

January 17, 2012

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, January 17, 2012, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Marty Fortney presiding, Linda Arcularius, Susan Cash, Rick Pucci, and Richard Cervantes. Supervisor Cervantes provided the Invocation, and Supervisor Pucci led the Pledge of Allegiance.

- 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 8:01 a.m., to convene in closed session, with all Board Members present to discuss and take action as appropriate on Agenda Items No. 2. **PERSONNEL [PURSUANT TO GOVERNMENT CODE §54957]** - Public Employee Appointment - Title: Director Public Works and No. 3. **CONFERENCE WITH LABOR NEGOTIATOR (Pursuant to Government Code §54957.6)** – Instructions to Negotiators re: wages, salaries and benefits – Title: Director Public Works – Negotiator – as designated by the Board of Supervisors. The Chairperson recessed closed session at 10:30 a.m., to reconvene in open session, with all Board Members present.
- Public Comment The Chairperson announced the public comment period. The Captain of the California Highway Patrol, Andria Witmer, updated the Board on the CHP activities and statistics for last year.
- County Department Report Period The Chairperson announced the County Department Report period. Mr. Marvin Moskowitz, Environmental Health Director, informed the Board that January is “Radon Awareness Month.” He also informed the Board that Jerry Oser the Program Manager of the Mosquito Abatement Program, had been hired as the new EH Specialist. Ms. Jean Turner, Director of Health and Human Services, updated the Board on State Budget impacts on the CalWorks, IHHS and Child Welfare programs. Ms. Turner reported that she is working with the State on an alternate governance structure for the “State Merit System” and provided information on the Casey Family Program concerning foster care. Mr. Josh Hart, Planning Director, reported that the County should be receiving the additional 8% of last year’s Yucca Mountain funding in the near future. The Agricultural Commissioner, Mr. George Milovich, reported on changes in the “vector control” program concerning permitting for use of anticoagulant bait.
- Emerg. Serv./Oak Creek Mud Flows Moved by Supervisor Arcularius and seconded by Supervisor Pucci to continue the local emergency as a result of the Inyo Complex Oak Creek Mud Flows. Motion carried unanimously.
- HHS-Hlth. Serv./MCAH Allocation Agreement Moved by Supervisor Arcularius and seconded by Supervisor Pucci to ratify the Maternal Child and Adolescent Health (MCAH) Allocation funding between the County of Inyo and the California Department of Public Health in the amount of \$63,000 for the period of July 1, 2011 through June 30, 2012 and authorize the Chairperson to sign the Agreement Funding Application Policy Compliance and Certification. Motion carried unanimously.
- P.W./Plans & Specs. Water Dept. Bldg. Windows Moved by Supervisor Arcularius and seconded by Supervisor Pucci to approve the plans and specifications for the Water Department Building Window Replacement Project and authorize the Interim Public Works Director to advertise for bids for the project. Motion carried unanimously.
- Rd. Dept./Pa Ha Lane Road Closure Moved by Supervisor Arcularius and seconded by Supervisor Pucci to authorize the Road Commissioner to close a portion of Pa Ha Lane for sewer-line installation from approximately January 16, 2012 through January 20, 2012, with specific times and dates to be set by the Road Commissioner. Motion carried unanimously.

Rd. Dept./Movie Road Closure	Moved by Supervisor Arcularius and seconded by Supervisor Pucci to authorize the Road Commissioner to close Movie Road for filming around February 2, 2012, with the exact dates and time of the closure to be approved by the Road Commissioner. Motion carried unanimously.
Coroner/Deputy and Services Contract Amendments	<p>The County Administrator provided further explanation regarding the request for increases in the Coroner deputy and services contracts. He explained that in staff's haste to assist the Coroner in bringing these contracts forward the requisite approval signatures were not obtained from County Counsel and the Auditor. Additionally, Mr. Carunchio explained that the reason the budget amendment amount did not match the total amount of the increases was because the amendment was only covering the remainder of this fiscal year. The Auditor Controller, Ms. Leslie Chapman, explained her contract approval process which, when she does ultimately approve contracts, provides the Board with the assurances that the appropriate amount of the contracts has been budgeted and that there are sufficient funds to cover the amounts of the contracts.</p> <p>Moved by Supervisor Cash and seconded by Supervisor Arcularius to direct that the following request for approval of deputy coroners and coroner services contract amendments and a budget amendment from the Coroner be returned for Board consideration once the appropriate signatures of the Auditor-Controller, County Counsel, and the County Administrator as the Budget Officer, have been obtained: <i>A) approve Amendment #1 to the contracts between the County of Inyo and the following, and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained and the Board's adoption of future budgets: (a) Medtox Laboratories, Inc., for toxicology services, amending the term date to July 1, 2011 thru December 31, 2012; (b) William D. Stinnett, for personal services, amending the term date to July 1, 2011 thru December 31, 2012 and increasing the contract amount by \$8,150.00 for a contract amount not to exceed \$23,350.00; (c) Jason Molinar, for personal services, amending the term date to July 1, 2011 thru December 31, 2012 and increasing the contract amount by \$10,400.00 for a contract amount not to exceed \$19,400; (d) Jeffrey E. Mullenhour, for personal services, amending the term date to July 1, 2011 thru December 31, 2012 and increasing the contract amount by \$8,150.00 for a contact amount not to exceed \$23,350.00; (e) Milton R. Jones, M.D. for autopsy services, amending the term date to July 1, 2011 thru December 31, 2012 and increasing the contract amount by \$15,225.00 for a contract amount not to exceed \$51,125.00; and B) amend the Coroners FY 2011-12 Budget Unit 023500 by increasing expenditures in Salaried Employees (Object Code #5001) by \$1,000 and Retirement & Social Security (Object Code #5021) by \$77 and reduce Contingencies Budget Unit 087100, Contingencies (Object Code #5901) by \$1,077.</i> Motion carried unanimously.</p>
Coroner/Salary Increase	The Coroner, Mr. Leon Brune, explained that because of a change in PERS requirements for retired annuitants he had lost the services of a deputy coroner in the south portion of the County. He said that he would be providing the back-up coverage in the area and as such was requesting an increase in the Coroner's salary to cover the additional work. Mr. Brune noted that he was able to provide the County with Coroner services at a fraction of the cost other counties pay for the services because of the services being provided in conjunction with the mortuary, explaining that he covers all of the costs for the vehicles, fuel, maintenance, insurance, etc., along with the morgue which alleviates the need for the County to provide these items. He informed the Board that the mortuary facilities are now upgraded to handle County emergencies. He also assured the Board that each incident is initially treated as a Coroner case. The Board thanked Mr. Brune for the services he provides to the County, acknowledging the cost effectiveness of the Coroner's organization for Inyo County. Moved by Supervisor Cash and seconded by Supervisor Pucci to direct staff to begin the ordinance process to increase the Coroner's salary from \$1,600 to \$2,000 per month. Motion carried unanimously.
HHS-Soc. Serv./ Position Request	Moved by Supervisor Arcularius and seconded by Supervisor Cervantes to find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the requested position exists as certified by the Health and Human Services Director, and concurred with by the County Administrator and the Auditor-Controller; B) where internal candidates meet the qualifications for the position of Social Worker, the position could possibly be filled through an internal recruitment, however an open recruitment would be more appropriate to ensure a sufficient number of qualified applicants apply; and C) approve the hiring of one Social Worker II at Range 64 (\$3,590 – \$4,363) or III at Range 67 (\$3,852 - \$4,676) depending upon qualifications. Motion carried unanimously.

Planning/BLM Solar Energy Dev. PEIS The Board and staff discussed the draft correspondence regarding the Supplement to the Solar Energy Development Programmatic Environment Impact Statement in detail and at length. The recommended changes were (a) stress the County's repeated requests for coordination; (b) identify specific inconsistencies with the County's General Plan; and (c) identify specific areas of the County that have been excluded for solar energy development and request an explanation as to why they were excluded. Moved by Supervisor Arcularius and seconded by Supervisor Cash to approve the correspondence to the Bureau of Land Management (BLM) regarding the Supplement to the Solar Energy Development Programmatic Environmental Impact Statement (PEIS), as amended per the discussion; and authorize the Chairperson to sign. Motion carried unanimously.

Recess/Reconvene The Chairperson recessed the regular meeting at 11:40 a.m., to reconvene in open session at 11:50 a.m., with all Board Members present.

Planning/Comments Re Owens Lake Master Plan Draft The Board and staff discussed the draft correspondence regarding the Draft Owens Lake Master Plan. Supervisor Arcularius noted that she would consider including lands owned by Inyo County in the Plan, with the exception of the LORP. She said that there is a credibility issue with other stakeholders with the County participating in developing a plan and then having the plan not be applicable to its lands. Supervisor Fortney said that if the Board's representatives have had a change of heart with regard to the inclusion of the County owned lands, he would like to have that discussion. The Board requested that under Item 6. impacts to other planning areas needs to be identified and under Item 8. the LORP should be listed as a separate item so that should the Board consider removing its objections to County owned lands being included in the Plan, the LORP is still not included in the Plan. Moved by Supervisor Cervantes and seconded by Supervisor Arcularius to approve correspondence to the Stakeholder Committee for the Owens Lake Master Plan regarding the Draft Plan, with the amendments as noted in 6B and 8; and authorize the Chairperson to sign. Motion carried unanimously.

Water/IRWMP Mng. Group Meeting Dr. Bob Harrington, Water Director, provided a hand out regarding the ranks of the proposed projects to be recommended by the IRWMP. The Board and Dr. Harrington discussed the projects to be discussed at the January 25, 2012 IRWMP Management Group Meeting, with the Board concurring with staff's recommendations.

BofS/Minute Approval Moved by Supervisor Arcularius and seconded by Supervisor Cash to approve the minutes of the January 3, 2012 Board of Supervisors Meeting. Motion carried unanimously.

CAO/Film Comm. Contract Amendment The County Administrator, Mr. Kevin Carunchio, provided additional information regarding the request to extend the Film Commissioner contract to March 31, 2012. He explained that he was still developing the RFP for the Board's consideration and it was taking longer than anticipated. He said in order to ensure that the County's filming interests were covered in the interim he was recommending the extension. Moved by Supervisor Arcularius and seconded by Supervisor Cash to approve Amendment #1 to the Contract between the County of Inyo and Chris Langley, Film Commissioner, extending the term of the Contract to July 1, 2011 through March 31, 2012; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained. Motion carried unanimously.

Forest Serv./ National Adv. Com. Land Mng. Rule The Board briefly discussed an invitation to submit candidates to serve on a newly-formed National Advisory Committee for Implementation of the National Forest System Land Management Planning Rule. Several Board Members expressed a desire to have more information regarding the time constraints and commitment to serving on this Committee, noting that the nominations are not due until the end of February. The Board instructed staff to return this item for further consideration prior to the end of February.

Board Members and Staff Reports The Board Members reported on their activities during the preceding week, including the Inyo Associates Meeting in Death Valley, a report that Mule Days will be held this year, an Inyo First Five Meeting, a CSAC Executive Committee Meeting, a legislative update, a meeting with Assemblywomen Conway, update on the Buckley Ponds project, and an LTC Meeting.

Public Comment The Chairperson announced the last public comment period and there was no one from the public wishing to address the Board.

- Closed Session The Chairperson recessed open session at 1:00 p.m., to reconvene in closed session, with all Board Members present to discuss and take action on Agenda Items No. 20. **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; and No. 21. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code § 54957.6].** – Instructions to Negotiators re: wages, salaries and benefits – Employee Organization: Inyo County Probation Peace Officers Association (ICPPOA) – Negotiators: CAO Kevin Carunchio and Labor Relations Administrator Sue Dishion. Supervisor Cervantes left the meeting at 1:55 p.m.
- Report on Closed Session The Chairperson recessed closed session at 2:10 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 2:10 p.m. to 9:00 a.m., Tuesday February 7, 2012, 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