

# MINUTES

# County of Inyo Board of Supervisors

**April 12, 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 April 12, 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 Item No. 2 **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 Probation 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.
- RECESS/  
RECONVENE** The Chairperson recessed closed session at 10:00 a.m. to reconvene in open session at 10:05 a.m. with all Board Members present.
- PLEDGE** Supervisor Totheroh led the Pledge of Allegiance.
- REPORT ON CLOSED  
SESSION** County Counsel reported that with regard to closed session, there was no action taken.
- PUBLIC COMMENT** The Chairperson announced public comment period and there was no one wishing to address the Board.
- INTRODUCTIONS** The following new employee was introduced: Health and Human Services: Crystal Cox, Social Worker IV.
- RISK MANAGEMENT  
KIRBY CONTRACT** Moved by Supervisor Pucci and seconded by Supervisor Totheroh to approve Amendment #3 to the contract between the County of Inyo and John D. Kirby, A.P.C., for the provision of Civil Litigation Attorney Services, increasing the amount of the contract limit by \$40,000, for a total contract amount not to exceed \$190,000, for the period of July 1, 2015 through June, 30 2016, and authorize the Chairperson to sign. Motion carried unanimously.
- HHS  
BEHAVIORAL HEALTH  
MHSA PLAN** Moved by Supervisor Pucci and seconded by Supervisor Totheroh to approve the Mental Health Services Act (MHSA) Plan Update (Fiscal Year 2015-16) to allow access to funds under the approved MHSA Agreement, and authorize the Health and Human Services Deputy Director of Behavioral Health – as the Mental Health Director, to sign. Motion carried unanimously.
- SHERIFF  
OPERATING  
FINANCIAL PLAN  
WITH USDA-INF** Moved by Supervisor Pucci and seconded by Supervisor Totheroh to approve the Cooperative Law Enforcement Annual Operating Plan and Financial Plan between the Inyo County Sheriff's Office and the USDA, Forest Service-Inyo National Forest, for the 2016 Controlled Substance Annual Operating and Financial Plan in the amount of \$5,000; and B) authorize the Inyo County Sheriff and the Board of Supervisor's Chairperson to sign the Operating Plan and all necessary documents, contingent upon the adoption of the Fiscal Year 2016-2017 Inyo County Budget. Motion carried unanimously.

*SHERIFF  
DEA-DOJ LETTER OF  
AGREEMENT  
CANNABIS  
ERADICATION  
SUPPRESSION  
PROGRAM*

Moved by Supervisor Pucci and seconded by Supervisor Totheroh to approve the 2016 Domestic Cannabis Eradication/Suppression Program Letter of Agreement between the Inyo County Sheriff's Office and the Drug Enforcement Administration (DEA) of the United States Department of Justice (DOJ) in the amount of \$5,000; and B) authorize the Inyo County Sheriff to sign the agreement and all necessary documents; and C) authorize Alisha McMurtrie-Inyo County Treasurer/Tax Collector, to sign as the authorized agency representative to enable electronic fund transfer when available, contingent upon the adoption of the Fiscal Year 2016-2017 budget. Motion carried unanimously.

*CAO  
PARKS & REC  
LAWS MUSEUM  
CONCEPT OF  
BUILDING TO HOUSE  
20 MULE TEAM  
WAGONS*

Assistant County Administrator Rick Benson came forward stating that the Laws Museum and Historical Society had been approached by the Death Valley Conservancy with a very unique opportunity to provide a permanent storage and exhibit facility for a set of replica 20 Mule Team Borax Wagons. The wagons are currently being built in Montana by Dave Engel. The Borax Company has donated the funds for the building of the wagons. What was being presented today was the concept of constructing a new wagon barn at the Laws Museum facility, adjacent to the current wagon barn, which is full and is not tall or large enough to house the new replica wagons. Long time Bishop resident Bobby Tanner came forward and spoke about the long history of the Borax 20 Mule Teams throughout the Owens Valley. He continued by stating that the wagons would be housed in Bishop at the Laws Museum but would leave the area occasionally to participate in parades and other events, such as the Rose Parade and the Presidential Inaugural Parade. Laws Museum and Historical Society Board member Jim Morrow stated he hopes the Board will consider this request/recommendation and believes the wagons would bring additional visitation to the museum and the Owens Valley and would be a beautiful addition to the Mule Days celebration. He also stated that no money is being requested, just a request for the Board to approve the concept of constructing a barn on the museum property. Fund raising events are being planned to help pay for the cost of the barn construction. Moved by Supervisor Pucci and seconded by Supervisor Totheroh to approve the concept of the construction of a new building/barn to house the replica 20 Mule Team Wagons at the Laws Museum. Motion carried unanimously.

*DISTRICT ATTORNEY  
AUTHORIZATION TO  
HIRE ASST. TO THE  
DISTRICT ATTORNEY*

Moved by Supervisor Tillemans and seconded by Supervisor Pucci to find consistent with the adopted Authorized Position Review Policy : A) approve the job description for the Assistant to the District Attorney (Range 70) and, approve a change in Authorized Staffing by deleting the current Administrative Legal Secretary (Range 70) effective July 13, 2016, and adding the Assistant to the District Attorney (Range 70) effective July 16, 2016; and B) the availability of funding for the Assistant to the District Attorney comes from the General Fund and CalOES Victim Witness grant funds as certified by the District Attorney, and concurred with by the County Administrator and Auditor-Controller; and C) the position could be filled by an internal recruitment, however, an open recruitment would be more appropriate to ensure qualified applicants apply; and D) authorize the hiring of (1) Administrative Assistant to the District Attorney at Range 70 (\$4,391 - \$5,341). Motion carried unanimously.

*HHS  
ESAAA  
IC/GOLD  
AUTHORIZATION TO  
HIRE B-PAR FOOD  
ASSISTANT*

Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to find consistent with the adopted Authorized Position Review Policy: A) the availability of funding for this requested position comes from State and Federal funds and the General Fund, as certified by the Health and Human Services Director and concurred with by the County Administrator and the Auditor-Controller; and B) where due to the part-time nature of this position it is unlikely that the position could be filled by internal candidates meeting the qualifications for the position, therefore, an open recruitment would be appropriate to ensure qualified applicants apply; and C) approve the hiring of one B-PAR Food Assistant at Range 42PT (\$12.26 - \$14.91/hr.), depending upon qualifications. Motion carried unanimously.

*HHS  
EMPLOYMENT AND  
ELIGIBILITY  
AUTHORIZATION TO  
HIRE OFFICE CLERK II*

Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to find consistent with the adopted Authorized Position Review Policy: A) the availability of funding for this requested position exists in the Social Services budget, as certified by the Health and Human Services Director and concurred with by the County Administrator and the Auditor-Controller; and B) where internal candidates meet the qualifications for the position, the vacancy could possibly be filled through an internal recruitment through the State's California Personnel System, but an open recruitment would be more appropriate to ensure qualified applicants apply; and C) approve the hiring of one Office Clerk II at Range 50 (\$2,749 - \$3,343). Motion carried unanimously.

*HHS  
PROBATION  
CONTRACT WITH  
BEHAVIORAL HEALTH  
SOLUTIONS*

Moved by Supervisor Totheroh and seconded by Supervisor Pucci to: A) approve and ratify the contract between the County of Inyo and California Institute for Behavioral Health Solutions (CIBHS) for facilitator training and implementation support of Moral Reconciliation Therapy (MRT) in an amount not to exceed \$20,000 for the period of April 11, 2016 through April 30, 2017, contingent upon approval of future budgets, and authorize the Chairperson to sign the contract and HIPAA Business Associate Agreement; and B) amend the Fiscal Year 2015-16 Community Health (Budget #045200) as follows: increase estimated revenue in Intra County Charges (Object Code #4821) by \$20,000 and increase appropriation in Professional Services (Object Code #5265) by \$20,000; and C) amend the Fiscal Year 2015-16 Criminal Justice Realignment (Budget #023002) as follows: increase estimated revenue in Realignment-2011 (Object Code #4460) by \$20,000 and increase appropriation in Internal Charges (Object Code #5121) by \$20,000. Motion carried unanimously.

*PLANNING  
INYO NATIONAL  
FOREST PLAN  
UPDATE/REVISION*

Planning Director, Josh Hart, wanted to announce to the Board that the Forest Service reported they are on track to release the Draft Inyo National Forest Plan Update/Revision and Environmental Impact Statement (EIS) in late April or early May stating that the draft plan will be a stand alone document which you can read, and then concurrently the Forest Service will have the EIS to evaluate the draft plan and present alternatives. Mr. Hart continued by stating that there will be a 60 or 90 day public comment period on the draft plan, after which the Forest Supervisor can choose the alternative and/or alter it if he wishes. There are three (3) plans, one for each forest, and the Forest Supervisor of that forest is the decision maker for each forest. A decision will probably be made in late summer. At that time an appeal or protest can be filed. Earl Wilson, local resident from Lone Pine, came forward asking for further clarification on a 60 or 90 day comment period. Mr. Hart also reported that the Forest Service will have public forums for input and discussion. Supervisor Pucci asked Mr. Hart if the Forest Service would be available to come speak to the Board. Mr. Hart stated he and his staff would ask if the Forest Service could come and do a workshop or presentation to initiate some discussion on the plan.

*PLANNING  
BLM PLANNING RULE  
2.0*

Planning Director, Josh Hart asked the Board if there was any interest in sending comments on the revisions and changes that have been made to the Bureau of Land Management Planning Rule 2.0. Mr. Hart stated that the changes seem to be somewhat benign. He also stated he was hoping the public comment period would be extended, but it has not been as of yet and comments are currently due on April 25, 2016. Mr. Hart continued by reviewing and discussing the Plan Summary stating that it appears that the requirements under the Federal Land Management Policy Act were not being altered in any substantial manner. Local resident, Earl Wilson of Lone Pine, stated that the document is very confusing, it does not have strike out or language changes identified and is very difficult for the public to use let alone understand. There is no previous document to compare it to and the different agencies use different language. The County will have the ability to protest, which he states is good to know. Supervisor Pucci stated that he found the document very convoluted and difficult to read through, but stated it seems to be more procedural changes. Supervisor Kingsley agreed and says it is almost impossible to figure out where the changes have been made. If we really wanted to get more information we could invite the BLM Staff to come to the Board meeting. Staff directed and gave authorization to Mr. Hart to draft and send a letter of correspondence to the BLM with any concerns or questions that he feels are appropriate.

*SHERIFF  
AUTHORIZATION TO  
HIRE DEPUTY  
SHERIFF*

Moved by Supervisor Tillemans and seconded by Supervisor Pucci to find consistent with the adopted Authorized Position Review Policy: A) the availability of funding for this requested position comes from the General Fund, as certified by the Sheriff and concurred with by the County Administrator and the Auditor-Controller; and B) where internal candidates may meet the qualifications for the position and the position 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 C) approve the open recruitment and hiring of (1) Deputy Sheriff position at Range 67SA-SC (\$4,149 - \$5,565), and authorize hiring up to a Step E for a qualified lateral applicant. Motion carried unanimously.

*RECOGNITION OF  
DISPATCHER  
APPRECIATION  
MONTH*

The Chairperson wanted to take this time while staff from the Sheriff's Office were in the Board room, to recognize Dispatcher Appreciation Month, and asked that this appreciation and acknowledgement be passed on to all of the Sheriff's Office dispatchers.

- PUBLIC COMMENT* The Chairperson announced public comment period was open. Local resident Earl Wilson, from Lone Pine, announced the JPA-GSA Meeting Friday at 5:00 p.m.
- BOARD MEMBER AND STAFF REPORTS* County Counsel reported that he was at a conference last week. The County Administrator notified the Board that Water Dept. staff member Mr. Rainville will be traveling out of state to Utah. Supervisor Tillemans reported on his trip to Sacramento to meet on the Adventure Trails Program extension request. Dan Totheroh mentioned his concern on the language in the Berryhill letter for the Adventure Trails identified Inyo roads as being dirt and gravel, but they are all paved. Supervisor Tillemans stated that was addressed specifically at the meeting, and they are aware that the Inyo roads are paved. Supervisor Pucci noted he would be leaving the meeting early today and will be attending the CSAC Leg conference in May. Supervisor Griffiths briefed everyone on his activities sitting on an education panel, talking about higher education in the Eastern Sierra. Cerro Coso College is great. Last year was the highest number of graduates. From 4 graduates 8 years ago to 54 this year. Last week was government day where the seniors for the local high schools toured the jail, courthouse and the Board of Supervisors room. Attended a LAFCO-No & So Inyo Hospital litigation continues. City County Liaison meeting. Big beautiful fountain at the Bishop City Park for Dick Noles, dedication ceremony will be coming soon. Supervisor Kingsley headed to Bakersfield for the Kern County 150<sup>th</sup> Celebration; attended a briefing at the base with several scientists on hand, on measuring ground temperature in large underground rock formations, he reported that the Alabama Hills day was well attended, will be attending the GSA-JPA-Indian Wells meeting with County Counsel, Bob Harrington and the CAO; will be attending the grand opening of the Owens Lake Public Access on April 29<sup>th</sup>.
- RECESS/RECONVENE* The Chairperson recessed the Board of Supervisors regular meeting at 11:45 a.m. to reconvene at 1:30 as the Board of Equalization.
- BOARD OF EQUALIZATION* The Chairperson reconvened at 1:30 p.m. as the Board of Equalization with Supervisor Pucci absent. (separate minutes).
- ADJOURNMENT* The Chairperson reconvened the regular meeting at 1:40 p.m. with Supervisor Pucci absent. The Chairperson adjourned the regular meeting at 1:40 p.m. to 8:30 a.m., on Tuesday, April 19, 2016, in the Board of Supervisor Room, at the County Administrative Center in Independence.