

MINUTES

County of Inyo Board of Supervisors

December 8, 2009

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, December 8, 2009, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Vice Chairperson Richard Cervantes presiding as Chairperson, Linda Arcularius, Susan Cash, and Marty Fortney. Supervisor Brown was absent. Supervisor Cervantes provided the Invocation, and Supervisor Cash led the Pledge of Allegiance.

- Public Comment** The Chairperson announced the public comment period. Mr. Jack Pound, Independence Resident, presented the Board with a revised copy of a letter he had previously submitted regarding his recommendations for a County Charter. The Chairperson suggested Mr. Pound research the avenues available for having his recommendations placed on a ballot, to which Mr. Pound responded that he was not going to go out and get signatures.
- County Department Reports** The Chairperson announced the County Department Report period. Dr. Bob Harrington, Inyo County Water Director, provided an update on State water basin monitoring legislation. Dr. Harrington also reported on a regional meeting he attended regarding the quagga mussel. Mr. Chuck Hamilton, Deputy County Administrator, reported on the temporary closures of the Lone Pine Landfill to the public as a result of high winds and blowing dust, noting that the landfill is now open.
- Emerg. Serv./Oak Creek Mud Flow Cont'd.** Moved by Supervisor Arcularius and seconded by Supervisor Cash to continue the local emergency as a result of the Inyo Complex Oak Creek Mud Flows. Motion carried unanimously, with Supervisor Brown absent.
- Motor Pool/Vehicle Purchase** Moved by Supervisor Arcularius and seconded by Supervisor Cash to A) declare Perry Motors, Folsom Lake Ford and Downtown Ford Sales as non-responsive bidders; and B) award the bid to Eastern Sierra Motors, as the low bidder, for the purchase of the following vehicles in a total amount not to exceed \$136,966.54: (i) three compact Ford Focus 2010 sedans in an amount not to exceed \$47,953.62; (ii) one compact Ford Escape SUV 4wd in an amount not to exceed \$21,982.68; (iii) one regular cab 1/2 ton pick-up in an amount not to exceed \$17,325.93; (iv) one 3/4 ton pick-up cab & chassis in an amount not to exceed \$21,145.74; and (v) one 3/4 ton extended cab 4wd pick-up in an amount not to exceed \$28,558.57. Motion carried unanimously, with Supervisor Brown absent.
- Sheriff/ATV Purchase** Moved by Supervisor Arcularius and seconded by Supervisor Cash to approve the purchase of A) two utility all terrain vehicles (ATVs) in an amount not to exceed \$21,162.62, from Golden State Cycle; and B) one trailer in an amount not to exceed \$7,166 from Carson Trailer, Inc. Motion carried unanimously, with Supervisor Brown absent.
- BofS/LADWP Energy Opportunities on Owens Lake and the Owens Valley** Mr. Martin Adams of the Los Angeles Department of Water and Power, made a presentation regarding the solar energy related opportunities the Department may develop in Inyo County. He talked about an area on the east side of the Owens River around Manzanar as a place the Department is looking at as a site for solar panels. He also informed the Board that the Department will pursue a solar energy pilot project on the dry lakebed. He discussed how solar energy, if it is found to be viable in mitigating the dust, could help the City and State meet renewable/green energy standards, while generating revenue to help pay for the required dust mitigation. Mr. Adams also talked about efforts the Department is pursuing to create a "master plan" for the Owens Lake. The Board and Mr. Adams discussed the energy alternatives and the proposed pilot project in detail and at length. The Board questioned the speed in which the Department is pursuing this alternative. They talked about needing a local hiring preference, with Mr. Adams offering assurances that the Department is already looking into that recommendation.

The Board and Mr. Adams continued to discuss the information provided by Mr. Adams, including the economic benefits of the projects, the habitat renewal opportunities, local job preferences, renewable energy opportunities, local input on the proposals, and the master plan for the Owens Dry Lake. The County Administrator addressed concerns that projects will not generate revenue for the County but will generate a need for increased services. The Board concurred with the CAO's remarks, and thanked Mr. Adams for the presentation.

- HHS-Hlth. Serv./
Emergency
Preparedness State
Agreement
- Moved by Supervisor Cash and seconded by Supervisor Arcularius to A) ratify the Agreement between the County of Inyo and the State of California for the provision of local public health emergency preparedness for the period of July 1, 2009 through August 9, 2010, in the amount of \$551,641, contingent upon the Board's adoption of future budgets, and authorize the Director of Health and Human Services to sign; B) approve the Non-Supplantation Certification form and authorize the Director of Health and Human Services to sign; and C) amend the FY 2009-2010 Health Budget Unit 045100 as follows: increase estimated revenue in Federal Other (*Revenue Code #4552*) by \$348,434 and increase appropriations in Salaried Employees (*Object Code #5001*) by \$74,041, Contract Employee (*Object Code #5002*) by \$32,524, Personal & Safety Equipment (*Object Code 5112*) by \$18,600, Internal Copier Charges (*Object Code #5129*) by \$10,454, Office and Other Equipment (*Object Code #5232*) by \$16,111, Professional Services (*Object Code #5265*) by \$28,243, General Operating (*Object Code #5311*) by \$33,082, Motor Pool (*Object Code #5333*) by \$10,379, Utilities (*Object Code #5351*) by \$5,000, and Other Agency Contribution (*Object Code #5539*) by \$120,000. Motion carried unanimously, with Supervisor Brown absent.
- HHS-Soc. Serv./
Position Request
- Moved by Supervisor Cash and seconded by Supervisor Fortney to find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the position exists, as certified by the Director of Health and Human Services 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, but an open recruitment would be more appropriate to ensure qualified applicants apply for this higher level position; and C) approve hiring one Social Worker II at Range 64 (\$3,590 - \$4,363) or III at Range 67 (\$3,852 - \$4,676), or IV at Range 69 (\$4,041 - \$4,904), depending upon qualifications of the applicant. Motion carried unanimously, with Supervisor Brown absent.
- HHS-Hlth. Serv./
Position Request
- Moved by Supervisor Arcularius and seconded by Supervisor Fortney to find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the positions exists, as certified by the Director of Health and Human Services 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, but an open recruitment would be more appropriate as there may not be sufficient internal applicants to fill the requested positions; and C) approve hiring one temporary Health and Human Services Specialist at Range 053PT (\$14.89 - \$18.12 per hour) and one A-PAR Prevention Specialist at Range 060PT (\$17.53 – \$21-29 per hour). Motion carried unanimously, with Supervisor Brown absent.
- BofS/Minute
Approval
- Moved by Supervisor Fortney and seconded by Supervisor Cash to approve the minutes of the November 24, 2009 Board of Supervisors Meeting. Motion carried unanimously, with Supervisor Brown absent.
- P.W./Pavement
Management
System Workshop
- The Chairperson announced that the request for a workshop with Public Works Staff and representatives of Nichols Consulting Engineers, Chtd., (NCE), on the implementation of the Pavement Management System and to receive an update on the recently released California Statewide Local Streets and roads Needs Assessment, had been pulled due to travel difficulties for the consultants as a result of the weather and would be rescheduled.
- Recess/
Reconvene
- The Chairperson recessed the regular meeting at 12:05 p.m., to reconvene in open session at 1:00 p.m., with all Board Members present.
- Board Members and
Staff Reports
- The Board Members reported on their activities during the preceding week, including the CPUC Meeting on the Digital 395 Project including a report that the project was approved for 19% funding match on a four to one vote, a City of Bishop/County of Inyo Liaison Meeting, a Unified Command Meeting, a regional meeting on the quagga mussel, an RCRC Executive Board Meeting, an IMAAA Board Meeting, a Southern Inyo Hospital Meeting, and a request by Supervisor Cervantes that today's Board Meeting be adjourned in memory of Woody Hunter a long-time Lone Pine resident who passed away recently.

- Public Comment The Chairperson announced the second public comment period and there was no one wishing to address the Board.
- Closed Session Prior to closed session County Counsel reported that closed session Agenda Items No. 15. **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; No. 16. **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; No. 17. **PERSONNEL (Pursuant to Government Code §54957)** - Public Employee Performance Evaluation – Title –Public Works Director; and No. 18. **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, had been pulled from consideration. The Chairperson recessed open session at 1:40 p.m., to convene in closed session with all Board Members present to discuss and take action as appropriate on Agenda Items No. 13. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Pursuant to Government Code §54956.9(a)** – *County of Inyo v. Department of Interior, et al* – United States District Court for the Eastern District Case No. 1:06-CV-1502-AWI-DLB; No. 14. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Pursuant to Government Code §54956.9(a)** – *Inyo Citizens for Better Planning v. Inyo County; Inyo County Board of Supervisors et al* – Court of Appeal, 4th District Division Two, Riverside County Case No. E046646 (Inyo County Superior Court Case No. SICVPT05-38164).
- Report on Closed Session The Chairperson recessed closed session at 2:20 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 meeting in memory of Woody Hunter, a long-time Lone Pine resident who passed away recently. The Chairperson adjourned the meeting at 2:20 p.m., to 9:00 a.m., Tuesday, December 15, 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