



AGENDA

REGULAR MEETING OF THE BOARD OF SUPERVISORS

Tuesday, April 5, 2005

County Administration Center
Board Chambers
940 West Main Street, Suite 211
El Centro, CA. 92243

CLOSED SESSION 8:30 A.M.
OPEN SESSION 9:30 A.M.

SUPERVISORS:

DISTRICT 1 – Victor Carrillo

DISTRICT 2 – Larry Grogan

DISTRICT 3 – Joe Maruca

DISTRICT 4 – Gary Wyatt

DISTRICT 5 – Wally Leimgruber, **CHAIRMAN**

EXECUTIVE OFFICER
Robertta Burns

COUNTY COUNSEL
Ralph Cordova, Jr.

CLERK OF THE BOARD
Sylvia Bermudez

1. Call to Order
 - a. Roll Call
 - b. Motion to convene to Closed Session.
2. Closed Session
 - a. **Government Code §54957.6** - Conference with Labor Negotiator - County Labor Negotiator, Dan Devoy, Director Human Resources and Risk Management, relating to the following bargaining units:
 - i. Public Safety Management
 - ii. Management Unit
 - iii. Professional Employee Group(PEG)
 - iv. Supervisory Unit
 - v. Professional Legal Bargaining Unit
 - vi. Probation & Corrections Peace Officers Association
 - vii. Confidential Clerical
 - viii. Sheriff's Association
 - ix. Public Safety Supervisors
 - x. California School Employees Association
 - xi. Fire Fighters Association
 - b. **Government Code §54956.9(a)** Conference with Legal Counsel, Existing Litigation, Nunez *vs.* County of Imperial, Worker Compensation Claim No. 07439001699.
 - c. **Government Code §54956.9(a)** Conference with Legal Counsel, Existing Litigation, Jones *vs.* County of Imperial, Superior Court Case ECU01785.
 - d. **Government Code §54956.9(a)** Conference with Legal Counsel, Existing Litigation, Renfrow *vs.* County of Imperial, Superior Court Case No. L-00565.
 - e. **Government Code §54956.8** Conference with Real Property Negotiator, property is described as 1157 Imperial Highway, Ocotillo, CA. Parties with whom negotiating is Ocotillo Fire District. Instructions to Negotiator will concern price and terms of payment.
 - f. **Government Code §54956.9(a)** Conference with Legal Counsel, Existing Litigation, County of Imperial *vs.* State Water Resources Control Board, Superior Court, County of Sacramento, Case No. 03CS00082.
 - g. **Government Code §54956.9(a)** Conference with Legal Counsel, Existing Litigation, County of Imperial (Air Pollution Control Board) *vs.* State Water Resources Control Board, Superior Court, County of Sacramento, Case No. 03CS00083.

- h. **Government Code §54956.9(a)** Conference with Legal Counsel, Existing Litigation, County of Imperial vs. Imperial Irrigation District and San Diego County Water Authority, County of Imperial Superior Court Case No. ECU 01650.
 - i. **Government Code §54956.9(a)** Conference with Legal Counsel, Existing Litigation, County of Imperial vs. Metropolitan Water District; Imperial Irrigation District; Coachella Valley Water District; and, San Diego County Water Authority, Imperial County Superior Court Case No. ECU 01656.
3. Announcement of Closed Session Actions.
 4. Open Session - Invocation and Pledge of Allegiance will be led by Reverend James Addison of Johnson Chapel, El Centro.
 5. Discussion of the Agenda
 - a. Items to be pulled from Action Calendar
 - b. Items to be pulled from the Discussion Calendar.
 - c. Items to be pulled from the Consent Calendar.
 - d. Emergency Items to be added.
 - e. Order of the Agenda Items.
 - f. Approval of the agenda.
 6. Approval of the Consent Calendar.
 7. Approval of the Official Proceedings for March 29, 2005.
 8. Board Member Reports/Announcements.
 9. Special Presentations:
 - a. Certificates of Appreciation to county employees from the Veterans of Foreign Wars.

When addressing the Board, state your name for the record prior to providing your comments. Please address the Board as a whole, through the Chairman. Individuals will be given three (3) minutes to address the board; Groups or topics will be given a maximum of fifteen (15) minutes. Public comments will be limited to a maximum of 30 minutes at the beginning of the Board meeting. If additional time is required for public comments, they will be heard at the end of the meeting.

10. Public comments on items, which are **NOT** on the agenda.

ACTION CALENDAR

11. Discussion/action regarding amendment no. 2 for lease agreement with R.J. Development Company, LLC and Imperial County (modifications and improvements to building “D”), as requested by Robertta Burns, County Executive Officer.
12. Discussion/action of emergency items, if necessary.
13. Discussion/action of items pulled from Consent Calendar for discussion, if necessary.

SCHEDULED HEARING(S)

❖ **11:00 A.M.**

BOARD OF EQUALIZATION

- *Adjourn as the Board of Supervisors; convene as the Board of Equalization.*
14. Application(s) for Changed Assessment, Application No. 2003-83 and 2003-84, Bank of America, c/o Burr Wolff LP. The Board is required to find the full value of the property from the evidence presented at the hearing.
- *Adjourn as the Board of Equalization; reconvene as the Board of Supervisors.*

❖ **11:00 A.M.**

EXECUTIVE OFFICE

- 15. Conduct a public hearing to consider the proposed use of funds under the Justice Assistance Grant (JAG) Program, in the amount of \$53,226.

DISCUSSION CALENDAR

***Items #16 thru #22 are for discussion only; Items will be placed for action on a future agenda.*

- 16. Reports/Correspondence/Announcements of Officers:
 - a. Legislation
 - b. County Executive Officer
 - c. County Counsel
 - d. Departments
 - e. Agencies
- 17. Discussion regarding SB 1081, Salton Sea Authority Control Act, as requested by Supervisor Gary Wyatt.
- 18. Discussion regarding extension to existing Fire Protection Agreements at the 2004 rate with the following cities and Fire Districts, Brawley, Calipatria, Holtville, Westmorland, Niland Fire District, Salton Community Services District, Salton Sea Beach Volunteer Fire Department, Winterhaven Fire District.

(B.O.S. 04-12-05)
- 19. Discussion regarding Specialized Mental Health Services agreement with Country Villa Riverside Health Care Center, for Fiscal Year 2003-2004 and 2004-2005, as presented by Mike Horn, Director, Behavioral Health.

(B.O.S. 04-12-05)
- 20. Discussion regarding report on examination of Country Club Sewer Maintenance District for Fiscal Year ended June 30, 2004, as presented by Doug Newland, Auditor-Controller.

(B.O.S. 04-12-05)
- 21. Discussion regarding Final Tract Map 952, No. 1, Unit 1 McCabe Ranch Subdivision, as presented by Tim Jones, Director, Public Works.

(B.O.S. 04-12-05)
- 22. Discussion regarding status update on the Picacho Landfill, as requested by Supervisor Joe Maruca.

❖ **Continuation of Public Comments, if necessary.**

CONSENT CALENDAR

***CEO Recommends approval of items #23 thru #33, inclusive.*

AGRICULTURAL COMMISSIONER

- 23. Approve and authorize the Chairman to sign CDFA Agreement #05-0039, (audits & inspections of commercial weighing establishments) in the amount of \$4,650.
- 24. Approve and authorize the Chairman to sign CDFA Agreement #05-0094, (audits & inspections of petroleum service stations) in the amount of \$4,650.

BEHAVIORAL HEALTH

- 25. Approve and authorize the Chairman to sign the following agreements:
 - a. VOA Dual Diagnosis Residential Transitional Unit for men, amount of \$12,074.58.
 - b. VOA Proposition 36 Residential Unit, amount of \$140,654.72.
 - c. Quechan Indian Tribe Proposition 36, amount of \$20,000.
- 26. Authorize twenty-four (24) extra-help employees continue to working beyond the maximum of 1296 hours during a fiscal year (refer to back-up for employee list).

COUNTY CLERK/RECORDER/REGISTRAR OF VOTERS

- 27. Approve the following actions:
 - a. Accept and approve the Certificate of No Election for the Cotton Pest Abatement District.
 - b. Appoint the following candidates: John R. Benson, Brian Hair and Don Emanuelli.

COUNTY COUNSEL

- 28. Approve Budget Amendment Resolution No. 04-05-028, transferring \$150,000 from Contingencies to County Counsel's Professional & Special Services Account for expenses for legal services provided by outside counsel.

DISTRICT ATTORNEY

- 29. Approve Resolution No. 2005-019, regarding California Department of Insurance Grant – Automobile Insurance Fraud Program.
- 30. Approve Resolution No. 2005-020, regarding California Department of Insurance Grant – Workers Compensation Fraud Program.

EXECUTIVE OFFICE

- 31. Approve and authorize the Chairman to sign MOU between the County of Imperial and the El Centro Superior Court for services provided by both entities.

HUMAN RESOURCES & RISK MANAGEMENT

- 32. Ratify the tentative agreement and approve MOU for contract years 2004-2007 between the County of Imperial and the Probation & Corrections Peace Officers Association and Unrepresented Units.

SOCIAL SERVICES

- 33. Authorize the purchase of replacement server and hardware to run Ventura Automated Collection System (VACS), in the amount of \$10,000 and authorize Purchasing Department to go out to bid on the VACS server along with the related hardware and software.

❖ **Set next meeting date**

❖ **Adjournment**

CLERK OF THE BOARD OF SUPERVISORS

All supporting documentation is available for public review in the office of the Clerk of the Board of Supervisors located at 940 West Main Street, Suite 209, El Centro, Ca. 92243 during regular business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, excluding holidays.
