



County of Inyo Board of Supervisors

May 21, 2013

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of a.m., on, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Linda Arcularius presiding, Jeff Griffiths, Rick Pucci, Mark Tillemans and Matt Kingsley. Supervisor Kingsley 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 The Chairperson announced the County Department Report period. Ms. Susanne Rizo, Director of Child Support Services, reported on the Governor's May Revise, the Child Support Services Director's Meeting, and that the public accesses to parts of the Office in Bishop are being closed. Ms. Jean Turner, Director of Health and Human Services, reported on the results of the Bike to Work campaign, the latest impacts of the Governor's budget on the County's 1991 Realignment funds, including reductions to funding for senior services. The Interim Public Works Director, Mr. Doug Wilson, reported on the status of the construction of the Cell Tower on the Lone Pine Reservations, explaining that the project appears to be on hold and staff has been advised that the FAA is reevaluating the tower cite in proximity to the Lone Pine Airport. Mr. Josh Hart, Planning Director, provided the Board with copies of the current version of the Zoning Code Update. Ms. Nancy Masters, Librarian reported on library activities. Mr. Brandon Shults, Information Services Director, reported that the County's antiquated voice mail system failed briefly on Wednesday.

- BofS/D.V. Park Supervisor Kingsley introduced Ms. Kathy Billings the new Superintendent of Death Valley National Park to the Board. Ms. Billings provided information on her background, and reported on Park activities and events.

- Resol. #0213-22/
EMS Provider of the On a motion by Supervisor Kingsley and a second by Supervisor Tillemans, Resolution No. 2013-22 was approved honoring Steve Davis Inyo County 2013 EMS Provider of the Year: motion Year unanimously passed and adopted. Supervisor Kingsley presented the Resolution to Mr. Davis.

- CAO-Info Serv/
Email Update Moved by Supervisor Pucci and seconded by Supervisor Griffiths to A) rescind the portion of the May 7, 2013 Board action awarding the purchase of Email System Update hardware to GovConnection in the amount of \$10,803 and B) authorize the purchase of hardware as recommended by Staff from Insight-Public Sector in an amount not to exceed \$13,383. Motion carried unanimously.

- Ag. Comm./Mono Moved by Supervisor Pucci and seconded by Supervisor Griffiths to authorize payment of \$58,686 County Payment to Mono County for its portion of the unanticipated increase in Unrefunded Gas Tax. Motion carried unanimously.

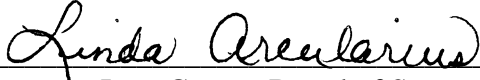
- HHS-Soc. Serv./
Social Security Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve the Agreement Admin Agreement between the County of Inyo and federal Social Security Administrator (SSA) allowing the SSA to continue to provide services in Bishop through videoconferencing equipment to be installed at the Health and Human Services Employment and Eligibility office; and authorize the Director of Health and Human Services to sign. Motion carried unanimously.

- P.W./Quincy Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve Amendment No. 3 to Engineering the Agreement between the County of Inyo and Quincy Engineering for engineering and land Contract surveying services for the Sabrina Bridge Replacement Project in the amount of \$78,200, increasing the amount of the contract to a total amount not to exceed \$838,632, extending the ending date of the Contract from June 30, 2013 to December 31, 2013, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the Amendment appropriate signatures being obtained. Motion carried unanimously.

Rd. Dept./Plant Mixed Asphalt Contract	Moved by Supervisor Pucci and seconded by Supervisor Griffiths to award the bid and approve the Contract for the purchase of plant mixed asphalt products to Granite Construction in an amount not to exceed \$299,540 including tax, for the period of May 28, 2013 through August 30, 2013, 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.
Sheriff/Cannabis Eradication Agreement	Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve the 2013 Domestic Cannabis Eradication/Suppression Program Letter of Agreement in the amount of \$7,500, contingent upon the Board's adoption of a FY 2013-14 budget; and authorize the Sheriff to sign the Agreement and all other necessary documents. Motion carried unanimously.
BofS/Proclamation Supporting Military Families	Ms. Dana Crom, President of Mule Days, read the proclamation supporting Military Families into the record. Moved by Supervisor Pucci and seconded by Supervisor Kingsley to approve a proclamation supporting Military Families. Motion carried unanimously.
Sheriff/Position Request	Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the positions of Deputy Sheriff comes from the General Fund as certified by the Sheriff and concurred with by the County Administrator and Auditor-Controller; B) and where if the County was facing layoffs, the position could be filled by internal candidates meeting the qualifications for the position, but since no layoffs are pending, an open recruitment would be appropriate to ensure qualified applicants apply; and (c) approve the hiring of two Deputy Sheriffs at Range 67SA-SC (\$4,027 – \$5,402) and authorize hiring up to the D Step for a qualified lateral applicants. Motion carried unanimously.
Child Support Serv./ Position Request	Moved by Supervisor Tillemans and seconded by Supervisor Pucci to A) change the authorized strength by deleting one Administrative Analyst position at Range 68 (\$3,946 – \$4,794) and adding one part-time BPar (20 – 29.99 hours) Child Support Attorney I position at Range PT76 (\$25.54 - \$31.07/hr.) or II at Range PT79 (\$27.42 - \$33.34/hr.); and B) Board find that consistent with the adopted Authorized Position Review Policy: (a) the availability of funding for the position of part-time Child Support Attorney exists as certified by the Director of Child Support Services and concurred with by the County Administrator and Auditor-Controller; B) and where if the County was facing layoffs, the position could be filled by internal candidates meeting the qualifications for the position, but since no layoffs are pending, an open recruitment would be appropriate to ensure qualified applicants apply; and (c) approve the hiring of one part-time Child Support Attorney I at Range PT76 or II at Range PT79, depending upon qualifications. Motion carried unanimously.
Rd. Dept./Position Request	Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to authorize hiring the previously authorized Heavy Equipment Mechanic position at the Bishop Road Shop at Range 58 (\$3,119 - \$3,795 plus 2-1/2% tool allowance) Step E. Motion carried unanimously.
Assessor/E-Forms Network Group Agreement	The Assessor, Mr. Tom Lanshaw, provided additional information and further justification for the E-Forms Network Group Agreement. Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to ratify and approve the E-Forms Network Group Agreement between the State Board of Equalization and various California County Assessors for the period of March 1, 2013 through June 30, 2016, contingent upon the Board's adoption of future budgets and authorize the Assessor to sign. Motion carried unanimously.
Planning/Owens Lake Master Plan	The Planning Director, Mr. Josh Hart, provided a brief history of the development of the Master Plan and the County involvement with the Planning Committee. Dr. Bob Harrington, Water Director, reviewed the plan in detail and at length. The Board, Mr. Hart and Dr. Harrington continued to discuss various aspects of DWP's Master Plan for the Owens Lake, including that the County maintains the position that any pumping on the lake is governed by the Long Term Water Agreement, and with Supervisor Arcularius acknowledging the amount of work that DWP has successfully accomplished to mitigate the dust on the lakebed. Mr. Philip Anaya read a letter into the record from the Owens Valley Committee wherein the Committee resigned from its participation in the Planning Committee. Ms. April Zrelak, Lone Pine Reservation Environmental Office, addressed the Board to identify concerns with the Plan.
Recess/ Reconvene	The Chairperson recessed the regular meeting at 11:00 a.m., to reconvene in open session at 11:07 a.m., with all Board Members present.

Planning/Brownfields Coalition Report	Mr. Brian Loffman from BEC Environmental provided a program update on the Rural Desert Southwest Brownfields Coalition. He noted that this is the first type of project funded by the EPA which crosses state boundaries. He went on to highlight activities in Inyo County which included the Phase I Assessment of the Mount Whitney Fish Hatchery and work on the PPG property south of Lone Pine. Supervisor Griffiths suggested a couple of additional sites in Bishop, i.e., the Lo Gas property at the W, and the property where the BP Station used to be. Supervisor Kingsley suggested the property across from the Opera House in Death Valley Junction. The Board and Mr. Loffman continued to discuss projects that can be funded by this grant funding, including development of inventories of brownfields, prioritizing sites, conducting public outreach activities, conducting area-wide planning, conducting site assessments, and cleanup and reuse planning related to brownfield sites.
Planning/F.S. Plan Update	The Planning Director, Mr. Josh Hart, updated the Board on staff's coordination with the Forest Service staff on the Inyo National Forest Plan Update/Revision. The Board provided input on those items requested by staff including whether the Board was amenable to identifying the document being developed as an MOA instead of a MOU. The Board consensus preferred the term MOU. The Board and Mr. Hart went on to talk about attendance at the upcoming Sierra Cascade Dialog. The Board, Mr. Hart, and Mr. Steve Porter, Deputy County Counsel, went on to discuss the science syntheses and the schedule for public meeting.
County Counsel/ Liebersbach et. al and C.G. Roxane Contracts	The request for approval of the Contracts between the County of Inyo and Liebersbach, Mohun, Carney & Reed and C.G. Roxane for the provision of legal services in connection with the County's defense in the matter <i>Owens Valley Committee v. County of Inyo</i> , was pulled from consideration at the request of the County Counsel and Planning.
BofS/Minute Approval	Moved by Supervisor Griffiths and seconded by Supervisor Pucci to approve the minutes of the May 7, 2013 Board of Supervisors Meeting. Motion carried unanimously.
Recess/ Reconvene	The Chairperson recessed the regular meeting at 12:00 p.m., to reconvene in closed session at 1:00 p.m., with all Board Members present.
Closed session	The Board convened in closed session to discuss and take action as appropriate on Agenda items No. 24. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to Government Code §54956.9(d)(1)] - City of Los Angeles, Department of Water and Power of the City of Los Angeles v. Inyo County Board of Supervisors, et al. Inyo County Superior Court Case No. 12908; Blackrock 94 Dispute Resolution; No. 25. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to Government Code §54956.9(a)] – Jesse Edwin Jason v County of Inyo, Unfair Practice Charge No. SA-CE-814M; No. 26. PERSONNEL [Pursuant to Government Code §54957]. Public Employee Appointment – Title – Public Works Director; No. 27. CONFERENCE WITH LABOR NEGOTIATOR (Pursuant to Government Code §54957.6) – Instructions to Negotiators re: wages, salaries and benefits – Title: Public Works Director – Negotiator – as designated by the Board of Supervisors; No. 28. PERSONNEL [Pursuant to Government Code §54957]. Public Employee Appointment – Title - County Counsel; No. 29. 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: Information Services Director Brandon Shults and Labor Relations Administrator Sue Dishion; No. 30. 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: Information Services Director Brandon Shults and Labor Relations Administrator Sue Dishion; No. 31. 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, and Information Services Director Brandon Shults; No. 32. 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: Information Services Director Brandon Shults, Chief Probation Officer Jeff Thomson, and Labor Relations Administrator Sue Dishion; and No. 33. 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: Information Services Director Brandon Shults and Labor Relations Administrator Sue Dishion.

Report on Closed Session	The Chairperson recessed closed session at 1:35 p.m., to reconvene in open session, with all Board Members present. County Counsel reported that with regard to Agenda Item No. 26. PERSONNEL [Pursuant to Government Code §54957] . Public Employee Appointment – Title – Public Works Director, the Board in a unanimous vote, with Supervisors Arcularius, Griffiths, Pucci, Tillemans and Kingsley voting yes, have appointed Mr. Clint Quilter, the Public Works Director, Road Commissioner and County Surveyor. The County Administrator provided some information about Mr. Quilter.
CAO-Budget/ Third Quarter Review	The County Administrator reviewed the Third Quarter Financial Report in detail and at length. Mr. Carunchio noted those items of fiscal concern with regard to next year's budget, including the Governor's proposal regarding 1991 Realignment funds, the impact of the proposal on the County's senior services, as well as the possibility of PILT funds not being renewed and/or reduced. Moved by Supervisor Pucci and seconded by Supervisor Griffiths to A) accept the Fiscal Year 2012-2013 County Third Quarter Financial Report as presented: B) approve the specific budget action items and recommendations discussed in the report and represented in Attachments A & B, and authorize the Auditor-Controller to make the budget adjustments as listed in Attachments A & B; C) authorize the County Administrator (CAO) and Auditor-Controller to make year-end adjustments, as necessary within each fund; D) approve the Preliminary FY 2013-2014 Budget Calendar with regard to the proposed dates for the Budget Hearings and adoption of the Final Budget; and E) direct the County Administrator (CAO) and Auditor-Controller to prepare a rollover budget for the start of FY 2013-2014 and present it for approval on June 18, 2013. Motion carried unanimously.
Resol. #2013-23/ CalPERS Refunding Loan	Representatives of Brandis Hall reviewed and updated the Board on the process for the County to refinance its outstanding side fund obligations, which included a discussion on the pros and cons of the 10 year term and the 14 year term. On a motion by Supervisor Griffiths and a second by Supervisor Kingsley, Resolution No. 2013-23 titled "A Resolution of the Board of Supervisors of the County of Inyo Authorizing the Execution and Delivery of the 2013 CalPERS Refunding Loan Agreement to Refinance Outstanding Side Fund Obligations of the County to the California Public Employees' Retirement System, Directing the Filing of a Judicial Validation Action with Respect Thereto and Providing Other Matters Relating Thereto" was approved and to authorize a 14 year loan term for the CalPERS Refunding Loan Agreement: motion unanimously passed and adopted.
Board Member and Staff Reports	The Board Members received a report from Supervisor Arcularius on the Inyo County/Los Angeles Standing Committee meeting held in Los Angeles yesterday.
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 3:00 p.m., to reconvene in closed session to continue discussions on previously noted closed session items. The Chairperson recessed closed session at 4:25 p.m., to reconvene in open session to receive a report on closed session.
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, except for the item reported earlier in the meeting.
Adjournment	The Chairperson adjourned the regular meeting at 4:35 p.m., to 9:00 a.m., Tuesday, May 28, 2013 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