

MINUTES

County of Inyo Board of Supervisors

April 5, 2016

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 8:30 a.m., on Tuesday, April 5, 2016, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Jeff Griffiths, presiding, Dan Totheroh, Rick Pucci, Mark Tillemans and Matt Kingsley.

***PUBLIC
COMMENT***

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

CLOSED SESSION

The Chairperson recessed open session at 8:30 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.** (Paragraph (1) of subdivision (d) of Government Code Section 54956.9). *Native American Heritage Commission v. Inyo County Planning Department and Inyo County Board of Supervisors*, Inyo County Superior Court Case No. SICVPT 1557557 (Munroe Petition for Writ of Mandate); No. 3 **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** – Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9 (Two Cases); No. 4 **CONFERENCE WITH LABOR NEGOTIATORS-** (Government Code Section 54957.6). Agency designated representatives: Deputy Sheriff's Association (DSA); Elected Officials Assistant Association (EOAA); Inyo County Correctional Officers Association (ICCOA); Inyo County Employees Association (ICEA); Inyo County Peace Officers Association (ICPPOA); Law Enforcement Administrators' Association (LEAA). Unrepresented employees: all. Agency designated representatives: County Administrative Officer, Kevin Carunchio, Assistant County Administrator, Rick Benson, Deputy Personnel Director, Sue Dishion, Information Services Director, Brandon Shults, County Counsel, Marshall Rudolph, and Assistant County Counsel, John Vallejo.

OPEN SESSION

The Chairperson recessed closed session at 10:05 a.m. to reconvene in open session at 10:10 a.m. with all Board Members present. Chairperson Griffiths asked that item #10 from the Consent Agenda be moved to Open Session, as there were members of the public in the audience that may wish to speak on this item.

PLEDGE

County Counsel Marshall Rudolph led the Pledge of Allegiance.

***REPORT ON
CLOSED SESSION***

County Counsel reported that with regard to closed session, no action was taken. In addition he reported that the Board has not concluded closed session and further discussion will continue later in the meeting.

***PUBLIC
COMMENT***

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

***COUNTY
DEPARTMENT
REPORTS***

The Chairperson announced the County Department Report period. Environmental Health Director, Marvin Moskowitz, reported on the recent sewage spill that occurred on the South Fork of Bishop Creek, due to a main sewer line blockage located on the Bishop Paiute Tribe Reservation. On the evening of March 24, 2016, the Bishop Tribe notified Mr. Moskowitz of the spill and he discussed with the Tribe what sort of action and reporting needed to take place. The following day Mr. Moskowitz worked with the tribe to put out a joint press release, which was fairly generalized, as details of the spill were not available at the time. Mr. Moskowitz continued by stating that he was working on a second press release that will provide more information now that the details have become available. He is unsure if the Tribe wants to join in on the press release this time due to some discrepancies. The Eastern Sierra Community Services District (ESCS) monitors the

sewage flows from this main into their system for collection, treatment and disposal. The preliminary estimates, based on the ESCSD flow monitoring records, indicates the spill flowed for a duration of approximately 10-11 days, at an estimated 68,000 gallons of raw sewage per day, totaling an estimated 717,000 gallons. The Bishop Paiute Tribe has estimated the flow as being a total of 90,000 gallons over the 10-11 day period. The Tribe has been working closely with Lahonton Regional Water Quality Control Board, Cal OES, the City of Bishop, LADWP and the County. Mr. Moskowitz continued by stating that the e-coli levels in the area of the spillage are elevated, but localized. The spillage traveled about 1500 ft. on tribal land before it entered the creek so much of the solids and paper did not enter the creek. It is and continues to be recommended that humans and animals stay out of the water at this time until further notice. Mr. Moskowitz continued by stating he is continuing to work with the Tribe to try to see where the discrepancies are, but feels confident that the 717,000 gallon estimate is pretty accurate. Water Department Director, Dr. Bob Harrington, gave an update to the Board on Inyo County's request for modification of the Owens Valley Groundwater Basin boundaries. All paperwork for the request was submitted to the Department of Water Resources (DWR) a couple of weeks ago. DWR acknowledged receipt of the application which initiates a 30 day public comment period to view the material, which can be viewed on the DWR website until April 28, 2016. There is a link located on the Water Department webpage that will direct you to the DWR website. The website gives extensive information on the proposed modified boundary request.

INTRODUCTIONS

The following new employees were introduced: Information Services: Zachariah Drew, Network and Operations Analyst I; Health and Human Services: Kaleb Hanson, Office Technician I; Planning: Thomas Schaniel, Associate Planner; Environmental Health: Kerri Gibbons, Sr. Managing Hazardous Materials Specialist.

**ORGANIZATIONS
WILD IRIS
PROCLAMATIONS**

Julianna Wiese and a fellow representative of Wild Iris spoke to the Board about sexual violence and the life changing impacts it has on the victim. They stated that last year there were 10 reported rape cases that occurred in Inyo County. Many residents are unaware and are of the disbelief that this crime does not occur in Inyo County, and that it is just a "big city" issue. April 27th is International "Denim Day" wearing denim to recognize those victims whose lives have forever been changed and impacted by sexual assault. Wild Iris staff challenged the Board and the community to think about what it meant to wear denim on the 27th and think about how sexual assault victims are viewed within the community. Supervisor Griffiths stated that sometimes it seems routine to bring these proclamations forward year after year. He continued by stating how important it is for us all to remember the victims and the story behind "Denim Day". He then asked the Wild Iris staff to share the story with those that were not familiar with how "Denim Day" came about. Supervisor Griffiths thanked the Wild Iris staff for speaking to the Board and announced that the Board will wear denim at their April 26th Board meeting to acknowledge "Denim Day" and Sexual Assault Awareness month. Supervisor Tillemans read the proclamation. Ms. Lisa Reel, the Director of Wild Iris, come forward and spoke about the Wild Iris activities that were also taking place to recognize Child Abuse Prevention Month. Last year there were 34 reports of child abuse in Inyo and Mono Counties. The Court Appointed Special Advocates for Children (CASA) Program is growing and Inyo and Mono Counties are in need of more CASAs. Ms. Reel thanked the Board on behalf of Wild Iris for its support of both of these proclamations. Supervisor Griffiths read the proclamation. Moved by Supervisor Kingsley and seconded by Supervisor Pucci to approve: A) a proclamation entitled "Proclamation of the Board of Supervisors, County of Inyo, State of California, Proclaiming April 2016 as Sexual Assault Awareness Month"; and B) a proclamation entitled "Proclamation of the Board of Supervisors, County of Inyo, State of California, Proclaiming April 2016 as Child Abuse Prevention Month". Motion carried unanimously.

**BoS
NATIONAL
SERVICE
RECOGNITION
DAY
PROCLAMATION**

Members of the Friends of the Inyo and the Eastern Sierra Land Trust spoke about how important it was to have the many community service organizations and volunteers, like AmeriCorps, that produce these great men and women, whom some of which have become a part of our communities, and now contribute their passion and expertise to the area. Supervisor Griffiths read the proclamation acknowledging all those that give so many volunteer hours and demonstrate commitment and dedication to service. Moved by Supervisor Totheroh and seconded by Supervisor Pucci to approve a proclamation entitled "Proclamation of the Board of Supervisors, County of Inyo, State of California, Proclaiming April 5, 2016 As Recognition Day for National Service and All Community Service Organizations in the County of Inyo". Motion carried unanimously.

**CAO
ADVERTISING
COUNTY
RESOURCES** Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to approve the final payments for the 2015-2016 Community Project Sponsorship Grants as follows: A) to the Bishop Chamber of Commerce and Visitor's Bureau: \$2,000 for the Eastern Sierra Bouldering/Climbing Locations Brochure, \$1,950 for BCCVB Website Improvements, \$1,000 for Travel Show Promotions/Partnerships, and \$400 for the Railroad Express Holiday Event; and B) to the Lone Pine Chamber of Commerce: \$800 for the reprinting of the "Little Known Facts of Lone Pine" brochure, and \$1,750 for the Inyo County Visitors Guide Writing Contest. Motion carried unanimously.

**DISTRICT
BIG PINE
CEMETARY
DISTRICT** Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to re-appoint Joe Steward to the Big Pine Cemetery District Board of Trustees, to complete an unexpired four-year term ending May 31, 2019. Motion carried unanimously.

**DISTRICT
INDEPENDENCE
CEMETARY
DISTRICT** Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to re-appoint Marilyn Bracken to the Independence Cemetery District Board of Trustees to complete a four-year term ending March 1, 2020. Motion carried unanimously.

**RECYCLING &
WASTE
MANAGEMENT
PO DAVES AUTO** Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to authorize the increase of a blanket purchase order for Dave's Auto Parts from \$17,000 to \$24,000, for the repair and maintenance of equipment. Motion carried unanimously.

**CHILD SUPPORT
SERVICES
RAMOS
CONTRACT
AMENDMENT** Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to approve Amendment Number 1 to the Agreement between the County of Inyo and Gerardo Ramos for the provision of independent contractor services for Spanish interpretive services. This Amendment modifies the Scope of Work to allow for interpretation at Court hearings for Spanish speaking clients. Motion carried unanimously.

HHS-ESAAA Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to approve Amendments Number 1 and 2 to Standard Agreement for Contract Number AP-1516-16, between the County of Inyo and the California Department of Aging, increasing the overall allocation by \$23,741, for a total contract amount of \$758,502 and includes change in the language for commencement of work and authorize Jean Turner, Director of Health and Human Services to sign the two Standard Agreement Amendments. Motion carried unanimously.

**HHS-
PUBLIC HEALTH
SNAP** Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to authorize the Health and Human Services Public Health and Prevention Division opt out of the SNAP-Education program for FFY 2017-FFY 2019. Motion carried unanimously

**HHS-
PUBLIC HEALTH
CMS PLAN** Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to ratify and approve the Fiscal Year 2015-16 Children's Medical Services (CMS) Plan and Budgets and authorize the Chairperson to sign the Certification Statements. Motion carried unanimously.

**HHS-
PUBLIC HEALTH
PREVENTION** Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to ratify Amendment Number A02 to the Standard Agreement Number 14-10507 between the County of Inyo and the California Department of Public Health (CDPH) for the provision of Local Public Health Emergency Preparedness, which increases Public Health Emergency Preparedness (PHEP) funding in State Fiscal Year (SFY) 15/16 by \$36,793 (from \$110,321 to \$147,114), increases Hospital Preparedness Program (HPP) funding in SFY 15/16 by \$23,976 (from \$114,846 to \$138,822), and decreasing Pandemic Influenza (Pan Flu) funding in SFY 15/16 by \$12 (from \$60,626 to \$60,614) bringing the maximum amount payable under the original three-year agreement to an amount not to exceed \$881,167; and authorize Jean Turner, Director of Health and Human Services to sign the Standard Agreement Amendment. Motion carried unanimously.

**HHS-
SOCIAL
SERVICES
POSTAGE PO** Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to approve the issuance of a blanket purchase order for Pitney Bowes in the amount of \$13,000 for postage in the Social Services Program for FY 2015/16. Motion carried unanimously.

<p>CAO PROCLAMATION 50TH ANNIVERSARY LAWS MUSEUM</p>	<p>Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to ratify and approve a proclamation entitled "Proclamation of the Board of Supervisors, County of Inyo, State of California, Commemorating the 50th Anniversary of the Bishop Museum and Historical Society Laws Museum" effective March 15, 2016. Motion carried unanimously.</p>
<p>CAO PROCLAMATION 65TH ANNIVERSARY NDAR</p>	<p>Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to ratify and approve a proclamation entitled. "Proclamation of the Board of Supervisors, County of Inyo, State of California, Commemorating the 65th Anniversary of Palisade Glacier Chapter of the National Daughters of the American Revolution" effective March 15, 2016. Motion carried unanimously.</p>
<p>PUBLIC WORKS RESO 2016-14 NOC BISHOP WELLNESS CTR</p>	<p>On a motion by Supervisor Tillemans and seconded by Supervisor Kingsley, Resolution 2016-14 entitled "A Resolution of the Board of Supervisors of the County of Inyo, State of California, Authorizing the Recording of a Notice of Completion for the Bishop Wellness Center Rehabilitation Project", was approved. Motion unanimously passed and adopted, and authorized the Public Works Director to sign the Notice of Completion.</p>
<p>PUBLIC WORKS RESO 2016-15 MAINTAINED MILEAGE</p>	<p>On a motion by Supervisor Tillemans and seconded by Supervisor Kingsley, Resolution 2016-15 entitled "A Resolution of the Board of Supervisors, County of Inyo, State of California, Annual Certification of the 2015 Maintained Mileage", was approved. Motion unanimously passed and adopted, and directed the Public Works Department to file the resolution with the Caltrans District 9 Office of the State of California.</p>
<p>PUBLIC WORKS RESO 2016-16 SUSTAINABLE FUNDING LOCAL TRANS. INFRAST.</p>	<p>On a motion by Supervisor Tillemans and seconded by Supervisor Kingsley, Resolution 2016-16 entitled "A Resolution of the Board of Supervisors of the County of Inyo Urging the State to Provide New Sustainable Funding for State and Local Transportation Infrastructure", was approved: motion unanimously passed and adopted, and authorized the Chairperson to sign the corresponding letter to the legislative delegations.</p>
<p>ROAD RESO 2016-17 VACATE ELM ST FOR UTILITY EASMENT</p>	<p>On a motion by Supervisor Tillemans and seconded by Supervisor Kingsley, Resolution 2016-17 entitled "A Resolution of the Inyo County Board of Supervisors Vacating Elm Street, Independence and Reserving an Easement for Utility Purposes", was approved: motion unanimously passed and adopted.</p>
<p>SHERIFF DECLARE DEPT OF JUSTICE SOLE SOURCE AUTHORIZE PO</p>	<p>Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to declare the California Department of Justice a sole source provider of processing and verifying fingerprints for applicants, and authorize a purchase order in the amount of \$6,500. Motion carried unanimously</p>
<p>SHERIFF AUTHORIZE PO OFFICE DEPOT</p>	<p>Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to approve a blanket purchase order to Office Depot in the amount of \$4,000, for office supplies for the Sheriff's Department administration and sub stations. Motion carried unanimously.</p>
<p>CHILD SUPPORT AUTHORIZATION TO HIRE CHILD SUPPORT OFFICER I OR II</p>	<p>Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to find consistent with the Authorized Position Review Policy: A) the availability of funding for the position comes from the Child Support fund, as certified by the Child Support Director and concurred with by the County Administrator and Auditor-Controller; and B) the position could be filled by an internal recruitment; however, an open recruitment would be more appropriate to ensure qualified applicants apply; and 3) approve the hiring of one Child Support Officer I, Range 57 (\$3,232 - \$4,027) or Child Support Officer II, Range 60 (\$3,471 - \$4,216), depending upon qualifications. Motion carried unanimously.</p>
<p>HHS- ESAAA/IC GOLD AUTHORIZATION TO HIRE B-PAR PROGRAM SERVICES ASST I OR II</p>	<p>Moved by Supervisor Kingsley and seconded by Supervisor Pucci to find consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the requested position exists, as certified by the Director of Health and Human Services and concurred with by the County Administrator and the Auditor-Controller, and B) where internal candidates may meet the qualifications for the position, the vacancy could possibly be filled through an internal recruitment, however, an external recruitment is more appropriate; and, 3) approve the hiring of one B-PAR Program Services Assistant I, at Range 39PT (\$11.46 to \$13.92/hr.), or one B-PAR Program Services Assistant II at Range 42PT (\$12.26 to \$14.91/hr.), depending upon qualifications. Motion carried unanimously.</p>

HHS-
SOCIAL SERVICES
ESAAA/IC GOLD
AUTHORIZATION
TO HIRE TECOPA
OPER. MANAGER

Supervisor Griffiths asked if the previous program manager performed the monitoring of the sewage treatment lagoon in Tecopa. Administrator Carunchio stated yes, but Public Works was now working on getting a staff member certified to do these duties which was why the job duties were being modified at this time with the added possibility of incorporating some library duties into the job description. Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to: A) approve the modified job description reflecting the removal of duties related to monitoring the sewage treatment lagoon and adding some library duties; and, request Board find consistent with the adopted Authorized Position Review Policy: B) the availability of funding for the requested position exists, as certified by the Director of Health and Human Services and concurred with by the County Administrator and the Auditor-Controller, and C) where internal candidates may meet the qualifications for the position, the vacancy could possibly be filled through an internal recruitment, however, an external recruitment is more appropriate; and, D) approve the hiring of one Tecopa Operations Manager at Range 63 (\$3,716 - \$4,522) dependent upon qualifications. Motion carried unanimously.

HHS-
PUBLIC HEALTH
AUTHORIZATION
TO HIRE PUBLIC
HEALTH OR
REGISTERED
NURSE

Moved by Supervisor Totheroh and seconded by Supervisor Pucci to find consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the requested positions exists in the Health budget, as certified by the Director of Health and Human Services and concurred with by the County Administrator and the Auditor-Controller, and B) where internal candidates may meet the qualifications for the position, the vacancy could possibly be filled through an internal recruitment, but an open recruitment would be more appropriate to ensure qualified applicants apply; and C) approve the hiring of one Public Health Nurse Range 80 (\$5,559 - \$6,761), or one Registered Nurse Range 78 (\$5,303 - \$6445), depending upon qualifications. Motion carried unanimously.

PUBLIC WORKS
AUTHORIZATION
TO HIRE SR.
ENGINEER AT
STEP E

Public Works Director Clint Quilter spoke regarding engineer vacancies in his department and felt fortunate that there was an interested applicant during the recruitment process that was highly qualified with many years of experience. The engineer he is replacing was at the same range and step so the Public Works Budget will not be increased. Moved by Supervisor Tillemans and seconded by Supervisor Totheroh to authorize the hiring of a previously approved Senior Engineer position, at Step E. Motion carried unanimously.

PUBLIC WORKS
AUTHORIZATION
TO HIRE
ENGINEER ASST I
OR II & HIRE ASST
CIVIL ENGINEER

Moved by Supervisor Pucci and seconded by Supervisor Totheroh to find consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the requested positions exists in the Public Works Budget, as certified by the Public Works Director, and concurred with by the County Administrator and the Auditor-Controller, and B) where internal candidates may meet the qualifications for the positions, the vacancies could be filled through an internal recruitment, but an open recruitment would be more appropriate to ensure qualified applicants apply; and C) approve the hiring of one Engineering Assistant I at Range 71 (\$4,493 - \$5,462) or Engineering Assistant II at Range 75 ((\$4,941 - \$6,005), depending on experience; and D) approve the hiring of one Assistant Civil Engineer I Range 73 (\$4,709 - \$5,728). Motion carried unanimously.

SHERIFF
DECLARE DIGITAL
ALLY SOLE
SOURCE AND
AUTHORIZE
PURCHASE OF
S.O. CAR
CAMERAS

Moved by Supervisor Tillemans and seconded by Supervisor Pucci to: A) declare Digital Ally as a sole source and authorize the purchase of (7) DVM-800 in-car digital video system car cameras in the amount of \$26,442.20 (includes tax in the amount of \$1,957.20 to be paid directly to the State); and B) authorize reimbursement of (2) car cameras purchased by Motor Pool in the amount of \$8,119.20 (includes tax in the amount of \$599.50); and C) amend the Fiscal Year 2015-16 Sheriff's General Budget Unit #022700 by increasing estimated revenue in Citizens Options Public Safety (*Revenue Code #4488*) by \$34,562 and increasing appropriations in Office and Other Equipment (*Object Code #5232*) by \$34,562. (*4/5's vote required*). Motion carried unanimously.

SHERIFF
AUTHORIZATION
TO HIRE OFFICE
TECH I OR II

Moved by Supervisor Tillemans and seconded by Supervisor Totheroh to: A) effective May 1, 2016, increase the authorized strength within the Sheriff's Department by one Office Technical I/II to allow for overlap, and, effective June 1, 2016, decrease the authorized strength by one Office Technician I/II; and, request Board find that consistent with the adopted Authorized Position Review Policy: B) the availability of funding for the requested position of Office Technician I/II exists in the Sheriff's general budget, as certified by the Sheriff, and concurred with by the County Administrator and the Auditor-Controller; and C) where internal candidates may meet the qualifications for the position and the vacancy could possibly be filled by an internal recruitment, an open recruitment is more appropriate to ensure the position is filled with the most qualified applicant; and D) approve the hiring of one Office Technician I at Range 55 (\$3,088 - \$3,754) or Office Technician II at Range 59 (\$3,389 - \$4,118). Motion carried unanimously.

RECYLING & WASTE MANAGEMENT APPROVAL OF MATTRESS RECYL COUNCIL CONTRACT Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to: A) Approve the contract between the County of Inyo and the Mattress Recycling Council (MRC) for the handling and temporary storage of used mattresses to be recycled; and B) authorize the Chairperson to sign the contract upon obtaining all appropriate signatures and transmit a copy of the signed contract to the Clerk of the Board for the Board's files. Motion carried unanimously.

RECYLING & WASTE MANAGEMENT AUTHORIZATION TO HIRE GATE ATTENDANT Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to find that, consistent with the adopted Authorized Position Review Policy; A) the availability of funding for the requested position exists in the Solid Waste Budget as certified by the Department Head and concurred with by the County Administrator and Auditor-Controller; and B) authorize the filling of the Gate Attendant position, Range 48 (\$2,581 - \$3,128) from the established eligibility list. Motion carried unanimously.

CAO MOTOR POOL SURPLUS AUCTION Moved by Supervisor Tillemans and seconded by Supervisor Pucci to : A) declare the vehicles and equipment identified in Exhibit A as surplus; and B) authorize Motor Pool to offer the vehicles for sale utilizing the Public Surplus auction site; and C) authorize Motor Pool to utilize either the previously approved consignment auction agreement with Enterprise Fleet Management or another auctioneer for the removal and sale of any vehicles or equipment remaining unsold after the Public Surplus process. Motion carried unanimously.

CAO PARKS & REC RESERVEAMERICA ACTIVE NETWORK LLC. Moved by Supervisor Totheroh and seconded by Supervisor Tillemans to: A) approve entering into an agreement with Active Network LLC to allow Inyo County campsites to be listed on and reserved through ReserveAmerica, and to allow the County to utilize other Active Network services for managing campgrounds; and, B) authorize the Assistant County Administrative Officer to sign. Motion carried unanimously.

CAO EMERG SERV GULLYWASHER Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to continue the local emergency, known as 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

CAO EMERG SERV LAND OF EVEN LESS WATER Moved by Supervisor Totheroh and seconded by Supervisor Pucci to continue the local emergency, known as the "Land of EVEN Less Water Emergency" that was proclaimed as a result of the extreme drought conditions that exist in the County, as recommended by the County Administrator. Motion carried unanimously.

CAO EMERG SERV DV DOWN BUT NOT OUT Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to continue the local emergency, known as the "Death Valley Down But Not Out Emergency" that was proclaimed as a result of flooding in the central, south and southeastern portion of Inyo County during the month of October, 2015, as recommended by the County Administrator. Motion carried unanimously.

CLERK OF THE BOARD APPROVAL OF MINUTES Moved by Supervisor Totheroh and seconded by Supervisor Kingsley to approve the minutes of the Board of Supervisors Meetings of A) Special Meeting of February 23, 2016; B) Regular meeting of March 1, 2016; and C) Regular Meeting of March 8, 2016. Motion carried unanimously.

WATER DEPARTMENT CORRESPONDENCE TO BIG PINE TRIBE SGMA Water Department Director Bob Harrington brought forward a letter that was received from the Big Pine Paiute Tribe concerning consultation on County activities related to the Sustainable Groundwater Management Act (SGMA). Dr. Harrington provided a draft response letter in which he indicates that there isn't a consultation policy at this point in time, and consultation isn't a requirement of SGMA. However, staff from the Water Department would contact Mr. Bacoch and initiate a conversation on what the Tribe may want to discuss and give clear indication that the County is certainly open to having discussion on the SGMA activities. After further discussion and modification, Supervisor Tillemans made a motion to approve the correspondence with changes and was seconded by Supervisor Totheroh. Motion carried unanimously.

PUBLIC COMMENT The Chairperson announced the public comment period and there was no one wishing to address the Board.

RECESS RECONVENE The Chairperson recessed the regular meeting at 11:45 to reconvene in closed session at 12:30 p.m. with all Board Members present.

CLOSED SESSION The Chairperson reconvened closed session at 12:30 p.m. to continue discussions and action as appropriate on previously noted closed session items. The Chairperson recessed closed session at 1:50 p.m. The Board has not concluded closed session and further discussion will take place further in the meeting.

PROBATION The Chairperson reconvened open session at 2:00 p.m. with all Board Members present. Chief Probation Officer Jeff Thomson requested the Board receive reports and provide direction on the following items: Item #45 A) receive the attached report describing out-of-county juvenile placement contracts; and, B) direct staff to prepare contracts for not guaranteed bed space with at least (3) counties for consideration by the Board of Supervisors at a future meeting; Item #46 A) receive the attached report describing the requirements and steps necessary to operate the Juvenile Hall as a "Special Purpose" facility and B) provide direction to staff; and Item #47 A) receive the attached report describing the options for a 72-hour Detention Placement of Youth in compliance with State Law; and 2) provide direction to staff.

Chief Thomson, addressed the Board regarding its direction in February for the Probation Department to look into different options regarding the juvenile hall and how to make better use of that facility due to the low number of juveniles currently detained in the hall. He said the reports outlined three critical areas: 1) what are the required steps to change the current "Full Service 24/7" juvenile hall facility to a "Special Purpose" weekend-only up to 96-hours facility; 2) how to handle "72-hour" (midweek) detention situations; and 3) out-of-county placements (if weekend hall or facility isn't available and they need to be placed in detention, or a longer term commitment due to the crime that was committed).

Chief Thomson explained that in comparing the "Full Service 24/7" facility to the "Special Purpose" facility the main difference is that youth cannot be detained in the Special Purpose Facility longer than 96-hours, and the Special Purpose Facility does not require staff to have CORE training.

He also noted that the Full Service facility requires an education facility which is the responsibility of the Superintendent of Schools. Currently, the Keith Bright School is located in the juvenile facility and provides education to the juveniles in the center. This curriculum is administered and overseen by Bishop Union High School (BUHS) and some of their full and part time accredited staff teachers.

If the County decides to go in the direction of a "Special Purpose" facility, this designation would not mandate the educational component be included. However, tutoring and homework club would be provided. The Chief noted that neither the County nor the Probation department have the jurisdiction or decision over the educational component of the juvenile facility, and warned of a slippery slope if the County started providing services that are the responsibility of the Office of Education.

Supervisor Griffiths stated that through the community meetings, forums and stakeholder discussions that took place, the Judges and the Superintendent of Schools office have offered support for a fully integrated educational plan that would keep the court school going, in Bishop, even if the juvenile hall became a weekend only facility. In a letter from the Superintendent of Schools, included on today's Agenda under Correspondence, the County School Board has taken action to authorize any movement of the court school to another facility.

Chief Thomson continued to explain the process for becoming a "Special Purpose" facility. The Board of Supervisors will need to direct the Probation Department to make written notification to the Board of State and Community Corrections (BSCC) with the intent to move from a "Full Service 24/7" facility to a "Special Purpose" facility. The notification will need to include a timeline, plan and contracting agency information. No formal approval from the BSCC will be necessary. Supervisor Griffiths wanted to know what the downside would be if we left the facility licensing the same as it is right now, rather than change it to the "Special Purpose" facility, but don't have it staffed during the week? Chief Thomson stated that if you have a designated/licensed full service hall, courts could still order them to do a commitment, and they would have to be put in the hall. The County Administrator added that keeping the current hall designation would likely continue the same pattern of low incarceration and full-staffing that has occurred the past several years, and without a sharp distinction that the hall is only available for up to 96-holds, there would be little point in looking at developing an area resource center unless the County could identify additional funding, as opposed to the current funding for the project. He said it has been demonstrated that we aren't getting the feedback loop or the staffing austerity to generate enough money to put into an area resource center concept. We can say we don't have it staffed but if the facility is still designated a "24/7 Full Service"

facility, and there is a need to house juveniles, you would need to pull staff from the area resource center to cover at the facility. For the "Special Purpose" facility designation you are by law prohibited from keeping the juvenile in the facility longer than 96 hours so you would be utilizing your out-of-county placement contracts and creating very clear distinction.

The CAO suggested that, if the "Special Purpose" facility isn't acceptable to the BSCC, the County should pursue the special pilot project designation option. Both of those will create clear distinctions in staffing patterns associated with the objective of creating an area resource center. Chief Thomson stated that the Probation Department is working on a pilot program and will have it ready if the BSCC says the "Special Purpose" plan won't work. The County Administrator stated it would be his recommendation that the Board direct staff to come back with the BSCC change notification package, not to authorize it today, but direct it's preparation and to come back within the next month or two, after a timeline has been established for the area resource center. Chief Thomson noted that the notification package doesn't need to be contingent upon the area resource center being developed or in place, as long as the out-of-county placement contracts are in place. The CAO added that by bringing the BSCC notification item back, the Board can then make the decision, an actual action-item, to have the notification package sent, with the back-up being the special pilot project designation, so that if the "Special Purpose" plan gets thrown out, then the pilot project application would already be included. He also suggested that the notification include the staffing configuration that shows the County's commitment to go over and above the minimum requirements for a "Special Purpose" facility by always having one CORE trained staff person at the facility.

Chief Thomson finished up his presentation. Supervisor Kingsley stated that he hopes the County can come up with innovative ways for keeping the juveniles in the County and to minimize the impact on the juveniles. Supervisor Pucci thanked Chief Thomson for the efforts he and his staff have put into the reports. The Chairperson asked if anyone from the public would like to come up and speak. Bishop Union High School (BUHS) teacher Angela Scott spoke about the concerns and issues she, the Bishop Teachers Association and other BUHS faculty members were having with the possible relocation of the Keith Bright School, out of the juvenile facility, and into a yet to be designated facility in Bishop. Ms. Scott distributed to the Board, letters of concern from the Principal of the Keith Bright School as well as the President of the Bishop Teachers Association. Ms. Scott indicated that none of the staff had been included in any of the discussions or planning pertaining to the decision to move the court school. She stated that all of the teachers are against this action. Supervisor Griffiths thanked Ms. Scott for coming to the Board to express her concerns, but also thinks it is a valid question for the taxpayers if for an average daily population of (3) in the center, the County is spending a couple of million dollars and whatever the educational costs are on top of it and questions if that is the most efficient way to use that money to serve the children of Inyo County. In addition, the County could immediately save 1 million dollars by closing down the facility and the court school and send all of those juveniles to El Dorado County. If the County were interested in saving money that is what we would do. The option the Board is wanting to pursue is meant to be inclusive of an educational plan that is presented and agreed to by the School Superintendent, the School Board and BUHS, and is coordinated and safe and in everybody's best interest and will serve more children. He continued by stating that he did not think the community as a whole thinks that spending that much money on so few children is the best way to serve those children and the community. He encouraged Ms. Scott, and her fellow faculty members, to see how the new area resource center could work and provide input and ideas on how a secure and safe educational experience can be available for these children. Ms. Scott stated that they would love to be a part of the discussion and process.

The County Administrator noted that if the Court School is opened in Bishop and detached from the 24/7 juvenile hall, the Court could sentence kids to be at the Court School but not detained 24/7 in the juvenile hall. This would allow the teachers at the Keith Bright School to potentially reach and help many more students than the two or three kids they currently teach. It would also be less disruptive for the students and their families and allow for easier transition between their regular classrooms and special education alternatives.

Supervisor Tillemans made a motion and was seconded by Supervisor Kingsley to: A) direct Chief Thomson to prepare a draft notice of intent to change the designation of the juvenile facility effective July 1, 2016, from a "Full Service" 24/7 facility to a "Special Purpose" 96-Hour facility and bring it back to the Board for review and consideration; B) prepare a pilot program as a back-up for review and consideration; and C) prepare unbinding agreements for possible out-of-county placements. Motion carried unanimously.

- PUBLIC COMMENT* Senior Probation Officer Samantha Rottner spoke on behalf of the probation staff stating it would be great if the probation officers and teachers could hold a few workshops for the Board to hear some of their ideas and concerns about the current proposed plan.
- BOARD MEMBER AND STAFF REPORTS* Supervisor Kingsley asked if another Board member could travel to Sacramento on Monday, April 11th to meet with Legislators and RCRC regarding SB 1345-Adventure Trails Pilot Program extension request. Supervisor Tillemans stated that as he is Supervisor Kingsley's alternate for RCRC he would like to go in his behalf.
- CLOSED SESSION* The Chairperson recessed open session at 4:30 p.m. to reconvene into closed session to continue discussion and possible action as appropriate on previously noted closed session items. The Chairperson recessed closed session at 4:55 p.m. to reconvene in open session to receive a report on closed session.
- REPORT ON CLOSED SESSION* County Counsel reported that no action was taken or items were discussed that are required by law to be reported in open session.
- ADJOURNMENT* The Chairperson adjourned the regular meeting at 5:00 p.m. to 8:30 a.m., on Tuesday, April 12, 2016, in the Board of Supervisor Room, at the County Administrative Center in Independence.