and the Friends of the Mt. Whitney Fish Hatchery for Grants-in-Support services and authorize the County Administrator to sign, contingent upon the appropriate signatures being obtained. Motion carried unanimously.
- Resol. #2012-02/
IRWMP Grant
Proposal Moved by Supervisor Cash and seconded by Supervisor Cervantes to authorize the submittal of a proposal to the Inyo/Mono Integrated Regional Water Management Planning (IRWMP) group for invasive plant database services in an amount up to \$105,387; and approve a Resolution No. 2012-02 titled "A Resolution of the Board of Supervisors, County of Inyo, State of California, Approving the Application for Funds from the Inyo-Mono Integrated Regional Water Management Planning Program Under the Proposition 84 IRWMP Planning Grant Program." Motion carried unanimously.
- BofS/2012
Committee
Assignments The Chairperson requested that appointment to the Bishop Liaison Committee be changed from Supervisor Arcularius to Supervisor Pucci. Moved by Supervisor Cash and seconded by Supervisor Arcularius to approve the 2012 Board of Supervisors committee assignments as recommended and amended by the Chairperson Supervisor Marty Fortney. Motion carried unanimously.

- Resol. #2012-03/
Commercial Property
Power to Sell from 5
to 3 Years
- The Treasurer-Tax Collector, Ms. Alisha McMurtrie, provided additional information and further justification for the change to sell commercial property from five years to three years. On a motion by Supervisor Cash and a second by Supervisor Pucci, Resolution 2012-03 rescinding Resolution No. 2005-03, and applying the time period to tax-defaulted nonresidential commercial property pursuant to Section 3691(a)(1)(B) of the California Revenue & Taxation Code, resulting in the time period reverting from being eligible for Power to Sell at five years to being eligible for Power to Sell at three years: motion unanimously passed and adopted.
- Resol. #2012-04/
Investment Authority
- The Treasurer-Tax Collector explained that it is a yearly requirement for the Board to either delegate or retain its investment authority. On a motion by Supervisor Cash and a second by Supervisor Pucci to approve a resolution delegating the investment authority to the Inyo County Treasurer: motion unanimously passed and adopted.
- Treasurer/Investment
Policy
- The Treasurer-Tax Collector noted that there are no changes to the Investment Policy being requested. Ms. McMurtrie also confirmed that preserving the capital remains the priority. Moved by Supervisor Cash and seconded by Supervisor Cervantes to approve the Inyo County Treasury Investment Policy as submitted.
- P.W./Water Systems
RFP
- Mr. Doug Wilson, Interim Public Works Director, reviewed the RFP for the Water Systems Operations and Maintenance. He explained that the delay in presenting this RFP was staff's desire to develop an RFP that provided the greatest flexibility, and presented most number of operational possibilities with the least amount of involvement by the County, i.e., traditional contract with comp schedule, CSD assuming all or portion of the systems if feasible, a full operational lease, etc., where the County provides oversight of the contract but not operation of the system. The Board, Mr. Wilson, and the County Administrator, Mr. Kevin Carunchio, discussed the RFP in detail with the following changes being requested:
- (a) page 4, under "Lease Operations," end of second sentence should read "...systems operations **and proposed lease payments to the County.**"
 - (b) Page 4 under "Lease Operations," regarding the Capital Replacement Account rather than residing with the contractor should read "**Capital Replacement account will reside with the County.**"
 - (c) Page 5 **eliminate item "H"** it is a duplicate of "G."
 - (d) Page 6, under "Lease Terms," add the statement "**Community Services Districts (CSD) have been formed with the anticipation of acquiring the responsibilities of the community water systems, as negotiations continue between the CSD's and the County, the lessee will be expected to provide data to assist the negotiations if requested by the County.**"
 - (e) Page 7, Section 7, Item B changed to "**Experience in providing the comprehensive base for routine and non-routine Scope of Work.**"
- Moved by Supervisor Cash and seconded by Supervisor Cervantes to approve the Water Systems Operations and Maintenance Request for Proposals, above and noted (a) through (e) and authorize the Public Works Director to advertise for proposals for the project. Motion carried unanimously.
- Water Dept./IRWMP
Update
- Mr. Larry Freilich, Mitigation Manager in the Water Department, provided an update on Inyo-Mono Integrated Regional Water Management Plan (IRWMP) activities.
- BofS/Minute
Approval
- Moved by Supervisor Cervantes and seconded by Supervisor Arcularius to approve the minutes of the December 27, 2011 Board of Supervisors Meeting. Motion carried unanimously.
- Recess/
Reconvene
- The Chairperson recessed the regular meeting at 10:05 a.m., to reconvene in open session at 10:10 a.m., with all Board Members present.

Board Members and Staff Reports	The Board Members reported on their activities during the preceding week, including a meeting with the Southern Inyo Hospital Administrator about budget concerns, the Child Support Services Oversight Committee Meeting, a Mental Health Advisory Board Meeting, an ESTA Board Meeting, the CSAC Meeting, meeting regarding the Senior Services Program with HHS staff, an Inyo First Five Commission Meeting, the Bishop City Council Meeting, a meeting with the Planning Director regarding the zoning changes, an Arts Council Meeting, notification of the release of the Owens Lake Draft Master Plan, an update on the Slim Princess restoration project, a Strategic Visioning conference call, a Big Pine Civic Club Meeting, and the announcement of a successful grant application in conjunction with the Southern Inyo Hospital Care District to install video conferencing equipment in each of the communities to further promote on-going training for the EMT's throughout the County.
Closed Session	The Chairperson recessed open session at 10:40 a.m., to convene in closed session at 10:45 a.m., with all Board Members present, to discuss and take action as appropriate on Agenda Item 13. PERSONNEL [PURSUANT TO GOVERNMENT CODE §54957] - Public Employee Appointment - Title: Director Public Works; No. 16. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (Pursuant to Government Code §54956.9(b) – Significant Exposure to Litigation (one case); 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; and 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. The Chairperson recessed closed session at 12:20 p.m., to reconvene in open session, at 2:27 p.m., after the Board of Equalization Meeting.
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.
Public Comment	The Chairperson announced the public comment period and there was no one wishing to address the Board.
Adjournment	The Chairperson adjourned the regular meeting at 2:30 p.m., to 9:00 a.m., Tuesday, January 17, 2012, 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