

MINUTES

County of Inyo Board of Supervisors

May 12, 2015

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 8:40 a.m., on Tuesday, May 12, 2015, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Matt Kingsley, presiding, Dan Totheroh, Rick Pucci, Jeff Griffiths, and Mark Tillemans.

- 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 8:40 p.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 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, Assistant County Administrator, Rick Benson, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults; No. 3. **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, Assistant County Administrator, Rick Benson, 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: Law Enforcement Administrators' Association (LEAA) - Negotiators: - County Administrative Officer, Kevin Carunchio, Assistant County Administrator, Rick Benson, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults; No. 5. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (Pursuant to Government Code §54956.9(c))** – decision whether to initiate litigation (one case); and No. 6. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Pursuant to Government Code §54956.9(d)(1))** – Native American Heritage Commission v. Inyo County Planning Department and Inyo County Board of Supervisors, Inyo County Superior Court Case No. SICVPT 1557557 (Munro Petition for Writ of Mandate.)
- Recess/
Reconvene The Chairperson recessed closed session at 10:05 a.m., to reconvene in open session at 10:10 a.m., with all Board Members present.
- Pledge Supervisor Kingsley led the Pledge of Allegiance.
- Report on Closed
Session The Chairperson requested a report on closed session. County Counsel reported that Items 2, 3, and 4 which were instructions negotiations with various labor unions, were withdrawn; with regard to No. 5. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (Pursuant to Government Code §54956.9(c))** – decision whether to initiate litigation (one case); and No. 6. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Pursuant to Government Code §54956.9(d)(1))** – Native American Heritage Commission v. Inyo County Planning Department and Inyo County Board of Supervisors, Inyo County Superior Court Case No. SICVPT 1557557 (Munro Petition for Writ of Mandate), instructions were given to County Counsel.
- Public Comment The Chairperson announced the second public comment period and there was no one from the public wishing to address the Board.
- Ag Comm./
Advisory Board
Appointments Moved by Supervisor Griffiths and seconded by Supervisor Pucci to appoint Todd Lembke of the Bishop Chamber of Commerce, to the Agriculture Resource Advisory Board, representing the Chamber of Commerce category, to serve the remainder of the existing term ending August 22, 2015, and a new three year term ending August 22, 2018. Motion carried unanimously.

Ag Comm./LPG Prover Testing Systems Purchase	Moved by Supervisor Griffiths and seconded by Supervisor Pucci to award the bid to and approve the purchase from Pemberton Fabricators, Inc., as the only bidder, of two Liquid Petroleum Gas (LPG) Prover Testing Systems Trailer Mounted in an amount not to exceed \$67,463. Motion carried unanimously.
Ag Comm./Weight Truck for Mule Days	Moved by Supervisor Griffiths and seconded by Supervisor Pucci to authorize the use of the weight truck for the Mule Pulling Contest, Sunday, May 24, 2015, during the Mule Days events at the Tri-County Fairgrounds. Motion carried unanimously.
Clerk/Dominion Voting Systems Contract	Moved by Supervisor Griffiths and seconded by Supervisor Pucci to approve the Contract between the County of Inyo and Dominion Voting Systems for the provision of election related services, support and software for the period of July 1, 2015 through June 31, 2016, in an amount not to exceed \$20,000, contingent upon the Board's adoption of a FY 2015-16 budget; and authorize the Chairperson to sign. Motion carried unanimously.
HHS-Soc. Serv./ Stage 1 Child Care Services	Moved by Supervisor Griffiths and seconded by Supervisor Pucci to approve the Contract between the County of Inyo and the Inyo County Superintendent of Schools for the provision of Stage I Child Care Services, for the period of July 1, 2015 through June 30, 2016, in an amount not to exceed \$125,000, contingent upon the Board's adoption of a FY 2015-16 budget; and authorize the Chairperson to sign. Motion carried unanimously.
HHS-Behavioral Hlth. Serv./Villa Merced Contract Amendment	Moved by Supervisor Griffiths and seconded by Supervisor Pucci to approve Amendment No. One to the Contract between the County of Inyo and Country Villa Merced Behavioral Health (for residential placement for adults in a locked facility) to increase the daily rate for a Mental Health Rehabilitation Center/IMD (AB 360 rate) from \$173.61 to \$179.68 and to add payment of an additional patch rate of \$200 per day for authorized on-on-one services; and authorize the Chairperson to sign. Motion carried unanimously.
Resol. #2015-31/ Truck Scale Completion Notice	On a motion by Supervisor Griffiths and a second by Supervisor Pucci, Resolution No. 20131 was approved accepting the improvements for the Bishop-Sunland Landfill Truck Scale Project; and authorize the recording of a Notice of Completion for the Project. Motion carried unanimously.
Rd. Dept./Federal Apportionment Exchange Program	Moved by Supervisor Griffiths and seconded by Supervisor Pucci to approve the 2014/2015 Federal Apportionment Exchange Program and State Match Program Agreement with the California Department of Transportation in the amount of \$673,353 plus a State match of \$100,000 for a total amount of \$773,353; and authorize the Chairperson to sign. Motion carried unanimously.
Sheriff/Fire and Safety Equipment Maintenance Services Contract	Moved by Supervisor Griffiths and seconded by Supervisor Pucci to declare Seimens Industry, Inc., a sole-source provider of fire and safety equipment maintenance services and approve the Contract between the County of Inyo and Seimens Industry, Inc., for the provision of maintenance of fire and safety equipment for the period of July 1, 2015 through June 30, 2018, in an amount not to exceed \$68,652, 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.
Water Dept./ Herbicide and JLB Oil Purchase	Moved by Supervisor Griffiths and seconded by Supervisor Pucci to declare Stanislaus Farm Supply a sole-source supplier of herbicide and diluent and approve the purchase of 200 gallons of Garlon Ultra herbicide and 600 gallons of improved JLB Oil Plus, with dye, from Stanislaus Farm Supply in an amount not to exceed \$26,298, including tax, for the control of saltcedar. Motion carried unanimously.
Water Dept./IRWMP Eval & Submittal Plan Prop 84 Grants	Dr. Bob Harrington, Water Director, reviewed the IRWMP Evaluation and Submittal Plan for the Proposition 84 Grants. The Board and staff discussed the some of the projects, as well as the Plan. Moved by Supervisor Tillemans and seconded by Supervisor Totheroh to approve the Proposal Evaluation and Submittal Process Plan for Proposition 84 Round 3 Implementation Grants. Motion carried unanimously.

Library/Library Specialist Position Request	Moved by Supervisor Tillemans and seconded by Supervisor Griffiths to find that, consistent with the adopted Authorized Position Review Policy: a) the availability of funding for the Library Specialist position exists, as certified by the Library Director, 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; however, an open recruitment would be more appropriate to ensure qualified applicants apply; and C) approve the hiring of one APAR Library Specialist I, at Range 46A (\$13.1575 per hour). Motion carried unanimously.
P.W./Contract for American Legion Hall Re-Roofing Project	Moved by Supervisor Tillemans and seconded by Supervisor Totheroh to award and approve the Contract for the American Legion Hall Re-Roofing Project to Garcia Roofing, Inc., in the amount of \$58,355, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained and authorize the Public Works Director to sign all other Contract documents, including change orders, to the extent permitted pursuant to Section 20142 of the Public Contract Code, and other applicable law. Motion carried unanimously.
P.W./Plans & Specs for Lone Pine Substation Resurfacing Project	The Public Works Director, Clint Quilter, requested that the recommendation for approval be amended to only approve the Plans and Specifications for the Lone Pine Substation Resurfacing Project, deleting that portion of the recommendation having to do with the Contract approval. He said the Contract would be brought back for Board consideration at a future meeting. Moved by Supervisor Totheroh and seconded by Supervisor Pucci to approve the Plans and Specifications for the Lone Pine Substation Resurfacing Project and authorize the Public Works Director to advertise for bids for the Project. Motion carried unanimously.
P.W./ATP Projects	Courtney Smith, Transportation Planner, reviewed the ATP projects being recommended for prioritization for the ATP. The Board and Mr. Smith discussed the staff's recommendations regarding the projects. Moved by Supervisor Pucci and seconded by Supervisor Totheroh to prioritize Active Transportation Program (ATP) projects as recommended by staff; direct staff to submit an application for the top ranked projects; and authorize the Public Works Department and County Counsel's office to enter into any agreements necessary to implement the project. Motion carried unanimously.
P.W./RTP Projects	Courtney Smith, Transportation Planner, reviewed the staff's recommendations regarding projects to be included in the RTP. The Board and staff discussed the projects. The Board concurred with staff's recommendations.
Ag Comm./Device Registration Fee Workshop	The Chairperson recessed open session at 10:50 a.m., to convene in a workshop with all Board Members present to receive an updated from the Agricultural Commissioner regarding the updated device registration fees which will begin January 1, 2106 per County ordinance. The Chairperson recessed the workshop at 11:05 a.m.
Planning/Workshop Medical Marijuana Operations	The Chairperson convened a workshop with all Board Members present to receive information from staff from the Planning, Sheriff's, and District Attorney's Departments regarding options for regulating or prohibiting medical marijuana cultivation and/or dispensary, collective or cooperative operation in unincorporated Inyo County, including zoning regulations and other regulations. The Chairperson recessed the workshop at 1:00 p.m., to reconvene in open session with all Board Members present.
BofS/Minute Approval	Moved by Supervisor Griffiths and seconded by Supervisor Totheroh to approve the minutes of the April 21, 2015 Meeting of the Board of Supervisors in Tecopa. Motion carried unanimously.
County Department Reports	The Chairperson announced the County Department Report period. Kammi Foote, Clerk-Recorder updated the Board on legislative activities she has been involved in including AB 1335, AB 291 and AB661 which the Inyo County Clerk Recorder is co-sponsoring to develop an acceptable on line sample ballot. Jean Turner, Director of Health and Human Services, updated the Board on inmate medical services and the ICEMA RFP process, wherein during the discussion the Board reiterated its support for the local Volunteer Fire Departments.
Public Comment	The Chairperson announced the final public comment period and there was no one from the public wishing to address the Board.

Board Members and Staff Reports Supervisor Griffiths reported on the Treasury Oversight Committee Meeting, and Bishop City Council Meeting, saying that the City of Bishop has approved the FY 2015-16 Budget.

Adjournment The Chairperson adjourned the regular meeting at 1:15 p.m., to 8:30 a.m., on Tuesday, May 19, 2015 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