

MINUTES



County of Inyo Board of Supervisors

January 2, 2018

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 8:31 a.m., on January 2, 2018, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Dan Totheroh, presiding, Rick Pucci, Jeff Griffiths, and Matt Kingsley. Absent: Mark Tillemans

- PUBLIC COMMENT** Vice Chairperson Totheroh asked for public comment during the first public comment period and there was no-one wishing to address the Board.
- CLOSED SESSION** Vice Chairperson Totheroh recessed open session at 8:31 a.m. to convene in closed session with all Board members present except Chairperson Tillemans to discuss the following items: No. 2 **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** – Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code §54956.9 (one case); and No. 3 **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** – Significant exposure to potential litigation pursuant to paragraph (2) of subdivision (d) of Government Code §54956.9 (one case).
- OPEN SESSION** Vice Chairperson Totheroh recessed closed session and reconvened the meeting in open session at 10 a.m. with all Board members present except Chairperson Tillemans, who was absent.
- PLEDGE** Assistant Clerk of the Board Darcy Ellis led the Pledge of Allegiance.
- REPORT ON CLOSED SESSION** County Counsel Marshall Rudolph reported that no action was taken during closed session that is required to be reported.
- PUBLIC COMMENT** Vice Chairperson Totheroh asked for public comment during the second public comment period and there was no-one wishing to address the Board.
- ELECTION OF OFFICERS** Supervisor Griffiths nominated Vice Chairperson Totheroh to serve as Chairperson and Supervisor Pucci to serve as Vice Chairperson for calendar year 2018. Supervisor Kingsley seconded the nominations and a vote was called. Vice Chairperson Totheroh was unanimously elected Chairperson and Supervisor Pucci was unanimously elected Vice Chairperson for calendar year 2018.
- COUNTY DEPARTMENT REPORTS** Public Works Director Clint Quilter provided an update on the failing Independence Town Water System transmission main. He said Public Works expected to have an interim well on line, and have the system in a position of stability, this week.
- INTRODUCTIONS** Ag Commissioner Nate Reade introduced new employees Oliver Hardwick, Project Coordinator, and Scott Gadea, Field Tech, while Public Works Director Clint Quilter introduced new employee Chad Nosala, Custodian.
- AG COMMISSIONER – MOSQUITO SURVEILLANCE GRANT/RESO# 2018-01** Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve a resolution titled, “A Resolution of the Board of Supervisors, County of Inyo, State of California Approving the Application for Grant Funds from Heluna Health for the Enhanced Invasive Aedes Mosquito Surveillance and Control Project,” and authorize the Chairperson to sign. Motion carried unanimously 4-0, with Supervisor Tillemans absent.
- PERSONNEL – MLK DAY/RESO# 2018-02 AND 2018-03** Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve a resolution titled, “A Resolution of the Board of Supervisors, County of Inyo, State of California, Setting Certain Salary and/or Terms and Conditions of Employment for Management Employees Employed in

the Several Offices or Institutions of the County of Inyo, Which Shall Supersede Any Prior Resolutions Pertaining to the Subject to the Extent They are Inconsistent,” and authorize the Chairperson to sign; and B) approve a resolution titled “A Resolution of the Board of Supervisors, County of Inyo, State of California, Setting Certain Salary and Other Terms and Conditions of Employment for Non-Represented Employees Employed in the Several Offices or Institutions of the County of Inyo, Which Shall Supersede Any Prior Resolutions Pertaining to that Subject to the Extent They Are Inconsistent,” and authorize the Chairperson to sign. Motion carried unanimously 4-0, with Supervisor Tillemans absent.

**RECYCLING & WASTE
– DUMP TRUCK BID
AWARD AND
PURCHASE**

Moved by Supervisor Pucci and seconded by Supervisor Griffiths to: A) award a bid in the amount of \$159,513.61 to Gibbs International Truck Center of Bakersfield, CA as the successful bidder for the purchase of a 10-wheel dump truck; B) approve the purchase of a 10-wheel dump truck from Gibbs International Truck Center of Bakersfield, CA in an amount not to exceed \$159,513.61; and C) authorize the Assistant County Administrator to sign all documents relevant to the purchase of the 10-wheel dump truck. Motion carried unanimously 4-0, with Supervisor Tillemans absent.

**HHS-ESAAA –
ADVISORY COUNCIL
RE-APPOINTMENTS**

Moved by Supervisor Pucci and seconded by Supervisor Griffiths to re-appoint Margaret Erbeck, Cheryl Isbell, Karen Hoodman, and JoAnn Poncho to the Eastern Sierra Area Agency on Aging Advisory Council, each to two-year terms ending December 11, 2019. Motion carried unanimously 4-0, with Supervisor Tillemans absent.

**PUBLIC WORKS –
BISHOP WASTE
CONTRACT
AMENDMENT 1**

Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve Amendment No. 1 to Standard Contract No. 113 between the County of Inyo and Bishop Waste to increase the monthly trash service rate by \$1,323.75 and the monthly recycling rate by \$92.13 increasing the total not-to-exceed contract amount from \$131,609.40 to \$176,917.56 for the remaining length of the contract, contingent on the Board’s adoption of future budgets, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously 4-0, with Supervisor Tillemans absent.

**BOS – ANNUAL
COMMITTEE
ASSIGNMENTS**

Chairperson Totheroh introduced his recommended committee and commission assignments for the Board for calendar 2018, noting he tried to accommodate members’ wishes as best he could. Supervisor Kingsley said while he was happy to take on more assignments, he felt it was important to point out Supervisor Tillemans asked to not have any committee assignments this year. The Chairperson confirmed Supervisor Tillemans’ request, which he said was made due to travel concerns. The Chairperson said he tried to accommodate the request but it does result in more work for the rest of the Board. Supervisor Griffiths said he was happy to take on the extra work.

Moved by Supervisor Griffiths and seconded by Supervisor Pucci to accept the 2018 Board of Supervisors committee assignments as recommended by the Chairperson, excluding those for the Great Basin Air Pollution Control District Board of Directors and Local Agency Formation Commission, which, for the purposes of Form 806 reporting, require confirmation through individual separate motions. Motion carried unanimously 4-0, with Supervisor Tillemans absent.

Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to appoint Supervisors Pucci and Griffiths to the Local Agency Formation Commission, with Chairperson Totheroh as an alternate, for calendar 2018. Motion carried unanimously 4-0, with Supervisor Tillemans absent.

Moved by Supervisor Griffiths and seconded by Supervisor Kingsley to appoint Supervisors Kingsley and Totheroh to the Great Basin Air Pollution Control District Board of Directors, with Supervisor Griffiths as an alternate for calendar 2018. Motion carried unanimously 4-0, with Supervisor Tillemans absent.

**AG COMMISSIONER-
ESWM – 2 SEASONAL
FIELD ASSISTANT I’s**

Ag Commissioner Nate Reade requested authorization to fill seasonal positions in the Eastern Sierra Weed Management Program this summer, noting he anticipated a very busy season following last year’s heavy runoff. Moved by Supervisor Kingsley and seconded by Supervisor Pucci for the Board to find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for two (2) seasonal Field Assistants exists in a non-General Fund budget, as certified by the Ag Commissioner and concurred with by the County Administrator and Auditor-Controller; B) where due to the seasonal nature of the position it is unlikely that

position could be filled by internal candidates meeting the qualifications for the position, an external recruitment would be more appropriate to ensure qualified applicants apply; and C) approve the hiring of two (2) seasonal Field Assistant I's at Range 050PT (\$16.18/hr - \$19.67/hr.), for the period of April 26, 2018 through September 26, 2018. Motion carried unanimously 4-0, with Supervisor Tillemans absent.

**AG COMMISSIONER-
OVMAP – 5 SEASONAL
FIELD ASSISTANT I's**

Ag Commissioner Nate Reade requested authorization to fill five seasonal positions in the Owens Valley Mosquito Abatement Program. He said he may not fill all five positions, depending on the water season. He also noted a correction needed on the agenda, which mistakenly lists the term of employment as April 26, 2018 through September 26, 2018 instead of March 29, 2018 through September 26, 2018. Moved by Supervisor Griffiths and seconded by Supervisor Pucci for the Board to find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for five (5) seasonal Field Assistants exists in a non-General Fund budget, as certified by the Ag Commissioner and concurred with by the County Administrator and Auditor-Controller; B) where due to the seasonal nature of the position it is unlikely that position could be filled by internal candidates meeting the qualifications for the position, an external recruitment would be more appropriate to ensure qualified applicants apply; and C) approve the hiring of five (5) seasonal Field Assistant I's at Range 050PT (\$16.18/hr - \$19.67/hr.), for the period of March 29, 2018 through September 26, 2018. Motion carried unanimously 4-0, with Supervisor Tillemans absent.

**HHS – ASSISTANT
DIRECTOR**

HHS Director Marilyn Mann requested permission to backfill the position left vacant when she was appointed HHS Director. Moved by Supervisor Griffiths and seconded by Supervisor Kingsley for the Board to find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) HHS Assistant Director exists in non-General Fund budgets, as certified by the HHS Director and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates may meet the qualifications for the position and the vacancy could possibly be filled through an internal recruitment, an open recruitment would be more appropriate to ensure qualified applicants apply for the highly specialized position; and C) approve the hiring of one (1) HHS Assistant Director at Range 92 (\$7,606 - \$9,246). Motion carried unanimously 4-0, with Supervisor Tillemans absent.

**HHS-SOCIAL
SERVICES – 2 HHS
SPECIALIST III's**

HHS Director Marilyn Mann requested permission to fill two vacancies resulting from internal promotions. Moved by Supervisor Kingsley and seconded by Supervisor Pucci for the Board to find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for two (2) HHS Specialist III's exists in a non-General Fund budget, as certified by the HHS Director and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates 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 two (2) HHS Specialist III's at Range 57 (\$3,297 - \$4,006). Motion carried unanimously 4-0, with Supervisor Tillemans absent.

**HHS-SOCIAL
SERVICES – SOCIAL
WORKER
SUPERVISOR**

HHS Director Marilyn Mann requested permission to fill a vacancy resulting from a lateral transfer. Moved by Supervisor Griffiths and seconded by Supervisor Kingsley for the Board to find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Social Worker Supervisor exists in a non-General Fund budget, as certified by the HHS Director and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates meet the qualifications for the position, the vacancy could possibly be filled through an internal recruitment, but as a State Merit System position, an external recruitment would be more appropriate to ensure qualified applicants apply; C) approve the hiring of one (1) Social Worker Supervisor at Range 76 (\$5,161 - \$6,275); and D) is an internal candidate is hired during the open recruitment, authorize HHS to backfill the resulting vacancy. Motion carried unanimously 4-0, with Supervisor Tillemans absent.

**HHS-PUBLIC HEALTH
& PREVENTION – NEW
JERSEY PREVENTION
NETWORK CONTRACT**

HHS Director Marilyn Mann requested the Board approve a contract that would provide training for Prevention and Aging staff. Moved by Supervisor Kingsley and seconded by Supervisor Pucci to ratify and approve a contract between the County of Inyo and New Jersey Prevention Network, Inc. for the provision of Wellness Initiative for Senior Education (WISE) Program training in an amount not to exceed \$12,000 for the period of October 25, 2017 to June 30, 2018, and authorize the Chairperson to sign. Motion carried unanimously 4-0, with Supervisor Tillemans absent.

*SHERIFF – LT., SGT.,
INVESTIGATOR,
CORPORAL,
DEPUTY, C.O.*

Sheriff Bill Lutze presented a request to fill numerous positions, explaining that Lt. Paul Baldwin recently retired after 25 years and it is likely an internal candidate can fill the vacancy, which could set off a chain reaction of vacancies and the need to backfill those vacancies. Moved by Supervisor Griffiths and seconded by Supervisor Pucci for the Board to find that, consistent with the adopted Authorized Review Policy: A) The availability of funding for the following requested positions comes from the General Fund, as certified by the Sheriff, and concurred by the County Administrator and the Auditor-Controller; B) where internal candidates may meet the qualifications for the positions, the positions could possibly be filled by an internal recruitment, but an open recruitment is more appropriate to ensure the most qualified applicants apply; and C) approve the hiring of:

- One (1) Lieutenant at Range 81SC-81SD (\$6,490 - \$8,913);
- One (1) Sergeant at Range 74 SB-SD (\$5,373 - \$7,036);
- One (1) Investigator at Range 71 SB-SD (\$5,140 - \$6,728);
- One (1) Corporal at Range 70SA-70SD (\$4,648 - \$6,388);
- One (1) Deputy Sheriff at Range 67SA-SC (\$4,232 – \$5,677), and authorize up to the E step for a qualified lateral applicant; and
- One (1) Correctional Officer at Range 64 (\$3,886 - \$4,723)

Motion carried unanimously 4-0, with Supervisor Tillemans absent.

*LIBRARY – LIBRARIAN
I/MUSEUM
COORDINATOR I & B-
PAR LIBRARIAN II*

Assistant County Administrator Rick Benson requested permission to fill two positions in the Library that are vacant due to retirements. Moved by Supervisor Griffiths and seconded by Supervisor Pucci to approve the job description for Librarian I/Museum Coordinator and find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Librarian I/Museum Coordinator and one (1) B-Par Librarian II exists in the Library budget, as certified by the Assistant County Administrator and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates meet the qualifications for the positions, the vacancies could possibly be filled through internal recruitment, but an open recruitment would be more appropriate to ensure qualified applicants apply; C) approve the hiring of one (1) Librarian I/Museum Coordinator at Range 54 (\$3,074 - \$3,739) and one (1) B-Par Librarian II at Range 57 (\$3,297 - \$4,006); and D) if an internal candidate is hired as a result of the open recruitments, authorize the Library to backfill any resulting vacancy. Motion carried unanimously 4-0, with Supervisor Tillemans absent.

*HERE IT COMES
EMERGENCY*

Emergency Management Specialist Kelley Williams informed the Board CalOES will be in Independence next week for an applicants' briefing related to damages from last year's runoff. CAO Carunchio said the briefing is a direct result of Williams' perseverance and doggedness with CalOES. Moved by Supervisor Griffiths and seconded by Supervisor Pucci to continue the local emergency known as the "Here It Comes Emergency" that was proclaimed in anticipation of run-off conditions from near-record snowpack posing extreme peril to the safety of property and persons in Inyo County. Motion carried unanimously 4-0, with Supervisor Tillemans absent.

*ROCKY ROAD
EMERGENCY*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to continue the local emergency known as the "Rocky Road Emergency" that was proclaimed as the result of flooding, mud, and rock landslides and deep snow drifts over portions of Inyo County caused by an atmospheric river weather phenomena that began January 3, 2017 and continued throughout February. Motion carried unanimously 4-0, with Supervisor Tillemans absent.

*LAND OF EVEN LESS
WATER EMERGENCY*

Moved by Supervisor Pucci and seconded by Supervisor Griffiths 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 existed until recently in the County, while considering how to address the ongoing hydrologic issues in West Bishop. Motion carried unanimously 4-0, with Supervisor Tillemans absent.

*GULLY WASHER
EMERGENCY*

Moved by Supervisors Griffiths and seconded by Supervisor Kingsley 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. Motion carried unanimously 4-0, with Supervisor Tillemans absent.

*DV DOWN BUT NOT
OUT EMERGENCY*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci 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. Motion carried unanimously 4-0, with Supervisor Tillemans absent.

*CORRESPONDENCE-
ACTION – LP FIRE
PROTECTION
DISTRICT ELECTIONS*

Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to approve the re-scheduling of Lone Pine Fire Protection District Governing Board Elections from odd-numbered years to even-numbered years in accordance with Elections Code 1303(b) and Senate Bill 415 (2015-2016 Regular Session), and approve the consolidation of the District's Governing Body Elections with the Statewide General Election pursuant to Elections Code 10404. Motion carried unanimously 4-0, with Supervisor Tillemans absent.

*CORRESPONDENCE-
ACTION – SIERRA
NORTH CSD
ELECTIONS*

Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve the re-scheduling of Sierra North Community Services District Governing Board Elections from odd-numbered years to even-numbered years in accordance with Elections Code 1303(b) and Senate Bill 415 (2015-2016 Regular Session), and approve the consolidation of the District's Governing Body Elections with the Statewide General Election pursuant to Elections Code 10404. Motion carried unanimously 4-0, with Supervisor Tillemans absent.

RECESS/RECONVENE

Chairperson Totheroh recessed the meeting at 10:40 a.m. for a break and reconvened the meeting at 11 a.m. with all Board members present except Supervisor Tillemans, who was absent.

*JOINT MEETING OF
BOS AND PLANNING
COMMISSION –
CANNABIS
ORDINANCES*

Chairperson Totheroh recessed regular session to reconvene in a joint, open meeting with the Planning Commission to receive a presentation from staff on the draft proposed commercial cannabis ordinances, as updated based on direction provided to staff by the Board on December 5, and hear from the Planning Commission on changes it recommended at its December 20, 2017 meeting. Planning Director Cathreen Richards provided an overview of the draft regulations and the changes/additions directed by the Board, based on almost a year's worth of public meetings and input: allowing commercial cannabis cultivation in Rural Residential zones on parcels greater than 2.5 acres only in the areas commonly known as Stewart Valley and Charleston View and subject to any design guidelines and other conditions and regulations that may be required by the County during the Conditional Use Permit process; requiring cultivation to be conducted indoors only in Industrial zones, with mitigation for noise, light pollution, and odor; adding Olancha School to the 600-foot buffer that's used around all schools and day cares; and providing notices of Conditional Use Permit hearings for commercial cannabis activity to property owners within a 1,500 radius, above and beyond the 300 feet usually required. She then reviewed the recommendations from the Planning Commission: remove the proposed language that requires parcels in Rural Residential zones to be greater than 12 acres in size and eliminate the 300-foot setback and replace with language requiring cultivation comply with the underlying setback requirements of the district as set forth in the Development Standards; allow for commercial cannabis cultivation of up to 6 plants in some residential zones that must comply with underlying setback requirements; and use the default 300-foot notification requirement.

Planning Commission Chair Frank Stewart explained the rationale behind the recommendation to allow commercial cultivation of up to 6 plants in R-1 and Rural Residential districts, which is to foster a cottage industry and provide room for small entrepreneurs. He said State law already allows citizens to grow up to 6 plants for private use; this gives individuals who might not want to or need to use all 6 the option of selling them. He said the same State regulations to personal cultivation would apply, but there would also be setback requirements. He also said that while he only attended one of the community cannabis meetings, he believes residents expressed their sentiments about commercial cannabis activity through their anonymous votes at the polls in November 2016, when they voted to approve Prop 64 and to overwhelmingly support regulations to allow recreational and medical commercial activity in Inyo County. He said people will publicly be apprehensive about supporting something that has so far been illegal and believes there has been a bit of a mission drift if the ordinance promulgation has been based solely on the input derived from the community workshops. Supervisor Griffiths said residents have not been shy about voicing their support of cannabis at the workshops or Board meetings, where the Board has heard a full breadth of public opinion. He also noted that it was the vote to support taxation of cannabis activity that had the wide margin; the other votes were much closer. He said residents who voted against commercial activity still voted in support of taxing it. Supervisor Kingsley said there is a difference between voting to tax it and wanting it next door, and said Inyo County's proposed regulations are flexible enough to accommodate communities for and against commercial cannabis activity. He also said he was adamant about keeping the 1,200-foot radius notification requirement in place to accommodate residents in more spread-out portions of the Fifth District. Stewart reiterated that residents are allowed to grow 6 plants

regardless; a change in the ordinance simply allows them to make some income off it.

The Chairperson opened the floor to other members of the Planning Commission for their input. Ross Corner, who retired from the Commission at the end of December, did not support the changes recommended by a majority vote of the Commission, even though he voted for them. He commended County staff on the work they have done and the resulting ordinances and said the changes would have negative impact and the potential to change the residential character and reduce property values in neighborhoods. Todd Vogel echoed appreciation to the Planning Department. He said one of the Commission's suggestions that was simple and unanimously supported was allowing non-volatile extraction in Rural Residential zones, based on input from residents that cultivators needed the allowance to be able to deliver a fresh product. He also said he understands the communication issues in the Fifth District but a 1,500-foot notification requirement sounded excessive elsewhere in the County. Regarding the need to help smaller operations, he said six plants sounded like a conservative way to start and asked that the issue at least be revisited in the future. Scott Kemp said he was unable to attend the December 20 meeting but is not in support of the recommended changes. Kate Morley said she regrets voting in support of the recommendations and is not in support of commercial cultivation in residential zones.

The Chairperson opened the floor to public comment. Lowell Shade Jr. of Stewart Valley asked the Board to consider allowing either kind of manufacturing in his zone because he has no reasonable access to an extraction facility. Dustin Hardwick of Cartago and then Bob Olin of Olancha asked the Board to reject the Planning Commission recommendations. Richard Rynne asked the Board to disallow cannabis altogether. Lowell Shade Sr. of Stewart Valley advocated for non-volatile manufacturing, which can be as simple as filtering flowers from the rest of the plant, in the Rural Residential areas on his zone. Troy Patton of Cartago, Beth Porter of Olancha, and Susan Patton of Olancha asked the Board to reject the Planning Commission recommendations. Porter also said there is a lack of transparency regarding the boundary lines drawn for her area and cited interest in purchasing property in that area by two people involved in developing the ordinances. Reggie Cook of Lone Pine suggested that properties bordering unoccupied government land shouldn't be subject to any setback requirements. Darla Heil of Bishop thanked the Planning Department and Board for putting so much energy into this issue and thanked the Planning Commission for trying to think of an innovative way to reduce the environmental impacts of large-scale industrial-sized grow operations. She asked the Board to consider the 6-plant cottage industry in the future. Sydney Quinn of Big Pine said, as a medical marijuana patient, she would be interested in selling any plants she is allowed to grow but does not intend to use. She noted a lot of fear about entering a new world and appreciates the County moving forward with regulations.

Commissioner Stewart stated for the record, in response to Porter's comments, that he does not own nor has he ever sought to own property in Olancha. Supervisor Griffiths also responded to what he called vague accusations of conflicts of interest and stated that of the four supervisors in attendance, not one of them is engaging in commercial cannabis activity nor is any member of the Planning Commission. Supervisor Pucci said the Board's goal is to implement a new law and follow the will of the voters as carefully and fairly as it can. He said it's important to tread lightly in residential zones because people who buy property there do so with the expectation commercial activity will be located elsewhere. He said he believes the ordinances that have been drafted are excellent and the public input has been great. Supervisor Griffiths said he liked the idea of backyard businesses but doesn't think cultivation is analogous to a cottage industry. He said the market is about to become oversaturated and prices will drop, so it's wise to wait and see the impact on small growers. He also noted the idea of allowing backyard cultivation was never brought before the public during the extensive outreach process, and another round would be needed before considering the topic. Supervisor Kingsley said the County's ordinances allow for a slow transition to the now-legal world of cannabis and it will be easier to expand in the future than it will be to shrink the resulting industry. He also said he it's not the County's job to develop regulations that accommodate every single person, and said the Conditional Use Permit process will allow residents to make their case for necessary exemptions. He said staff drafted boundary lines with the best of intentions and he was not interested in adjusting them. He added that he appreciated input from both the Planning Commission and public, and now it's time to move forward. Chairperson Totheroh said there has been great discussion and it's been a wonderful process to be involved in. Discussion continued about allowing non-volatile manufacturing in Rural Residential zones and what that would require, with the Board eventually directing staff to return next week for a first reading of

the proposed ordinances, with the Board's December 5 recommendations unchanged and the addition of language to allow for non-volatile manufacturing in Rural Residential zones concurrent with cultivation.

Chairperson Totheroh recessed the joint meeting of the Board of Supervisors and Planning Commission at 1:28 p.m. and reconvened the regular session of the Board of Supervisors meeting with all members present except Supervisor Tillemans, who was absent.

PUBLIC COMMENT

Chairperson Totheroh asked for public comment during the final public comment period and there was no-one wishing to address the Board.

BOARD MEMBER AND STAFF REPORTS

Supervisor Griffiths reported he will be traveling to a meeting of the California Broadband Consortium in Sacramento where he would be exploring the issue of expanding broadband in Inyo County. He added that he and his sons volunteered to cook at a great Bishop community Christmas dinner.

Supervisor Kingsley said he traveled over the holidays and will be attending a Great Basin Unified Air Pollution Control Board meeting this week in Independence. He added that one of his New Year's resolutions is to find a better way to communicate with the outlying communities in his district.

ADJOURN

Chairperson Totheroh adjourned the meeting at 1:35 p.m. to 8:30 a.m. Tuesday, January 9, 2017 in the County Administrative Center in Independence.

Chairperson, Inyo County Board of Supervisors

*Attest: KEVIN D. CARUNCHIO
Clerk of the Board*

by: _____
Darcy Ellis, Assistant