



County of Inyo Board of Supervisors

March 3, 2015

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 8:35 a.m., Tuesday, March 3, 2015, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Matt Kingsley, presiding, Dan Totheroh, Rick Pucci, Jeff Griffiths, and Mark Tillemans.

- 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 8:37 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 LEGAL COUNSEL – EXISTING LITIGATION (Pursuant to Government Code §54956.9(d)(1) – Center for Biological Diversity; Public Employees for Environmental Responsibility, California Non-Profit Corporation v. County of Inyo; Inyo County Board of Supervisors, and DOES 1 through 20, and Adventure Trails System of the Eastern Sierra and DOES 21-50, Inyo County Superior Court Case No. SICVPT 1557709, and No. 3. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Pursuant to Government Code §54956.9(d)(1) – Native American Heritage Commission v. Inyo County Planning Department and Inyo County Board of Supervisors, Inyo County Superior Court Case No. SICVPT 1557557 (Munro Petition for Writ of Mandate.)** The Chairperson recessed closed session at 10:08 a.m., to reconvene in open session with all Board Members present.

- Pledge Ms. Kelley Williams, Assistant to the County Administrator, led the Pledge of Allegiance.

- Report on Closed County Counsel reported that with regard to closed session Item No. 2, direction was given to Session County Counsel to support the County in this litigation; and Item No. 3, given instructions to continue in the current path of supporting the County.

- Public Comment The Chairperson announced the public comment period. Chief Probation Officer Jeff Thomson, reported on the upcoming Mock DUI Crash exercise that is going to be conducted in Death Valley area on March 11, 2015 near the High School in Shoshone.

- Introduction Ms. Julia Langley, Deputy County Counsel, was introduced to the Board.

- Parks/Honey Moved by Supervisor Griffiths and seconded by Supervisor Pucci to award the bid for and approve Wagon Waste Tank the purchase of one Honey Wagon Waste Tank with trailer from Phelps Honey Wagon, Inc., in the Purchase amount of \$19,694. Motion carried unanimously.

- Ag. Comm/Valley Moved by Supervisor Griffiths and seconded by Supervisor Pucci to declare Valley Cycle & Cycle P.O. Motorsports, Inc. a sole-source provider of parts for maintenance of equipment, and approve a blanket purchase order in the amount of \$5,600, to Valley Cycle & Motorsports, Inc., for the purchase of parts for maintenance of equipment. Motion carried unanimously.

- Planning/SCE Moved by Supervisor Griffiths and seconded by Supervisor Pucci to ratify and approve Amendment Contract No. 1 to the Agreement between SCE and the County of Inyo for the Local Government Strategic Amendment Plan Strategies Solicitation Phase 3 extending the term of the Contract to March 31, 2016; and authorize the Chairperson to sign. Motion carried unanimously.

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| HHS-Soc. Serv./ Integrated Case Worker Position Request | Moved by Supervisor Pucci and seconded by Supervisor Tillemans to find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for an Integrated Case Worker position exists in the Social Services Budget, as certified by the Director of Health and Human Services, and concurred by the County Administrator and the Auditor-Controller; B) where internal candidates meet the qualifications for the position, the vacancy could possibly be filled through an internal recruitment, however an open recruitment would be more appropriate to ensure qualified applicants apply; and C) approve the hiring of one Integrated Case Worker I at Range 60 (\$3,403 - \$4,133) or II at Range 64 (\$3,735 - \$4,539), depending upon qualifications. Motion carried unanimously. |
| HHS-Soc. Serv./ Social Worker Position Request | Moved by Supervisor Tillemans and seconded by Supervisor Totheroh to find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for a Social Worker position exists, as certified by the Director of Health and Human Services, and concurred by the County Administrator and the Auditor-Controller; B) where internal candidates meet the qualifications for the position, the vacancy could possibly be filled through an internal recruitment, however an open recruitment through the State Merit System's Cooperative Personnel Services would be appropriate to ensure qualified applicants apply and authorize an external recruitment; and C) approve the hiring of one Social Worker III at Range 70 (\$4,305 - \$5,236) or IV at Range 73 (\$4,617 - \$5,616) contingent upon qualifications. Motion carried unanimously. |
| HHS-Behavioral Hlth. Serv./Addiction Counsel Position Request | Moved by Supervisor Griffiths and seconded by Supervisor Tillemans to find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for an APAR Addiction Counselor position exists in the Behavioral Health Budget, as certified by the Director of Health and Human Services, and concurred by the County Administrator and the Auditor-Controller; B) whereas it is unlikely that the position could be filled by internal candidates meeting the qualifications for the position, an open recruitment would be more appropriate to ensure qualified applicants apply for this specialized position; and C) approve the hiring of one APAR Addiction Counselor II at Range 60 (\$18.24 - \$22.15 per hour) or III at Range 64 (\$20.01 - \$24.33 per hour) contingent upon qualifications. Motion carried unanimously. |
| Planning/Forest Plan Update | The Board received a presentation from Mr. Josh Hart, Planning Director, updating the Board on recent activities regarding coordination with Forest Services staff on the Inyo National Forest Plan Update/Revision. He reported on the February 6 and 20 meetings in which discussions included permit streamlining, public meetings for the wilderness proposals, socio economics, and the wild and scenic component of the Plan. Mr. Hart said that staff is working on setting up a meeting with the Agricultural Commissioner to share grazing concerns with the Forest Service and a staff level meeting with the Interdisciplinary Team. He also said that the Forest Service has acknowledged that they are behind schedule in the process. Mr. Hart also noted that the local staff was very positive about Supervisor Kingsley and Supervisor Tillemans meeting with Forest Service Staff while they were in Washington D.C. for the NACo Legislative Conference. Supervisor Kingsley noted that the meeting took place before Supervisor Pucci and the County Administrator arrived in D.C. for the meeting. Mr. Hart went on to say he had forwarded via email a white paper he had received from the Wilderness Society and asked that the Board let him know if anyone wanted it agenda'd for discussion. |
| Planning/Forest Plan Update Priorities | The Planning Director, Mr. Josh Hart, provided the Board with a red-lined copy of the priorities developed in 2012 for the Forest Plan Update and as amended by the Board in January 2015. He asked that the Board confirm that the changes reflect the Board's directions. The Board and staff discussed the priorities with the County Administrator and Planning Director providing further explanation regarding the Mitigation Bank. The County Administrator suggested rather than saying "opportunities to shift land" say "rather than acquire land for mitigation of environmental impacts the Plan should promote restoration or the funding for restoration." The Board asked the Planning Director to make the changes to the Mitigation Bank and distribute the final priorities. |
| Emerg. Serv./D.V. Roadeater Emerg. Continued | Moved by Supervisor Griffiths and seconded by Supervisor Pucci to continue the local emergency, The Death Valley Roadeater Emergency, that resulted in flooding in the eastern portion of Inyo County during the month of August 2012, per Resolution #2012-32, as recommended by the County Administrator. Motion carried unanimously. |
| Emerg. Serv./Gully Washer Emerg. Continued | Moved by Supervisor Tillemans and seconded by Supervisor Pucci to continue the local emergency, The Gully Washer Emergency that resulted in flooding in the central, south and southeastern portion of Inyo County during the month of July, 2013, as recommended by the County Administrator. Motion carried unanimously. |

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| Emerge. Serv./ Canyon Crusher Emerg. Continued | Moved by Supervisor Tillemans and seconded by Supervisor Pucci to continue the local emergency, The Canyon Crusher Emergency, that resulted in flooding in the portions of Inyo County during the month of August, 2013, was recommended by the County Administrator. Motion carried unanimously. |
| Emerge. Serv./Land of Even Less Water Emerg. Continued | Moved by Supervisor Pucci and seconded by Supervisor Tillemans to continue the local emergency, known as the "Land of EVEN Less Water Emergency" that was proclaimed as a result of extreme drought conditions that exist in the County as recommended by the County Administrator. Motion carried unanimously. |
| BofS/Minute Approval | Moved by Supervisor Griffiths and seconded by Supervisor Totheroh to approve the minutes of the Board of Supervisors Regular Meeting of February 3, 2015. Motion carried unanimously, with Supervisor Tillemans abstaining. Moved by Supervisor Tillemans and seconded by Supervisor Griffiths to approve the minutes of the Board of Supervisors Regular Meeting of February 10, 2015. Motion carried unanimously. |
| BofS/NIH Letter of Support | With regard to the request from Northern Inyo County Local Hospital District for a letter of support, the County Administrator explained that the Northern Inyo County Local Hospital District had requested a letter of support regarding their efforts to work towards better alignment of health care services. He said he was a bit unclear as to what exactly they were requesting and suggested the Board direct staff to develop a letter of support for all local health care services. He remarked that in a rural community we should be grateful for all the health care that we have. The Planning Director reported that LAFCO is looking into what it can do to help resolve the issues between the two districts. The Board and staff discussed the request from the Hospital District, including that this is not under the jurisdiction of the County, and that a letter supporting the districts work this out among themselves would be appropriate. The Board requested that staff draft a letter for the Chair's signature supporting the districts working together to resolve their issues, and providing the best medical services for the region, focusing on the strengths of each of the facilities. |
| County Department Reports | The Chairperson announced the County Department Report period. The Planning Director, Mr. Josh Hart, asked if the Board Members were available for a Special Meeting on March 24 th to consider approval of General Plan Amendment 2013-02/Inyo County Renewable Energy and the certification and approval of the PEIR for the Amendment. The Board requested the meeting be scheduled for 9:00 a.m. on March 24, 2015, with Supervisor Kingsley asking that the maps be available for public viewing. |
| Board Members and Staff Reports | The Board Members reported on their activities during the preceding weeks including a report on meetings with the Forest Service on a variety of local issues, the NACo Legislative Conference and trip to Washington D.C., the CSAC New Supervisors Institute, and the fundraiser scheduled for March 7 th at the Tri County Fairgrounds for the victims of the Round Fire. The County Administrator also reported on the Washington D.C. trip and the NACo Conference. He also reported on meetings concerning the Round Fire ash designation. |
| CAO-HHS/Real Property Purchase (586 Central Avenue Bishop) | With regard to the consideration to purchase property at 586 Central Avenue in the City of Bishop, Supervisor Griffiths declared a conflict and left the meeting. The Chairperson opened the public hearing at 11:52 a.m. to take public comment on the County's intent to purchase real property located at 586 Central Avenue, in the City of Bishop. Ms. Anna Scott, Deputy Director Health, reviewed the staff report and recommendations regarding the purchase. Ms. Scott responded to a question saying that there is adequate parking which can be modified to be ADA compliant. There was no one from the public wishing to address this issue and the Chairperson closed the public hearing at 12:00 p.m. On a motion by Supervisor Tillemans and a second by Supervisor Pucci, Resolution No. 2015-22, titled "A Resolution of the Board of Supervisors of the County of Inyo to Purchase Real Property Located at 586 Central Avenue, Bishop, California, was approved and (a) accept the Real Estate Purchase Agreement and Addendum with the Sellers and by these acts authorize all steps needed to consummate the purchase of the property; (b) authorize and direct the County Administrator to execute any ancillary documents necessary to consummate the purchase of the real property; (c) authorize and direct the Auditor-Controller to pay the amount of the purchase price remaining due and all closing and escrow costs, as set forth in the Agreement; and (d) authorize the County Administrator to accept the grant deed for the real property, to execute any recording certificate thereon, and record such deed in the Inyo County Recorder's Office: motion unanimously passed and adopted. |

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

Adjournment The Chairperson adjourned the regular meeting at 12:05 p.m., to 8:30 a.m., Tuesday, March 10, 2015, 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