



SUPERVISORS:
DISTRICT 1 – Victor Carrillo
DISTRICT 2 – Larry Grogan
DISTRICT 3 – Joe Maruca
DISTRICT 4 – Gary Wyatt
CHAIRMAN
DISTRICT 5 – Wally Leimgruber

OFFICIAL PROCEEDINGS
IMPERIAL COUNTY BOARD OF SUPERVISORS
TUESDAY, JULY 19, 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 and Wally Leimgruber were present. Supervisor Gary Wyatt was absent. Motioned to convene to Closed Session.
2. Closed Session
 - a. **Government Code §54956.8** Conference with Real Property Negotiator Property is described as 500 West Cady Road, Brawley, Ca. Instructions to Negotiator will concern price and terms of payment. *Direction given to staff*
 - b. **Government Code §54956.8** Conference with Real Property Negotiator Property is described as 4145 Highway 86, Brawley, Ca. Instructions to Negotiator will concern price and terms of payment. *Item not discussed.*
 - c. **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.*
 - d. **Government Code §54956.9(b) (1)** Conference with Legal Counsel, Potential Litigation. *Direction given to staff.*
3. Announcement of Closed Session Actions.
4. Open Session - Invocation and Pledge of Allegiance was led by Board Chairman Wally Leimgruber.
5. Approved the Agenda as amended.
6. Approved the Consent Calendar.
7. Approved the Official Proceedings for Tuesday, July 12, 2005.
8. Board Member Reports/Announcements – Supervisor Grogan reported on the State Salton Sea Authority Meeting in San Diego. Supervisors Leimgruber, Carrillo and Maruca had no reports.
9. Public comments – John Pierre Menvielle, District 2, IID Board of Directors, presented the County with a check for \$1,229,927.57 for Trust Land Taxes. Jurg Heuberger, Director Planning & Development Services reported the County received 3 grants from Department of Housing & Community Development. Jesus Jean commented on salary wage increases and health benefits for IHSS workers. Linda Cooke commented on the Imperial Valley Memorial Gardens Cemetery.

ACTION CALENDAR

EXECUTIVE OFFICE

10. Approved the following budgetary requests for the proposed budget for the FY 2005-2006:
 - a. Sheriff-Coroner-Marshall
 - i. Authorized the Sheriff-Coroner's to contract with Fire Protection Plus for the removal and installation of a Fire Code compliant fire suppression system in the jail kitchen.
 - ii. Include Capital Outlay for equipment in the amount of \$5,800 in the adoption of the final budget for FY 2005-2006.

- b. Department Presentations:
 - i. **Public Health** – Approved the following tentative actions for the proposed budget for the FY 2005-2006:
 - (1) Increase revenue Account #1044001-439070 by \$40,000 for FY 2005-2006.
 - (2) Authorized expenditures as per back-up.
 - (3) Authorized one (1) limited term Community Service Worker I allocation to be funded 50% by the Adult Asthma Program and 50% by the Tobacco Education Project.
 - ii. **Executive Office** – Approved the following tentative actions for the proposed budget for the FY 2005-2006:
 - (1) Decrease fund #1501001 County Fire Protection Operating, Object Code #401105 Property Taxed Current Secured in the amount of \$178,382.
 - (2) Increase fund #1501001 County Fire Protection Operating, Object Code #491010 Contribution from General Fund in the amount of \$178,382.
 - (3) Increase fund #1059001 Contribution to Public Protection, Object Code #551005 Contribution to Fire Protection in the amount of \$178,382.
 - iii. **Planning & Development Services** – Approved the following actions for the proposed budget for the FY 2005-2006:
 - (1) Authorized the immediate purchase of an emergency back-up generator from Org Key #1035001 Planning/Building Inspection, Object Code #549000 Equipment in an amount not to exceed \$3,000.
 - (2) Include the Capital Outlay for equipment in the adoption of the final budget for FY 2005-2006.

PLANNING & DEVELOPMENT SERVICES

- 11. Approved and authorized the Director of Planning & Development Services to sign and mail letter to the U.S. Bureau of Reclamation regarding All American Canal Drop 2 Reservoir.

AIRPORT

- 12. Approved and authorized the Chairman to sign FAA Grant #AIP 3-06-0109-19 for the FY 2005 Airport Improvement Program Project.

EMERGENCY ITEMS

EXECUTIVE OFFICE

- 13. Approved the following actions relating to the Cady Poe Colonia:
 - a. Approved Resolution No. 2005-056, regarding the formation of a County Service Area for the Cady Poe Colonia.
 - b. Scheduled public hearing for 11:00 a.m. on Tuesday, August 23, 2005.
 - c. Authorized the Clerk of the Board to advertise Notice of Public Hearing.

PUBLIC HEALTH

- 13b. Approved immediate purchase of shading and installation at County Animal Shelter in the cost of \$2,800.
- 14. Items pulled from Consent Calendar for discussion. Please refer to Item #33 and 41a.

SCHEDULED HEARING(S)

11:00 a.m.

❖ **EXECUTIVE OFFICE**

- 15. **CONTINUED – August 23, 2005** Public hearing to consider the establishment of a County Service Area (CSA) for the Cady Poe Colonia, Brawley, Ca.

❖ **PLANNING & DEVELOPMENT SERVICES**

- 16. Upon conclusion of the public hearing, the board approved the following actions:
 - a. Approved the Negative Declaration on the basis of the initial study and any comments received showing no substantial evidence that the project will have a significant effect on the environment as determined by the Environmental Evaluation Committee.
 - b. Made the De Minimus findings as recommended by the January 13, 2005 Environmental Evaluation Committee meeting that the project will not individually or cumulatively have an adverse effect on fish and wildlife resources, as defined in Section 711.2 of the Fish and Game Code.

- c. Made the finding that the proposed Tract Map 960 is consistent with the County's General Plan
- d. Approved Tract Map 960, as submitted by Gordon Charles Birger.

DISCUSSION CALENDAR

**Items #17 thru #28 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 several issues regarding the Governor's State Budget. Also gave update on the Endangered Species Act.
 - b. County Executive Officer – Reported IID County Committee would be rescheduled. Also reported that IVAG Management Committee will be holding workshops relating to the planning issues related to transportation and growth in Imperial County.
 - c. County Counsel - None
 - d. Departments – Jeff Lamour, Environmental Health, reported on hearing regarding AB 885 held last week.
 - e. Agencies
18. Fred Nippins, County Fire Chief/OES Coordinator and Harold Carter, Sheriff-Coroner-Marshall introduced and discussed incident reports over the July 4th Holiday.
19. Jurg Heuberger, Director, Planning & Development Services introduced and discussed the Cooperative Mitigation Agreement between the California Department of Transportation and the County of Imperial.
20. Robertta Burns, County Executive Officer, introduced and discussed the County of Imperial partnering with Imperial County Office of Education in the Emergency Response Crisis Management (ECRM) Grant Application.
21. Donna Tackett, Deputy Director-Administration, Public Works introduced and discussed a 6 month extension operating agreement for continued operation of AIM Transit for period of July 1, 2005 to December 31, 2005.
22. Donna Tackett, Deputy Director-Administration, Public Works introduced and discussed a 6 month extension operating agreement for continued operation of West Shores Dial A Ride for period of July 1, 2005 to December 31, 2005.
23. Donna Tackett, Deputy Director-Administration, Public Works introduced and discussed a 6 month extension operating agreement for continued operation of Med-Express for period of July 1, 2005 to December 31, 2005.
24. Doug Newland, Auditor-Controller introduced and discussed audit report of the Human Resources and Risk Management Department Cash and Control for the period of July 1, 2003 thru February 28, 2005.
25. Jim Semmes, Director, Social Services introduced and discussed Truancy Agreement between Social Services and Imperial County Office of Education in the amount not to exceed \$60,401.
26. Jim Semmes, Director, Social Services introduced and discussed agreement between Social Services and the Employment Development Department for FY 2005-2005 in the amount of \$553,878.
27. Jim Semmes, Director, Social Services introduced and discussed Memorandum of Understanding between Social Services and Office of Employment Training, for monthly lease of \$10,438.88.
28. Jim Semmes, Director, Social Services introduced and discussed Cal-Learn Agreement between Social Services and Public Health for FY 2005-2006 in the amount of \$66,000.

CONSENT CALENDAR

COUNTY CLERK/RECORDER/REGISTRAR OF VOTERS

29. Approved the following actions:
 - a. Approved the following special districts for election at the Consolidated District and Statewide Special Election to be held November 8, 2005; Bombay Beach Community Services, Heber Public Utility, Niland Fire, Niland Sanitary, Ocotillo Fire, Palo Verde County Water, Salton Community Services, Seeley Water, Winterhaven Fire and Winterhaven Water.
 - b. Approved the consolidation of a Special Election for the City of Holtville with the Consolidated Districts and Statewide Election to be held November 8, 2005.

- c. Authorized the County Clerk/Recorder/Registrar of Voters to conduct and canvass the election returns.

EXECUTIVE OFFICE

30. Approved Resolution No. 2005-054, entitled, "A Resolution of the Board of Supervisors of the County of Imperial Levying Special Taxes within County of Imperial Community Facilities District No. 98-1 (Los Alamos International Center)".
31. Approved Resolution No. 2005-055, regarding adoption of enhanced retirement benefit for general members.

OFFICE OF EMPLOYMENT TRAINING

32. Approved and authorized the Chairman to sign the California Department of Veterans Affairs Medi-Cal Certificate of Compliance, and Subvention Certificate of Compliance for FY 2005-2006.

PLANNING & DEVELOPMENT SERVICES

33. Approved the following actions pursuant to the suggestion by the Auditor-Controller's Office:
 - a. Approved relief of liability for the \$110.00 shortage for a customer loan payment.
 - b. Approved relief of liability for the \$120.37 shortage for petty cash fund.
 - c. Credit the customer loan accounts for the payments pursuant to the Auditor-Controller's directive.

PUBLIC HEALTH

34. Approved and authorized the Chairman to sign Amendment 1 to Standard Agreement #03-75905, Ryan White CARE Program.
35. Approved and authorized the Director of Public Health to sign agreement between Public Health Department and University of California San Diego. (Original agreement to be filed with the Clerk of the Board.)
36. Approved and authorized the Chairman to sign agreement with Derlene Bringle, Tire Waste Specialist.

PURCHASING

37. Awarded contract for Liquid Asphalt to Valero Marketing & Supply Co., for the FY 2005-2006.

SHERIFF-CORONER

38. Approved the following actions:
 - a. Authorized the Chairman to sign the Federal Annual Certification Report for FY 2004-2005
 - b. Authorized the submittal of the report to the United States Department of Justice and the United States Department of Treasury.

TREASURER-TAX COLLECTOR

39. Approved Line of Credit in the amount of \$65,000 to Niland Fire District.

OTHER ITEMS

40. Current Demands were ordered paid.
41. Miscellaneous reports were ordered filed (On file with the Clerk of the Board):
 - a. Sheriff-Coroner, Inmate Welfare Fund Report, FY 2004-2005.
 - b. Planning Commission, Agenda Minutes, July 13, 2005 Meeting.
 - c. Agricultural Commissioner/APCD/Weight & Measures Department, May 2005 Report.
 - d. Executive Office, Special Taxes Report within the Community Facilities District No. 02-01 (Menvielle/Rice).
 - e. Planning & Development Services, Imperial Valley Study Group June 30, 2005 Agenda.
42. The next regular Board of Supervisors meeting was scheduled for 9:30 a.m. Tuesday, July 26, 2005, at the County Administration Center, Board Chambers, 940 West Main Street, Suite 211, El Centro, CA. 92243.
43. The Board of Supervisors meeting adjourned at 11:55 a.m.