

MINUTES

County of Inyo Board of Supervisors

January 28, 2014

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 January 28, 2014, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Rick Pucci presiding, Linda Arcularius, Jeff Griffiths, Mark Tillemans and Matt Kingsley.

- 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 8:41 a.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: Elected Officials Assistant Association (EOAA) - Negotiators: Information Services Director Brandon Shults and Labor Relations Administrator Sue Dishion; No. 3. **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: Information Services Director Brandon Shults, Chief Probation Officer Jeff Thomson, and Labor Relations Administrator Sue Dishion; 3A. **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: Labor Relations Administrator, Sue Dishion, Information Services Director, Brandon Shults, and Planning Director Josh Hart; NO. 3B. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code § 54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Inyo County Correctional Officers Association (ICCOA) - Negotiators: Information Services Director Brandon Shults, and Labor Relations Administrator Sue Dishion; No. 3C. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code § 54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: (ICEA) - Negotiators: Labor Relations Administrator Sue Dishion, and Information Services Director Brandon Shults; and No. 3D. **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: Information Services Director Brandon Shults and Labor Relations Administrator Sue Dishion.
- Recess/
Reconvene The Chairperson recessed closed session at 10:15 a.m., to reconvene in open session at 10:20 a.m., with all Board Members present.
- Pledge Supervisor Griffiths led the Pledge of Allegiance.
- Public Comment The Chairperson announced the public comment period. Mr. Philip Anaya of Bishop read a prepared statement into the record concerning the drought conditions that exist and what he believes should be occurring to protect the water resources in the West Bishop area. He commented on efforts he has made to work with DWP and SCE on management of water in Sabrina and South Lake.
- County Department
Reports The Chairperson announced the County Department Report period. Ms. Jean Turner, Director of Health and Human Services reported on her Department's activities, including rumors regarding the Senior Program, which she is addressing in meetings with the seniors in each of the communities, She also reminded the Board of the upcoming Volunteer Appreciation Dinner. Ms. Susanne Rizo, Director of Child Support Services, reported on her Department's activities including the annual audit, the merit system, and the assistance of County Counsel with legal services for her Department.

Introduction	The introduction of Ms. Shannon Williams, Management Analysis in the Public Works Department was withdrawn.
Emerg. Serv./ Proclamation of Local Emergency	The County Administrator provided the Board with a revised copy of the Proclamation proclaiming the existence of a local drought emergency. Mr. Carunchio reviewed the proclamation noting the changes in the most recent version. Ms. Nina Weisman, Independence Resident provided written correspondence to the Board from the Owens Valley Committee, requesting the Board take no action on the proclamation until the MOU parties are notified. Ms. Weisman also noted that the Owens Valley Committee's correspondence addresses the drought management item also. The County Administrator noted that the drought recovery policy discussion is going to be continued to next week, because Dr. Harrington is ill. Mr. Philip Anaya, Bishop Resident, made several suggestions for changes to the proclamation which included an additional "Whereas" paragraph on page 1 which identifies LADWP operations as impacting the depletion of water tables, the inclusion of Southern California Edison and LADWP operations in paragraph 1 on page two, and the inclusion of MOU parties to the Long Term Water Agreement, environmental groups and others in paragraph 7 on page 3. Mr. Mark Lacy, Independence Rancher, addressed the Board to provide clarification on the intent of some of the items addressed in the proclamation. The Board Members provided individual commentary on the drought situation, supporting the County being proactive concerning the drought and the adoption of the Proclamation. Moved by Supervisor Arcularius and seconded by Supervisor Tillemans to proclaim the existence of a local drought emergency by approving a proclamation titled a "Proclamation by the Board of Supervisors, County of Inyo, State of California, Proclaiming Existence of a Local Drought Emergency" and authorizing the County Administrative Officer or his designee to make revisions to the resolution, as appropriate or if requested by the Governor's Office of Emergency Services, and to proceed in executing the proclamation without further review by your Board. Motion carried unanimously.
Water/Drought Recovery Plan	The Chairperson explained that the Board would take public comment on the request by the Inyo County Water Department for direction regarding engagement with LADWP to develop drought response and recovery plans aimed at working cooperatively with LADWP to anticipate, mitigate, and recover from effects of the current drought. The Chairperson went on to say that after the public has commented on the item the Board would continue the item to next week, when Dr. Harrington, who is ill today, would be available to participate in the discussions. Ms. Nina Weisman of Independence noted that the letter she provided during the previous item also addresses this item. Moved by Supervisor Griffiths and seconded by Supervisor Kingsley to continue the request from the Water Department for direction on a drought recovery policy to next week. Motion carried unanimously.
P.W.-CAO-Sheriff/ Update on Animal Shelter Facilities	Mr. Jim Tatum, Deputy Public Works Director, reviewed the Inyo County Animal Shelter Project, reviewing the updated construction estimates for building Option 1 (2,940 sq. ft.) and Option 2 (3,360 sq. ft.). Mr. Tatum also reviewed the proposed timeline for the project. The Board heard from Mr. Ted Shade the President of ICARE, who updated the Board regarding the fund raising efforts of the ICARE organization for the construction of new animal shelter facilities. Mr. Shade informed the Board that recent fundraising efforts have resulted in the organization now having \$325,000 to donate to the project. Mr. Tatum explained that with the additional funds identified by Mr. Shade there is now \$700,000 for the project, and briefly discussed the total amount staff is estimating will be needed for the project, including contingencies. The Board congratulated Mr. Shade and the organization for the tremendous fund raising success. The Board, Staff and Mr. Shade went on to discuss the project, including funding requirements for the options, with the Board encouraging ICARE to continue their fundraising efforts as the project continues to be vetted by the County.
Resol. #2014- 06/Birch St. Road Abandonment	The Chairperson opened the public hearing at 11:55 a.m., on a proposed resolution titled "A Resolution of the Board of Supervisors of the County of Inyo, State of California, Declaring the Vacation and Abandonment of That Portion of Birch Street in the Community of Bishop." Ms. Cathreen Richards reviewed the staff report and recommendations. There was no one from the public wishing to address this issue. Moved by Supervisor Griffiths and seconded by Supervisor Tillemans to close the public hearing. The Chairperson closed the public hearing at 11:56 a.m. Moved by Supervisor Arcularius and seconded by Supervisor Tillemans to approve Resolution No. 2014-06 titled "A Resolution of the Board of Supervisors of the County of Inyo, State of California, Declaring the Vacation and Abandonment of That Portion of Birch Street in the Community of Bishop:" motion unanimously passed and adopted.

CAO-Personnel/ Assessor Salary Increase	<p>The Chairperson opened the public hearing at 11:57 a.m., on an ordinance titled "An Ordinance of the Board of Supervisors, County of Inyo, State of California, Amending Section 2.88.040 of the Inyo County Code to Provide for Increases in the Salary for Certain Elected County Officials, Excluding Members of the Board of Supervisors" which will increase the Assessor's salary from \$7,807 to \$8,587 per month. There was no one wishing to address this issue. Moved by Supervisor Griffiths and seconded by Supervisor Kingsley to close the Public Hearing. The Chairperson closed the public hearing at 11:59 a.m.</p> <p>Moved by Supervisor Griffiths and seconded by Supervisor Arcularius to waive the first reading of the ordinance titled "An Ordinance of the Board of Supervisors, County of Inyo, State of California, Amending Section 2.88.040 of the Inyo County Code to Provide for Increases in the Salary for Certain Elected County Officials, Excluding Members of the Board of Supervisors" and schedule the enactment for 11:30 a.m., Tuesday, February 4, 2014, in the Board of Supervisors Room, at the County Administrative Center in Independence. Motion carried unanimously.</p>
Recess/ Reconvene	<p>The Chairperson recessed the regular meeting at 12:00 p.m., to reconvene in open session at 1:05 p.m., with all Board Members present.</p>
HHS-Behavioral Hlth. Serv./Roving Clinical Supervisor	<p>Moved by Supervisor Tillemans and seconded by Supervisor Griffiths to approve the Request for Services from the HHS Behavioral Health Division to the California Institute of Mental Health, Inc., (CIMH) for a roving clinical supervisor; approve the Business Associate Agreement between the County of Inyo and the roving Clinical Supervisor, Nancy McCart; and authorize the Director of Health and Human Services to sign both documents. Motion carried unanimously.</p>
Resol. #2014-07/ Indy Road Rehab Prjct.	<p>On a motion by Supervisor Kingsley and a second by Supervisor Griffiths, Resolution No. 2014-07, accepting the improvements and authorizing the recording of a Notice of Completion for the Independence Town Roads Rehabilitation Project was approved: motion unanimously passed and adopted.</p>
P.W./Bishop- Sunland Landfill Truck Scales	<p>Moved by Supervisor Tillemans and seconded by Supervisor Arcularius to A)award the bid and approve the Contract for the Bishop-Sunland Landfill Truck Scale Project to Doug Clair, Inc., in the amount of \$145,500 and authorize the Chairperson to sign contingent upon the appropriate signatures being obtained; and B) 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>
Planning/Forest Plan Update	<p>The Planning Director, Mr. Josh Hart, provided a copy of the agenda for the most recent coordination meeting between the County and the Forest Service on the Forest Service Plan Revision/Update. He reviewed the items on the agenda. Mr. Hart noted that many of the County's comments are not incorporated into the final assessments due to schedule constraints. The Board and Mr. Hart discussed how the project is being driven by schedule rather than content and Supervisor Arcularius and Supervisor Kingsley requested that Mr. Hart provide written documentation of the incidents of this occurring for them to use during their Washington D.C. trip. Mr. Hart went on to review the draft correspondence to the Forest Service regarding the Preliminary Need for Change. The Board and Mr. Hart discussed the correspondence. Mr. Hart noted that the County has received the latest version of the Agreement, saying that there are only minor changes, and commenting on the amount of time it has taken to get the Agreement finalized. Supervisor Arcularius requested that Mr. Hart also provide written documentation on this timeline for the Washington D.C. trip. The Board talked about whether to include the focus papers as an attachment to the letter. Mr. Hart confirmed that this correspondence is establishing an administrative record for the County, and the Board asked that the focus papers be included as an attachment to the letter. In response to a query from Mr. Hart concerning attendance at the upcoming Forest Service Meeting, Supervisors Pucci and Griffiths indicated they would be attending the Forest Service Meeting. Supervisor Arcularius said that she would be at the meeting if she decided not to drive to Sacramento for the Amphibian Meeting. Mr. Hart and County Counsel confirmed that Mr. Porter would be attending the Amphibian Meeting in Sacramento and Mr. Hart would be attending the Forest Service Meeting in Bishop. Moved by Supervisor Kingsley and seconded by Supervisor Arcularius to approve the correspondence to the Forest Service regarding the Preliminary Needs for Change, including the focus papers; and authorize the Chairperson to sign. Motion carried unanimously.</p>

Fish and Wildlife/ Commission Appt.	Moved by Supervisor Arcularius and seconded by Supervisor Tillemans to appoint the following to serve on the Inyo Fish and Wildlife Commission, Mr. Joe Pecsí, Mr. Larry McIntosh and Mr. Garrett McMurtrie to complete unexpired four-year terms ending October 6, 2017, and Mr. Steven Ivey to complete an unexpired four-year term ending October 6, 2015.
Auditor/Side Fund Financing Update	Ms. Amy Shepherd, Auditor-Controller, updated the Board on the County's efforts to refinance its CalPERS Safety Plan Side Fund Obligation. She said that it does not appear that the County is going to be given the guaranteed interest rate that had been offered, and which she had reported on previously, even if the County deposits \$2,000,000. Ms. Shepherd explained that because of changing loan conditions and requirements by the lending institution, she is exploring other opportunities for the County to refinance this obligation and would keep the Board informed. Ms. Alisha McMurtrie, Treasure-Tax Collector, informed the Board because of the latest decision by the lending institution concerning the interest rate for a \$2,000,000 guaranteed deposit, she is no longer willing to invest any portion of the County's treasury as a guarantee for the refinancing rates. The Board commended the Staff for continuing to explore options to save the County money with regard to this obligation.
Water/Standing Comm. Agenda	Mr. Aaron Steinwand, Science Coordinator, reviewed the draft agenda for the Inyo County/Los Angeles Standing Committee meeting scheduled for February 7, 2014. After providing a brief history of the events that have transpired concerning the Van Norman Field and the Lone Pine Farm, Mr. Kevin Carunchio, County Administrator, suggested that the Agenda be amended to include an item updating the Standing Committee on the Board's action to proclaim a Local Drought Emergency, and an action item regarding the Van Norman Field EM Project which was modified to include 30 acre feet of water being provided to the Lone Pine High School Farm. Ms. Doris Moxley, Bishop Resident, addressed the Board to support the inclusion of the County's Proclamation on the Standing Committee Meeting Agenda. The Board requested that the changes suggested by the County Administrator be included on the Agenda for the upcoming Standing Committee Meeting, with the new Agenda being returned next week for Board direction to the County's Representatives to the Standing Committee.
Public Comment	The Chairperson announced the public comment period and there was no one wishing to address the Board.
Board Members and Staff Reports	The Board Members reported on their activities during the preceding week, including a Southern Inyo Airport Advisory Committee meeting, the RCRC Board Meeting, a Bishop Creek Water Association meeting, a Bishop City Council Meeting, an ESTA Meeting, a Fire Chief's Meeting, an EMCC Meeting, a meeting with the Mayor of the City of Los Angeles, the Annual Search and Rescue Dinner, and notification that the Veterans Service Representative has resigned. Ms. Jean Turner, Director of Health and Human Services, updated the Board on the meeting she had earlier in the day with the Lone Pine Seniors regarding budget reductions. Supervisor Griffiths explained that he had occasion to talk with Mr. Charlie Broten, the retired County employee who had been the Director of the ESAAA Program, who had provided a history of the program, suggesting that Ms. Turner talk with Mr. Broten about current developments.
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 Barbie Christensen. The Chairperson adjourned the meeting at 3:00 p.m., to 8:30 a.m., Tuesday, February 4, 2014 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