



# County of Inyo Board of Supervisors

## SPECIAL MEETING

Tuesday, August 24, 2010

The Board of Supervisors of the County of Inyo, State of California, met in special session at the hour of 9:00 a.m., on Tuesday, August 24, 2010, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Richard Cervantes presiding, Linda Arcularius, Susan Cash, Beverly Brown, and Marty Fortney. Supervisor Cervantes provided the Invocation, and Supervisor Cash led the Pledge of Allegiance.

**Public Comment** The Chairperson announced the public comment period. Mr. Troy Patton apologized for behavior at the last meeting. Mr. Dave Beaver asked if public comment could be continued until after the discussion on the concessionaire for Diaz Lake so that he might make a comment if necessary.

**County Department Reports** The Chairperson announced the County Department Report period. The Clerk-Recorder announced a new feature on the web page for 24/7 access to search grantor and fictitious business names. Mr. Josh Hart, Planning Director, reported that the RECP Plan has been distributed and that the Renewable Energy Ordinance is now on the webpage. Chief Probation Officer Jeff Thomson reported that he received word that the County has been selected as a recipient of a Best Practice Approach Initiative Grant for technology and training. The County Administrator reported that the Board has been invited by the Forest Service to participate in a field trip on September 24, 2010, to go to Mono County to see the Travel Management Plan in action. Supervisors Arcularius, Cash and Fortney noted that the date conflicts with the RCRC Annual Conference, with Supervisor Arcularius explaining that since she will be unable to participate in the field trip, she will be taking advantage of an invitation extended by Mr. Upchurch for a personal tour of the locations. Supervisors Brown and Cervantes indicated that they would participate in the field trip.

**Emerg. Serv./Oak Creek Emerg.** Moved by Supervisor Fortney and seconded by Supervisor Cash to continue the local emergency as a result of the Inyo Complex Oak Creek Mud Flows. Motion carried unanimously.

**Water/Standing Committee Direction** The Water Director, Dr. Bob Harrington, reviewed the Agenda for the August 27, 2010 Inyo County/Standing Committee Meeting. The Board and Dr. Harrington discussed the various items in detail. The Board and Dr. Harrington had a lengthy discussion regarding Item No. 4. regarding the revised scoping document for the enhancement/mitigation project "Regreening Northeast of Big Pine." Dr. Harrington explained that modifications to the scoping document were to change the lessee designation, to change the footprint of the project and to amend the water supply source and method of application. Dr. Harrington explained further that DWP is requiring that well 375 be pumped to replace water that will be used for the project up to 150 acre-feet per year, not to exceed uses on the project. Dr. Harrington explained that it has been determined that the pumping of well 375 will only have a 0.25 ft. impact on the groundwater which is not significant, therefore, the Technical Committee is recommending approval of the recommendation. Mr. Alan Bacock of the Big Pine Tribe lodged the Tribe's concerns that a mitigation project is suppose to help repair damage, not cause further damage no matter how slight that damage might be perceived to be. The Board expressed similar concerns with DWP expecting to recover water used on an EM project. The Board and Dr. Harrington continued to discuss the project, including the specific language of the revision, with the Board agreeing with Staff's recommendation. Dr. Harrington and the Board went on to discuss a change DWP has made to how Green Book changes are approved. Dr. Harrington explained that in the past the revisions were considered by the Technical Group and went to the Standing Committee for approval and that now DWP is applying a more literal interpretation of the Agreement language to require that the Board of Supervisors and someone, not yet identified, at DWP will approve Green Book Revisions. The Board disagreed with the changed interpretation and requested that this change be discussed during the meeting in order to ensure that all parties are aware of and agree with the new interpretation and this change.

Parks/Diaz Lake Campground Concessionaire	Supervisor Brown declared a conflict, and left the meeting. The Deputy County Administrator, Mr. Chuck Hamilton, reviewed the request for approval of a concessionaire contract for the operation of the Diaz Lake Campground. He explained that the Board, during the previous consideration of this contract, had asked for additional information regarding the responsibility for keeping water in the lake and for a fiscal review, prior to making a decision. Mr. Hamilton reviewed the proposed contract, highlighting some of the improvements the concessionaire is planning on making, i.e., new permanent prefab restroom. In response to a question from Supervisor Fortney, County Counsel noted that the bid received from JDM had been determined to be non-responsive and would not have been considered, should Hickman Construction, Owenyo Services have chosen to not pursue this contract. Moved by Supervisor Fortney and seconded by Supervisor Arcularius to award and approve the concessionaire Contract for the operation of the Diaz Lake Campground to Hickman Construction, Owenyo Services, for the period of January 1, 2011 through December 31, 2015, with two options to renew for five years each; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained. Motion carried unanimously, with Supervisor Brown absent. Supervisor Brown rejoined the meeting at the conclusion of this item.
Board Members and Staff Reports	The Board Members reported on their activities during the preceding week, including an RCRC Legislative update, meetings in Bishop and Lone Pine on the new Courthouse location, a CSAC update, a meeting with the VSO, a Fish and Wildlife Commission Meeting, status of AB2456 and direction regarding opposing this legislation, an Alabama Stewardship Group Meeting, and a report on the Digital 395 Project which has been approved.
Recess/Reconvene	The Chairperson recessed the regular meeting at 12:00 p.m., to reconvene in closed session at 1:30 p.m., with all Board Members present.
	The Board met in closed session to discuss and take action as appropriate on Agenda Items No. 6. <b>PERSONNEL [Pursuant to Government Code §54957]</b> – Public Employee Performance Evaluation – Title Director Child Support Services; No. 7. <b>CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]</b> - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: ICEA - Negotiators: Labor Relations Administrator Sue Dishion, Undersheriff Jim Jones, Deputy County Counsel Susanne Rizo, Chief Probation Officer Jeff Thomson; No. 8. <b>CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]</b> - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Elected Officials Assistants Association (EOAA) - Negotiators: Chief Probation Officer Jeff Thomson and Labor Relations Administrator Sue Dishion; No. 9. <b>CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]</b> - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Deputy Sheriffs Association (DSA) - Negotiators: Labor Relations Administrator Sue Dishion and Deputy County Counsel Susanne Rizo; and No. 10. <b>CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]</b> - 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. Supervisor Fortney declared a conflict and left the meeting at 3:10 p.m.
Report on Closed Session	The Chairperson recessed closed session at 4:15 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 special meeting at 4:15 p.m.

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*Chairperson, Inyo County Board of Supervisors*

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

by: \_\_\_\_\_  
*Patricia Gunsolley, Assistant*