

MINUTES

County of Inyo Board of Supervisors

June 3, 2014

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 8:35 a.m., on Tuesday, June 3, 2014, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Rick Pucci presiding, Linda Arcularius, Jeff Griffiths, Mark Tillemans and Matt Kingsley.

- Public Comment The Chairperson announced the public comment period and there was no one from the public wishing to address the Board.
- Closed Session The Chairperson recessed open session at 8:35 a.m., to convene in closed session, with all Board members present, to discuss and take action as appropriate on Agenda Items No. 2. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATIONS (Pursuant to Government Code §54956.9(c))** – Meet with legal counsel for discussion and advice regarding potential litigation (one case); No. 3. **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: County Administrative Officer, Kevin Carunchio, Sr. Deputy County Administrator Pam Hennarty, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults; No. 4. **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 - County Administrative Officer, Kevin Carunchio, Sr. Deputy County Administrator, Pam Hennarty, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults; No. 5. **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 - County Administrative Officer, Kevin Carunchio, Sr. Deputy County Administrator, Pam Hennarty, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults; No. 6. **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 (ICPPOA) – Negotiators - County Administrative Officer, Kevin Carunchio, Sr. Deputy County Administrator, Pam Hennarty, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults; No. 7. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: ICEA - Negotiators - County Administrative Officer, Kevin Carunchio, Sr. Deputy County Administrator, Pam Hennarty, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults; No. 8. **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: - County Administrative Officer, Kevin Carunchio, Sr. Deputy County Administrator, Pam Hennarty, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults.
- Recess/
Reconvene The Chairperson recessed closed session at 9:55 a.m., to reconvene in open session at 10:05 a.m., with all Board Members present.
- Pledge Supervisor Jeff Griffiths led the Pledge of Allegiance.
- Report on Closed
Session County Counsel reported that with regard to Agenda Item No. 2. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATIONS (Pursuant to Government Code §54956.9(c))** – Meet with legal counsel for discussion and advice regarding potential litigation (one case), no reportable action was taken. County Counsel went on to report that with regard to Agenda Items No. 3. through 8, which are negotiations with various labor groups, instructions were given to the negotiators.

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. Jean Turner, Director of Health and Human Services, reported on recent training for fathers. Ms. Susanne Rizo, Director of Child Support Services reported on Tribal Tanf Outreach, teen pregnancy outreach at the Bishop High School, on the upcoming "stipend program," and a meeting with the new Director of IMACA, Mr. Charles Broten. Mr. Brandon Shults, Director of Information Services, informed the Board that the County's network is out of service and staff is working on bringing it back up as soon as possible.
CAO-Info Serv./ Verizon Telephone Service	Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to accept an arrangement with Verizon for landline telephone service and related services (such as voice mail) resulting in an operating cost to the County of approximately \$110,000 annually for the period of November 16, 2014 through November 15, 2017, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign. Motion carried unanimously.
CAO-Personnel/ Layoff Directions	Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to confirm directions given to the Personnel Director to initiate layoff discussions with employee representatives and authorization of the layoff of 3 positions in the Social Services Wrap Program as follows: Probation Officer II, Senior Social Worker Supervisor II both of which are filled and a Social Worker IV position that is currently vacant. Motion carried unanimously.
CAO-Personnel/ Harrington and Rizo Contract Amendments & Resol. #2014-27	Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to approve A) Amendment No. 2 to the Contract between the County of Inyo and Robert Harrington for the provision of personal services with the following terms: i) beginning June 5, 2014, Officer will receive a 5% salary increase at a monthly base salary of \$9,917.00; and ii) effective July 1, 2014, Officer will receive 80 hours of paid administrative leave per fiscal year; and authorize the Chairperson to sign; B) Amendment No. 2 to the Contract between County of Inyo and Susanne Rizo for the provision of personal services with the following terms: i) beginning June 5, 2014, Officer will receive a 5% salary increase at a monthly base salary of \$9,278.00; ii) effective June 5, 2014, the 5% stipend pay currently being paid for serving as the Regional Director will be included as part of base salary cited above; and iii) effective July 1, 2014, Officer will receive 80 hours of paid administrative leave per fiscal year; and authorize the Chairperson to sign; and C) approve Resolution No. 2014-27 titled "A Resolution of the Board of Supervisors, County of Inyo, State of California, Amending Resolution 2006-09, Changing Salary and/or Terms and Conditions of Employment for Appointed Officials Employed in the Several Offices or Institutions of the County of Inyo." Motion carried unanimously.
HHS-Soc. Serv./UC Davis Training Contract	Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to approve the Contract between the County of Inyo and the Regents of the University of California on behalf of its Davis Campus University Extension, for training services in an amount not to exceed \$79,000 for the period of July 1, 2014 through June 30, 2015, contingent upon the Board's adoption of a FY 2014-15 budget; and authorize the Chairperson to sign. Motion carried unanimously.
HHS-Senior Serv./ Mono County Serv. Contract	Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to approve Amendment No. 3 to the four-year Agreement with the County of Mono for the provision of Eastern Sierra Area Agency on Aging (ESAAA) services to Mono County resident senior citizens, in a total amount not to exceed \$287,370, resulting in a \$771 increase provided for in the existing Contract, for the period of October 1, 2014 through June 30, 2016; and authorize the Chairperson to sign. Motion carried unanimously.
P.W./FedEx Ground Lease Amendment	Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to approve Amendment #1 to the Lease between the County of Inyo and FedEx Ground Package System, Inc., dated September 20, 2011, modifying the existing terms by increasing the extension option #1 from two years to three years and decreasing the annual inflator from three percent to two percent and proposing two additional two year options subject to the three percent annual increase; and authorize the Public Works Director to sign, contingent upon the appropriate signatures being obtained. Motion carried unanimously.

Sheriff/Prisoner Transport Agreement	Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to approve the Intrastate Transportation of Prisoners Agreement effective July 1, 2014 or upon execution by the Sheriff of Los Angeles County, whichever is later, through June 30, 2019, for reciprocal transportation of prisoner services by both parties, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign. Motion carried unanimously.
P.W./Budget Amendment	Moved by Supervisor Arcularius and seconded by Supervisor Tillemans to A) amend the FY 2013-14 Road Budget Unit 034600 by increasing estimated revenue in Reimbursed Expenses (<i>Revenue Code #4961</i>) by \$596,679, and increasing appropriations in Professional and Special Services (<i>Object Code #5265</i>) by \$596,679; B) amend the FY 2013-14 State-Funded Roads Budget Unit 034601 by increasing estimated revenue in Federal Grants (<i>Revenue Code #4555</i>) by \$85,000 and increasing appropriations in Ed Powers Bicycle Lanes (<i>Object Code #5738</i>) by \$85,000; C) approve Amendment No. 8 to the Contract between the County of Inyo and Eastern Sierra Engineering for engineering services as identified and in the amounts recommended by staff for Ed Powers and Sunland Drive Bicycle Lanes Projects, South Bishop Resurfacing Project, Trona Wildrose Road Restoration, and 2013 Storm-Damaged Roads, and increasing the amount of the Contract by \$624,914, to an amount not to exceed \$1,318,011.78, contingent upon the Board's adoption of future budgets; and D) authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained, and for the Ed Powers Bicycle Lane Project, upon Local Transportation Commission approval of the Department's request to use \$85,000 in TEA Exchange Funds to fund consultant and Public Works staff costs for the project. Motion carried unanimously.
Planning-Water/ Daniel B. Stephens Contract Amendment 8	Moved by Supervisor Arcularius and seconded by Supervisor Griffiths to A) ratify and approve Amendment No. 8 to the Contract between the County of Inyo and Daniel B. Stephens & Associates, Inc., adding tasks to the Scope of Work, and increasing the amount of the Contract by \$5,000 to an amount not to exceed \$184,360.14, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained; and B) amend the FY 2013-14 Planning Department Budget Unit 023800 by increasing estimated revenue in Services and Fees (<i>Revenue Code #4819</i>) by \$15,000; and increasing appropriations in Professional and Special Services (<i>Object Code #5265</i>) by \$15,000. Motion carried unanimously.
Planning/Yellow-Legged Frog Letter	Ms. Elaine Kabala, Associate Planner, reviewed the draft correspondence on the listing of the Yellow-Legged Frog in detail. Ms. Kabala and the Board discussed the letter in detail and at length with the Board. The Board requested that the letter identify the specific types of activities, i.e., fish stocking, angling, hiking, backpacking, and also that the letter identify how much money those activities contributed to the County's economy. The Board also wanted to see the letter clarify and specify which features are needed for the habitat. The Board also asked Ms. Kabala to strengthen the paragraph that asks U.S. Fish and Wildlife to follow the California Department of Fish and Wildlife's High Mountain Lakes Project as the foundation for a species management plan. Moved by Supervisor Griffiths and seconded by Supervisor Tillemans to approve the draft correspondence to the U.S. Fish and Wildlife Service regarding the listing of the Mountain Yellow Legged Frog complex as endangered and the Yosemite Toad as threatened as amended to reflect today's discussion; and authorize the Chairperson to sign. Motion carried unanimously.
Emerg. Serv./D.V. Roadeater Emerg. Continued	The County Administrator recommended the Board continue the D.V. Roadeater Emergency. Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to continue the local emergency, The Death Valley Roadeater Emergency, that resulted in flooding in the eastern portion of Inyo County during the month of August 2012, per Resolution #2012-32, as recommended by the County Administrator. Motion carried unanimously.
Emerg. Serv./Gully Washer Emerg. Continued	The County Administrator recommended the Board continue the Gully Washer Emergency. Moved by Supervisor Griffiths and seconded by Supervisor Tillemans to continue the local emergency, The Gully Washer Emergency that resulted in flooding in the central, south and southeastern portion of Inyo County during the month of July, 2013, as recommended by the County Administrator. Motion carried unanimously.
Emerg. Serv./Canyon Crusher Emerg. Continued	The County Administrator recommended that the Board continue the Canyon Crusher Emergency. Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to continue the local emergency, The Canyon Crusher Emergency, that resulted in flooding in the portions of Inyo County during the month of August, 2013, was recommended by the County Administrator. Motion carried unanimously.

Emerg. Serv./Land of Even Less Water Emerg. Continued	The County Administrator updated the Board on the continuing drought emergency and recommended that the Board continue the emergency. Moved by Supervisor Griffiths and seconded by Supervisor Tillemans to continue the local emergency, known as the "Land of EVEN Less Water Emergency" that was proclaimed as a result of extreme drought conditions that exist in the County as recommended by the County Administrator. Motion carried unanimously.
BofS/Minute Approval	Moved by Supervisor Arcularius and seconded by Supervisor Kingsley to approve the minutes of the Board of Supervisors Meetings of A) May 13, 2014; and B) May 20, 2014. Motion carried unanimously.
Board Members and Staff Reports	The Board Members reported on their activities during the preceding week, including a meeting with staff to follow up on the Adventure Trails Meeting with our legislators, a City/County Liaison Meeting, the Alice Pipe Memorial Ceremony in Big Pine, the Brownfields Conference, local meetings with seniors, a request from Supervisor Tillemans that today's meeting be adjourned in the memory of Jerry Horton a long time resident of Big Pine who passed away recently, an LTC Meeting, a meeting in Tecopa, Art's Council Volunteer Docents Meeting, CSAC Legislative Conference, and a Mule Days Meeting. The County Administrator reported on upcoming workshop on the Tecopa Hot Springs, the efforts regarding the Mt. Whitney Fish Hatchery, the upcoming Concert in the Rocks, and advised the Board the he had authorized funding for several small projects throughout the County, i.e., the Opener of Fishing Press Reception, the Outdoor Writers tours, and the handicapped fishing deck at Millpond.
Recess/Reconvene	The Chairperson recessed the regular meeting at 11:05 a.m., to reconvene in workshop at 11:10 a.m., with all Board Members present.
Water/Water-related Legislation Workshop	The Board convened in a workshop on water-related legislation currently under development by the State of California. The Chairperson recessed the workshop at 12:10 p.m., to immediately convene in open session, with all Board Members present.
Planning/Gen. Plan Amendment 2014-01/Inyo County – Resol. #2014-28	The Chairperson opened the public hearing at 12:10 p.m., on the General Plan Amendment 2014-01/Inyo County to update the Conservation and Open Space Element with an Energy Efficiency Chapter. Ms. Cathreen Richards, Senior Planner, reviewed the staff report and recommendations. There was no one from the public wishing to speak to this issue. The Chairperson closed the public hearing at 12:13 p.m. On a motion by Supervisor Griffiths and a second by Supervisor Tillemans, Resolution No. 2014-28 was adopted approving General Plan Amendment 2014-01/Inyo County (Update the Conservation and Open Space Element with an Energy Efficiency Chapter); and certifying that the General Plan Amendment 2014-01/Inyo County is exempt from CEQA: motion unanimously passed and adopted.
Recess/Reconvene	The Chairperson recessed the regular meeting at 12:15 p.m., to reconvene in a workshop at 1:10 p.m., with all Board Members Present.
PA/PG/Workshop	The Board convened in a workshop regarding PA/PG services and case load. The Chairperson recessed the workshop at 1:40 p.m. to reconvene in open session, with all Board Members present.
Public Comment	The Chairperson announced the final public comment period and there was no one from the public wishing to address the Board.
Closed Session	The Chairperson recessed open session at 1:40 p.m., to reconvene in closed session, with all Board Members present, to continue discussion and possible actions regarding previously noted closed session items.
Report on Closed Session	The Chairperson recessed closed session at 3:17 p.m., to reconvene in open session. County Counsel reported that with regard to closed session items 3 through 8, which are negotiations with various labor groups, further instructions were given to the negotiators.
Adjournment	The Chairperson adjourned the meeting in memory of Mr. Jerry Horton, a long-time area resident. The Chairperson adjourned the meeting at 3:17 p.m., to 8:30 a.m., Tuesday, June 10, 2014, 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