

MINUTES

County of Inyo Board of Supervisors

October 27, 2009

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 8:00 a.m., on Tuesday, October 27, 2009, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Beverly Brown presiding, Linda Arcularius, Susan Cash, Marty Fortney and Richard Cervantes. Supervisor Cervantes provided the Invocation, and Supervisor Cash led the Pledge of Allegiance.

- Closed Session The Board met in closed session at 8:02 a.m., with all Board Members present, to discuss and take action as appropriate on Agenda Items No. 1. **PERSONNEL (Pursuant to Government Code §54957)**- Public Employee Performance Evaluation – Title – Agricultural Commissioner; and No. 2. **CONFERENCE WITH LABOR NEGOTIATOR (Pursuant to Government Code §54957.6)** – Instructions to Negotiators re: wages, salaries and benefits – Title - Agricultural Commissioner - Negotiator – as designated by the Board of Supervisors. The Chairperson recessed closed session at 10:00 a.m., to reconvene in open session, with all Board Members present.
- 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. Inyo County Health Officer, Dr. Richard Johnson, updated the Board on the H1N1 flu pandemic in Inyo County. He provided information on the availability of the flu vaccine, the prioritization structure for receiving the vaccine, the current hospitalized cases in Inyo, as well as predictions on what can be expected as the pandemic proceeds. The Auditor-Controller, Ms. Leslie Chapman, reported on the Annual State Auditor's Conference. She reported that with regard to estimating the County's amount for the Prop 1A loan, she has included the Coso impound funds. Ms. Chapman also informed the Board that she has invited the Auditor's to hold their next conference in April in Death Valley. She explained that she will have to spend some time planning the Conference and she hopes the Board will support her and her staff as they plan the Conference. Ms. Chapman also announced that she received an Accounting Excellence in Reporting award from the State and thanked her staff for their exemplary work on behalf of the County.
- Public Works/Deed Shoshone Airport Mr. Charles Sorrells addressed the Board to provide additional information for his donation of property at the Shoshone Airport. He explained that his father, Maury Sorrells, was a former Fifth District Supervisor who had been responsible for establishing the Shoshone Airport and his donation was to honor his father's memory by supporting the Airport. Mr. Sorrells requested that consideration be given to naming the Shoshone Airport for his father. The Supervisors supported the concept, but explained concerns with changing the name of the airport because of confusion it might cause, as was the case when the Bishop Airport was changed to the Eastern Sierra Regional Airport. The Board suggested including Mr. Sorrell's name in conjunction with the current name, i.e., the Shoshone Maury Sorrells Airport. Additionally the Board explained to Mr. Sorrell's that the County has a process to be followed for consideration of naming facilities etc. Supervisor Cervantes said that he had been involved in the process when the County renamed the Lone Pine Park and offered his assistance in bringing this request back to the Board. The Board asked the Public Works staff to work with Mr. Sorrells and Supervisor Cervantes to bring back a request for Board consideration to rename the Airport per the policy. Mr. Sorrells thanked the Board for their willingness to consider his request and confirmed that his donation of the land was not contingent upon the renaming request being honored. The Board thanked Mr. Sorrells for his generous donation. Moved by Supervisor Cervantes and seconded by Supervisor Fortney to accept the offer of real property (Shoshone Airport) from Charles Sorrells; and authorize the Clerk of the Board to sign the certificate of acceptance and record the deed for the parcel. Motion carried unanimously.
- Emerg. Serv./Mud Flows Cont'd. Moved by Supervisor Cervantes and seconded by Supervisor Arcularius to continue the local emergency as a result of the Inyo Complex Oak Creek Mud Flows. Motion carried unanimously.

HHS-Hlth. Serv./
Computer P.O. Moved by Supervisor Cervantes and seconded by Supervisor Arcularius to approve the purchase of computers and equipment from Dell in an amount not to exceed \$14,325.68. Motion carried unanimously.

Planning-Yucca
Mt./Well Drilling
Contract Moved by Supervisor Cervantes and seconded by Supervisor Arcularius to award and approve the Contract for well drilling and construction of one groundwater monitoring well (Echo Canyon) and the completion of existing deep groundwater monitoring well (BLM #2) to Boart Longyear Company for the period of October 27, 2009 through May 31, 2010, in an amount not to exceed \$1,033,879; authorize the Chairperson to sign contingent upon the appropriate signatures being obtained and contingent upon the Board creating and appropriating monies in the FY 2009/2010 DVLCAMP Grant 09-14 Budget; and authorize the Planning 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.

Clerk-Elections/
UDEL Election Moved by Supervisor Cervantes and seconded by Supervisor Arcularius to issue the order declaring appointed in lieu of election those candidates submitted for the Special Districts for the November 3, 2009 UDEL election. Motion carried unanimously.

Planning-Yucca
Mt./Budget
Amendment Moved by Supervisor Cervantes and seconded by Supervisor Arcularius to A) approve the creation of the Death Valley Lower Carbonate Aquifer Monitoring Program Grant 09-14 (DVLCAMP Grant 09-14) Budget Unit (budget number to be assigned by Auditor-Controller); and B) amend the FY 2009-2010 County Budget by (i) increasing estimated revenue in DVLCAMP Grant 09-14 Budget, Federal Grants – Aid from Other Government Agencies (*Revenue Code #4555*) by \$2,200,000, and (ii) increasing appropriations in DVLCAMP Grant 09-14 Budget by \$2,200,000 as follows: Advertising (*Object Code #5263*) \$1,000, Professional Services (*Object Code #5265*) \$300,000, Small Tools and Instruments (*Object Code #5301*) \$500, General Operating Expense (*Object Code #5311*) \$1,000, Travel Expense (*Object Code #5331*) \$2,000, Internal Charges (*Object Code #5121*) \$25,720, Motor Pool (*Object Code #5333*) \$1,000, and Land Improvements (*Object Code #5630*) \$1,868,780. Motion carried unanimously.

Water Dept./11-5-09
Standing Committee
Agenda The Water Director, Dr. Bob Harrington, explained that there were only discussion items (no action items), on the Agenda for the November 5, 2009 Standing Water Committee Meeting, to be held in Bishop, and proceeded to review those items agendaized for discussion in detail and at length.

Recess/
Reconvene The Chairperson recessed the regular meeting at 11:05 a.m., to reconvene in a workshop at 11:15 a.m., with all Board Members present.

Workshop-Sr.
Center Usage The Board convened in a workshop with representatives of the Health and Human Services Department on the usage of the Senior Centers. The Chairperson recessed the workshop at 12:35 p.m., to reconvene in open session.

Ord. 1148/Z.R.
2009-03/Boothe On a motion by Supervisor Cervantes and a second by Supervisor Arcularius, Ordinance 1148 titled “An Ordinance of the Board of Supervisors of the County of Inyo, State of California, Approving Zone Reclassification #2009-03/Boothe and Amending the Zoning Map of the County of Inyo by Reclassifying a 39 ft. by 200 ft. piece of land located at 310 Sunland Drive, Bishop, from R-2 (Multi-Family Residential) to R-1 (One-Family Residential),” was enacted: motion unanimously passed and adopted.

Recess/
Reconvene The Chairperson recessed the regular meeting at 12:37 p.m., to reconvene in open session at 1:30 p.m., with all Board Members present.

Resol. #2009-46/
Securitization of
Prop 1A
Receivables The Auditor-Controller, Ms. Leslie Chapman, confirmed that the amount of Inyo County’s Proposition 1A loan to the State was being certified at \$1,291,955. The County Administrator reviewed how the securitization of the Proposition 1A Receivables from the State works. He explained that by participating in the securitization, the County will receive the funds now in exchange for the receivable amount plus 2% interest to be paid by the State at a later date to the Bond Company, but within three years of the loan. He said that Inyo County would be securitizing almost \$1.3 million; that the State by law is limited in the number of times they can borrow these funds; that the deadline for submitting the participation documents is November 6, 2009, and explained that by securitizing the debt the County would be better able to handle next year’s State budget actions. The Board and Staff discussed the process at length.

On a motion by Supervisor Cash and a second by Supervisor Arcularius, Resolution No. 2009-46 was adopted, approving the form of and authorizing the execution and delivery of a purchase and sale agreement and related documents with respect to the sale of the County of Inyo's Proposition 1A Receivable from the State; and directing and authorizing certain other actions in connection therewith: motion unanimously passed and adopted.

- BofS/Minute Approval Moved by Supervisor Arcularius and seconded by Supervisor Cervantes to approve the minutes of the October 13, 2009, Board of Supervisors Meeting. Motion carried unanimously, with Supervisors Arcularius, Brown and Cervantes voting yes, and with Supervisors Cash and Fortney abstaining.
- Closed Session The Chairperson recessed open session at 1:45 p.m., to reconvene in closed session, with all Board Members present to discuss and take action as appropriate on Agenda items No. 16. **PERSONNEL (Pursuant to Government Code §54957)-** Public Employee Performance Evaluation – Title – Director of Environmental Health; No. 17. **CONFERENCE WITH LABOR NEGOTIATOR (Pursuant to Government Code §54957.6)** – Instructions to Negotiators re: wages, salaries and benefits – Title - Director of Environmental Health - Negotiator – as designated by the Board of Supervisors; and No. 19. **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: Undersheriff Jim Jones, Labor Relations Administrator Sue Dishion and Deputy County Counsel Susanne Rizo.
- Report on Closed Session The Chairperson recessed closed session at 5:50 p.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 5:50 p.m., to 9:00 a.m., Tuesday, November 3, 2009, in the Board of Supervisors Room, at the County Administrative Center, in Independence.

Chairperson, Inyo County Board of Supervisors

*Attest: KEVIN D. CARUNCHIO
Clerk of the Board*

*by: _____
Patricia Gunsolley, Assistant*