



NOTICE

Effective August 2, 2005
OPEN SESSION will begin at 8:30 a.m.
and PUBLIC COMMENTS at 10:30 a.m.

OFFICIAL PROCEEDINGS

IMPERIAL COUNTY BOARD OF SUPERVISORS

SUPERVISORS:

DISTRICT 1 – Victor Carrillo

DISTRICT 2 – Larry Grogan

DISTRICT 3 – Joe Maruca

DISTRICT 4 – Gary Wyatt

DISTRICT 5 – Wally Leimgruber, **Chairman**

TUESDAY, JULY 5, 2005

EXECUTIVE OFFICER

Robertta Burns

COUNTY COUNSEL

Ralph Cordova, Jr.

CLERK OF THE BOARD

Sylvia Bermudez

1. Meeting was called to order by Board Chairman Wally Leimgruber. Supervisors Victor Carrillo, Larry Grogan, Joe Maruca, Gary Wyatt and Wally Leimgruber were present. Motioned to convene to Closed Session.
2. Closed Session
 - a. **Government Code §54956.9(a)** Conference with Legal Counsel, Existing Litigation, Garcia vs. County of Imperial, Workers Compensation Claim No. 0743900069, 07439001478. *Direction given to staff.*
 - b. **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
 - 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*Direction given to staff.*
 - c. **Government Code §54956.9(b)(1)** Conference with Legal Counsel, Potential Litigation (2 items). One Item was discussed. *Direction given to staff.*
3. Announcement of Closed Session Actions.
4. Open Session - Invocation and Pledge of Allegiance was led by Pastor Ronnie Valenzuela of Harvest Time Church, El Centro.
5. Approved the Agenda.
6. Approved the Consent Calendar as amended.
7. Approved the Official Proceedings for Tuesday, June 28, 2005 as amended.
8. Board Reports/Announcements - Supervisor Larry Grogan announced the County Clerk/Recorder/Registrar of Voters Department began using the Exigent Program July 1, 2005. Supervisor Carrillo welcomed Congressman Bob Filner, 51st District. Supervisors Gary Wyatt, Joe Maruca and Wally Leimgruber had no reports.
9. Public comments – Congressman Filner introduced Eduardo Javier Albanez Calexico High School Student who was selected as Imperial County's Congressional Page. Sid Swarhout commented on fires caused by fireworks during the July 4th holiday. Alice Abatti also commented on fires causing property damage due to fireworks. Linda Cooke commented on the Imperial Valley Memorial Gardens Cemetery.

ACTION CALENDAR**PUBLIC WORKS**

10. Approved the following actions:
 - a. Approved Plans & Specifications for Resurfacing of Various County Roads in Imperial County; Federal Aid Project STPL-5958(033).
 - b. Authorized the Clerk of the Board to advertise for bids; bids to open August 19, 2005 at 2:00 p.m.
 - c. Authorized Public Works to send the Notice to Contractors to the required Construction Trade Journals.

EXECUTIVE OFFICE

11. Discussed amendments to the County Board Policies/Rules. Direction given to staff on changes.

BOARD OF SUPERVISORS

12. Approved letter to the Secretary of the Federal Energy Regulatory Commission regarding the North Baja Pipeline Expansion Project.
13. Approved Resolution No. 2005-049, in support of rails to trails and the efforts by the City of Holtville and the County of Imperial regarding the acquisition of abandoned railroad property for municipal purposes.
14. No emergency items added to the Agenda.
15. No items pulled from Consent Calendar for discussion.

SCHEDULED HEARING(S)**❖ 11:00 A.M. PUBLIC HEALTH**

16. **CONTINUED to August 2, 2005** - Conduct a public hearing to consider the appeal of Coachella Valley Water District regarding Notice of Public Nuisance for mosquito larvae in seepage on property adjacent to Hot Mineral Spa Road, as requested by Robin Hodgkin, Director, Public Health.

DISCUSSION CALENDAR

**Items #17 thru #23 were discussed; Items will be placed for action on a future agenda.

17. Reports/Correspondence/Announcements of Officers:
 - a. Legislation – Bob Ham, Intergovernmental Relations Director reported on the pending state budget.
 - b. County Executive Officer
 - c. County Counsel
 - d. Departments
 - e. Agencies
18. Norma Saikhon, Public Administrator/AAA, introduced and discussed Standard Agreements with California Department of Aging to fund AAA Operations and Provider Agreement for FY 2005-2006.
19. Robin Hodgkin, Director, Public Health introduced and discussed Standard Agreement #05-45137, Child Lead Poisoning Prevention Program.
20. Stephen Birdsall, Director, Airports introduced and discussed a resolution setting a new rents and fee schedule for Imperial County Airport.
21. Doug Newland, Auditor-Controller introduced and discussed an audit report of Major Narcotics Vertical Prosecution Unit, OCJP Grant Number VB03010130, for the period of July 1, 2003 to June 30, 2004.
22. Doug Newland, Auditor-Controller introduced and discussed agreement with Joseph J. McGuire C.P.A. Inc., to perform audits of Imperial County's Short-Doyle Mental Health Programs.
23. Dolores Provencio, County Clerk/Recorder/Registrar of Voters gave an update on the County Clerk/Recorders automation.

CONSENT CALENDAR**COUNTY CLERK/RECORDER/REGISTRAR OF VOTERS**

24. Approved the following actions:
- a. Approved Budget Amendment Resolution No. 04-05-053, for purchase of election system and services.
 - b. Authorized the capital outlay for the election equipment as listed on the Budget Resolution.
25. Accepted and approved the Certificate of Registrar of Voters to the results of the canvass of election returns for the June 7, 2005 special election for the measurers listed below:
- a. Coachella Valley Unified School District – Measure D
 - b. Salton Community Services District – Measure M
 - c. City of Calexico – Measure N
26. Approved the following actions:
- a. Accepted and approved the order of election and specifications of election order for the consolidated districts and statewide special election to be held November 8, 2005, for the following school districts; Brawley Elementary, Brawley Union High School, Calipatria Unified, County Board of Education Area, 1 & 2; El Centro Elementary, Heber Elementary, Holtville Unified, Imperial Unified, Imperial Community College Area 2, 5, & 7, McCabe Elementary, Meadows Union, San Pasqual Unified, Westmorland Elementary, City of Brawley, City of Calipatria, City of El Centro.
 - b. Authorized the County Clerk/Recorder/Registrar of Voters to conduct and canvass the election returns.

EXECUTIVE OFFICE

27. Approved and authorized Chairman to sign service and maintenance agreements with Avaya Communications covering the County's PBX telephone systems at County Centers 1, 2, 3 & 4.
28. Approved Resolution No. 2005-050 of the Imperial County Board of Supervisors approving the transfer of the cable television franchise to Time Warner NY Cable LLC.

HUMAN RESOURCES

29. Ratified binding coverage for Airport Liability Coverage in the amount of \$28,599 and Non-Owned Airport Coverage in the amount of \$5,975, through Driver Alliant Insurance Services.
30. Ratified Tentative Agreement and approved and authorized the Chairman to sign Memorandum of Understanding between the County of Imperial and Professional Legal Bargaining Unit.
31. **CONTINUED** – The following actions:
- a. Convert the status of the position of Undersheriff to "Permanent".
 - b. Remove the words "at will" from the existing job description of Undersheriff.
 - c. Set the salary range at 349 for the permanent status position of Undersheriff.
 - d. Effective date of action to be April 18, 2005 to coincide with the selection and appointment of the current Undersheriff.

PROBATION & CORRECTIONS

32. Approved and authorized the Chairman to sign Agreement CSA #111-05 between the County of Imperial and Board of Corrections for the Juvenile Accountability Block Grant.

PUBLIC WORKS

33. Approved the following actions:
- a. Approved and authorized the Chairman to sign modification no. 1 to the operating agreement with LAIDLAW Transit Services Inc., for the continued operation of Imperial Valley Transit for the period effective July 1, 2005 through December 31, 2009 with an annual not to exceed annual operating subsidy, and an annual fuel escalator clause:
 - i. For the period of July 1, 2005 thru December 31, 2005 annual not to exceed subsidy is \$834,698.
 - ii. For the period of July 1, 2006 thru December 31, 2006 annual not to exceed subsidy is \$1,816,699.
 - iii. For the period of July 1, 2007 thru December 31, 2007 annual not to exceed subsidy is \$1,955,876.
 - iv. For the period of July 1, 2008 thru December 31, 2008 annual not to exceed subsidy is \$2,022,075.
 - v. For the period of July 1, 2009 thru December 31, 2009 annual not to exceed subsidy is \$2,135,823.

WORKFORCE INVESTMENT BOARD

34. Approved allocation of \$127,400 of WIA funds as a match to the Imperial Valley Regional Occupational Programs Project SERVE VETS.
35. Approved the following appointments to the Workforce Investment Board:
- a. Michele Gerych – Private Sector
 - b. John Yanni – Private Sector
 - c. Julie Cunningham – Private Sector
 - d. John Federowicz – Public Sector
 - e. Edward Castillo-Rubio – Public Sector

OTHER ITEMS

36. Current Demands were ordered paid.
37. Miscellaneous reports were ordered filed (On file with the Clerk of the Board):
- a. Auditor Controller – Monthly Cash Report, March 31, 2005.
 - b. Auditor-Controller – Monthly Cash Report, April 30, 2005.

BUDGET HEARINGS CONTINUED

PRESENTATIONS – Tuesday July 5, 2005

- DISTRICT ATTORNEY, Gilbert Otero, District Attorney
 - OTHER DEPARTMENTS
 - a. COUNTY COUNSEL, Ralph Cordova Jr., County Counsel
 - b. COUNTY CLERK/RECORDER/REGISTRAR OF VOTERS, Dolores Provencio, County Clerk/Recorder/Registrar of Voters
 - PUBLIC COMMENTS
38. The next regular Board of Supervisors meeting was scheduled for 9:30 a.m. Tuesday, July 12, 2005 at the County Administration Center, Board Chambers, 940 West Main Street, Suite 211, El Centro, CA. 92243.
39. The Board of Supervisors meeting adjourned at 11:55 a.m.

**SYLVIA BERMUDEZ
CLERK OF THE BOARD OF SUPERVISORS**