

Agenda

County of Inyo Board of Supervisors

Board of Supervisors Room
County Administrative Center
224 North Edwards
Independence, California

All members of the public are encouraged to participate in the discussion of any items on the Agenda. Anyone wishing to speak, please obtain a card from the Board Clerk and indicate each item you would like to discuss. Return the completed card to the Board Clerk before the Board considers the item(s) upon which you wish to speak. You will be allowed to speak about each item before the Board takes action on it.

Any member of the public may also make comments during the scheduled "Public Comment" period on this agenda concerning any subject related to the Board of Supervisors or County Government. No card needs to be submitted in order to speak during the "Public Comment" period.

Public Notices: (1) In Compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting please contact the Clerk of the Board at (760) 878-0373. (28 CFR 35.102-35.104 ADA Title II). Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting. Should you because of a disability require appropriate alternative formatting of this agenda, please notify the Clerk of the Board 72 hours prior to the meeting to enable the County to make the agenda available in a reasonable alternative format. (Government Code Section 54954.2). (2) If a writing, that is a public record relating to an agenda item for an open session of a regular meeting of the Board of Supervisors, is distributed less than 72 hours prior to the meeting, the writing shall be available for public inspection at the Office of the Clerk of the Board of Supervisors, 224 N. Edwards, Independence, California and is available per Government Code § 54957.5(b)(1).

Note: Historically the Board does break for lunch, the timing of a lunch break is made at the discretion of the Chairperson and at the Board's convenience.

March 17, 2015

8:30 a.m. 1. **PUBLIC COMMENT**

CLOSED SESSION

2. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: ICEA - Negotiators - County Administrative Officer, Kevin Carunchio, Assistant County Administrator, Rick Benson, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults.
3. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Law Enforcement Administrators' Association (LEAA) - Negotiators: - County Administrative Officer, Kevin Carunchio, Assistant County Administrator, Rick Benson, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults.
4. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to Government Code § 54956.9(d)(1)]** - *Bishop Paiute Tribe, v. Inyo County; WILLIAM LUTZE, Inyo County Sheriff; THOMAS HARDY, Inyo County District Attorney; United States District Court Eastern District of California Court Case No. 1:15-CV-00367-JLT.*
5. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to Government Code § 54956.9(d)(1)]**. *Verizon California Inc., v. California State Board of Equalization et al., Sacramento County Superior Court Case Nos. 34-2015-00175631, 34-2015-00175609, 34-2015-00175621, 34-2015-00175627 (Verizon 3).*

OPEN SESSION

10:00 a.m. **PLEDGE OF ALLEGIANCE**

6. **REPORT ON CLOSED SESSION AS REQUIRED BY LAW.**
7. **PUBLIC COMMENT**
8. **INTRODUCTIONS** – The following employees in the Health and Human Services Department will be introduced to the Board: Ms. Sarah Downard, Integrated Case Worker, Ms. Tuheh Stone, Office Clerk, Ms. Haley Carter, Office Technician, and Ms. Dustlyne Beavers, Re-Entry Service Coordinator will be introduced to the Board.

CONSENT AGENDA (Approval recommended by the County Administrator)

COUNTY ADMINISTRATOR

9. Request approval of Amendment #2 to the Contract between the County of Inyo and Chris Langley for Film Commissioner Services extending the term of the Contract 15 months through June 30, 2016, increasing the amount by \$46,500 to a total amount not to exceed \$122,525, contingent upon the Board adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

PUBLIC WORKS

10. Request approval of Amendment No. 4 to the Contract between the County of Inyo and Wadell Engineering Corporation for on-call Airport engineering and planning services, adding the Bishop Airport –Airfield Lighting, Signing, and Visual Aids Rehabilitation Project for \$127,055, increasing the total amount of the Contract to an amount not to exceed \$1,133,625, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.
11. Request approval of the "Right of Entry" Agreement provided by the Los Angeles Department of Water and Power for the Walker Creek and Carroll Creek bridge projects; and authorize the Public Works Director to sign.

DEPARTMENTAL (To be considered at the Board's convenience)

12. **WATER DEPARTMENT** – Request Board, in order to facilitate better management of drought-condition flows in Bishop Creek, consider agreeing that the Standing Committee may approve a one-year reduction of 23% in irrigation on Los Angeles-owned land in Bishop upstream of the Bishop Creek Canal that is irrigated from Bishop Creek, contingent on LADWP's Owens Valley runoff forecast for April 1, 2015 through March 31, 2016 be less than 75% of normal runoff and LADWP agrees that the irrigation reductions will be managed equitably and in consideration of the business and operational needs of individual lessees, and direct the County's Standing Committee members accordingly.
13. **WATER DEPARTMENT** – Request Board approve a letter to the California Department of Water Resources concerning revisions to groundwater basin boundaries, and authorize the Chairperson to sign.
14. **WATER DEPARTMENT** – Request Board adopt the 2015-2016 Fiscal Year LORP Annual Work Plan.
15. **PRESENTATION** – Mr. Richard Cervantes, Inyo County Representative to the California Senior Legislature, requests the Board receive an update regarding Senior Legislation.
16. **PLANNING** – Request Board accept and provide comments on the draft Inyo County 2014 General Plan Annual Progress Report and direct staff to forward the Plan with any modifications to the State of California's Department of Housing and Community Development and Governor's Office of Planning and Research.
17. **COUNTY ADMINISTRATOR – Risk Management** – Request approval of Amendment #1 to the Contract between the County of Inyo and John D. Kirby, A.P.C., for the provision of litigation services, increasing the contract amount by \$50,000 to a total Contract amount of \$225,000; and authorize the Chairperson to sign. *(4/5's vote required.)*
18. **COUNTY ADMINISTRATOR – Recycling and Integrated Waste** – Request Board A) temporarily waive the restriction on accepting out of County waste subject to approval by the Los Angeles Department of Water and Power; B) approve a temporary staging area for CalRecycle at the County landfill for hazardous waste subject to approval by LADWP and execution of necessary assurance documents will all appropriate signatures; and C) authorize the Assistant County Administrator to execute any assurance documents, contingent on appropriate signatures being obtained, with CalRecycle, the County of Mono, and/or other agencies to ensure any costs to the County are fully reimbursed and the County is protected from future liability associated with providing the assistance being considered here.
19. **COUNTY ADMINISTRATOR - Emergency Services** - Request Board 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.

20. **COUNTY ADMINISTRATOR – Emergency Services** - Request Board 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.
21. **COUNTY ADMINISTRATOR - Emergency Services** - Request Board 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.
22. **COUNTY ADMINISTRATOR - Emergency Services** – Request Board 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.
23. **CLERK OF THE BOARD** – Request approval of the minutes of the Board of Supervisors Regular Meetings of A) March 3, 2015 and B) March 10, 2015.

TIMED ITEMS (Items will not be considered before scheduled time)

- 11:00 a.m. 24. **TRIBAL COUNCIL OF THE BIG PINE TRIBE OF THE OWENS VALLEY** – The Board will meet with Tribal Council Members to consult with the Council Members on issues regarding the draft REGPA.
- 11:45 a.m. 25. **COUNTY ADMINISTRATOR** – Film Commissioner Report.

CORRESPONDENCE - ACTION

COMMENT (Portion of the Agenda when the Board takes comment from the public and County staff)

26. **COUNTY DEPARTMENT REPORTS** (Reports limited to two minutes)
27. **PUBLIC COMMENT**

BOARD MEMBERS AND STAFF REPORTS

CORRESPONDENCE - INFORMATIONAL

28. **MAMMOTH HOSPITAL** – Correspondence from Mammoth Hospital.



AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only: AGENDA NUMBER
9

- Consent Departmental Correspondence Action Public Hearing
 Scheduled Time for: Closed Session Informational

FROM: Kevin D. Carunchio, County Administrative Officer

FOR THE BOARD MEETING OF: March 17, 2015

SUBJECT: Inyo County Film Commissioner Services

DEPARTMENTAL RECOMMENDATION:

Request Board approve Amendment #2 to the contract for Film Commissioner Services between Chris Langley and the County of Inyo, to extend the contract term 15 months, through June 30, 2016, for an additional amount of \$46,500, for a total contract amount not to exceed \$122,525, contingent on approval of future County Budgets, and authorize the Chair to sign contingent upon appropriate signatures being obtained.

SUMMARY DISCUSSION:

On November 17, 2014 your Board was asked to provide staff direction regarding the County's contract for Film Commissioner Services. The current contract with Mr. Langley would have expired on December 31, 2014, but the contract was awarded with the stipulation that the term of the contract could be extended in two-year increments, at the sole discretion of the Board of Supervisors. Your Board was asked if it wanted staff to develop a new Request For Proposals for Film Commissioner Services, or to extend the current contract. After discussion, your Board directed staff to extend the current contract but attempt to negotiate a lower fee schedule for the services. The contract was amended (Amendment #1) to extend the term of Mr. Langley's contract for the three months to allow time for the new fee schedule to be negotiated. Negotiations have been completed and staff is recommending Mr. Langley's contract be amended to extend the term from April 1, 2015 through June 30, 2016.

The new renegotiated contract will decrease the annual contract amount by \$5,700 due to a reduction in the monthly service fee as well as a reduction in marketing activities and in the travel and per diem allowance.

Web site upgrade costs remain in-tact in the proposed Agreement as well as some funding for out-of-county marketing activities, while per diem and travel expenses have been decreased.

ALTERNATIVES:

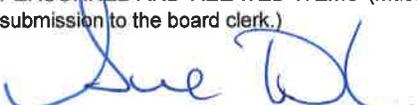
Your Board can elect to not approve the agreement, or request modifications to the agreement. Your Board could also provide new direction to staff regarding means of providing Film Commissioner Services for Inyo County.

OTHER AGENCY INVOLVEMENT:

The Film Commissioner can serve as a liaison with and between the film industry; the State California Film Commission; other local governments, County departments, Los Angeles Department of Water and Power, U.S. Bureau of Land Management, U.S. Forest Service, California State Lands Commission, etc.).

FINANCING:

The Fiscal Year 2014-15 Advertising County Resource Budget #011400 includes \$41,700 for Film Commission services. There are sufficient funds, not already encumbered, to fund this contract through the end of this fiscal year June 30, 2015. The agreement is contingent on future County Budgets. The Film Commissioner monthly service fee has been decreased by \$225 per month, the travel and per-diem allowance was reduced by \$100 per month and the marketing activity allowance was reduced by \$150 per month, for an annual contract reduction of \$5,700.

<u>APPROVALS</u>	
COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS (Must be reviewed and approved by county counsel prior to submission to the board clerk.)  Approved: <input checked="" type="checkbox"/> Date <u>03/10/15</u>
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS (Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.)  Approved: <u>yes</u> Date <u>3/10/2015</u>
PERSONNEL DIRECTOR:	PERSONNEL AND RELATED ITEMS (Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.)  Approved: <input checked="" type="checkbox"/> Date <u>3/10/15</u>

DEPARTMENT HEAD SIGNATURE:  Date: 03-09-2015
 (Not to be signed until all approvals are received)

AMENDMENT NUMBER 2 TO
AGREEMENT BETWEEN THE COUNTY OF INYO AND
Chris Langley
FOR THE PROVISION OF FILM COMMISSIONER SERVICES

WHEREAS, the County of Inyo (hereinafter referred to as "County") and Chris Langley, of Lone Pine, California (hereinafter referred to as "Contractor"), have entered into an Agreement for the Provision of Independent Contractor Services dated March 26, 2013, on County of Inyo Standard Contract No. 117, for the term from April 1, 2013 to March 31, 2015 (Amended with Amendment #1).

WHEREAS, County and Contractor do desire and consent to amend such Agreement as set forth below.

WHEREAS, such Agreement provides that it may be modified, amended, changed, added to, or subtracted from, by the mutual consent of the parties thereto, if such amendment or change is in written form, and executed with the same formalities as such Agreement, and attached to the original Agreement to maintain continuity.

County and Contractor hereby amend such Agreement as follows:

2. TERM.

The term of this Agreement shall be from April 1, 2013 to June 30, 2016, unless sooner terminated as provided below.

3. CONSIDERATION.

D. Limit upon amount payable under Agreement. The total sum of all payments made by the County to Contractor for services and work performed under this Agreement, including travel and per diem expenses, if any, shall not exceed One hundred twenty two thousand five hundred twenty five (hereinafter referred to as "contract limit"). County expressly reserves the right to deny any payment or reimbursement requested by Contractor for services of work performed, including travel or per diem, which is in excess of the contract limit.

**AMENDMENT NUMBER 2 TO
AGREEMENT BETWEEN THE COUNTY OF INYO AND
Chris Langley
FOR THE PROVISION OF FILM COMMISSIONER SERVICES**

ATTACHMENT B

SCHEDULE OF FEES:

Section I. General Duties & Responsibilities, Administrative Services, Reporting

In consideration for the services and work identified in Section I. General Duties & Responsibilities, Section II. Administrative Services, and Section III. Reporting of Attachment A: Scope of Work, the contractor shall be paid a flat fee of:

- \$2,500.00 per month for the period April 1, 2015, through June 30, 2016

Section II. Marketing Activities

For the specific marketing activities the Contractor is required to perform, and identified in Section IV. Marketing Activities of Attachment A: Scope of Work, the contractor shall be paid the actual cost of the specific activity, documented by paid receipts, in an amount not to exceed the amount identified below for each activity:

1. Enhance, and maintain an interactive Inyo County Film Commission web-site:
 - \$3,000.00 for the period April 1, 2015 through June 30, 2016
2. Attend appropriate industry events, and maintaining a professional and attractive presence at industry trade shows by engaging the use of creative booth space and collateral material (e.g., artwork, hand-outs, etc.), including the COLA awards dinner and show and/or the Association of Film Commissions International (AFCI) Locations Show:
 - \$1,500.00 for the period April 1, 2015 through June 30, 2016

Section III. Travel & Per Diem

The Contractor's travel and per diem expense shall be paid in accordance with Section 3. Paragraph B. of this Agreement. These costs include all mileage, lodging and food expenses associated with all of the general services and work requested by the County in this Agreement, as well as the specific marketing activities requested by the County in this Agreement.

The Contractor's travel and per diem expense reimbursement shall not exceed:

- \$4,500.00 for the period April 1, 2015 through June 30, 2016

The provisions of Section 3. Paragraph B. of this Agreement notwithstanding, due to the often times spontaneous nature of the services and work being performed, the Contractor is pre-approved to incur travel and per diem expenses in an amount not to exceed:

- \$4,500.00 for the period April 1, 2015 through June 30, 2016

**AMENDMENT NUMBER 2 TO
AGREEMENT BETWEEN THE COUNTY OF INYO AND
Chris Langley
FOR THE PROVISION OF FILM COMMISSIONER SERVICES**

IN WITNESS THEREOF, THE PARTIES HERETO HAVE SET THEIR HANDS AND SEALS THIS

_____ DAY OF _____, _____.

COUNTY OF INYO

By: _____

Dated: _____

CONTRACTOR

By: Chris Langley
Signature

CHRISTOPHER LANGLEY

Type or Print

Dated: 3/9/15

APPROVED AS TO FORM AND LEGALITY

Margaret Kemp-Williams
County Counsel

APPROVED AS TO ACCOUNTING FORM:

[Signature]
County Auditor

APPROVED AS TO PERSONNEL REQUIREMENTS:

[Signature]
Director of Personnel Services

APPROVED AS TO RISK ASSESSMENT:

County Risk Manager



AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

- Consent Departmental Correspondence Action Public Hearing
 Schedule time for Closed Session Informational

For Clerk's Use Only: AGENDA NUMBER 10
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FROM: Public Works Department

FOR THE BOARD MEETING OF: March 17, 2015

SUBJECT: Approval of Amendment No. 4 to the master agreement between the County of Inyo and Wadell Engineering Corporation (WEC) of Burlingame, California for providing on-call Airport Engineering and Planning Services, for performing construction support services for the Bishop Airport – Airfield Lighting, Signing, and Visual Aids Rehabilitation Project.

DEPARTMENTAL RECOMMENDATIONS:

1. Request your board approve Amendment No. 4 between the County of Inyo and WEC for airport planning services in an amount not to exceed \$127,055.00, increasing the total contract amount from \$1,006,570.00 to \$1,133,625.00; and,
2. Authorize the chairperson to execute Amendment No. 4, contingent upon obtaining appropriate signatures; and upon adoption of future budgets.

CAO RECOMMENDATION:

SUMMARY DISCUSSION:

On June 11, 2013, the County awarded a 5 ½ year master agreement to WEC to provide engineering and planning services for various Airport Improvement Projects on an as-needed basis. This Master Agreement requires Amendments be executed in order to add specific County Airport projects that require WEC services. Previously, your Board has approved three (3) Amendments to this Master Agreement consisting of the following projects:

1. Bishop Airport Runway 16-34 Pavement Reconstruction (design only) and Airfield Lighting, Signing, and Visual Aids Rehabilitation Project (design only); Bishop Airport Master Plan Update and Airport Layout Plan;
2. Lone Pine Airport – Automated Weather Observing System (AWOS AV) project (design and construction support); and,
3. Lone Pine Airport – Master Plan Update and Airport Layout Plan (report preparation).

At the September 9, 2014 meeting of the Board of Supervisors, the Board authorized the Public Works Director to sign Federal Aviation Administration (FAA) Airport Improvement Program (AIP) Grant Offer No. 3-06-0126-009-2014 to fund 90% of the cost for constructing the Bishop Airport – Airfield Lighting, Signing, and Visual Aids Rehabilitation Project.

On October 21, 2014, your Board approved the construction contract for the project to RB Development, of Big Bear City, CA, in the amount of \$2,592,720.40. This project consists of constructing (furnishing and installing) lighting, signing, and visual aid equipment and electrical ductwork/conductors on all airfield areas at Bishop Airport (runways, taxiways, aprons). Anticipated benefits from this project include a new and reliable airfield lighting system, signage, and runway visual aid devices that comply with current FAA standards, and at locations which will allow for future runway pavement rehabilitation projects.

If approved, this Amendment No. 4 would provide Construction Support Services during the current construction phase of the project. These services include, but are not limited to, assisting the County in filing and processing FAA forms as needed, organization and attendance at the pre-construction conference, reviewing and processing of contractor materials submittals, WEC site visits to monitor/inspect the work to ensure compliance to contract documents, review of quantities and contractor payment requests, field order and change order processing, final punch list preparation, final inspection and preparation of record drawings and final engineer's report, and other items as noted in the attached Amendment No. 4, Attachment A-4 "Scope Of Work."

March 17, 2015

Agenda Request Form: Amendment No. 4 – Wadell Engineering Corporation

Page 2 of 2

Project costs will be funded through the Public Works Department Budget Unit 630303, Bishop *Airport Improvement Projects*, with object codes for expenditures and revenues as shown below:

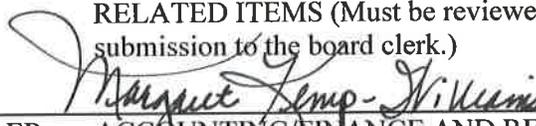
Funding Source	Expenditure Object Code	Revenue Object Code
FAA Grant	5265	4555
CDA Matching Grant	5265	4498
County	5124	4998

ALTERNATIVES: The Board could choose not to approve the Amendment No. 4 to provide construction support services for the current Bishop Airport – Airfield Lighting, Signing, and Visual Aids Rehabilitation Project. This is not recommended, because this project is currently funded by the FAA.

OTHER AGENCY INVOLVEMENT:

The auditor's office to make payments to the consultant after Contract Amendment No. 4 is executed; and, County counsel to review and approve Amendment No. 4 to the Contract.

FINANCING: Up to 90% of the cost for Amendment No. 4 will be reimbursed by the FAA grant, and up to 4.5% of the FAA Grant amount will be reimbursed by a recently obtained CDA grant. The remaining costs will be funded by an in-kind match from the Public Works Department Budget Unit 630303, Bishop Airport Improvement Projects. The FAA and CDA grants require reimbursement to local agencies upon submittal of progress invoices for expenditures actually made. Therefore, this grant will require a temporary loan.

APPROVALS	
COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS (Must be reviewed and approved by County Council prior to submission to the board clerk.)  Approved: <input checked="" type="checkbox"/> Date <u>03/07/15</u>
AUDITOR/CONTROLLER	ACCOUNTING/FINANCE AND RELATED ITEMS (Must be reviewed and approved by the auditor/controller prior to submission to the board clerk.)  Approved: <u>eps</u> Date <u>3/11/2015</u>
PERSONNEL DIRECTOR	PERSONNEL AND RELATED ITEMS (Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.) Approved: _____ Date _____

DEPARTMENT HEAD SIGNATURE:
(Not to be signed until all approvals are received) Clint A. Quitten Date: 3-11-15
by Denise M. Hayden

**AMENDMENT NO. 4
TO THE
AGREEMENT BETWEEN THE COUNTY OF INYO AND
Wadell Engineering Corporation
FOR THE PROVISION OF ON-CALL AIRPORT ENGINEERING AND PLANNING SERVICES

BISHOP AIRPORT
CONSTRUCTION SUPPORT SERVICES
11500(Airfield Lighting, Signing, and Visual Aids Rehabilitation Project)**

WHEREAS, the County of Inyo (hereinafter referred to as "County") and Wadell Engineering Corporation of Burlingame, California (hereinafter referred to as "Consultant"), have entered into an Agreement for the provision of engineering and planning services dated June 11, 2013, on County of Inyo Standard Contract No. 156, for the term from June 18, 2013 to December 30, 2018.

WHEREAS, County and Consultant do desire and consent to amend such Agreement as set forth below:

WHEREAS, such Agreement provides that it may be modified, amended, changed, added to, or subtracted from, by the mutual consent of the parties thereto, if such amendment or change is in written form, and executed with the same formalities as such Agreement, and attached to the original Agreement to maintain continuity.

County and Consultant hereby amend such Agreement as follows:

1. Section 3D, Limit upon amount payable under Agreement. The first sentence is revised as follows:

"The total sum of all payments made by the County to Consultant for services and work performed under this Agreement shall not exceed one million, one hundred thirty three thousand, six hundred twenty five dollars and no cents (\$1,133,625.00) (hereinafter referred to as "Contract limit").
2. Attachment A to the Contract, Scope of Work, shall be revised to include the additional tasks required for Construction Support Services for the Bishop Airport - Airfield Lighting, Signing, and Visual Aids Rehabilitation Project, as described in Wadell Engineering Corporation's proposal entitled Scope of Work, Bishop Airport Airfield Lighting Construction Support Services, which is included in Attachment A-4 to the Contract.
3. Wadell Engineering Corporation's fee for the scope of work described in Attachment A-4 to the Contract shall be the lump-sum, fixed-price fee of \$127,055.

The effective date of this amendment to the Agreement is February 24, 2015.

All other terms and conditions of the Agreement are unchanged and shall remain the same.

**AMENDMENT NO. 4
TO THE
AGREEMENT BETWEEN THE COUNTY OF INYO AND
Wadell Engineering Corporation
FOR THE PROVISION OF ON-CALL AIRPORT ENGINEERING AND PLANNING SERVICES**

**BISHOP AIRPORT
CONSTRUCTION SUPPORT SERVICES
(Airfield Lighting, Signing, and Visual Aids Rehabilitation Project)**

IN WITNESS THEREOF, THE PARTIES HERETO HAVE SET THEIR HANDS AND SEALS THIS
____ DAY OF _____, 2015.

COUNTY OF INYO

CONSULTANT

By: _____

By: Robert P. Wadell

Dated: _____

Dated: 3-2-2015

Taxpayer's Identification Number:

APPROVED AS TO FORM AND
LEGALITY:

94-2250346

Margaret Kemp-Williams
County Counsel

APPROVED AS TO ACCOUNTING
FORM:

[Signature]
County Auditor

APPROVED AS TO PERSONNEL
REQUIREMENTS:

Director of Personnel Services

APPROVED AS TO RISK ASSESSMENT:

County Risk Manager

**AGREEMENT BETWEEN THE COUNTY OF INYO AND
Wadell Engineering Corporation
FOR THE PROVISION OF ON-CALL AIRPORT ENGINEERING AND PLANNING
SERVICES**

**BISHOP AIRPORT
AIRFIELD LIGHTING, SIGNING, AND VISUAL AIDS REHABILITATION PROJECT
CONSTRUCTION SUPPORT SERVICES**

TERM:
FROM: June 18, 2013 **TO:** December 30, 2018

SCOPE OF WORK:

The scope of work described in the original contract, dated June 11, 2013, is revised to include additional tasks required for **Construction Support Services** for the Bishop Airport - Airfield Lighting, Signing, and Visual Aids Rehabilitation Project. The scope of services and lump-sum fixed-price fee for these services shall be in general accordance with Wadell Engineering Corporation's proposal entitled SCOPE OF WORK, Bishop Airport Airfield Lighting, Signing, and Visual Aids Rehabilitation Project - Construction Support Services, which is included in this Attachment A-4.

**SCOPE OF WORK
BISHOP AIRPORT
AIRFIELD LIGHTING, SIGNING, AND VISUAL AIDS REHABILITATION PROJECT
CONSTRUCTION SUPPORT SERVICES
AIP #3-06-0024-016-2014**

SCOPE OF SERVICES:

The CONSULTANT will provide part time construction observation and contract administration services for the Bishop Airport Airfield Lighting Project. The services include monitoring the construction project to determine if the construction is in accordance with the plans and specifications. Up to 15 site visits will be provided. The OWNER will provide day to day periodic site visits to observe construction utilizing OWNER engineers/inspectors. Under direction and guidance from CONSULTANT, OWNER shall perform all on site wage rate interviews and collect and evaluate certified payrolls for compliance, and will prepare all weekly reports for submittal to the FAA. The CONSULTANT will incorporate OWNER reporting as appropriate in the final project documents.

The CONSULTANT services include assisting the OWNER in the filing of NOTAMS as needed, filing and processing FAA 7460-1 forms as needed, organization and attendance at the preconstruction conference, preparation of preconstruction meeting minutes, review of contractor construction management program, coordinating the notice to proceed, review and processing of contractor submittals and requests for information, on-site construction observation during critical work periods, office support during construction, review and acceptance of contractor work schedule, review of contractor work relative to plans and specifications, review of quantities and payment requests, field order and change order processing, pre-final construction punch list during a site visit, final inspection and preparation of record drawings based on contractor furnished as-built submittals, and final engineer's report.

CONSULTANT and OWNER are not responsible for the construction means, methods, techniques, sequences, and safety at the site. The construction contractor has sole responsibility for these activities. The Consultant is a design professional firm that provides no construction or building services.

SCHEDULE OF SERVICES:

The construction contractor is allowed 180 calendar days for performance of the work. The Construction Support Services shall be undertaken after receipt of the executed consultant contract amendment and shall continue until 60 days after final inspection and closeout of the construction contract by the OWNER.

COMPENSATION:

The OWNER agrees to pay CONSULTANT for services performed under the conditions of this agreement the lump sum fixed price amount of One Hundred Twenty Seven Thousand Fifty Five Dollars and no cents (\$127,055.00) for the Construction Support Services. The compensation includes reimbursement for all labor, travel, lodging, meals, and supplies during the construction phase.

END OF DOCUMENT



AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

- Consent
 Departmental
 Correspondence Action
 Public Hearing
 Schedule time for
 Closed Session
 Informational

For Clerk's Use Only:
AGENDA NUMBER
/ /

FROM: Public Works Department

FOR THE BOARD MEETING OF: March 17, 2015

SUBJECT: Authorize the Public Works Director to sign the "right of entry" documents provided by the Los Angeles Department of Water and Power for the Walker Creek and Carroll Creek bridge projects.

DEPARTMENTAL RECOMMENDATIONS:

1. Authorize the Public Works Director, to sign a "right of entry" agreement provided by the Los Angeles Department of Water and Power. This right to enter agreement is specific to the Walker Creek and Carroll Creek bridge projects.

CAO RECOMMENDATION:

SUMMARY DISCUSSION: The Public Works Department is currently working with the Los Angeles Department of Water and Power for permission, i.e. right of entry, to allow our consultants, Panorama Environmental, Inc. to conduct the appropriate biological studies for the Walker Creek and Carroll Creek bridge projects. The biological studies are seasonally dependent and need to be conducted between April 1, 2015 and May 31, 2015. If these studies cannot be conducted during this two month window, then the County would need to wait until the following year in order to conduct the surveys. This would put the County a year behind on the projects. Authorizing the Public Works Director to sign the "right of entry" agreement would help to insure that the studies could move forward and that the county could stay on schedule with these two bridge projects. If the Public Works Department waits until they receive the "right of entry" document from Los Angeles Department of Public Works and then places it on the Board Agenda, it could possibly narrow or eliminate the two month window needed for the studies to be conducted. This is partly due to the five Tuesday month of March.

ALTERNATIVES:

The Board could choose not to allow the Public Works Director to sign the "right of entry" document from Los Angeles Department of Water and Power. In that case, the county may not be able to conduct the biological studies needed to move these projects forward within the given two month window. This is not advised as the delays could mean higher costs in the future or possibly result in a loss of funding which could jeopardize the project entirely.

OTHER AGENCY INVOLVEMENT:

County counsel to review and approve the Agenda Request and the "right of entry" agreement from Los Angeles Department of Water and Power.

FINANCING:

There are no financial impacts from the Board authorizing the Public Works Director to sign the "right of entry" agreement.

APPROVALS

COUNTY COUNSEL:

AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS (Must be reviewed and approved by County Counsel prior to submission to the board clerk.)

Margaret Kemp-Williams

Approved: ✓ Date 03/10/15

AUDITOR/CONTROLLER

ACCOUNTING/FINANCE AND RELATED ITEMS (Must be reviewed and approved by the auditor/controller prior to submission to the board clerk.)

Approved: _____ Date _____

PERSONNEL DIRECTOR

PERSONNEL AND RELATED ITEMS (Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.)

Approved: _____ Date _____

DEPARTMENT HEAD SIGNATURE:

(Not to be signed until all approvals are received)

Clint A. Quilter

Date: 3-11-15

By Denise M. Hayden



AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only: AGENDA NUMBER 12
--

- Consent Departmental Correspondence Action Public Hearing
 Scheduled Time for Closed Session Informational

FROM: Water Department

FOR THE BOARD MEETING OF: March 17, 2015

SUBJECT: Consideration of reduction in irrigation on Los Angeles land in West Bishop

DEPARTMENTAL RECOMMENDATION:

In order to facilitate better management of drought-condition flows in Bishop Creek, the Water Department requests that your Board consider agreeing that the Standing Committee may approve a one-year reduction of 23% in irrigation on Los Angeles-owned land in Bishop upstream of the Bishop Creek Canal that is irrigated from Bishop Creek, and direct the County's Standing Committee members accordingly. It is recommended that this approval be contingent on LADWP's Owens Valley runoff forecast for April 1, 2015 through March 31, 2016 be less than 75% of normal runoff and LADWP agree that the irrigation reductions will be managed equitably and in consideration of the business and operational needs of individual lessees.

SUMMARY DISCUSSION:

The Water Department sent a letter (attached) to LADWP asking how much irrigation would be reduced if flows in Bishop Creek were modified to provide a more continuous flow throughout the year. LADWP staff evaluated the question and provided the attached reply. The recommendation is based on LADWP's evaluation. See the attached staff report for background.

Attachments: Staff Report
Letter from Water Department to LADWP, November 17, 2014.
Letter from LADWP to Water Department, March 4, 2015.

FINANCING:

None required.

ALTERNATIVES:

Do not approve a reduction in irrigation, approve a reduction in irrigation other than as recommended, or direct staff to develop an alternative recommendation.

OTHER AGENCY INVOLVEMENT:

LADWP, Southern California Edison, Bishop Creek Water Association

APPROVALS

COUNTY COUNSEL: N/A	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS (Must be reviewed and approved by county counsel prior to submission to the board clerk.) Approved: _____ Date _____
AUDITOR/CONTROLLER: N/A	ACCOUNTING/FINANCE AND RELATED ITEMS (Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.) Approved: _____ Date _____
PERSONNEL DIRECTOR: N/A	PERSONNEL AND RELATED ITEMS (Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.) Approved: _____ Date _____

DEPARTMENT HEAD SIGNATURE:
(Not to be signed until all approvals are received)



Date: 3/5/15



Staff Report

To: County of Inyo Board of Supervisors

From: Water Department staff

Date: March 17, 2015

Re: Recommendation to agree that the Standing Committee may approve a one-year reduction of irrigation on the Bishop Cone during the 2015-2016 runoff-year.

Introduction. This report provides background related to the Water Department's recommendation concerning irrigation on the Bishop Cone. The recommendation is that during the 2015-2016 runoff-year (April 1 – March 31), irrigation be reduced by 23% on Los Angeles-owned land irrigated from Bishop Creek located upstream of the Bishop Creek Canal, contingent on the 2015-2016 Owens Valley April 1 runoff forecast being less than 75% of normal.

The Inyo/Los Angeles Long-Term Water Agreement (“Water Agreement”) provides for continued irrigation on certain land in Owens Valley. The Water Agreement also provides that irrigation may be reduced during dry years, if the Inyo County Board of Supervisors and the LADWP Board, acting through the Standing Committee, approve such reductions. It is intended that agreement by your Board to reduce irrigation on certain lands will facilitate better management of Bishop Creek flows by LADWP and SCE.

The proposed reduction in irrigation, if approved, would:

- Indicate the County's approval that the Water Agreement's requirements for irrigation would be reduced by 23% on approximately 2,300 acres of irrigated LADWP land in West Bishop.
- Reduce irrigation on these lands by approximately 2,520 acre-feet.
- Provide an amount of irrigation similar to past dry years.
- Be in effect for April 1, 2015 through March 31, 2016.
- Be an appropriate response to ongoing drought conditions.

The recommended reduction in irrigation is part of an effort to better manage flows in Bishop Creek during this ongoing drought. During the 2013 and 2014 irrigation seasons, low runoff, low storage in South Lake and Lake Sabrina, and a Court-mandate to maintain certain flows below Southern California Edison's (SCE) Plant #6 have resulted in insufficient water in Bishop Creek to maintain flows in West Bishop irrigation ditches in the fall and winter. Various parties have suggested that the Court-mandated flows in the Chandler Decree prevent optimal management of Bishop Creek flows during drought years. The recommended reduction in

irrigation may allow LADWP and Southern California Edison (SCE) to agree on a better schedule of flows than the schedule mandated by the Chandler Decree.

Water Agreement and Green Book provisions for reducing irrigation during dry years.

The Water Agreement requires that LADWP maintain irrigation on their lands that were irrigated in 1981. Water Agreement Section IV.A sets out the provisions for Los Angeles-owned lands provided with water (Type E vegetation). These lands have protections against decreases and changes in vegetation similar to the protections provided to groundwater-dependent vegetation communities (Types B, C, and D):

[Irrigated] lands will be supplied with water and will be managed to avoid causing significant decreases and changes in vegetation from vegetation conditions which existed on such lands during the 1981-82 runoff year. Significant decreases and changes in vegetation will be determined as set forth in the management goals for Type B, C, and D vegetation; however, conversion of cultivated land by the Department or its lessee to other irrigated uses shall not be considered a significant decrease or change. Another primary goal is to avoid significant decreases in recreational uses and wildlife habitats that in the past have been dependent on water supplied by the Department.

Section IV.A also requires irrigated lands continue to be supplied with water such that water related uses existing in runoff year 1981-1982 can continue:

The Department shall continue to provide water for Los Angeles-owned lands in Inyo County in an amount sufficient so that the water related uses of such lands that were made during the 1981-82 runoff year can continue to be made. The Department shall continue to provide water to Los Angeles-owned lands in the Olancho/Cartago area such that the lands that have received water in the past will continue to receive water. Additionally, the Department shall provide water to any enhancement/mitigation projects added since 1981-1982, unless the Inyo County Board of Supervisors and the Department agree to reduce or eliminate such water supply.

Section IV.A allows that irrigation supply may be reduced, but only with the approval of the Board of Supervisors:

It is recognized that successive dry years could result in insufficient water to meet all needs. During periods of dry year water shortages, the Technical Group will evaluate existing conditions. A program providing for reasonable reduction in irrigation water supply for Los Angeles-owned lands in the Owens Valley and for enhancement/mitigation projects may be implemented if such a program is approved by the Inyo County Board of Supervisors and the Department, acting through the Standing Committee.

The Green Book requires that if a significant change or decrease in vegetation occurs on irrigated land because of a reduction in water supply, then the water supply will be increased, unless the reduction was agreed to by the County and LADWP:

If a significant decrease or change in vegetation conditions from those which existed during the 1981/82 runoff year is projected to occur because of a reduction in the supply of water to the affected lands, and the reduction is not a result of an agreement of the parties pursuant to Section IV.A of the Agreement, if feasible, the supply of water will be immediately increased to avoid such a decrease or change.

Evaluation of drought conditions. Drought conditions have prevailed in Owens Valley and throughout the State for the past three years and it appears that there will be a fourth consecutive dry year. The factors relevant to the Technical Group's evaluation of drought conditions are given in LADWP's Annual Operations Plans for Runoff Year 2014-15 and in ongoing reporting of seasonal snowpack accumulation.

The Green Book identifies factors to be considered when determining whether irrigation should be reduced:

...a program to reduce the amount of irrigation water supply for Los Angeles-owned lands may be implemented if such a program is approved by the County Board of Supervisors and the Department. Factors that will be considered in determining if such a program is to be implemented include: 1) water use, supply, and conservation in Los Angeles; 2) flows in the Los Angeles Aqueduct System; 3) surface water runoff conditions; 4) level of groundwater extractions; and 5) extent of well turnoffs implemented for purposes of environmental protection.

The various factors identified in the Green Book are principally related to Los Angeles's water use and water supply. Water for Los Angeles comes from a combination of sources including the Eastern Sierra, the Colorado River, the Sacramento-San Joaquin Valley, and local groundwater. Water supply for Los Angeles from Los Angeles Aqueduct in runoff-year 2014-2015 was expected to be 37,546 acre-feet (AF) according to LADWP's Annual Operations Plan, or about 7% of Los Angeles's expected needs. This amount would be the lowest on record spanning back to 1935. This year's runoff for Owens Valley was forecast to be 50% of normal, slightly less than the two prior driest years on record, 1961 and 1990, which had 52% of normal runoff. Groundwater extraction by LADWP for 2014-2015 will be about 67,959 AF for the Owens Valley. For context, for the period 1991-2011, pumping averaged about 73,000 acre-feet/year (AFY). Six on/off monitoring sites are in on status (out of 22), which, with exempt wells, provided a pumping capacity of 134,411 AF for runoff year 2014. As of March 3, 2015, the snowpack in the Southern Sierra is reported by the Department of Water Resources to be at 22% of normal for that date. LADWP staff reports that "phase II" watering restrictions are in place in Los Angeles prohibiting or restricting various outdoor water uses. According to the State Water Resources Control Board, per capita daily water use in Los Angeles is reported to be 70 gallons per day in January 2015, a reduction of 1.1% from January 2014.

The Chandler Decree and Bishop Creek flows. The Court mandated flows below Plant #6 arise from the Chandler Decree. The Chandler Decree is a final decree from the Federal District Court, issued in 1922, resolving litigation between hydropower operators on upper Bishop Creek (the plaintiffs, the Hillside Water Company, et al.) and irrigators on lower Bishop Creek (the defendants, William A. Trickey, et al.). The principal effect of the Chandler Decree is to set a schedule of required flows on Bishop Creek below Plant #6 that the reservoir operators are required to maintain during the irrigation season (Table 1). The requirements of the Chandler Decree apply to "successors in interest" to the litigants, that is, the Chandler Decree applies to today's owners of the properties involved in the litigation. Many of the properties and water rights owned by the defendants were bought by the City of Los Angeles in the 1920's and 1930's. Many of the defendants' properties that were not bought by Los Angeles were later subdivided for residential development, and the subdivided properties are now part of the Bishop Creek Water Association. The properties and water rights of the plaintiffs are presently owned

by Southern California Edison; thus, under the Chandler Decree, SCE is required to maintain flows below Plant #6 at or above the rates given in Table 1.

Table 1. Chandler Decree irrigation season flow requirements below Plant #6 and proposed flow requirements (cubic feet per second).

Period	Average daily flow mandated by Chandler Decree	Proposed flows
April 1-15	44	44
April 16-30	68	68
May 1-15	87	87
May 16-31	98	90
June	106	90
July	106	90
August	106	90
September 1-15	76	76
September 16-30	58	53

During dry years such as 2013 and 2014, the flows below Plant #6 mandated by the Chandler Decree result in high flows in the early part of the irrigation season and insufficient water to meet the flow requirements during the latter part of the irrigation season. This results in high flows during the early summer and low flows during the fall and winter in the Bishop Creek Water Association's network of ditches, which has caused multiple problems for the Water Association's members. Early-season high flows have resulted in unusually high water tables, which flood basements and crawl spaces, and saturate lawns, tree roots, foundations, and road beds. Low flows in the fall and winter have resulted in unusually low water tables, which have caused domestic wells to become inoperable and diminished availability of water for homeowners' landscape water features.

At meetings of the Bishop Creek Water Association, the Association members have discussed the possibility of deviating from the Chandler Decree's mandated flows in Table 1 to maintain a more constant flow in Bishop Creek Water Association's ditches. If less water was released early in the irrigation season, more water would be available later in the season, which may remedy some of the problems that have occurred over the past two years. SCE has asserted that they are bound by the Chandler Decree, and would not consider deviating from the decreed flows unless LADWP concurred, in writing, that SCE may intentionally deviate from the Chandler Decree flows. LADWP has stated that they cannot take a position on SCE deviating from the decreed flows unless the County agreed to concomitant reductions in irrigation from Bishop Creek that would occur under a revised flow schedule. Water Department staff has discussed this matter with LADWP staff, and concluded that the revised flow schedule given in Table 1 would reserve 3,352 acre-feet in reservoir storage for later release, if sufficient runoff is available, and result in a 23% reduction in irrigation deliveries to LADWP irrigated leases served

by Bishop Creek. As noted by LADWP in their March 4, 2015 letter, there is considerable uncertainty in how various hydrologic factors will affect stream flows and water availability.

The reduction in irrigation would affect about 2,300 acres of irrigated land (2,281 acres according to Bishop Cone Audit data; 2,339 acres according to GIS data). Figure 1 shows LADWP irrigated (Type E) land affected by flows in Bishop Creek. The Bishop Creek Canal diverts water from the Owens River to lands north and east of Bishop. Irrigation in areas that can be supplied by the Bishop Creek Canal is not dependent on Bishop Creek, because water from the Owens River can be supplied. LADWP irrigation leases accounted for in the Bishop Cone audit in the area of the Bishop Cone supplied by Bishop Creek are allocated 10,958 AFY. In 2013, a dry year, net irrigation on these leases was 8,785 AF, 20% below the amount allotted, and in 2011, the most recent wet year, they received 12,241 AF, somewhat above the amount allotted. A 23% reduction in irrigation would reduce the allotment by 2,520 AF to 8,438 AF. 2013.

Recommendation. It is recommended that your Board, pursuant to Water Agreement Section IV.A, agree that the Standing Committee may approve a one-year reduction during the 2015-2016 runoff-year (April 1, 2015 – March 31, 2016), whereby irrigation may be reduced by 23% on Los Angeles-owned land irrigated from Bishop Creek located upstream of the Bishop Creek Canal, contingent on the 2015-2016 Owens Valley April 1 runoff forecast being less than 75% of normal and that LADWP agree that the irrigation reductions will be managed equitably and in consideration of the business and operational needs of individual lessees. This approval does not set a precedent or in any way bind the County concerning future reductions in irrigation due to dry year conditions.

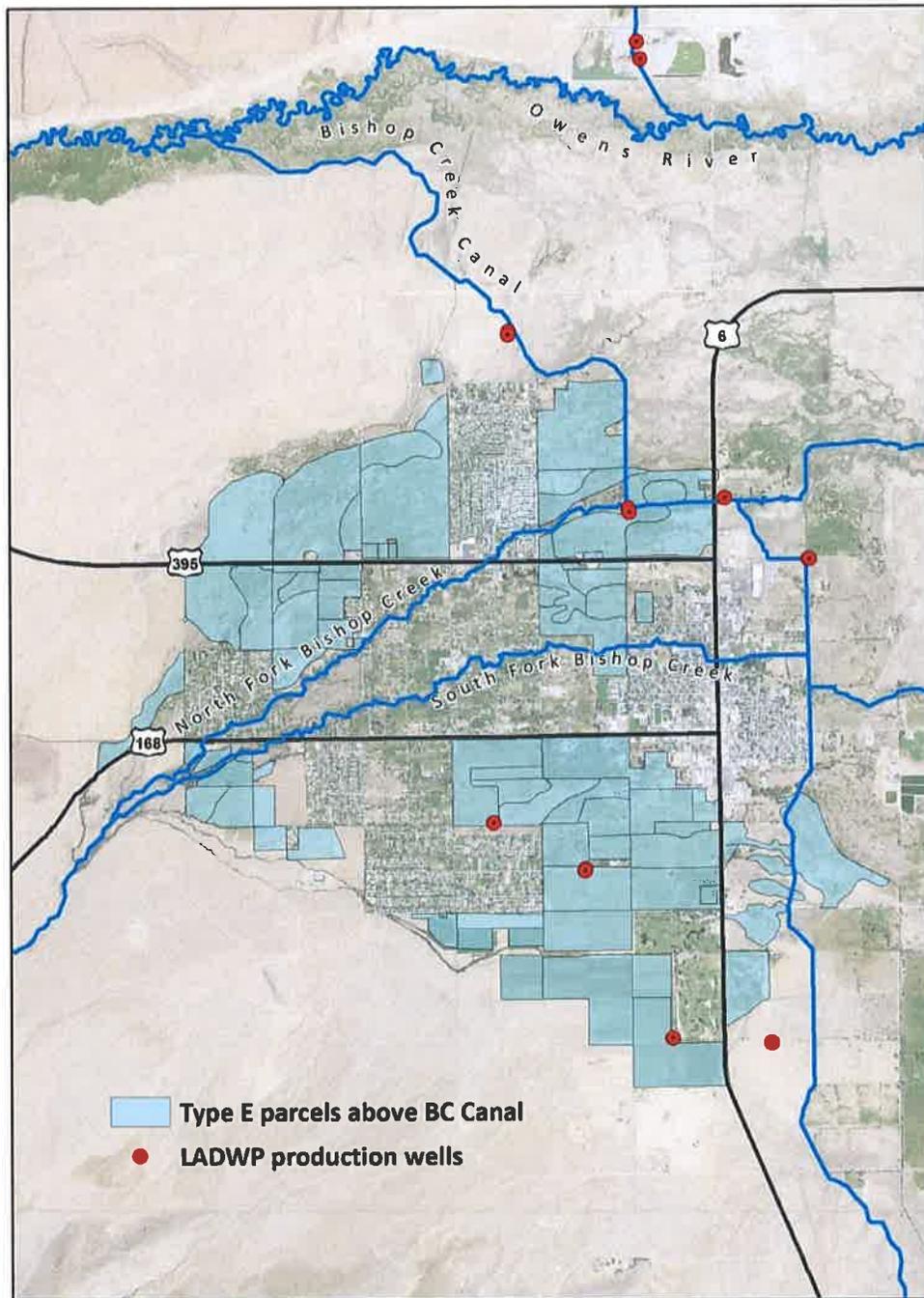


Figure 1. Irrigated (Type E) LADWP land situated above the Bishop Creek Canal.

Los Angeles  Department of Water & Power

ERIC GARCETTI
Mayor

Commission
MEL LEVINE, *President*
WILLIAM W. FUNDERBURK JR., *Vice President*
JILL BANKS BARAD
MICHAEL F. FLEMING
CHRISTINA E. NOONAN
BARBARA E. MOSCHOS, *Secretary*

MARCIE L. EDWARDS
General Manager

March 4, 2015

Dr. Robert Harrington, Director
Inyo County Water Department
P.O. Box 337
Independence, CA 93526-0337
Dear Dr. Harrington:

Subject: Bishop Creek Flow Evaluation

In response to your letter dated November 17, 2014, regarding the flows on Bishop Creek, the Los Angeles Department of Water and Power (LADWP) conducted a study to evaluate the effects of altering the Bishop Creek flow schedule. Specifically, LADWP reviewed the option stated in the letter noted above as follows:

"To evaluate the effects of altering the Bishop Creek flow schedule, we request that LADWP determine how water use on Los Angeles-owned lands in the Bishop area would be affected if during years with 75% or less than normal runoff, flows below Plant #6 were held to Bishop Creek natural flows during April, 75 cubic feet per second from May 1 through September 15, and natural flows during September 16-30."

In order to evaluate these flows, LADWP used the runoff year of 2014-15 as a baseline for irrigation uses supplied from Bishop Creek. Runoff year 2014-15 was the third consecutive drought year and extremely low runoff caused flows to be delivered below the minimum defined in the Chandler Decree during July and August of 2014. The Bishop Creek flows for the 2014-15 irrigation season totaled 83% of the Chandler Decree minimums and these flows resulted in a 31% reduction of water supply for irrigation to City of Los Angeles owned Type E lands from Bishop Creek. By extrapolating from the baseline 2014-15 runoff year, LADWP estimates implementing the flow schedule outlined in your letter would result in an approximate 39% reduction in irrigation to Type E lands supplied by Bishop Creek (as shown in the table below). LADWP also analyzed another option (Option B), where Bishop Creek Flows would partially match Chandler Decree minimums, except the flows would not exceed 90 cfs. Under this scenario the reduction in supply for irrigation to Type E lands would be approximately 23%.

Los Angeles Aqueduct Centennial Celebrating 100 Years of Water 1913-2013

Bishop, California mailing address: 300 Mandich Street • Bishop, CA 93514-3449 • Telephone: (760) 873-0208 • Fax: (760) 873-0266
111 North Hope Street, Los Angeles, CA 90012-2607 Mailing address: Box 51111, Los Angeles, CA 90051-5700
Telephone: (213) 367-4211 www.LADWP.com

FILE COPY



(760) 878-0001
FAX: (760) 878-2552

EMAIL: mail@inyowater.org
WEB: <http://www.inyowater.org>

P.O. Box 337
135 South Jackson Street
Independence, CA 93526

**COUNTY OF INYO
WATER DEPARTMENT**

November 17, 2014

Mr. Jim Yannotta, Aqueduct Manager
Los Angeles Department of Water and Power
300 Mandich Street
Bishop, California 93514

Subject: Bishop Creek flows

Dear Mr. Yannotta:

Based on LADWP's statements over the past year, we have come to understand that LADWP will not consider alterations to management of flows in Bishop Creek below Plant #6 unless the County and LADWP reach agreement on reductions to irrigation on the Bishop Cone. While various parties have suggested that deviations from the Court-mandated flows of the Chandler Decree may be a solution to dry-year management of Bishop Creek flows, we understand that LADWP is concerned that such a change could be construed to violate the Inyo/Los Angeles Long Term Water Agreement's (LTWA) provisions for maintaining past practices of canal operations and provisions for supplying water to irrigated lands.

The County does not believe that the LTWA should be an impediment to solving problems. There are provisions in the LTWA for reducing irrigation water supply during dry-year conditions through agreement by LADWP and the Inyo County Board of Supervisors acting through the Standing Committee.

To facilitate a solution that balances water supplies and uses on the Bishop Cone, the County seeks more information related to the ramifications of any change to Bishop Creek flow management. The County believes that all concerned parties need a full understanding of how Bishop Creek flows would be managed, and how irrigation and other uses would be affected. The amount of reduction in irrigation water supply presumably would depend on how Bishop Creek flows are altered during dry-year conditions.

To evaluate the effects of altering the Bishop Creek flow schedule, we request that LADWP determine how water use on Los Angeles-owned lands in the Bishop area would be affected if during years with



AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only: AGENDA NUMBER 13

- Consent Departmental Correspondence Action Public Hearing
 Scheduled Time for Closed Session Informational

FROM: Water Department

FOR THE BOARD MEETING OF: March 17, 2015

SUBJECT: Consideration of letter to California Department of Water Resources concerning revisions to groundwater basin boundaries.

DEPARTMENTAL RECOMMENDATION:

The Water Department recommends that your Board approve sending the attached letter concerning revisions to groundwater basin boundaries to the California Department of Water Resources, and direct the Chairman to sign.

SUMMARY DISCUSSION:

The Sustainable Groundwater Management Act (SGMA), adopted by California in 2014, establishes groundwater basins as the management unit for implementation of the SGMA, and allows that local agencies may request that California Department of Water Resources (DWR) revise groundwater basin boundaries. Groundwater basin boundaries are defined in DWR Bulletin 118 ("California's Groundwater"), and the SGMA requires that the DWR adopt regulations establishing the methods and criteria for evaluating proposed basin boundary modifications. The SGMA requires DWR to establish these regulations by January 1, 2016.

The Owens Valley Groundwater Basin extends from south of Owens Lake through Chalfant and Hamill Valleys, to the Nevada border near Montgomery Pass. The SGMA grants the Mono County Tri-Valley Groundwater Management District (TVGMD) exclusive authority to assume the role of groundwater management agency (GSA) and manage groundwater within their boundaries, which are the Mono County portion of the Owens Valley Groundwater Basin. In the Inyo County portion of the basin, a different GSA will need to be established, either County of Inyo or some other local entity. In order to establish GSA's throughout the Owens Valley Groundwater Basin, it may be desirable to propose to DWR that Owens Valley be divided into two groundwater basins, one encompassing the Owens Valley proper, and a northern basin encompassing Chalfant, Hamill, and Benton valleys.

The draft letter is a joint letter from County of Inyo and TVGMD to DWR requesting that DWR consider political, administrative, and jurisdictional efficacy, as well as hydrogeologic factors, when developing regulations concerning basin boundary modifications.

FINANCING:

None required.

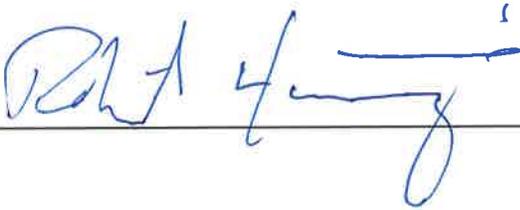
ALTERNATIVES:

Modify draft letter, or send a letter separately from TVGMD, or do not send a letter on this matter.

OTHER AGENCY INVOLVEMENT:

Mono County Tri-Valley Groundwater Management District, Mono County, California Department of Water Resources

<u>APPROVALS</u>	
COUNTY COUNSEL: N/A	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS (Must be reviewed and approved by county counsel prior to submission to the board clerk.) Approved: _____ Date _____
AUDITOR/CONTROLLER: N/A	ACCOUNTING/FINANCE AND RELATED ITEMS (Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.) Approved: _____ Date _____
PERSONNEL DIRECTOR: N/A	PERSONNEL AND RELATED ITEMS (Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.) Approved: _____ Date _____

DEPARTMENT HEAD SIGNATURE:  Date: 3/11/15
(Not to be signed until all approvals are received)



Tri-Valley Groundwater Management District
P.O. Box 936
Benton, CA 93512

BOARD OF SUPERVISORS
COUNTY OF INYO
P. O. BOX N • INDEPENDENCE, CALIFORNIA 93526
TELEPHONE (760) 878-0373 • FAX (760) 878-2241
e-mail: pgunsolley@inyocounty.us

Mark Cowin, Director
California Department of Water Resources
P.O. Box 942836
Sacramento, California 94236-0001

Re: Regulations Regarding Groundwater Basin Boundary Adjustments

Dear Mr. Cowin:

This letter is submitted jointly by the governing boards of the Mono County Tri-Valley Groundwater Management District (the "District") and the County of Inyo ("Inyo") to provide input to the Department of Water Resources (DWR) regarding its development of regulations pursuant to Water Code section 10722.2(b) setting forth the methodology and criteria to be used in evaluating proposed revisions of groundwater basin boundaries under the Sustainable Groundwater Management Act of 2014 (the "Act"). We are submitting this input in anticipation of a future request to revise the boundaries of the Owens Valley Groundwater Basin (6-12), where Chalfant, Hamill, and Benton Valleys would be recognized as a separate basin from the Owens Valley Groundwater Basin.

Inyo is a local agency under the Act that is qualified to serve as the sustainable groundwater management agency for those portions of the Owens Valley Basin, as described in DWR's Bulletin 118, which are located within Inyo County.

The District is a local agency deemed by the Act to be the exclusive sustainable groundwater management agency within its statutory boundaries – which includes those portions of the Owens Valley Basin which are located within Mono County. "Except as provided in paragraph (2), the following agencies created by statute to manage groundwater shall be deemed the exclusive local agencies within their respective statutory boundaries with powers to comply with this part . . . Mono County Tri-valley Groundwater Management District." (Cal. Water Code § 10723 (c)(1)(H).)

Water Code section 10722.2(a) provides direction to DWR for developing regulations to address boundary revisions. Specifically, it provides that a local agency's request for a boundary revision be supported by the following information:

- (1) Information demonstrating that the proposed adjusted basin can be the subject of sustainable groundwater management.

- (2) Technical information regarding the boundaries of, and conditions in, the proposed adjusted basin.
- (3) Information demonstrating that the entity proposing the basin boundary adjustment consulted with interested local agencies and public water systems in the affected basins before filing the proposal with the department.
- (4) Other information the department deems necessary to justify revision of the basin's boundary.

Consistent with the statutory direction in subdivision (a)(1) of section 10722.2, the regulations developed by DWR for use in evaluating a proposed revision to basin boundaries should recognize the following as factors in favor of a basin boundary revision: (1) differences between "governing regimes" within a single currently-defined basin which hinder sustainable groundwater management (e.g., one portion subject to sustainability plan, another portion subject to court judgment or adjudication); (2) significant differences in usage between portions of the same basin which make uniform management more difficult (e.g., overlying use in one region versus export in another); and (3) the difficulties in sustainably managing across political and jurisdictional boundaries (e.g., where a single basin spans county lines).

Additionally, and consistent with the statutory direction provided in subdivision (a)(2) of section 10722.2, the regulations developed by DWR for use in evaluating a proposed revision to basin boundaries should recognize hydrogeologic data and analyses that have become available subsequent to DWR's delineation of current groundwater basin boundaries. Pursuant to subdivisions (b) and (c) of section 10722.2, the methods and criteria developed by DWR should rely on physical conditions and existing water management entities and agreements to determine the likelihood of future sustainable management, and for assessing effects on adjacent basins and determining the history of sustainable management in proposed basins.

Thank you in advance for considering these comments. If you require additional information or have any questions, please contact the District through its legal counsel, Stacey Simon, at 760-924-1704 (ssimon@mono.ca.gov) or Inyo County through its Water Department Director, Bob Harrington, at 760-878-0001 (bharrington@inyocounty.us).

Sincerely,

Richard Moss, Chair
Mono County
Tri-Valley Groundwater Management District

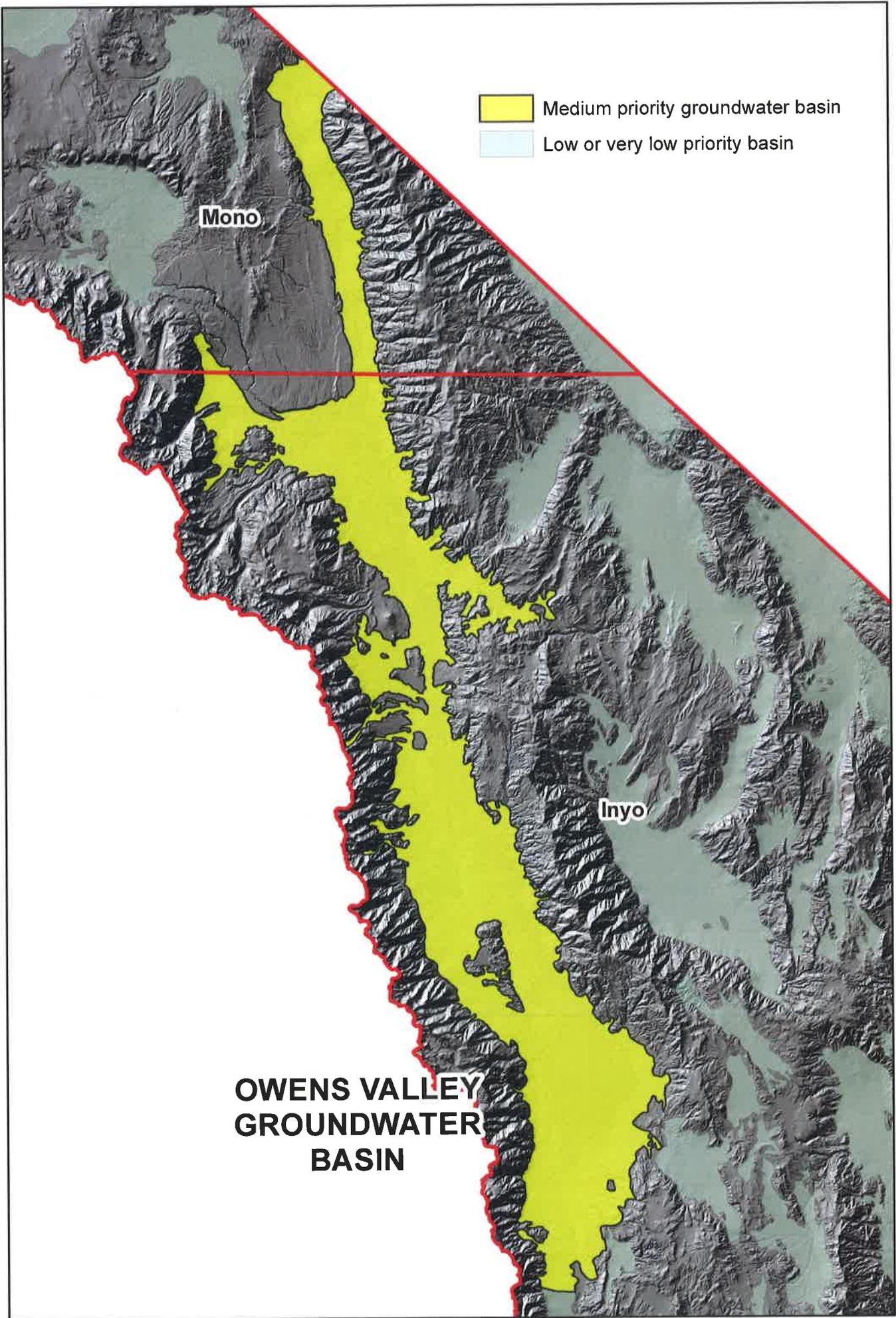
Date

Matt Kingsley, Chair
Inyo County Board of Supervisors

Date

Encl: Map depicting Owens Valley Basin

**Cc: Mary Scruggs, DWR
Mark Norberg, DWR
Bob Pierotti, DWR Southern District
Tim Ross, DWR Southern District
Tri Valley Board of Commissioners
Mono Board of Supervisors
Inyo Board of Supervisors
Inyo Water Commission
Jim Leddy, Mono County CAO
Kevin Carunchio, Inyo County CAO**



- Medium priority groundwater basin
- Low or very low priority basin

Mono

Inyo

**OWENS VALLEY
GROUNDWATER
BASIN**



AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER

14

Consent X Departmental Correspondence Action Public Hearing
 Scheduled Time for Closed Session Informational

FROM: Water Department

FOR THE BOARD MEETING OF: March 17, 2015

SUBJECT: 2015-2016 Fiscal Year Lower Owens River (LORP) Annual Work Plan, Budget, Schedule, and Amendment

DEPARTMENTAL RECOMMENDATION:

The Water Department requests adoption of the 2015-2016 Fiscal Year LORP Annual Work Plan. Adoption is contingent on adoption of same by LADWP.

SUMMARY DISCUSSION:

The 2004 Final Environmental Impact Report for the Lower Owens River Project ("FEIR") Section 2.2.1 provides that in December of each year, the Technical Group will develop and adopt an annual work program for the Lower Owen River Project (LORP) describing work regarding the LORP to be performed in the following fiscal year, including implementation of adaptive management measures. Following adoption by the Technical Group, the work programs will be submitted to the County and LADWP governing boards for approval. Each governing board must approve the plan before this work plan and budget can be implemented.

The 2015-2016 Work Plan was prepared according to the Agreement between the County of Inyo and City of Los Angeles Concerning Operation and Funding of the Lower Owens River Project (Funding Agreement) Sections D, E, and F. On February 12, 2015, the Technical Group agreed on a 2015-2016 Fiscal Year Lower Owens River Project Work Plan, Budget, and Schedule.

In FY 2015-2016 the total cost to fund the LORP is \$588,588. The County will pay \$222,646 from the LORP Trust Account to fund a portion of the LORP related work. This amount is less than LADWP's \$365,942 contribution, so under the Agreement between the County of Inyo and City of Los Angeles Department of Water and Power Concerning Funding of the Lower Owens River Project (Funding Agreement), the LADWP will increase or decrease the County's LORP Post-Implementation Credit by the difference divided by two. This year the LORP Credit will be reduced by \$71,648.

As of February 10, 2015, \$1,261,069 is available in the LORP Post-Implementation Credit, and the LORP Trust Account Balance (504103) as of February 9, 2015 is \$2,964,086. The Post-Implementation Credit is held by LADWP, and the County of Inyo Treasury holds the Trust Account. The sum of accounts, \$4,225,155, with interest and indexing, is available to fund the County's LORP costs, trust account costs, and funding for the MOU Consultants through the term of the Funding Agreement ending July 21, 2021.

The 2015-2016 Work Plan includes provisions for:

1. Work and activities required to maintain required flows in the river and required water supplies to other LORP components
2. Maintenance associated with flow compliance monitoring and reporting associated with the July 11, 2007 Stipulation and Order in Case No. S1CVCV01-29768.
3. Habitat and water quality monitoring described in the *LORP Monitoring and Adaptive Management Plan* (ESI 2008), or required to comply with the requirements of the Lahontan Regional Water Quality Control Board
4. Management of mosquitoes, noxious species, beavers and saltcedar
5. Employment of the MOU Consultant to contribute fieldwork, provide data analysis and reporting, and make adaptive management recommendations as allowed under the MOU and LORP Monitoring, Adaptive Management and Reporting Plan
6. Biological monitoring, analysis, and reporting by Inyo and LADWP staff
7. The preparation of the LORP Annual Report as required by Section 2.10.4 of the LORP Final EIR and by Section L of the above referenced Stipulation and Order

Additional biological and water quality work may be recommended in this fiscal year, which would require that a work plan amendment be approved by your Board. Water quality studies will be undertaken if parties to the MOU agree to allow flexibility to modify river flows and pumpback station capacity. Such an agreement is proposed and would require an amendment to the MOU, and modifications of the stipulations and orders from 2004 and 2007.

The following Table summarizes the expenses anticipated by each party and costs for the MOU consultant that was agreed to by the Technical Group on February 12, 2015.

Category	Inyo Costs	LA Costs	Total Cost
Hydrologic monitoring	\$0	\$124,640	\$124,640
Biologic and Water Quality	\$0	\$0	\$0
Operations and Maintenance	\$0	\$201,302	\$201,302
Mosquito Abatement	\$30,000	\$30,000	\$60,000
MOU Consultant	\$142,646	\$0	\$142,646
Rodent Control	\$0	\$10,000	\$10,000
Noxious Species Control	\$50,000	\$0	\$50,000
Adaptive Management	\$0	\$0	\$0
Total	\$222,646	\$365,942	\$588,588

(LA costs – Inyo costs /2 = Debit from Inyo County's Post Implementation Credit
 (\$365,942 – \$222,646)/2 = (\$71,648)

More detailed descriptions of these tasks and breakdowns of costs can be found in the Work Plan.

Biologic and water quality monitoring is conducted by staff from both LADWP and the Water Department. For budgeting purposes, when both County and LADWP staff are working on a Work Plan task, a day-for-day offset was used, rather than dollar-for-dollar. The figures above show only the differential in effort beyond the day-for-day offset therefore do not reflect the full amount of effort devoted to biologic and water quality monitoring. In 2015-2016, a combined effort on the Biological and Water Quality work will require 476 people-days, split evenly between the County and LADWP.

LORP Operations and Maintenance in 2015-2016 is estimated to cost \$143,201 for the river, and \$196,385 for Blackrock Waterfowl Management Area, for a total of \$339,586. The CPI adjusted total is \$201,302.

Section D.2. states that LADWP and the County will each be responsible for one-half the costs of a portion of the annual cost of maintaining ditches and Aqueduct spillgates, including the delta release control structure (a "Langemann Gate") and the LORP Spillgate Structure located near the Los Angeles Aqueduct Intake (which also includes the Lower Owens River release control structure; the release control structure is a Langemann Gate), shown on Exhibit C, that are above the pre-LORP annual average baseline cost of maintaining the ditches and spillgates during the ten fiscal years from 1996-2006. The pre-LORP baseline cost of maintaining the ditches and spillgates shown on Exhibit C is \$56,863. When this pre-LORP baseline cost for maintaining ditches and spillgates was adjusted through November 2009, an adjusted baseline cost of \$60,819 resulted. Each January, this adjusted baseline cost of maintaining the ditches and spill gates shall be annually adjusted upward or downward in accordance with the November Los Angeles-Anaheim-Riverside All Urban Consumers Price Index or its successor. If, in the future, there is a significant change in non-LORP-related uses supplied by a ditch or spillgate shown on Exhibit C, the Parties will renegotiate appropriate changes to this section.

The County will administer the contract with the MOU Consultant (ESI, Inc.). Up to \$142,646 will be withdrawn from the Trust Account to pay consultant expenses in 2015-2016.

Background, Requirements, and Constraints on LORP Funding

Funding for the LORP is prescribed by a lengthy series of agreements and Court orders.

Section XII of the Water Agreement provides that: (1) the County will fund one-half of the LORP initial construction costs (up to a maximum of \$3.75 million—less any funds contributed to cover the initial construction costs by the State of California or other non-LADWP sources), (2) LADWP will fund the remaining initial construction costs of the LORP, and (3) LADWP and the County will jointly fund and operate the LORP after it has been implemented (except for the costs of operating and maintaining the pump station which will be funded by LADWP).

On August 8, 2005, the Court sanctioned LADWP to the effect that, starting September 5, 2005, and until Los Angeles established permanent baseflows of approximately 40 cfs throughout the Lower Owens River, Los Angeles paid \$5,000 per day into an escrow account established by Los Angeles and Inyo County. The proceeds of the account, including accrued interest may only be used for: (1) to pay for Special Master services associated with establishment of flow in the LORP, (2) to pay the County's share of post-implementation costs for the LORP, and (3) to pay the cost of monitoring habitat indicator species at the direction of the California Department of Fish and Game for a five year period in an amount not to exceed a cumulative total of \$100,000, and (4) to pay the cost of the escrow account. The Special Master's role in the establishment of LORP baseflows has terminated. The escrow account is held by the County Treasury as Trust Account (504103), Sierra Club vs. LA Court Trust ("Trust Account").

On September 16, 2005, the County and the LADWP entered into a settlement agreement ("LORP Funding Agreement") whereby LADWP agreed to provide \$5,242,965 to the County. With regard to the County's obligation to fund \$3.75 million of the LORP implementation costs, the LORP Funding Agreement provides that LADWP will provide a credit to the County in the amount of \$2,989,932. The LORP Funding Agreement also acknowledges that the provision of this credit, in combination with the County's previous application of \$360,000 obtained from the U.S. Bureau of Reclamation, \$250,000 obtained from the U.S. Department of Housing and Urban Development, and \$150,068 obtained from the EPA to LORP initial construction costs, fully discharged the County's obligation for the payment of \$3.75 million for the LORP initial construction costs.

With regard to the County's obligation to fund a portion of the LORP post-implementation costs, the LORP Funding Agreement provides as follows: (1) the difference between \$5,242,965 and the \$2,989,932 that will be applied to the LORP initial construction costs (a difference of \$2,253,033), will be a credit held in trust by LADWP. This "Post Implementation Credit" will be used to partially fund the County's obligation to pay one half of the LORP post-implementation costs; (2) each year, the then remaining amount of this Post Implementation Credit will be reduced by the County's share of the LORP post-implementation costs until the \$2,253,033 credit has been reduced to zero; (3) each year, the then remaining unexpended portion of the \$2,253,033 will be annually adjusted upward or downward in accordance with the Los Angeles--Anaheim--Riverside All Urban Consumers Price Index ("CPI") or its successor; (4) the annual CPI adjustment will take place prior to deduction of a credit for County's annual share of the LORP post-implementation costs; and (5) the CPI adjustment will commence when LADWP has established a permanent baseflow of approximately 40 cfs in the LORP.

The LORP Funding Agreement also provides that Trust Account will be established in the Inyo County Treasury as a trust account and that the interest earned on the fund balance will remain in the account. The LORP Funding Agreement also provides that only after the \$2,253,033 Post Implementation Credit (adjusted as described above) has been reduced to zero, will the County begin to pay its share of the LORP post-implementation costs from the Trust Account; however, the County may elect to reimburse itself from the Trust Account for LORP related costs incurred by the County.

On July 11, 2007, the parties to the MOU entered into a Stipulation and Order resolving issues of compliance with the MOU. In the Stipulation and Order, the parties agree that as of July 11, 2007, LADWP had established a permanent baseflow of approximately 40 cfs in the LORP. The Stipulation and Order also provides for monitoring and reporting of the baseflow flows throughout the LORP. With the entry of the Stipulation and Order on July 11, 2007, LADWP ceased making payments of \$5,000 per day into the Trust Account established pursuant to the Court Order because, as of that date, LADWP had established a permanent baseflow of approximately 40 cfs in the LORP. On July 1, 2013 there was \$3,607,362 in the Trust Account.

ALTERNATIVES:

Direct staff to work with LADWP to modify the 2015-2016 Fiscal Year Lower Owens River Project Work Plan, Budget, and Amendment.

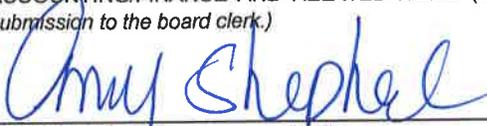
OTHER AGENCY INVOLVEMENT:

LADWP, Inyo/Mono Agricultural Commissioner

FINANCING:

Adoption of the Work Plan and Amendment would require a payment of \$222,646 for 2015-2016, which will be budgeted in the Water Department's Budget (024102). Sufficient funds are available in the Post-Implementation Credit and Trust Account (504103) to fund this work.

As of February 10, 2015, \$1,261,069 is available in the LORP Post-Implementation Credit, and the LORP Trust Account Balance (504103) as of February 9, 2015 is \$2,964,086. The Post-Implementation Credit is held by LADWP, and the County of Inyo Treasury holds the Trust Account. The sum of accounts, \$4,225,155 with interest and indexing, is available to fund the County's LORP costs, escrow account costs, funding for the MOU Consultants, and adaptive management measures, through the term of the Funding Agreement ending July 21, 2021.

APPROVALS	
COUNTY COUNSEL: N/A	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS <i>(Must be reviewed and approved by county counsel prior to submission to the board clerk.)</i> Approved: _____ Date: _____
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS <i>(Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.)</i>  Approved: <u>yes</u> Date: <u>3/6/15</u>
PERSONNEL DIRECTOR: N/A	PERSONNEL AND RELATED ITEMS <i>(Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.)</i> Approved: _____ Date: _____

DEPARTMENT HEAD SIGNATURE:
(Not to be signed until all approvals are received)

 Date: 3-6-15

Lower Owens River Project
Work Plan, Budget, and Schedule
2015-2016 Fiscal Year

Prepared by
Inyo County Water Department
& Los Angeles Department of Water and Power

2015-2016 Fiscal Year, Lower Owens River Project, Work Plan, Budget, and Schedule

The Inyo County Water Department and the Los Angeles Department of Water and Power jointly prepared this 2015-2016 Fiscal Year Lower Owens River Project Work plan. The Inyo County/Los Angeles Technical Group adopted this work plan on February 12, 2015. The Technical Group recommends that the Inyo County Board of Supervisors and the City of Los Angeles Board of Water and Power Commissioners or their designee approve the 2015-2016 Fiscal Year Lower Owens River Project Work Plan.

Introduction

The Final Environmental Impact Report for the Lower Owens River Project (LORP) Section 2.2.1 provides that in December of each year, the Long-Term Water Agreement (LTWA) Technical Group will develop and adopt an annual work program for the LORP, which describes LORP work to be performed in the following fiscal year. This work program identifies who will perform or oversee tasks, a schedule, and a budget. This work plan and budget was prepared according to the Agreement between the County of Inyo and City of Los Angeles Department of Water and Power Concerning Funding of the Lower Owens River Project (Funding Agreement) sections D, E, and F. Following adoption by the Technical Group, the work program will be submitted to the County and LADWP governing board for approval. Each governing board must approve the plan before this work plan and budget can be implemented. This Work Plan, Budget, and Schedule is in force from July 1, 2015 – June 30, 2016.

The objectives of this work plan are to maintain compliance with the July 11, 2007 Superior Court Stipulation and Order in case no. S1CVCV01-29768, conduct monitoring necessary to achieve the LORP goals described in the 1997 Memorandum of Understanding, maintain infrastructure necessary to the operation of the LORP, and implement adaptive management measures. The following priorities are observed in this work plan:

1. Work and activities required to maintain required flows in the river and required water supplies to other LORP components.
2. Maintenance associated with flow compliance monitoring and reporting associated with the above referenced Stipulation and Order.
3. Habitat and water quality monitoring described in the LORP Monitoring and Adaptive Management Plan, or required to comply with the requirements of the Lahontan Regional Water Quality Control Board.
4. The preparation of the LORP Annual Report as required by Section 2.10.4 of the LORP Final EIR and by Section L of the above referenced Stipulation and Order.
5. Other work or activities including the implementation of adaptive management measures.

Section 1 of this work plan covers the budget and schedule for operations and maintenance, monitoring, mosquito abatement, noxious species control, saltcedar control, and reporting activities. Saltcedar control activities are identified but are funded under separate agreements and not budgeted in this work plan. Section 2 of this work plan addresses adaptive management measures.

The budget amount reflects the additional costs above equal sharing of work by the parties and does not include the costs of Inyo and LA staff times where they offset.

Maintenance and Monitoring Budget

Table 1 summarizes the costs of operation, maintenance and monitoring for the fiscal year and specifies the costs incurred by Inyo County, Los Angeles, and the cost of the MOU consultant. A summary of these activities follows.

Efforts on biologic and water quality monitoring tasks are shared by Inyo and LADWP. In 2015-16 a total of 476 people days are required to complete these tasks. Inyo County and LADWP will each contribute 238 days. Maintenance, Operations, and Hydrologic monitoring are tasks solely performed by LADWP, and are without offsetting costs. LADWP has allocated 218 people days for Range Monitoring, which is a LADWP cost.

Based on this budget, total cost for the fiscal year is \$588,588. Inyo County's Post Implementation Credit will be decreased by \$71,648. This figure is calculated by subtracting the dollars Inyo County will spend during the fiscal year from the amount spent by LADWP, and dividing this figure by two.

Table 1. 2015-2016 Summary Budget

Inyo County	People Days	Staff Time, Materials, Services and Equipment	Payment/Credit
Biologic and Water Quality	238	\$ -	
Mosquito Abatement	-	\$30,000	
MOU Consultant	-	\$142,646	
Noxious Species Control	-	\$50,000	
Inyo County Totals	238	\$222,646	\$71,648
LADWP	People Days	Staff Time, Materials, Services and Equipment	
Hydrologic Monitoring	-	\$124,640	
Biologic and Water Quality	238	\$ -	
Operations and Maintenance	-	\$201,302	
Mosquito Abatement	-	\$30,000	
Rodent Control	-	\$10,000	
LADWP Totals	238	\$365,942	
Combined Total	476	\$588,588	
Inyo County Credit Adjustment (LA-Inyo)/2		\$71,648	

Footnote to Table 1. Post Implementation Credit and Trust Accounting

	CPI Adjustment	Credit/Debit	Credit Balance
Original Post Implementation Credit		\$2,253,033	\$2,253,033
Increase Post Imp Credit by 2.9% based on the July 2007 price Index	2.9%	\$65,338	\$2,318,371
County's obligation for July 11, 2007 to June 30, 2008 period		\$243,524	\$2,074,847
Increase the remaining balance of the Post Implementation Credit by 5.7% based upon the July 2008 price index	5.7%	\$118,266	\$1,956,581
County's obligation for 2008-2009 fiscal year		\$243,524	\$1,949,589
Reduce the remaining balance of the Post Implementation Credit by 1.3% based upon the April 2009 price index	-1.3%	\$(25,345)	\$1,924,244
County's share of the costs for the 2009-2010 work plan and budget, including adaptive management.		\$266,176	\$1,658,068
Increase the remaining balance of the Post Implementation Credit by 1.9% based upon the April 2010 price index effective July 10, 2010	1.9%	\$31,503	\$1,689,572
County's share of the costs for the 2010-2011 work plan and budget, including adaptive management effective July 21, 2010.		\$317,805	\$1,371,767
Increase the remaining balance of the Post Implementation Credit by 3.3% based upon the April 2011 price index effective July 10, 2011.	3.3%	\$45,268	\$1,417,035
County's share of the costs for the 2011-2012 work plan and budget, including adaptive management effective July 21, 2011.		\$48,278	\$1,368,757
County's share of the costs for the Amended 2011-2012 work plan and budget, effective July 21, 2011.		\$57,687	\$1,311,070
Increase the remaining balance of the Post Implementation Credit by 1.5% based upon the April 2012 price index effective July 10, 2012.	1.5%	\$19,666	\$1,330,736
County's share of the costs for the 2012-2013 work plan and budget, including adaptive management effective July 23, 2012.		\$14,084	\$1,316,652
Increase the remaining balance of the Post Implementation Credit by 0.9% based upon the April 2013 price index effective July 10, 2013.	0.9%	\$11,850	\$1,328,502
County's share of the costs for the 2013-2014 work plan and budget, including adaptive management effective June 21, 2013.		\$(45,068)	\$1,373,570
Increase the remaining balance of the Post Implementation Credit by 1.4% based upon the April 2014 price index effective July 10, 2014.	1.4%	\$19,230	\$1,392,800
County's share of the costs for the 2014-2015 work plan and budget, including adaptive management effective June 21, 2014.		\$78,483	\$1,314,317
Increase the remaining balance of the Post Implementation Credit by 1.4% based upon the April 2014 price index effective July 10, 2014.	1.4%	18,400	\$1,332,717
County's share of the costs for the 2015-2016 work plan and budget, including adaptive management effective June 21, 2014.		\$71,648	\$1,261,069

The County's balance in the Post Imp Credit Account held by LADWP as of February 10, 2015 is \$1,261,069. The annual CPI adjustment will take place prior to deduction of a credit for County's annual share of the LORP post-implementation costs (PIA 8.4). The Trust Account Balance as of February 9, 2015 is \$2,964,086.

Section 1. Maintenance and Monitoring Tasks

LORP Tasks

The maintenance and monitoring portion of this work plan consists of four categories of tasks: operations and maintenance, hydrologic monitoring, biological monitoring, and range monitoring.

Operations and Maintenance

Maintenance activities consist of cleaning water measurement facilities, cleaning sediment and aquatic vegetation from ditches, mowing ditch margins, fence repair, and adjustments to flow control structures. Operation activities consist of setting and checking flows. Estimates of the level of effort necessary for maintenance are adjusted as required by section II.D of the Funding Agreement, which allows that costs for maintenance of ditches, spillgates, and control structures that are above the baseline costs for facilities in the river corridor and Blackrock Waterfowl Management Area (BWMA) shall be shared. The estimated 2015-2016 costs for River corridor and BWMA facilities were \$143,201 and \$196,385 respectively, for an overall 2015-2016 operations and maintenance expenditure of \$339,586. This figure reduced by the combined CPI-adjusted baseline costs for the river corridor and BWMA facilities is \$201,302 (Table 2).

Lower Owens River Project Work Plan, FY 2015-2016

Table 2. 2015-2016 LORP Operations and Maintenance Budget								
Location/Activity	Labor type	Hours	Labor Rate	Total Labor	Equipment Type	Hours	Rate	Total Equip
River								
Measuring Stations Mtc (4 Stations)	Power Shovel Operator	80	\$ 46.50	\$ 3,720.00	Excavator	80	\$ 71.96	\$ 5,756.80
	Truck Driver	80	\$ 37.65	\$ 3,012.00	3 axel dump truck	80	\$ 25.92	\$ 2,073.60
	Operator	80	\$ 44.09	\$ 3,527.20	ASV Mow er	80	\$ 43.74	\$ 3,499.20
	Building Repair Man	75	\$ 40.64	\$ 3,048.00	3/4 ton 4x4 pick- up	75	\$ 9.07	\$ 680.25
	Subtotal			\$ 13,307.20				\$ 12,009.85
Spillgates and Ditches								
Intake Spillgate								
Maintenance	Operator	40	\$ 44.09	\$ 1,763.60	Bull Dozer	40	\$ 70.00	\$ 2,800.00
	Truck Driver	54	\$ 37.65	\$ 2,033.10	3 axel dump truck	54	\$ 25.92	\$ 1,399.68
	MCH	75	\$ 35.86	\$ 2,689.50	3/4 ton 4x4 pick- up	75	\$ 9.07	\$ 680.25
Mow ing	Operator	20	\$ 44.09	\$ 881.80	Mow er	20	\$ 11.67	\$ 233.40
	MCH	75	\$ 35.86	\$ 2,689.50	3/4 ton 4x4 pick- up	75	\$ 9.07	\$ 680.25
Cleaning	Power Shovel Operator	80	\$ 46.50	\$ 3,720.00	Excavator	80	\$ 71.96	\$ 5,756.80
	Truck Driver	72	\$ 35.16	\$ 2,531.52	3 axel dump truck	72	\$ 25.92	\$ 1,866.24
	MCH	75	\$ 35.86	\$ 2,689.50	3/4 ton 4x4 pick- up	75	\$ 9.07	\$ 680.25
	Subtotal	491		\$ 18,998.52				\$ 14,096.87
Thibaut Spillgate and Ditch								
Cleaning	Power Shovel Operator	36	\$ 46.50	\$ 1,674.00	Excavator	36	\$ 71.96	\$ 2,590.56
	Truck Driver	72	\$ 35.86	\$ 2,581.92	3 axel dump truck	72	\$ 25.92	\$ 1,866.24
	Subtotal			\$ 4,255.92				\$ 4,456.80
Independence Spillgate and Ditch								
Cleaning	Power Shovel Operator	135	\$ 46.50	\$ 6,277.50	Excavator	135	\$ 71.96	\$ 9,714.60
	Truck Driver	270	\$ 37.65	\$ 10,165.50	3 axel dump truck	270	\$ 25.92	\$ 6,998.40
	Subtotal			\$ 16,443.00				\$ 16,713.00
Locust Spillgate and Ditch								
Cleaning	Power Shovel Operator	45	\$ 46.50	\$ 2,092.50	Excavator	45	\$ 71.96	\$ 3,238.20
	Operator	45	\$ 44.09	\$ 1,984.05	Backhoe and trailer	45	\$ 27.93	\$ 1,256.85
	Truck Driver	45	\$ 37.65	\$ 1,694.25	3 axel dump truck	45	\$ 25.92	\$ 1,166.40
	Subtotal			\$ 5,770.80				\$ 5,661.45
Georges Ditch								
Cleaning	Power Shovel Operator	45	\$ 46.50	\$ 2,092.50	Excavator	45	\$ 71.96	\$ 3,238.20
	Operator	45	\$ 44.09	\$ 1,984.05	Backhoe and trailer	45	\$ 27.93	\$ 1,256.85
	Truck Driver	45	\$ 35.86	\$ 1,613.70	3 axel dump trucks	45	\$ 25.92	\$ 1,166.40
	Subtotal			\$ 5,690.25				\$ 5,661.45
Alabama Spillgate								
Cleaning	Power Shovel Operator	54	\$ 46.50	\$ 2,511.05	Excavator	54	\$ 71.96	\$ 3,885.84
	Truck Driver	162	\$ 35.86	\$ 5,809.32	3 axel dump trucks	162	\$ 25.92	\$ 4,199.04
	Subtotal			\$ 8,320.37				\$ 8,084.88
Delta Spillgate								
Maintenance	Building Repair Man	27	\$ 40.64	\$ 1,097.28	3/4 ton 4x4 pick- up	27	\$ 9.07	\$ 244.89
	MCH	54	\$ 35.16	\$ 1,898.64	3/4 ton 4x4 pick- up	54	\$ 9.07	\$ 489.78
	Subtotal			\$ 2,995.92				\$ 734.67
	River Sub-Total			\$75,781.98				\$67,418.97
Blackrock Waterfowl Management Area								
Blackrock Ditch								
Mow ing	Operator	225	\$ 43.23	\$ 9,726.75	Mow er	225	\$ 11.67	\$ 2,625.75
	Truck Driver	450	\$ 35.16	\$ 15,822.00	2 - 3 axel dump trucks	450	\$ 25.92	\$ 11,664.00
Cleaning	Power Shovel Operator	260	\$ 45.58	\$ 11,850.80	Excavator	260	\$ 71.96	\$ 18,709.60
	Truck Driver	270	\$ 35.16	\$ 9,493.20	3 axel dump truck	270	\$ 25.92	\$ 6,998.40
	Subtotal			\$ 46,892.75				\$ 39,997.75

Lower Owens River Project Work Plan, FY 2015-2016

Goose Lake to River Ditch								
Cleaning	Operator	45	\$ 43.23	\$ 1,945.35	Backhoe and trailer	45	\$ 27.93	\$ 1,256.85
	Truck Driver	45	\$ 35.16	\$ 1,582.20	3 axel dump truck	45	\$ 25.92	\$ 1,166.40
	Subtotal			\$ 3,527.55				\$ 2,423.25
Patrol & Flow Changes								
	A&R Keeper	2080	\$ 35.16	\$ 73,132.80	3/4 ton 4x4 pick- up	2080	\$ 9.07	\$ 18,865.60
Fence Maintenance								
	Building Repair Man	90	\$ 39.82	\$ 3,583.80	3/4 ton 4x4 pick- up	90	\$ 9.07	\$ 816.30
	MCH	180	\$ 35.16	\$ 6,328.80	3/4 ton 4x4 pick- up	90	\$ 9.07	\$ 816.30
				\$ 9,912.60				\$ 1,632.60
	BWMA Sub-Total			\$133,465.70				\$62,919.20
	River Total		\$143,200.95					
	BWMA Total		\$196,384.90					
Total O and M			\$339,586		CPI Adjusted O and M			\$201,301.99
CPI Adjusted Operations and Maintenance								
Baseline Costs (described in Post -Imp)			River	BWMA				
	CPI adjustment		\$56,863.00	\$62,798.00				
	2006-2007 4.5%		\$59,421.84	\$65,623.91				
	2007-2008 3.1%		\$61,263.91	\$67,658.25				
	2008-2009 -1.3%		\$60,467.48	\$66,778.69				
	2009-2010 0.9%		\$61,011.69	\$67,379.70				
	2010-2011 0.7%		\$61,438.77	\$67,851.36				
	2011-2012 3.0%		\$63,281.93	\$69,886.90				
	2012-2013 2.1%		\$64,610.85	\$71,354.53				
	2013-2014 0.4%		\$64,869.30	\$71,639.94				
	2014-2015 1.3%		\$65,712.60	\$72,571.26				

Hydrologic Monitoring

Hydrologic monitoring consists of monitoring, analyzing, and reporting river baseflows and seasonal habitat flows, the flooded extent of the Blackrock Waterfowl Management Area (BWMA), the levels of the Off-River Lakes and Ponds, and baseflows, pulse flows, and seasonal habitat flows to the Delta. Hydrologic monitoring costs are \$124,640 (Table 3).

Table 3. 2015-2016 Hydrologic Monitoring Budget

	Person days	Labor Costs	Equipment Cost	Budgeted Cost July 1, 2015 through June 30, 2016
HYDRO OPERATIONS				
River Stations	36	\$ 15,480	\$ 1,440	\$ 16,920
Seasonal Habitat	20	\$ 8,600	\$ 800	\$ 9,400
Off River Lakes & Ponds	7	\$ 3,010	\$ 280	\$ 3,290
Flow to Delta	1	\$ 430	\$ 40	\$ 470
Blackrock Waterfowl	16	\$ 6,880	\$ 640	\$ 7,520
Reporting Compliance	24	\$ 10,320	\$ 960	\$ 11,280
HYDRO MAINTENANCE				
River Stations	14	\$ 6,020	\$ 560	\$ 6,580
Off River Lakes & Ponds	5	\$ 2,150	\$ 200	\$ 2,350
Flow to Delta	1	\$ 430	\$ 40	\$ 470
Blackrock Waterfowl	8	\$ 3,440	\$ 320	\$ 3,760
Reporting Compliance	108	\$ 48,600	\$ -	\$ 48,600
Vegetation Mapping	40	\$ 14,000	\$ -	\$ 14,000
Total Hydro Budget				\$124,640

Biological/Water Quality Monitoring

Monitoring, analysis, reporting, and report preparation will be jointly conducted by Inyo and LA with the hours allocated by each agency given in the attached budget table (Table 4).

Biological and water quality monitoring is related to the tasks indicated in the Table 4.01 of the LORP Monitoring and Adaptive Management Plan (MAMP). The number of hours dedicated to water quality monitoring is higher than previous years to reflect the initiation of year-round water quality monitoring. A Rapid Assessment of the river, off-river ponds, and wetlands, will be supplemented by a study looking at the persistence of woody recruitment recorded in all years. Landscape Vegetation Mapping and Avian Census work that was not completed in the first half of the 2015 calendar year (2014-2015 fiscal year) will continue into this fiscal year. Mapping work entails image processing, computer generated mapping, and ground-truthing for map accuracy. Additionally, avian censuses than began in spring 2015 will continue through late summer and fall 2015.

Flooded extent monitoring is being jointly conducted by LADWP and Inyo County staffs, with analysis and reporting being conducted by hydrography staff. The flooded acreage of the BWMA is being measured four times per year by walking the perimeter of the flooded area on foot with portable GPS units.

Inyo staff and LADWP staff will spend 238 people days each on LORP biological and water quality monitoring for a total of 476 people days. There will be no off-setting costs, since work will be shared equally.

Table 4. Biological and Water Quality Monitoring Budget, FY 2015-2016

Biological and Water Quality	Organization/Class	Days	Inyo Days	LA Days
River				
Rapid Assessment Survey	LA/WRS	92	72	20
	IC/RES ASST			
Water Quality	LA/WRS	25	10	15
	IC/LORP			
Indicator Species Habitat Monitoring	LA/WRS	18		18
Landscape Vegetation Mapping	LA/WRS	108	54	54
	IC/RES ASST			
Avian Census	LA/WRS	36	18	18
	IC/LORP			
Creel Census	LA/WRS	6	6	0
	IC/LORP			
Analysis and Reporting	LA/WRS-B	58	31	27
	IC/LORP			
Total Person Days on Task		343	191	152
Blackrock				
Waterfowl Area Acreage	LA/WRS-B	32	16	16
	IC/LORP			
Rapid Assessment Survey	LA/WRS	6		6

Indicator Species Habitat Monitoring	LA/WRS	4		4
Landscape Vegetation Mapping	LA/WRS	11		11
Wetland Avian Census	LA/WRS	32		16
	IC/LORP		16	0
Analysis and Reporting	LA/WRS-B	6		6
Total Person Days on Task		90	32	59
Delta				
Rapid Assessment Survey	LA/WRS	2		2
Analysis and Reporting	LA/WRS	2		2
Total Person Days on Task		4	0	4
Off-River Lakes and Ponds				
Rapid Assessment Survey	LA/WRS	2		2
Creel Census	IC/LORP	1	2	
Landscape Vegetation Mapping	LA/WRS	5		5
Analysis and Reporting	LA/WRS	1		1
Total Person Days on Task		10	2	8
Annual Report Preparation				
Report preparation	LA/WRS-B	30		15
	IC/LORP		15	
Total Person Days on Task		30	15	15
	B&WQ Totals	476	238	238

Range Monitoring

Range monitoring is related to the tasks described in section 4.6 of the MAMP. Two types of monitoring will take place that are directly related to the management of livestock grazing: irrigated pasture condition scoring and utilization trend. Irrigated pasture condition scoring is a tool used by managers to systematically track the condition of irrigated pastures. Utilization monitoring tracks the amount of biomass removed from non-irrigated fields. Woody species recruitment monitoring was added in September 2010 in order to assess potential livestock influences on regeneration of desirable woody species. Range monitoring will be conducted by LADWP and is not a shared cost, and therefore not budgeted for in this work plan (Table 5).

Table 5. Range Monitoring (LADWP only)

Task	People Days
Utilization	45
Irrigated Pasture Condition	1
Range Trend	110
Streamside Monitoring/Woody Recruitment	32
Analysis and Reporting	30
Total	218

Mosquito Abatement

For fiscal year 2015-2016, the Owens Valley Mosquito Abatement Program (OVMAP) will continue a comprehensive Integrated Mosquito Management Plan (IMMP) when addressing the new and developing sources within the LORP in accordance with its mission of protecting public health. This IMMP consists of an expansion of currently used materials and methods for the surveillance and control

of mosquitoes across the OVMAP boundary as well as contingency planning for late season flushing flows. The \$60,000 budget anticipates field surveillance of potential larval habitat for mosquito production, larviciding, pupaciding, adult mosquito surveillance with light traps, mosquito borne disease surveillance, and treatment for adult mosquitoes.

Noxious Species Control

The Inyo/Mono Counties Agricultural Commissioner's Office conducts operations to control and eradicate several different invasive weed species within the LORP boundaries. These invasive weed species include *Lepidium latifolium*, *Acroptilon repens*, *Cirsium arvense*, *Centaurea solstitialis*, *Centaurea maculosa*, and *Carderia draba*. These populations are managed using integrated pest management methods, including mechanical, chemical, and biological controls.

For fiscal year 2015-2016, Inyo County will be responsible for treating weeds in the LORP. The budget for noxious weed control is \$50,000.

Saltcedar Control

The County Water Department's saltcedar control program will concentrate on cutting tamarisk in the tributaries to the Lower Owens River channel and adjacent spreading basins. The purpose of working on the LORP is to reduce the likelihood of spreading saltcedar throughout the Owens River re-watered channel. A top priority for the saltcedar program will be to locate all river sites where tamarisk seedlings and resprouts were identified in the 2014 and the 2015 Rapid Assessment Surveys. Accessible tamarisk will be removed by hand or by cutting and treating with herbicide (where allowed). Additionally, work will begin to remove slash, created by years of cutting in the LORP area.

Saltcedar Control staff includes one permanent employee, one shared employee, and six seasonal field assistants that work on the saltcedar control program during the treatment season, October through April. California Department of Forestry (CDF) work crews, if available, will assist in efforts to treat slash. Monitoring and follow-up treatments by the Saltcedar Project Coordinator will occur during the balance of the year.

LORP saltcedar control activities are funded through agreements outside of the LORP Annual Work Plan, and are therefore not included in the budget presented here.

B. Schedule

Table 6. Proposed Schedule of Monitoring, Maintenance and Reporting Activities for FY 2015-2016

Period	Monitoring
July 1 - October 31, 2015	BWMA Avian Survey
July 8 - July 16, 2015	Blackrock Waterfowl Management Area (BWMA) Flooded Extent
August 3 - August 15, 2015	Rapid Assessment Survey (RAS)
August 17 - August 24, 2015	BWMA Flooded Extent
September 1 - September 9, 2015	RAS Consultation with MOU Parties
September 1- September 30, 2015	Delta Pulse Flow
September 14 - September 22, 2015	BWMA Flooded Extent
October 1 - October 28, 2015	LADWP/Inyo Prepare Draft LORP Report
October 1 - October 28, 2015	Fiscal Year 2014-2015 Work Plan and Budget Reconciliation
October 15 - October 24, 2015	BWMA Flooded Extent
October 31, 2015	Draft LORP Report transmitted to MOU Consultant
October 31, 2015	Transmittal of LORP Accounting Report to Governing Boards
November 1 - November 30, 2015	MOU Consultant review Draft LORP Report and Develop Recommendations
November 1 - December 31, 2015	Delta Pulse Flow
December 1, 2015	MOU Consultant transmit Adaptive Management Recommendations to Inyo/LA
December 7 - December 11, 2015	Meet with MOU Consultant to Develop Adaptive Management Recommendations for Management
December 18, 2015	Draft Report transmitted to MOU Parties
January 6, 2016	Public Meeting for Draft LORP Report
December 1, 2015 – January 31, 2016	Fiscal Year 2016-2017 Work Plan and Budget Development
January 15 – January 20, 2016	BWMA Flooded Extent
February 1 - February 3, 2016	Technical Group Meeting to Adopt LORP Annual Report and 2016-2017 Fiscal Year Work Plan and Budget
February 3 – March 31, 2016	Transmittal of LORP Work Plan, Budget, and Schedule to governing boards for approval
March 1 - May 31, 2016	Delta Pulse Flow
April 15 - April 20, 2016	BWMA Flooded Extent
May 8 - May 13, 2016	BWMA Flooded Extent
May 31 - June 5, 2016	BWMA Flooded Extent
May 15 - June 15, 2016	Seasonal Habitat Flow
June 1 - July 31, 2016	Delta Pulse Flow

MOU Consultants Work Plan 2015-16 Budget for LORP MAMP Tasks

TASK 1-----

Seasonal Habitat Flow

The LORP Monitoring and Adaptive Management Plan requires the MOU Consultants to recommend the annual seasonal habitat flow level to the Technical Committee based on the April runoff forecast as described in the FEIR and Ecosystem Management Plan. By agreement, in those years when the runoff forecast is less than 50% of normal, there is no seasonal habitat flow.

Deliverables:

Written recommendation for the Seasonal Habitat Flow based on the April runoff forecast.

Budget:

Principal (Hill)	8	\$148	\$1,184
Principal (Platts)	8	\$148	\$1,184
Administration	2	\$72	\$144
Subtotal			\$2,512

TASK 2-----

Rapid Assessment Evaluation

The MOU Consultants inform the MOU parties as required by the LORP Monitoring and Adaptive Management Plan. The MOU Consultants evaluate results for trends that influence monitoring and adaptive management recommendations for subsequent years.

Deliverables:

Written consultation with MOU Parties following completion of the RAS. This report will be included in the LORP Annual Report.

Budget:

Principal (Hill)	6	\$148	\$888
Principal (Platts)	4	\$148	\$592
Senior Associates	30	\$100	\$3,000
Administration	3	\$72	\$216
Subtotal			\$4,480

TASK 3-----

Creel Census

The creel census tracks the development and health of the fishery and serves to indicate fishing quality. The MOU Consultants will evaluate census results in their adaptive management recommendations. Ecosystem Sciences assumes the responsibility of paying honorariums to anglers participating in the census.

Deliverables:

Written evaluation to be included in the LORP Annual Report discussing Creel Census results reported by the County and City and progress towards meeting LORP objectives and any necessary adaptive management actions. Make payment of \$50 to each angler who returns a completed census form.

Budget:

Principal (Hill)	4	\$148	\$592
Principal (Platts)	22	\$148	\$3,256
Administration	12	\$72	\$864
Honorarium			\$1,400
			\$6,112

TASK 4-----

Landscape Vegetation Mapping

Landscape scale vegetation mapping provides a measure of the types of riverine-riparian vegetation that has developed and is critical to evaluating other ecological conditions on a large scale. Finer scale mapping provides more definitive measure of habitat parameters; however, this loss of resolution can be accounted for somewhat if the landscape scale mapping employs an adequate number of vegetation types. The MOU Consultants will review preliminary mapping work.

Deliverables:

Written comments on the preliminary mapping. The MOU Consultants will evaluate the results of the landscape mapping to formulate adaptive management recommendations for the annual report.

Budget:

Principal (Hill)	8	\$148	\$1,184
Senior Associates	34	\$100	\$3,400
Administration	2	\$72	\$144
Subtotal			\$4,728

TASK 5-----

Annual Report Evaluation & Adaptive Management Recommendations

At the end of October, LADWP and ICWD will forward the draft annual report to the MOU Consultants. The MOU Consultants will evaluate the annual report for completeness and accuracy. This requires reviewing each chapter and, in some cases, reevaluating or re-estimating and verifying conclusions.

Following review and evaluation of the draft annual report and consultation with LADWP and ICWD, a final chapter for adaptive management recommendations will be written for the final annual report and submission to the LORP Technical Committee. The MOU Consultants will present the recommendations to the Technical Committee, the MOU parties, decision makers, and the public as required.

Deliverables:

Description of necessary Adaptive Management Recommendations including a discussion of how these recommendations will improve conditions within the LORP. The focus of this deliverable will be on the recommendations themselves and will include references to information provided by the monitoring being conducted by Inyo County and LADWP. The deliverables will come in the form of a simple MS Word Document that does not contain specialized features or protections on the document. AMR must be delivered to Inyo and LADWP by no later than the first Monday in December.

Budget:

Principal (Hill)	210	\$148	\$31,080
Principal (Platts)	210	\$148	\$31,080
Senior Associates	190	\$100	\$19,000
Administration	50	\$72	\$3,600
Subtotal			\$ 84,760

TASK 6-----

Project Management and Meetings

The MOU consultant will meet with LADWP and ICWD to review progress or discuss issues either in person, or via teleconference. The MOU consultant will manage project assignments, schedules and budgets, conduct team meetings, administer the contract and workload, and provide progress reports to ICWD as needed, budget assessment and invoice each month and work items that may not be identified in other tasks delineations. In addition, this task requires the MOU consultants to prepare for meetings, travel, and attend meetings with the Scientific Team and MOU Parties to discuss progress towards meeting the LORP objectives.

Budget:

Principal (Hill)	70	\$148	\$10,360
Principal (Platts)	39	\$148	\$5,772
Senior Associates	148	\$100	\$14,800
Administration	46	\$72	\$3,312
Subtotal			\$34,244

EXPENSES-----

Budget:

Travel (Mileage 1500/trip @ \$0.56/mi)	3	\$840	\$2,520
Lodging	14	\$150	\$2,100
Per Diem	14	\$85	\$1,190
Expenses Subtotal			\$ 5,810

Total MOU Consultants Budget: \$142,646

Section 2. Adaptive Management Measures

No adaptive management recommendations require additional budget considerations this fiscal year.



AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only: AGENDA NUMBER 16

- Consent Departmental Correspondence Action Public Hearing
 Scheduled Time for Closed Session Informational

FROM: Inyo County Planning Department

FOR THE BOARD MEETING OF: March 17, 2015

SUBJECT: Inyo County 2014 General Plan Annual Progress Report

DEPARTMENTAL RECOMMENDATION: Accept and provide comments on the draft Inyo County 2014 General Plan Annual Progress Report (APR), and direct staff to forward the APR with any modifications to the State of California's Department of Housing and Community Development (HCD) and Governor's Office of Planning and Research (OPR).

SUMMARY DISCUSSION: Government Code Section 65400 requires that local agencies prepare a General Plan APR. The purpose of the document is to report on the County's progress in implementing its General Plan. The Planning Commission reviewed the draft APR and provided input at its special March 4, 2015 meeting. The Commission expressed satisfaction with the report, and did not provide any suggested modifications. The document is now being presented to the Board of Supervisors for its review and comment. Subsequently, it will be submitted to OPR and HCD.

As indicated in the draft APR, the General Plan is the County's constitution and guiding vision, and upkeep and maintenance of the General Plan is a continuous process. The County implements the General Plan's vision on a day-to-day basis in its many planning projects, and strives to include the public in the decision-making process. The County participated in a variety of planning activities in 2014, as identified in the APR. The County continued its project review responsibilities to further the General Plan's goals, policies, programs, and implementation measures.

ALTERNATIVES:

- Direct changes to the APR.
- Do NOT accept the APR.
- Return the APR to staff with direction.

OTHER AGENCY INVOLVEMENT: State of California – OPR and HCD

FINANCING: Resources to participate in annual State reporting requirements (such as the APR) are provided for by General Fund resources.

APPROVALS

COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS <i>(Must be reviewed and approved by county counsel prior to submission to the board clerk.)</i>
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS <i>(Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.)</i>
PERSONNEL DIRECTOR:	PERSONNEL AND RELATED ITEMS <i>(Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.)</i>

DEPARTMENT HEAD SIGNATURE:

(Not to be signed until all approvals are received)



Date: 3-9-15

Attachment: Draft APR

Draft General Plan Annual Progress Report

2014

County of Inyo



Prepared by Inyo County Planning Department

March 2015

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I. Introduction

This report has been prepared pursuant to the requirements of Government Code Section 65400. Guidance for preparation of the report is provided by the Governor's Office of Planning and Research (OPR)¹.

The purpose of the document is to report on Inyo County's progress in implementing its General Plan. The document will be provided to the Planning Commission and Board of Supervisors for their review and submitted to OPR and the Department of Housing and Community Development (HCD).

Background

The County adopted a comprehensive update to the General Plan on December 11, 2001, and has amended the Plan on certain occasions since. The planning process for the update took over four years, many public hearings and meetings, and substantial effort on the part of staff, the Board of Supervisors, the Planning Commission, local organizations and interest groups, and the general public.

The Plan replaced, reformatted, and/or updated a number of older General Plan Elements and other planning documents that had been adopted over the years. In addition to the many working documents, staff reports, and outreach materials, the Plan resulted in the following major documents that are utilized on a day-to-basis in the County's planning processes:

- General Plan Summary
- Background Report
- Goals and Policies Report
- Land Use and Circulation Diagrams
- Environmental Impact Report (EIR)

The Inyo County General Plan received awards of excellence from local chapters of the American Planning Association in 2001. The policy document and diagrams are available on the Planning Department's website at the following link:
http://inyoplanning.org/general_plan/index.htm.

Informational Document

This document is a reporting document, and does not create or alter policy. The content is provided for informational purposes only, and is exempt from the requirements of the California Environmental Quality Act (CEQA) per Guidelines Section 15306.

¹ General Plan Annual Progress Report Guidance. State of California, Governor's Office of Planning and Research, State Clearinghouse and Planning Unit. Revised July 11, 2007. Refer to http://opr.ca.gov/docs/GP_APR_Guidance_2007.pdf

Organization

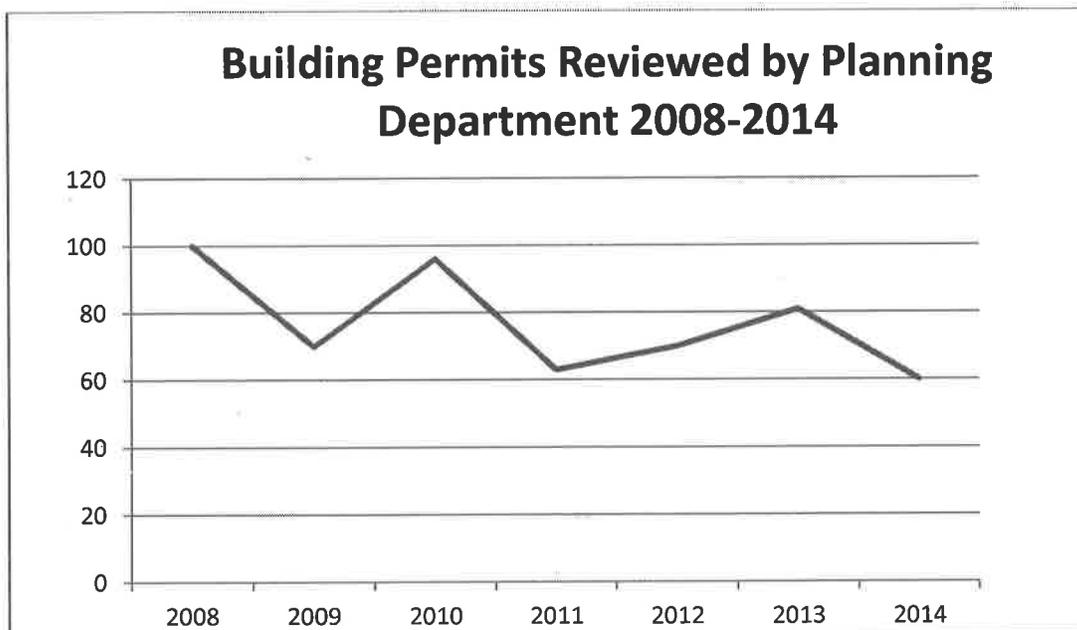
After this Introduction, a summary of projects and issues addressed in the last year is provided, and then each General Plan element is addressed. Following these topics, the County's planned General Plan and Zoning Ordinance update are addressed. Appendix A includes Government Code Section 65400. Appendix B includes the HCD reporting forms.

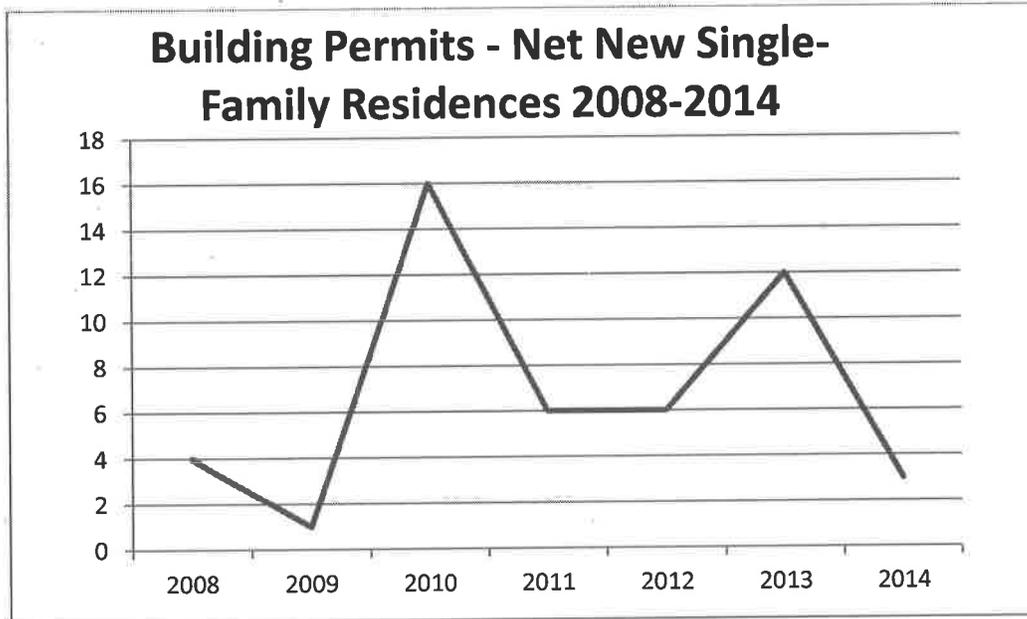
II. Plans, Projects, and Accomplishments

During 2014 the County processed numerous projects and participated in a variety of planning programs. The following summaries provide a brief overview of these projects and programs, and are not intended to be exhaustive.

Building Permits

The Department of Building and Safety issued approximately 240 building permits in 2014. Sixty building permits were reviewed by the Planning Department for zoning consistency issues. Building permits were reviewed for three new single-family homes, for a net increase in three. No certificates of occupancy were issued for single-family homes or other development. Two buildings permit were reviewed for non-residential development: (1) a visitor center/restaurant in Charleston View and (2) a church expansion in West Bishop.

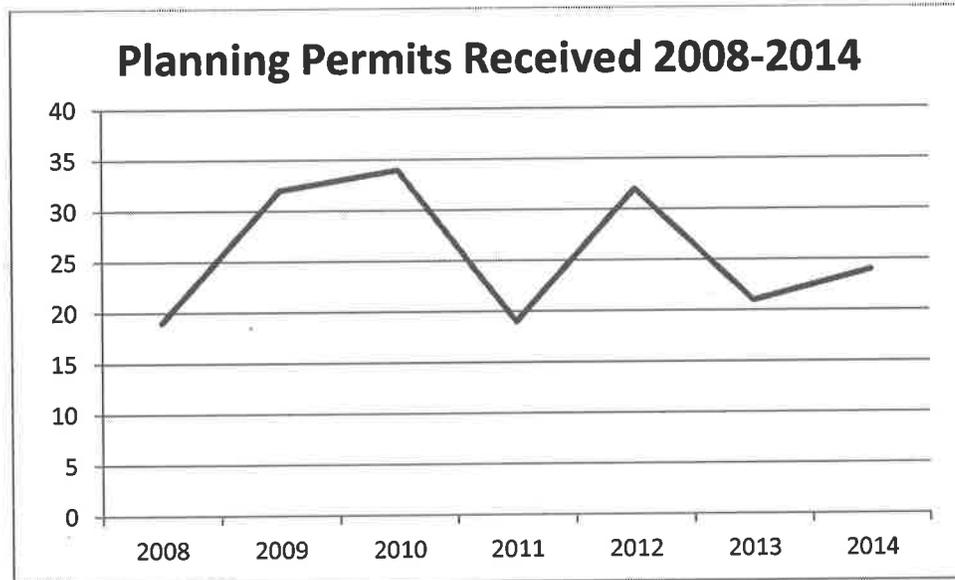




Planning Permits

The Planning Department processed a variety of planning permits during 2014, including variances, conditional use permits (CUP), subdivisions, and associated environmental reviews. The breakdown in applications received is as follows:

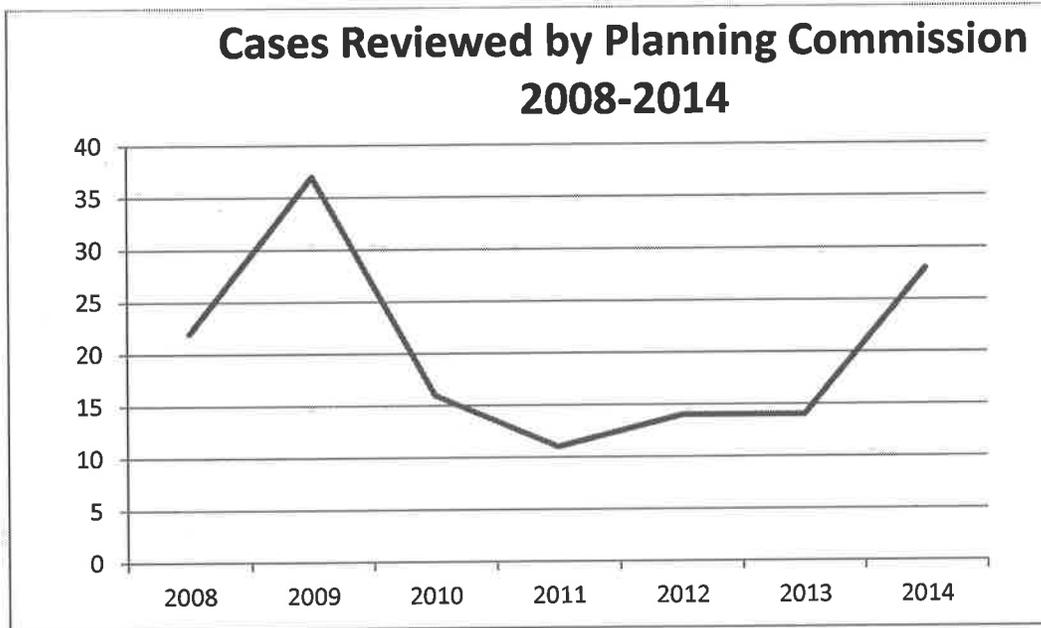
- 2 Parcel Mergers (PM)
- 1 Lot Line Adjustment (LLA)
- 3 Tentative Parcel Maps (TPM)
- 4 Variances
- 6 CUPs
- 2 General Plan Amendments (GPA)
- 4 Zoning Reclassifications (ZR)
- 2 Lone Pine Design Reviews



In addition, six zoning violations were logged and two Appeals were received.

During the past year, the Planning Commission agendas included the following application types:

- 5 CUPs
- 5 TPMs
- 5 GPAs
- 2 ZRs
- 4 Variances
- 1 Reclamation Plan
- 1 Renewable Energy Permit (REP)
- 1 Appeal
- 1 Mitigated Negative Declaration (MND)
- 3 Environmental Impact Reports (EIR)



Of the projects reviewed by the Planning Commission, ten applications were presented to the Board of Supervisors. In addition, the Lone Pine Architectural Design Review Board heard two design review cases. One emergency was proclaimed (for the drought), and no emergency ordinances or moratoria were approved in 2014.

Projects Reviewed by During 2014

The following applications were reviewed by the Planning Commission and/or Board of Supervisors during the past year:

Amending Mining and Reclamation Plan for Sidehill Mine (RP #89-3)/Vanderbilt Minerals, LLC – an application proposing to convert the existing smectite clay underground operation at the Sidehill Mine property to a surface mining operation. The project is located on private property, approximately 7 miles north of Death Valley Junction.

Appeal No. 2013-02/Little Lake Ranch, LLC – an appeal filed by Mr. Gary Arnold, on behalf of the Little Lake Ranch, LLC in response to the Inyo County Water Department's (ICWD) issuance of correspondence approving extension of groundwater pumping at a rate of 3,040 acre-feet/year until June 30, 2014 for the Coso Geothermal Plant. The Planning Commission and the Board denied the appeal.

CUP No. 2014-01 (7/11 Materials, Inc.) – a proposal to temporarily locate a portable concrete plant to furnish materials to the Los Angeles Department of Water and Power Owens Lake Dust Mitigation Project, along with any other potential projects in the area that might need similar materials concurrently with this project during the life of the CUP (1-2 years). The project is located on private already disturbed property (598 Old State Highway) with paved roadways in the community of Keeler within Inyo County.

GPA No. 2013-02/Renewable Energy (Inyo County) – Inyo County adopted a Renewable Energy General Plan Amendment (REGPA) in 2011 to address growing interest in renewable energy development in the County, which was subsequently rescinded due to litigation. In 2013 the County was awarded a grant from the California Energy Commission (CEC) to update the REGPA and prepare a related Programmatic Environmental Impact Report (PEIR). Staff has begun this work and the Planning Commission and Board of Supervisors reviewed the draft REGPA and provided input prior to commencing work on the PEIR. The Planning Commission subsequently conducted a public hearing regarding the draft PEIR.

GPA No. 2014-01/Energy Efficiency (Inyo County) – Staff has taken the ideas, policies and programs developed for the Cost Energy and Service Efficiencies Action Plan (CESEAP) that was adopted by the Board of Supervisors, in November 2012, to create a new Energy Efficiency chapter for the Conservation and Open Space element of the General Plan. These policies further the County's commitment to cost savings through energy reduction and focus on both the implementation of the CESEAP on county facilities and incentives and recognition programs for private property owners. On the recommendation of the Planning Commission, the Board of Supervisors approved this GPA in 2014.

Inyo County Animal Shelter Upgrade Mitigated Negative Declaration – Inyo County proposed to construct and operate an animal shelter adjacent to the existing animal shelter to the northwest of Big Pine on County Road. The Planning Commission reviewed the MND prepared for the project and recommended that the Board of Supervisors adopt the MND, which it did.

CUP No. 2014-02/Olancha (Branson) – Mr. Branson of Lone Pine TV applied for a CUP to build a 60-foot tri-pole tower at the Olancha Fire Station to house a wireless internet service antenna. The goal of the project is to provide high-speed internet service to the residents of Olancha who currently have limited speeds and service at this time.

CUP No. 2014-03/Keeler (Branson) – Mr. Branson of Lone Pine TV applied for a CUP to build a 60-foot tri-pole tower to house a wireless internet service antenna at the Keeler Fire Station. The goal of the project is to provide high-speed internet service to the residents of Keeler who currently have limited speeds and service at this time.

Variance No. 2014-01 (Walters) – Mr. Walters on behalf of Portal Preserve LLC applied for a sign variance to exceed the sign size and height requirements for two real estate signs from 9-square feet in area and no more than 6-feet in height to 32-square-feet in area and up to 7-feet in height. One sign will advertise the Portal Preserve subdivision in the Alabama Hills and the other will show the availability of lots in the subdivision based on whether they are currently for sale or have already sold.

Inyo County General Plan Housing Element Update – The Planning Commission reviewed, and the Board of Supervisors approved the 2014 General Plan Housing

Element update. The update incorporates the requirements of new relevant legislation, the Regional Housing Needs Allocation stipulated by the State, and new demographic information.

Amendments to CUP Nos. 2010-03/Crystal Geyser Roxane, LLC and 1983-10/Elton – Crystal Geyser Roxane, LLC requested amendments to Conditional Use Permit (CUP) Nos. 2010-03/CGR and 1983-10/Elton for several of its properties in Cartago. CUP No. 2010-03 was approved for a new bottling facility to be built at the Cabin Bar Ranch site; CUP No. 1983-10 was approved to build the existing bottling plant and pump water from an adjacent spring. The applicant indicated that due to changes in market demand for bottled spring water it is proposing to modify the original project description in the short term for CUP No. 2010-03 from building a new bottling facility to piping water from three wells (on the Cabin Bar property) to the existing bottling facility. The Planning Commission denied the requests, which the applicant appealed to the Board of Supervisors; however, the applicant subsequently withdrew the appeal.

GPA No. 2013-01, Renewable Energy Permit (REP) No. 2013-01, and TPM Nos. 404 and 405 (Munro Valley Solar, LLC) – Munro Valley Solar, LLC proposes to construct and operate a four-megawatt alternating current solar photovoltaic generating facility over two separate discontinuous parcels south of Olancho on the east side of Highway 395 between Walker Creek Road and Fall Road. The approximately 30-acre project proposes to connect to existing power lines that run between the sites, and the power generated is intended for local distribution and use. The applicant requested an REP pursuant to Inyo County Code Title 21; as permitted, fence height, parcel size, land use, and the height of the intertie were specified through the permit in lieu of Zoning standards. The applicant also requested to amend the General Plan Land Use Element to (1) create a Distributed Solar Photovoltaic Overlay and (2) apply the Overlay to the sites. The subdivisions were proposed to provide for the desired parcel configurations and ownership. The Planning Commission conditionally approved the REP and tentative maps, and recommended that the Board of Supervisors approve the General Plan Amendment, which it did. CEQA litigation was subsequently initiated regarding the project by the California Native American Heritage Commission, which has not been resolved.

CUP No. 2013-03 and Variance Nos. 2014-02 and 2014-03 (Southern California Edison Co.) – Southern California Edison (SCE) proposes to build a full-service operations center on property it owns approximately 3.5 miles west of Bishop on the south side of State Highway 168 to replace its existing facility in the City. The project site comprises approximately seven acres within a larger 82-acre parcel, which also accommodates a hydroelectric facility (Plant Six and the Mt. Tom substation). The parcel has been previously disturbed by the substation's operations; roads and power lines cross it in numerous locations. The project will include: a new office building with a customer service center, garage, shop, laydown yard, truck canopy buildings, helipad, and related facilities. The proposal will require installation of two new wells and two new water lines. The applicant has requested a CUP for the project, as well as a fence

height variance from the permitted six feet to eight feet and a variance to place a monument sign in the front yard setback.

ATV Adventure Trails of the Eastern Sierra Project – The Adventure Trails System of the Eastern Sierra, Inc. submitted an application for a proposed project in accordance with Assembly Bill (AB) 628 and the Inyo County AB 628 Implementing Procedures to undertake a pilot project to designate several combined-use routes up to ten miles long on certain unincorporated County roads, and; to designate several combined-use routes of up to three miles long on certain roads maintained by the City of Bishop. The Planning Commission reviewed the Draft EIR and provided recommendations to the Board of Supervisors, which was scheduled hear the project in December; however, the hearing was continued into 2015.

ZR No. 2014-04/Inyo County (Code Enforcement) – Through work being undertaken for the Zoning Code update, it became apparent that code enforcement issues relate more broadly than the Zoning Ordinance, including environmental health, building and safety, fire, and other County Codes. A new Title to the County Code was crafted to address code enforcement issues throughout the Code. Minor text amendments to the Zoning Ordinance were required to refer to the proposed Code Enforcement Chapter and address specific issues related to enforcement of the Zoning Ordinance, which were reviewed by the Planning Commission prior to the Board's consideration of the proposal in December 2014. The ordinance for the new code enforcement procedures was enacted in January 2015.

ZR No. 2014-02/Castro (Central Business District to Multifamily Residential) and GPA No. 2014-01/Castro (Central Business District to Residential Medium-High Density) – The applicant requested to rezone his property in Lone Pine from Central Business District in the Lone Pine Design Review Overlay zone (CB-D) to Multifamily Residential R-2, and to change the General Plan designation from Central Business District (CBD) to Residential Medium-High Density (RMH) in order to demolish a nonconforming single family residence located on the property and install a new mobile home. The Planning Commission recommended the Board of Supervisors approve the zone reclassification and general plan amendment, which was subsequently approved.

Other Plans and Projects

The following discussion summarizes other current projects regarding which the County expended substantial efforts.

Zoning Code/General Plan Update – The County adopted a comprehensive General Plan update in 2001. One of the follow-up actions directed in the 2001 General Plan was to update the Zoning Code, which is a component of the Inyo County Code. Staff worked with Willdan in 2011 to prepare updated Zoning Code sections and incorporated their input into a comprehensive Zoning Code update and prepared a related General Plan update. Staff received direction from the Board regarding several issues related to the update in early 2015, including code enforcement, Digital 395, and special event permits.

Environmental review is anticipated in 2015. As discussed previously, the code enforcement provisions of the Zoning Code were interpolated into a broader code enforcement solution for the County in 2014.

Inyo County Consolidated Office Building – The County continued in 2014 to work towards developing a consolidated office building to house multiple departments currently located in various facilities throughout Bishop. The proposed consolidated office building will house County Administration, County Counsel, the District Attorney office, the Public Guardian, Health and Human Service departments, Waste Management, Motor Pool, Building and Safety, Parks and Recreation, Personnel, Information Systems, the Sheriff's office and Probation. The County has been considering a consolidated office building for nearly 20 years.

Twenty-first Century Obsidian Project – Digital 395 (an American Reinvestment and Recovery Act project) equipped the Owens Valley with a middle-mile broadband conduit. The County issued a Request for Proposals (RFP) in November of 2014 to leverage this resource to the fullest extent and stimulate economic development by offering entrepreneurs access to this technical infrastructure. The County would oversee contracted mechanisms to design, finance, construct, operate and maintain an Open Access, last-mile fiber-optic network providing connections between all premises in the Owens Valley and the Digital 395 middle-mile conduit creating one of the few true Gigabit districts in the Country.

Northland Power Independence Solar Generating Plant – The proposed project is for a photovoltaic solar power generating plant on 1,280 acres of property located southeast of Independence south of Mazourka Canyon Road. Minimal activity occurred regarding the project in 2014.

Yucca Mountain Repository Assessment Office – Funding for development of the Yucca Mountain Repository was terminated by the Obama Administration, consequently eliminating the funding to all Affected Unit of Local Government (AULGs). During 2014 Planning Staff continued to work to “mothball” the Yucca Mountain Repository Office. Staff also continues to monitor litigation and other activities. In 2014, some activity resumed after resolution of several components of the litigation, including release of the several technical documents for the licensing proceedings. The County also shared its stored drilling cores at the Nevada Test Site in Mercury with others doing research in the region.

Renewable Energy Revolving Loan Fund for Southern California Edison – Inyo County was selected in 2011 by SCE to prepare a CESEAP. The CESEAP outlines ways that the County can reduce energy use, identifies goals and milestones for energy reduction, serves as an educational tool for other groups, identifies the highest and lowest energy users within the County, offers strategies that the County can use in achieving its energy reduction goals, and provides a template that other organizations can use to develop their own Action Plan. In 2013, additional grant funding was secured from SCE to implement the CESEAP establishing a revolving loan fund for energy efficiency

projects in County facilities, including researching similar programs, identifying opportunities for seed funding, and developing a plan to establish a revolving loan fund. Work on the Energy Efficiency Revolving Loan Fund began in 2014. A Background Report was prepared, and a Policy Report is anticipated in 2015.

Crystal Geyser Roxane Cabin Bar Ranch Water Bottling Plant Project – The Crystal Geyser Roxane Cabin Bar Ranch Water Bottling Plant project proposes the construction and operation of a spring water bottling facility on a 34-acre site on the northeastern portion of the 420-acre Cabin Bar Ranch property, adjacent to the southern boundary of the community of Cartago and on the east side of U.S. Highway 395. Approved in 2013, the project will pump 360 acre feet of groundwater per year. Project facilities include a 198,000-square foot water bottling plant containing four bottling lines and an associated 40,000-square foot warehouse facility. The County continues to monitor implementation.

Mining – Pursuant to the Surface Mining and Land Reclamation Act (SMARA), the County continued its oversight activities to encourage production and conservation of minerals and minimize associated environmental impacts. Staff inspected approximately 100 mines.

Brownfields Grant – On August 9, 2011 Inyo County entered into a Memorandum of Understanding (MOU) with Nye, Esmeralda, Lincoln, and White Pine counties of Nevada for the Environmental Protection Agency Brownfields Coalition Assessment Grant to conduct environmental site assessments and area-wide planning in support of renewable energy, transmission and economic development in the vicinity of identified Brownfields sites. The County continued to participate in the Coalition during 2014, and a subsequent grant was received. A Phase 2 site investigation was completed for the Pittsburg Plate Glass site on the Owens Lake and work began on developing a clean-up and reuse plan. Additionally, discussion continued the California Department of Fish and Wildlife for Phase 2 investigations at the Mt. Whitney Fish Hatchery. Finally, a Phase 1 site investigation was completed with the remaining funds from the first Coalition grant for a City-owned parcel in the City of Bishop. A Final Area-wide Plan was also completed.

Natural Resource Advisory Committee (NRAC) – Planning Staff continued to work with the advisory committee on various natural resources projects within the county. NRAC provided input on various natural resource based projects that the County participated in during 2014 including the DRECP, REGPA, Adventure Trails, and the Forest Plan Update.

Coso Hydrological Mitigation and Monitoring Plan/Little Lakes, LLC Appeal – The Hydrological Mitigation and Monitoring Plan (HMMP) involves monitoring ground water pumping from two existing wells in Rose Valley (adjacent to and east of U.S. Highway 395, just north of Coso Junction) for injection a geothermal field located within the China Lake Naval Air Weapons Center. The groundwater model developed for the project is recalibrated by the Water Department and used to update the groundwater level triggers, pumping rate, and duration of pumping for the project. The ICWD has been

monitoring groundwater pumping pursuant to the HMMP since 2011, and in August 2013, the Water Department issued correspondence to the project applicant confirming actual pumping rates and approving continuation of pumping until June 30, 2014. In September 2013, an appeal was filed from Little Lakes Ranch, LLC, alleging that the ICWD did not have the authority to extend pumping. An appeal hearing was heard by the Planning Commission in January 2014. An appeal to the Board of Supervisors of the Planning Commission's denial of the appeal was also received in 2014, which the Board denied.

Hidden Hills Solar Project – Bright Source Energy has proposed a 500-megawatt solar thermal power plant in Charleston View. The CEC has jurisdiction over the project, and had issued a final staff report for it in 2013 when the proceedings were suspended. The application is still pending, which staff monitors.

West Bishop Resurfacing Project – This project will reconstruct three miles of residential roads near Pa Me Lane in Bishop. The environmental phase was completed in 2014 and the design phase was initiated.

South Bishop Resurfacing Project – This project will reconstruct Sunland Drive from US 395 to West Line Street and also Sunland Reservation Road. The County initiated the Design phase in 2014. This project is being combined with the Sunland Bicycle Lanes project.

Sunland Bicycle Lanes – This project will construct Class II or III bicycle lanes on Sunland Drive. The project has been combined with the South Bishop Resurfacing Project. The County initiated the Design phase of this project in 2014.

Dehy Park Improvement Project – This is the second phase of a project to construct a pathway, bridge, and to construct a visitor's center. The National Environmental Policy Act (NEPA) review of this project was completed in 2012. In 2013, the project was revised as a portion of the project (visitor's center) is no longer eligible for federal funds as a result of the federal transportation reauthorization – MAP-21. The County resolved issues related to the clearance of the project by the State Historic Preservation Office in 2014.

Ed Power Bicycle Lanes – This project will widen Ed Powers Road and install four-foot wide bicycle lanes. The County completed the environmental component for this project that was programmed in the 2012 State Transportation Improvement Program using federal Transportation Enhancement funds. The project was federalized and the County worked to complete a NEPA review of the project in 2014. This project proposes to place bicycle lanes on both sides of Ed Power Road.

Los Angeles Aqueduct Bridge at Walker Creek Road – The County initiated the Design phase for a project to replace a functionally obsolete bridge with a wider bridge.

Los Angeles Aqueduct Bridge at Carroll Creek Road – The County initiated the Design phase for a project to replace a functionally obsolete bridge

Upper Rock Creek Road Reconstruction – This project reconstructs the road surface and constructs an uphill bicycle lane. This project includes one mile in Inyo County with the majority of the project being in Mono County. Construction was started in late summer 2014.

Whitney Portal Road Reconstruction – This project will reconstruct Whitney Portal Road between Tuttle Creek Road and Whitney Portal and add bicycle lanes from Tuttle Creek Road to Horseshoe Meadows Road. The County and Federal Highway Administration are working on a NEPA and CEQA document for this project. Design for the project was 70 percent completed in 2014. The project is estimated to go into construction in the summer of 2016.

Regional Transportation Plan (RTP) – The County hired a consultant and initiated an update to the RTP in 2014. Public meetings were held to gather public input. The last update to the County's RTP was completed in 2009. The RTP serves as the planning blueprint to guide transportation investments in the County involving local, state, and federal funding over the next 20 years. The Inyo County Local Transportation Commission (LTC) held hearings and workshops in 2008, and adopted the plan in 2009. In 2014, local agencies and the LTC continued to implement goals and policies set forth in the RTP.

Inyo County Active Transportation Program Plan – In response to the MAP-21 Federal Reauthorization and the California Active Transportation Program, Inyo County entered into a contract with a consultant to draft an Active Transportation Program (ATP) Plan and held public outreach meetings. The ATP Plan will include:

1. *Bicycle Element* – this will be an update of the 2009 Inyo County Collaborative Bikeways Plan;
2. *Pedestrian Element* – this will describe existing facilities, examine past accident records, estimate the current number of pedestrians, list and prioritize potential projects, and identify funding sources;
3. *Recreation Trails Element* – this will identify areas where there are deficiencies in motorized and non-motorized recreational trails, list and prioritize potential projects, estimate the number of users for a given trail segment, and describe how the projects provide for the viewing of points of interest; and
4. *Safe Routes to School Element* – this will create Safe Routes to Schools maps for all areas in Inyo County and update the Safe Routes to School maps for schools inside the City of Bishop.

Inyo-Mono Coordinated Public Transit – Human Services Transportation Plan Update – The Inyo County LTC, in partnership with the Mono LTC and the Eastern Sierra Transit Authority (ESTA), completed an update to this plan in 2014. The primary focus

of this project is to develop and refine existing implementable strategies that increase mobility for individuals with disabilities, older adults, and people with low incomes through public and stakeholder input for the period of 2014 to 2019. The strategies update the current Coordinated Public Transit-Human Services Transportation Plan and involve the public transit operator (ESTA), private transportation providers, non-profit transportation providers or tribal transportation providers. Certain Federal grant programs require that projects be identified in this planning document.

Inyo-Mono Integrated Regional Water Management Plan (IRWMP) – The ICWD participates in this collaborative body made up of public, private and not-for-profit entities, including Inyo and Mono counties, the town of Mammoth Lakes, tribes, water districts, and community service districts. The group consists of 32 voting members. The mission of the Inyo Mono Regional Water Management Group (RWMG) is to “To research, identify, prioritize, and act on regional water issues, and related social and economic issues, so as to protect and enhance our environment and economy.”

A phase I Inyo Mono IRWMP was completed in late 2010, and in 2011 the group was granted \$1,075,000 in Proposition 84 Implementation Funding. Of this amount, the Inyo County Department of Public Works was awarded a total of \$393,162, which was used to improve pump operations to reduce water outages in the towns of Laws, Independence, and Lone Pine; to help reduce inflow and infiltration in the sewer system at Aspendell; and to develop a plan to provide safe drinking water to the residents of Tecopa. A Phase II Inyo Mono IRWMP was complete in 2012, which was again revised in 2014. The Inyo Mono IRWMP also received and completed a \$496,000 grant to address needs of disadvantaged communities and tribes, which was completed in early 2015.

Lower Owens River Project (LORP) – The LORP is a mitigation project under the Long Term Water Agreement with the Los Angeles Department of Water and Power (LADWP). The project is compensatory mitigation for impacts considered difficult to quantify or mitigate directly.

Seven years into the project it appears that the goals of the LORP, to establish a healthy, functioning ecosystem for the benefit of biodiversity and Threatened and Endangered species, are in part being met. The river riparian corridor has greened up considerably, but the rate of recovery of tree willow and cottonwoods has been disappointing. These trees provide habitat for a number of avian species that are listed as indicators of project. Bulrush and cattails line much of the project’s wetted area, and are in some areas limiting recreational access, as well as occupying land where tree willow might have otherwise established. In the river, the combination of warm water and high flows, which stir up accumulated organic material, can cause a decrease in dissolved oxygen. On occasion this situation has led to a fish kill. However, the fishery is robust and has proven to be resilient—recovering after water quality returns to normal.

In late July, 2014, a LORP Summit was held to inform the MOU parties about the state of the project, and present possible actions that might be taken to improve conditions. Chief among these is a proposal to experiment with the river hydrograph to learn how flows

affect water quality, tules, and the recruitment of trees. The parties are considering the plan.

LORP Recreational Use Plan – the LORP area is appealing to recreationists who enjoy bird watching, wildlife viewing, hunting and fishing, and many other outdoor activities in a natural setting. With increased use there is concern about the development of unauthorized roads, and problems including waste dumping, vandalism, illegal fires, artifact gathering, and vegetation clearing. Managing these problems can be costly for LADWP and the County, and interfere with achieving LORP goals. In order to head off management problems, the County began development of a Recreation Use Plan in 2010.

A draft LORP Recreational Use Plan was released in January 2013. The plan was designed to balance the need to protect the recovering ecosystem, respect traditional values and uses, provide attractive recreational opportunities, not interfere with LADWP's operations, and to be consistent with LORP goals. The draft is the product of broad research, agency consultations, and extensive public outreach including workshops and presentations, stakeholder interviews and surveys. The plan identifies key goals of the recreation plan as strengthening the tourist economy of local communities, enhancing user opportunities, improving access and wayfinding, improving access for fishing, canoeing, and kayaking, and inspiring cultural and environmental education.

LORP Post-Implementation Agreement – in 2010, the County and LADWP finalized a joint funding agreement, which describes project cost, assigns roles, defines fiscal responsibilities, and explains procedures for shared funding of the LORP through July 11, 2022. The County shares many of the costs associated with LORP implementation, including biologic and hydrologic monitoring, operations and maintenance, and fees for the LORP consultant.

Mitigation Projects – One of the key roles of the ICWD is to monitor and report on the implementation and ongoing management of environmental projects and Enhancement/Mitigation projects in the Owens Valley. These projects are mitigation measures adopted by LADWP in the 1991 EIR; projects that are provided for in the 1997 MOU; and projects developed subsequently. The ICWD tracks more than 50 of these mitigation projects. If mitigation goals are not being met, or projects are not being managed as stipulated, or simply not being implemented, the ICWD works with the LADWP and MOU parties to either help implement or modify the project.

Over the past year, continued progress has been observed on several mitigation projects including the LORP, described above. Two town greening projects, one in Independence and the other in Big Pine are now implemented; fenced, irrigated, and planted with pasture. The Ad Hoc 1,600 acre-foot projects have all been implemented and are being monitored. Revegetation projects in Laws and throughout the Owens Valley are beginning to make progress after LADWP accelerated the installation of irrigation and invested in two greenhouses in which to grow plant stock. The tree lot in Lone Pine is being improved with tree thinning and new planting.

In 2013, LADWP and Inyo County began an evaluation of all the Enhancement/Mitigation projects. The goal is to identify mitigation projects that are not meeting goals, and determine if changes are needed. Changes can include modifying or discontinuing projects. Currently, the Five Bridges project, Yellow-billed Cuckoo Habitat Enhancement project, the McNally Ponds and Pasture project, and numerous revegetation projects are either not meeting goals, or are not fully implemented.

Owens Lake Master Plan/Project – LADWP has initiated a Master Plan for the Owens Lakebed. This effort follows many years of dust mitigation efforts with the State Lands Commission and the Great Basin Unified Air Pollution Control District, and will provide a framework for future of the Lakebed, including potential solar energy development, habitat enhancement, and further dust mitigation. County representatives have been participating in the Plan’s preparation including attending meetings and providing public outreach for the planning efforts. A draft Plan was released in October 2011, for which the County provided input. In early 2013, DWP converted the Plan into a Master Project and issued a report in regards thereto. The County continues to participate in the Owens Lake Planning Committee and other related collaborations.

LADWP Solar Ranch – the County is monitoring LADWP’s Solar Ranch proposal in the Southern Owens Valley, which intends to develop approximately 200 megawatts of photovoltaic solar energy. LADWP issued a Notice of Preparation for the project in 2010, and the County provided responses regarding the scope of the EIR. Originally, the project had two locations and in 2013, LADWP decided to develop a third site, located south of Independence. The County provided input regarding the Draft EIR for the project in 2013, and continues to monitor for any progress.

Desert Renewable Energy Conservation Plan (DRECP) – this joint General Conservation/Natural Communities Conservation Plan is being developed for the Mojave and Colorado deserts to provide binding, long-term endangered species permit assurances and facilitate renewable energy project review and approvals. The DRECP planning area includes portions of Inyo County: roughly in the Owens Valley to just north of Independence, the Panamint Valley, Death Valley, and other southeast portions of the County. The County has been participating in development of the DRECP and the County has been collaborating with the DRECP as part of the REGPA planning process. The Draft DRECP/EIR/EIS was released in 2014, with comments due in 2015.

Desert Protection Act – the County continues to monitor this bill, proposed by Senator Feinstein, which included numerous provisions regarding land use and renewable energy in California and other states. The County undertook substantial local outreach regarding the Act previously, and provided further input in 2014.

Quadstate Local Government Authority – the County joined this body in 2010, which was established in response to issues surrounding the desert tortoise. The authority is guided by a Joint Powers Agreement, and includes counties in Arizona, Utah, Nevada, and California. The organization is active regarding numerous issues relevant in the desert southwest, in addition to the tortoise. In part through its participation in the

Authority, the County continued to participate in the Recovery Implementation Teams (RIT) for the tortoise in 2014.

Land Tenure Project – this project focuses on opportunities and priorities for land exchanges in Mono and Inyo counties, and included public outreach and education about land exchange processes. The final Plan was presented to the Board in early 2012, and staff continues to coordinate with the implementing agencies regarding land exchange activities moving forward.

Inyo National Forest Plan Revision– the County participated extensively in development of the 2012 Planning Rule for the National Forests and was instrumental in ensuring that coordination with local government was included in the Rule’s requirements. The Inyo National Forest was selected to be an early adopter of the new rule, and the County has been working with the Forest Service in developing the new plan. The County and the Forest Service worked for several years to develop a MOU to guide coordination, which was approved in 2014. The County provided input regarding the Need for Change, Roles and Contributions, Desired Conditions, Purpose and Need, and Objectives in early 2014. The Forest Service undertook a ‘pause’ in mid-2014, and then released the Notice of Intent (NOI) in the fall; the County provided input regarding the NOI, and continues to coordinate in developing the EIS, which is scheduled to be released in 2015. The Eastern Sierra Recreation Collaborative developed in 2014, and the County participated in meetings to provide input to the Forest Service regarding recreation.

Inyo National Forest Travel Management Implementation – the County continued to monitor implementation of the 2009 Travel Management Plan. County representatives attended public meetings conducted by the Forest Service, and the Board submitted correspondence regarding environmental documents and related solicitations for the Upper Owens Bishop Creek Unauthorized Route Restoration Project.

Motorized Vehicle Management in Western Mojave Planning Area (WEMO) – the County is participating in development of this plan, which proposes a plan amendment and alternatives covering the management of motorized vehicles on public lands in the Western Mojave area. The County submitted comments to the BLM for the scoping process. The County will continue to monitor WEMO activities as the process continues.

U.S. Fish and Wildlife Service Endangered Species and Critical Habitat Proposals – During 2013, The U.S. Fish and Wildlife Service proposed several species be listed as endangered and associated critical habitat be designated in Inyo County, including the Sierra Nevada Yellow-Legged Frog, the Yosemite Toad, the Yellow-billed Cuckoo and the Mono Basin Sage Grouse. The County participated in numerous public meetings with representatives of the U.S. Fish and Wildlife service, locally and regionally, and provided comments on the proposed listing.

Saline Valley Plan – Death Valley National Park is embarking on a management plan for the warm springs in Saline Valley. An active user group utilizes the springs, which have

been extensively altered from their natural state and now include concrete pools and other infrastructure. The Plan is intended to address the springs and nearby lands, which were not included in the Park's Management Plan due to their sensitivity. In 2012, the County entered into an MOU with the Park, including memorializing the County's cooperating agency status, for the Plan and related EIS. The County also submitted correspondence in response to the Park's scoping notice. The County will continue to participate in the development of the management plan and EIS in 2014.

Hazard Mitigation Plan – the County worked with the State to apply for a federal grant to prepare a Hazard Mitigation Plan. The application was subsequently approved, and work is proceeding to implement the planning work in 2015.

Bishop Airport Layout Plan and Narrative – The County received a grant to update the Bishop Airport Layout Plan and Narrative in 2014. Several public meetings were held, and the planning work is expected to be complete in the summer of 2015.

III. General Plan Elements

The General Plan details the County's guiding principles for a variety of planning topics and is the constitution for future development. California Government Code Section 65300 et seq. provides direction and specifications for the content of the General Plan. The following seven elements are required:

- Land Use
- Circulation
- Conservation
- Open Space
- Noise
- Safety
- Housing

The elements may be combined or renamed, but basic requirements must be included. An agency may adopt any type of optional element, such as an Economic Element, at its discretion. Only the Housing Element must be certified by another agency (i.e., HCD), although the State Geologist and CalFire provide some oversight of other aspects.

The Inyo County General Plan consists of the following Elements:

- Government
- Land Use
- Economic Development
- Housing
- Circulation
- Conservation/Open Space

- Public Safety

Subtopics are included in the elements to meet California's requirements. The following sections address implementation for each of the County's General Plan Elements.

Government Element

The Government Element includes the following goals (1) promoting consistency of other agencies' actions with General Plan (Goal Gov-1), (2) encouraging collaborative planning and public participation (Goal Gov-2), (3) increasing private land ownership (Goal Gov-3), (4) guiding federal land actions and encouraging economic development (Goal Gov-4), (5) protecting and developing water resources (Goal Gov-5), (6) preserving and expanding agriculture (Goal Gov-6), (7) enhancing opportunities for recreation, including for off-road vehicles, hiking, and biking (Goal Gov-7), (8) encouraging improved management of wildlife and fisheries (Goal Gov-8), (9) promoting exploration, development, and reclamation of mineral resources (Goal Gov-9), (10) balancing energy development (Goal Gov-10), (11) enhancing transportation and preserving access (Goal Gov-11)

To achieve these goals, the County has continued dialogue with local, regional, state, and federal agencies on a variety of projects, as discussed elsewhere in this report, thereby continuing the previous coordination efforts with other agencies. The County constantly strives to ensure collaboration between national, California, and regional agencies as required by federal, state, and local regulations. The County works to make such agencies aware of County programs and policies and bring their actions into conformance with the General Plan. During 2014, the County worked with the U.S. Forest Service, the U.S. Fish and Wildlife Service, the National Park Service and other state and federal agencies in regional planning efforts affecting Inyo County resources.

The County also involves citizens, Native American tribes, and public interest groups in the planning process whenever feasible. Staff works to ensure that the public is made aware of all planning projects through mailings and notices in the newspaper to allow for their participation. Routine feedback and public input is requested, and the County's website is maintained to provide for current up-to-date information regarding planning issues.

Land Use Element

The Land Use Element guides County land use policy and insures that appropriate development takes place, with adequate provision of public services and utilities. Land use designations are specified, defined, and mapped in the Land Use Diagrams. The land use designations roughly correspond to the County's zoning districts. Public services and utilities are also addressed in the Land Use Element. Development in and around existing towns is encouraged, which is where most building permits are issued.

Potential impacts from new development are assessed under CEQA. Additional conditions of approval and mitigation may be required if deemed necessary to provide for issues such as screening, habitat conservation, parking, noise-reduction (etc.), or otherwise address issues per the General Plan's direction. During 2014, the County processed EIRs for the Adventure Trails project and the Renewable Energy General Plan Amendment. Both EIRs are anticipated to be complete in 2015.

Economic Development Element

The Economic Development Element works to support long-term efforts to improve economic conditions for all County residents, and addresses tourism, natural resources, and retail sales. Towards these ends, the County has continued to promote access to public lands and limit any new restrictions being planned. Promotions regarding Inyo County in major population centers elsewhere in the State (including at the State fair) are carried out. Filming opportunities are exploited, and several dramatic locations were featured in film, television, and other venues in 2014. The County also issued an RFP for the Twenty-first Century Obsidian Project.

Housing Element

The Housing Element works to provide housing for all of the community, and addresses the needs of specified populations. In 2014, the County updated the Housing Element, which was certified by HCD. Preliminary data indicate that in 2014 no new units were produced, although several are in process.

The County continues to work with service providers to provide for the needs of lower-income households, the disabled, and other special needs populations, per the direction provided in the Housing Element. The County is also working to update the Zoning Ordinance, which will incorporate new State zoning requirements regarding housing.

Circulation Element

The Circulation Element addresses a wide variety of topics, including roads, scenic highways, public transportation, bicycles and trails, railroads, aviation, canals, pipelines, and transmission cables. These planning programs prioritize improvement to achieve implementation measures for roadway repaving and reconstruction projects.

As discussed previously, projects are reviewed to minimize impacts, provide for parking, reduce vehicle trips, and optimize transportation access. Continuing improvement in telecommunications infrastructure provides opportunities for telecommuting and economic development, and Digital 395 provides great opportunity for telecommunications enhancements locally. The County continues to work with Caltrans regarding the Olancho-Cartago Four-Lane project. Several major road projects were worked on during 2014, including Whitney Portal and Rock Creek roads. Viewshed issues along scenic highways are also addressed, as they may apply. The County continues to encourage the Forest Service and other federal agencies to address local

concerns regarding appropriate motorized transport on federal lands and to otherwise maintain and improve access.

The County continues to work with and support ESTA to implement transit service throughout the County and beyond. The Short Range Transit Plan completed in 2009 and the Roles and Responsibilities Analysis started in 2010 implement the General Plan's direction to support and promote public transit and accessibility. In 2014, the County began working on the Inyo County Active Transportation Program Plan, which includes bicycles, pedestrians, safe-routes-to-schools, and recreation trails. The Inyo-Mono Coordinated Public Transit Human Services Transportation Plan Update was also completed in 2014.

The County worked with the City of Bishop, Caltrans, and other local stakeholders to implement the Collaborative Bikeways Plan, which was adopted in 2008. This project implements the Circulation Element's bicycle goals, policies, and implementation measures. As discussed above, the Inyo County Active Transportation Program Plan includes a bicycle component. Continued coordination with LADWP, the Forest Service, and the Bureau of Land Management ensures appropriate trail maintenance and access to public lands.

The County continues its planning efforts to improve the Bishop airport, and received implemented a planning grant for the airport in 2014. The County is working on improving other airports in its jurisdiction by seeking grant funds and coordinating with Caltrans and the Federal Aviation Administration.

The County has been involved in planning activities for utility transmission and distribution systems passing through it through the DRECP, REGPA, and other planning efforts. The County continues to work with telecommunication providers to provide for enhanced wireless communication systems, and is encouraging development of the broadband service.

Conservation/Open Space Element

The Conservation and Open Space Element works to provide for resource management, open space for recreation, and park development. Inyo County's Element includes sections on soils, agriculture, minerals and energy, water, biology, cultural (i.e., archaeology), visual, and recreation.

The County continues its programs to support agriculture and ranching. Mineral resource development is encouraged, and the County reviews projects to ensure compliance with SMARA and other regulations. As discussed above, the Planning Commission continues its work providing oversight for reclamation plans, and staff inspected approximately 100 mines in 2014. The County is working with State and federal agencies to encourage appropriate mineral production.

The Environmental Health Department provides oversight and permitting for potable water and wastewater treatment systems in order to manage and improve water quality. Individual projects are reviewed to ensure that they do not adversely impact groundwater quality or quantity. Work on LORP and other enhancement projects improve surface water quality through biological filtering. Water transfers are reviewed to minimize environmental and economic effects. Potential impacts on biological, cultural, and visual resources are analyzed for projects and programs through environmental review processes. Architectural Design review in Lone Pine is carried out to ensure compatibility. The County continues to work to improve its parks and provide access to federal lands.

The County continued to participate in the Quadstate Local Government Authority: the County served on the Desert Tortoise Oversight Group, the Desert Managers Group, and the Desert Advisory Council as a way of providing a voice in regional planning initiatives and policy development.

Public Safety Element

The Public Safety Element works to reduce hazards regarding air quality, floods, avalanches, wildfires, geology and seismicity, and noise. The County continues to cooperate with DWP to reduce dust from Owens Lake, and evaluates air quality issues for major discretionary projects. Building permits and other development proposals are reviewed for flooding, fire, avalanche, and faulting hazards. The County commenced work on a Hazard Mitigation Plan in 2014. The mitigation requirements developed and approved in the General Plan EIR are enforced in areas subject to avalanche hazards. FEMA Flood Maps for the County were updated in 2011 and are being used to evaluate whether projects are in potential flood zones. Noise issues are addressed through environmental review. Noise issues are being considered as part of the comprehensive zoning code update that continued during 2014.

IV. General Plan and Zoning Code Update

The County comprehensively updated its General Plan on December 11, 2001. One of the follow-up actions was to update the County's Zoning Code per the direction provided in the General Plan. During the past several years staff has been working to update the Zoning Code and holding workshops on proposed changes with both the Inyo County Planning Commission and the Inyo County Board of Supervisors. As a result of those changes to the Zoning Code, related changes to the General Plan are being considered to maintain consistency between the two documents.

During 2013, staff held numerous meetings with stakeholders and public workshops throughout the County to provide information, and receive input and feedback on the updated general plan and zoning code update. Results of the stakeholder and public outreach were presented to the Planning Commission in late 2013 and to the Board of Supervisors in early 2014. Staff is incorporating the results of public outreach, as well as

comments from the Planning Commission and Board of Supervisors, and working to conduct environmental review in 2015.

V. Conclusion

The General Plan is the County's constitution and guiding vision. Upkeep and maintenance of the General Plan is a continuous process. The County implements the General Plan's vision on a day-to-day basis in its many planning projects, and strives to include the public in the decision-making process. The County has and continues to find opportunities for its citizens to be recognized in state and federal planning efforts.

The County provided leadership and participated in many planning activities in 2014, as identified in this report. It continued its project review responsibilities to further the General Plan's goals, policies, programs, and implementation measures. Updates to remainder of the General Plan and the zoning ordinance are expected to move forward in 2015.

Appendix A

Government Code Section 65400

- (a) After the legislative body has adopted all or part of a general plan, the planning agency shall do both of the following:
 - (1) Investigate and make recommendations to the legislative body regarding reasonable and practical means for implementing the general plan or element of the general plan, so that it will serve as an effective guide for orderly growth and development, preservation and conservation of open-space land and natural resources, and the efficient expenditure of public funds relating to the subjects addressed in the general plan.
 - (2) Provide by April 1 of each year an annual report to the legislative body, the Office of Planning and Research, and the Department of Housing and Community Development that includes all of the following:
 - (A) The status of the plan and progress in its implementation.
 - (B) The progress in meeting its share of regional housing needs determined pursuant to Section 65584 and local efforts to remove governmental constraints to the maintenance, improvement, and development of housing pursuant to paragraph (3) of subdivision (c) of Section 65583. The housing element portion of the annual report, as required by this paragraph, shall be prepared through the use of forms and definitions adopted by the Department of Housing and Community Development pursuant to the rulemaking provisions of the Administrative Procedure Act (Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2). Prior to and after adoption of the forms, the housing element portion of the annual report shall include a section that describes the actions taken by the local government towards completion of the programs and status of the local government's compliance with the deadlines in its housing element. That report shall be considered at an annual public meeting before the legislative body where members of the public shall be allowed to provide oral testimony and written comments.
 - (C) The degree to which its approved general plan complies with the guidelines developed and adopted pursuant to Section 65040.2 and the date of the last revision to the general plan.
- (b) If a court finds, upon a motion to that effect, that a city, county, or city and county failed to submit, within 60 days of the deadline established in this section, the housing element portion of the report required pursuant to subparagraph (B) of

paragraph (2) of subdivision (a) that substantially complies with the requirements of this section, the court shall issue an order or judgment compelling compliance with this section within 60 days. If the city, county, or city and county fails to comply with the court's order within 60 days, the plaintiff or petitioner may move for sanctions, and the court may, upon that motion, grant appropriate sanctions. The court shall retain jurisdiction to ensure that its order or judgment is carried out. If the court determines that its order or judgment is not carried out within 60 days, the court may issue further orders as provided by law to ensure that the purposes and policies of this section are fulfilled. This subdivision applies to proceedings initiated on or after the first day of October following the adoption of forms and definitions by the Department of Housing and Community Development pursuant to paragraph (2) of subdivision (a), but no sooner than six months following that adoption.

Appendix B

Draft Housing and Community Development Department Annual Element Progress
Report Forms

ANNUAL ELEMENT PROGRESS REPORT Housing Element Implementation (CCR Title 25 §6202)

Jurisdiction Inyo County, California
Reporting Period 1/1/2014 - 12/31/2014

**Table A2
Annual Building Activity Report Summary - Units Rehabilitated, Preserved and Acquired pursuant
to GC Section 65583.1(c)(1)**

Please note: Units may only be credited to the table below when a jurisdiction has included a program in its RHNA which meet the specific criteria as outlined in GC Section 65583.1(c)(1) units to accommodate a portion of its RHNA which meet the specific criteria as outlined in GC Section 65583.1(c)(1)

Activity Type	Affordability by Household Incomes				(4) The Description should adequately document how each unit complies with subsection (c)(7) of Government Code Section 65583.1
	Extremely Low-Income*	Vary Low-Income	Low-Income	TOTAL UNITS	
(1) Rehabilitation Activity				0	
(2) Preservation of Units At-Risk				0	
(3) Acquisition of Units				0	
(5) Total Units by Income	0	0	0	0	

* Note: This field is voluntary

**Table A3
Annual building Activity Report Summary for Above Moderate-Income Units
(not including those units reported on Table A)**

	1. Single Family	2. 2 - 4 Units	3. 5+ Units	4. Second Unit	5. Mobile Homes	6. Total	7. Number of infill units*
No. of Units Permitted for Moderate						0	
No. of Units Permitted for Above Moderate	3					3	

* Note: This field is voluntary

ANNUAL ELEMENT PROGRESS REPORT Housing Element Implementation (CCR Title 25 §6202)

Jurisdiction: Inyo County, California
Reporting Period: 1/1/2014 - 12/31/2014

Table B

Regional Housing Needs Allocation Progress

Permitted Units Issued by Affordability

Income Level	Enter Calendar Year starting with the first year of the RHNA allocation period. See Example.										Total Units to Date (all years)	Total Remaining RHNA by Income Level
	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9			
Very Low	Deed											35
	Restricted Non-deed restricted											
Low	Deed											25
	Restricted Non-deed restricted											
Moderate	Deed											28
	Restricted Non-deed restricted											
Above Moderate											3	69
Total RHNA by COG. Enter allocation number:												
Total Units		3									3	157
Remaining Need for RHNA Period		▲	▲	▲	▲	▲	▲	▲	▲	▲		

Note: units serving extremely low-income households are included in the very low-income permitted units totals.

ANNUAL ELEMENT PROGRESS REPORT

Housing Element Implementation

(CCR Title 25 §6202)

Jurisdiction Inyo County, California
Reporting Period 1/1/2014 - 12/31/2014

Table C

Program Implementation Status

Program Description (By Housing Element Program Names)	Objective	Timeframe In H.E.	Status of Program Implementation
	Housing Programs Progress Report - Government Code Section 65583. Describe progress of all programs including local efforts to remove governmental constraints to the maintenance, improvement, and development of housing as identified in the housing element.		
Goal 2.1 - Provision of adequate sites	Release of DWP lands	Ongoing	The County continues to work with LADWP to release identified lands
Policy 2.2 - Emergency Shelters and Transitional Supportive Housing	Amendments to Zoning Ordinance	Ongoing	The County is working on amendments to the Zoning Ordinance to reflect State law.
Policy 3.3 - Second Units	Encourage development of second units	Ongoing	In accordance with State law, the County continues to work toward encouraging second units. The County is working on amendments to the Zoning Ordinance to reflect State law.
Policy 5.4 - Residential Care Facilities	Provide for people with disabilities	Ongoing	In accordance with State law, the County continues to work to provide for people with disabilities. The County is working on amendments to the Zoning Ordinance to reflect State law.
Policy 1.4 - Energy Efficiency	Encourage energy efficiency	Ongoing	The County continues to encourage energy efficiency, and maintains a website dedicated to the topic.

ANNUAL ELEMENT PROGRESS REPORT *Housing Element Implementation* (CCR Title 25 §6202)

Jurisdiction Inyo County, California
Reporting Period 1/1/2014 - 12/31/2014

General Comments:

1) net new units determined by building permits issued; 2) affordability levels for newly permitted units cannot be determined - assumed to be above moderate; 3) lots are now for sale for Site No. 2 (i.e. Whitney Portal), in the sites inventory



AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER
17

Consent XX Departmental [] Correspondence Action [] Public Hearing
Scheduled Time for [] Closed Session [] Informational

FROM: County Administrator - Risk Management
FOR THE BOARD MEETING OF March 17, 2015
SUBJECT: Contract Amendment #1 between County of Inyo and John D. Kirby, A.P.C

DEPARTMENTAL RECOMMENDATION:

Request Board approve amendment #1 to the contract between the County of Inyo and John D. Kirby, A.P.C. for the provision of litigation services, increasing the contract amount by \$50,000 to a total contract amount of \$225,000 and authorize the Chairperson to sign.

SUMMARY DISCUSSION:

This amendment increases the contract limit by \$50,000. Current lawsuits against the County have necessitated the need for the increase. This amount should be sufficient to cover these litigation costs going forward.

ALTERNATIVES:

OTHER AGENCY INVOLVEMENT

County Counsel

FINANCING:

Risk Management Budget Unit 500903 has sufficient budget to cover this increase.

Table with 2 columns: Role (COUNTY COUNSEL, AUDITOR/CONTROLLER, PERSONNEL DIRECTOR, DEPARTMENT HEAD SIGNATURE) and Description/Approval (AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS, ACCOUNTING/FINANCE AND RELATED ITEMS, PERSONNEL AND RELATED ITEMS, DEPARTMENT HEAD SIGNATURE). Includes handwritten signatures and dates.

AMENDMENT NUMBER 1 TO
AGREEMENT BETWEEN THE COUNTY OF INYO AND
John D. Kirby, A.P.C.
FOR THE PROVISION OF INDEPENDENT CONTRACTOR SERVICES

WHEREAS, the County of Inyo (hereinafter referred to as "County") and John D. Kirby, A.P.C. of San Diego, California (hereinafter referred to as "Contractor"), have entered into an Agreement for the Provision of Independent Contractor Services dated July 15, 2014, on County of Inyo Standard Contract No. 123, for the term from July 1, 2014 to June 30, 2015.

WHEREAS, County and Contractor do desire and consent to amend such Agreement as set forth below;

WHEREAS, such Agreement provides that it may be modified, amended, changed, added to, or subtracted from, by the mutual consent of the parties thereto, if such amendment or change is in written form, and executed with the same formalities as such Agreement, and attached to the original Agreement to maintain continuity.

County and Contractor hereby amend such Agreement as follows:

Section 3, Paragraph E. is amended to read as follows:

E. Limit upon amount payable under Agreement: The total sum of all payments made by the County to Contractor for services and work performed under this Agreement, including incidental, travel and per diem expenses, if any shall not exceed \$225,000 Dollars (hereinafter referred to as "contract limit"). County expressly reserves the right to deny any payment or reimbursement requested by Contractor for services work performed, including incidental, travel or per diem, which is in excess of the contract limit.

The effective date of this Amendment to the Agreement is March 17, 2015.

All the other terms and conditions of the Agreement are unchanged and remain the same.

AMENDMENT NUMBER 1 TO
AGREEMENT BETWEEN THE COUNTY OF INYO AND
John D. Kirby, A.P.C.
FOR THE PROVISION OF INDEPENDENT CONTRACTOR SERVICES

IN WITNESS THEREOF, THE PARTIES HERETO HAVE SET THEIR HANDS AND SEALS THIS
DAY OF _____, _____.

COUNTY OF INYO

By: _____

Dated: _____

CONTRACTOR **JOHN D. KIRBY, A.P.C.**
A PROFESSIONAL CORP

By: John D. Kirby
Signature

JOHN D. KIRBY, PRESIDENT
Type or Print

Dated: 3/11/2015

APPROVED AS TO FORM AND LEGALITY:

Margaret Kemp Williams
County Counsel

APPROVED AS TO ACCOUNTING FORM:

[Signature]
County Auditor

APPROVED AS TO PERSONNEL REQUIREMENTS:

[Signature]
Personnel Services

APPROVED AS TO RISK ASSESSMENT:

[Signature]
County Risk Manager



AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only: AGENDA NUMBER
18

- Consent Departmental Correspondence Action Public Hearing
 Scheduled Time for Closed Session Informational

FROM: Recycling and Waste Management

FOR THE BOARD MEETING OF: March 17, 2015

SUBJECT: Possible receipt of Round Fire disaster debris

DEPARTMENTAL RECOMMENDATION:

Request your Board consider: A) Temporarily waiving the restriction on accepting out-of-County waste subject to approval by the Los Angeles Department of Water and Power (LADWP); B) Approve a temporary staging area for CalRecycle at the County landfill for hazardous waste subject to approval by LADWP and execution of necessary assurance documents with all appropriate signatures; and, C) Authorize the Assistant County Administrator to execute any assurance documents, contingent of appropriate signatures being obtained, with CalRecycle, the County of Mono, and/or other agencies to ensure any costs to the County are fully reimbursed and the County is protected from future liability associated with providing the assistance being considered here.

SUMMARY DISCUSSION:

On February 6 of this year a wildfire occurred in Mono County in an area adjacent to Inyo County. Ultimately, the fire destroyed more than 30 structures within Mono County.

After assessing the damage, on February 26, 2015 Governor Brown declared a state of emergency to exist within Mono County. In that declaration the governor ordered the utilization of state resources to assist Mono County in dealing with the fire's aftermath. This includes assisting with the removal, storage, transportation and disposal of hazardous and nonhazardous debris resulting from the fire.

CalRecycle has taken the lead in the debris removal process and contacted Inyo County staff last week requesting assistance in debris disposal. CalRecycle has made the following requests:

1. That Inyo County accept concrete from the affected area.
2. That Inyo County accept clean soil from the affected area.
3. That Inyo County accept "designated waste" from the affected area. Designated waste is described as soil removed from properties which has been determined to not be hazardous but contains enough impurities so as not to be allowable as landfill cover.
4. In the event that CalRecycle requires a staging area in transporting hazardous waste they have requested that the County make space at the landfill available on a short-term, temporary basis.

In order to accommodate CalRecycle it will be necessary for your Board to temporarily waive the restriction on accepting out of County waste. It will also be necessary for your Board to approve the request to allow the landfill to be used as a staging area for CalRecycle.

It is recommended that your Board grant this approval. Disposal of nonhazardous waste in the Inyo County landfill is the most cost effective method for dealing with this emergency situation and will assist our neighbors in Mono County in

recovering as quickly as possible. Since the County will not be accepting hazardous materials, except on a temporary basis, there is no increased liability exposure to the County.

In addition to providing a service to Mono County residents there are some benefits associated with this request. In order to processing concrete from the fire area CalRecycle will place a grinder at the landfill. This grinder will be made available to process concrete already at the site at a lower cost than would normally be anticipated. In addition, the processed concrete may be useful as road base, landfill cover and dust suppressant. Any clean soil brought to the landfill will be used as daily cover which will also reduce operating expenses.

It is requested that approval by your Board be contingent on several factors. Acceptance of out-of-County waste must be approved by LADPW. Only waste which has been determined by the department to be nonhazardous will be accepted. Only waste presented by CalRecycle will be accepted meaning that no self hauled waste will be eligible for disposal. This waiver will be in effect for no longer than 60 days. No waste will be accepted until or unless the Assistant County Administrator approves agreements with CalRecycle, the County of Mono and/or other entities that ensures full reimbursement of any additional direct or indirect costs incurred by the County associated with this project and protects the County from potential future liability with accepting this material.

It is anticipated that no more than 4,000 tons will be brought to our facilities. It is possible that this may cause the landfill to exceed its daily limit on occasion, however, staff has received assurances from CalRecycle and the Local Enforcement Agency that there will be special consideration given the extraordinary circumstances.

Therefore, it is recommended that your Board take the following actions:

1. Temporarily waive the restriction on accepting out of County waste subject to approval by the LA Department of Power and Water for a period of not to exceed 60 days.
2. Direct staff to accept concrete, clean soil and designated waste from the area affected by the February 2015 fire in an amount not to exceed 4500 tons.
3. Approve making available a staging area for CalRecycle at the county landfill for hazardous waste on a short-term, temporary basis subject to approval by the LADPW and execution of any appropriate assurance documents.
4. Authorize Waste Department Staff to reject any materials for permanent disposal deemed hazardous.
5. Direct the Assistant County Administrator to execute any assurance documents, contingent of appropriate signatures being obtained, with CalRecycle, the County of Mono, and/or other agencies to ensure any costs to the County are fully reimbursed and the County is protected from future liability associated with providing the assistance being considered here.

ALTERNATIVES:

Your Board could choose not to accept waste from the February 6th Round Fire, but this is not advised due to the limited impact this is expected to have on Inyo County.

FINANCING:

All County Costs are to be reimbursed for those associated with processing or storage of the Round Fire Debris.

APPROVALS

COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS <i>(Must be reviewed and approved by county counsel prior to submission to the board clerk.)</i> Approved: _____ Date _____
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS <i>(Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.)</i> Approved: _____ Date _____
PERSONNEL DIRECTOR:	PERSONNEL AND RELATED ITEMS <i>(Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.)</i> Approved: _____ Date _____

DEPARTMENT HEAD SIGNATURE:

(Not to be signed until all approvals are received)
(The Original plus 20 copies of this document are required)



Date: _____

3/12/15



AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER
 19

- Consent Departmental Correspondence Action Public Hearing
 Scheduled Time for Closed Session Informational

FROM: Kevin D. Carunchio, County Administrator

FOR THE BOARD MEETING OF March 17, 2015

SUBJECT: Continuation of declaration of local emergency

DEPARTMENTAL RECOMMENDATION: - Request Board discuss and consider staff's recommendation regarding continuation of 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.

SUMMARY DISCUSSION: - During your August 28, 2012 Board of Supervisors meeting your Board took action to declare a local emergency, which has been named The Death Valley Roadeater Emergency, which was a result of flooding in the southeastern portion of Inyo County during the month of August. Since the circumstances and conditions relating to this emergency persist, your Board directed that the continuation of the declaration be considered on a by-weekly basis. The recommendation is that the emergency be continued until the further evaluation of the damage is completed and staff makes the recommendation to end the emergency.

ALTERNATIVES: N/A

OTHER AGENCY INVOLVEMENT: N/A

FINANCING: N/A

APPROVALS	
COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS <i>(Must be reviewed and approved by county counsel prior to submission to the board clerk.)</i> Approved: _____ Date _____
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS <i>(Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.)</i> Approved: _____ Date _____
PERSONNEL DIRECTOR:	PERSONNEL AND RELATED ITEMS <i>(Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.)</i> Approved: _____ Date _____

DEPARTMENT HEAD SIGNATURE:

(Not to be signed until all approvals are received)
 (The Original plus 20 copies of this document are required)

Date: _____



AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER

20

- Consent
 Departmental
 Correspondence Action
 Public Hearing
 Scheduled Time for
 Closed Session
 Informational

FROM: Kevin D. Carunchio, County Administrator

FOR THE BOARD MEETING OF March 17, 2015

SUBJECT: Continuation of declaration of local emergency

DEPARTMENTAL RECOMMENDATION: - Request Board discuss and consider staff's recommendation regarding continuation of 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.

SUMMARY DISCUSSION: - During your August 6, 2013 Board of Supervisors meeting your Board took action to declare a local emergency, which has been named The Gully Washer Emergency, which was a result of flooding in the central, southern and southeastern portion of Inyo County during the month of July. Since the circumstances and conditions relating to this emergency persist, your Board directed that the continuation of the declaration be considered on a by-weekly basis. The recommendation is that the emergency be continued until the further evaluation of the damage is completed and staff makes the recommendation to end the emergency.

ALTERNATIVES: N/A

OTHER AGENCY INVOLVEMENT: N/A

FINANCING: N/A

APPROVALS

COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS <i>(Must be reviewed and approved by county counsel prior to submission to the board clerk.)</i> Approved: _____ Date _____
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS <i>(Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.)</i> Approved: _____ Date _____
PERSONNEL DIRECTOR:	PERSONNEL AND RELATED ITEMS <i>(Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.)</i> Approved: _____ Date _____

DEPARTMENT HEAD SIGNATURE:

(Not to be signed until all approvals are received)
 (The Original plus 20 copies of this document are required)

Date: _____



AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER
 21

- Consent
 Departmental
 Correspondence Action
 Public Hearing
 Scheduled Time for
 Closed Session
 Informational

FROM: Kevin D. Carunchio, County Administrator

FOR THE BOARD MEETING OF March 17, 2015

SUBJECT: Continuation of declaration of local emergency

DEPARTMENTAL RECOMMENDATION: - Request Board discuss and consider staff's recommendation regarding continuation of the local emergency, The Canyon Crusher Emergency, that resulted in flooding in the portions of Inyo County during the month of August, 2013.

SUMMARY DISCUSSION: - During your September 17, 2013 Board of Supervisors meeting your Board took action to declare a local emergency, which has been named The Canyon Crusher Emergency, which was a result of flooding in the portions of Inyo County during the month of August. Since the circumstances and conditions relating to this emergency persist, your Board directed that the continuation of the declaration be considered on a by-weekly basis. The recommendation is that the emergency be continued until the further evaluation of the damage is completed and staff makes the recommendation to end the emergency.

ALTERNATIVES: N/A

OTHER AGENCY INVOLVEMENT: N/A

FINANCING: N/A

APPROVALS	
COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS <i>(Must be reviewed and approved by county counsel prior to submission to the board clerk.)</i> Approved: _____ Date _____
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS <i>(Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.)</i> Approved: _____ Date _____
PERSONNEL DIRECTOR:	PERSONNEL AND RELATED ITEMS <i>(Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.)</i> Approved: _____ Date _____

DEPARTMENT HEAD SIGNATURE:

(Not to be signed until all approvals are received)
 (The Original plus 20 copies of this document are required)

Date: _____



AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER
 22

- Consent
 Departmental
 Correspondence Action
 Public Hearing
 Scheduled Time for
 Closed Session
 Informational

FROM: Kevin D. Carunchio, County Administrator

FOR THE BOARD MEETING OF March 17, 2015

SUBJECT: Continuation of proclamation of local emergency

DEPARTMENTAL RECOMMENDATION: - Request Board discuss and consider staff's recommendation regarding continuation of 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.

SUMMARY DISCUSSION: - During your January 28, 2014 Board of Supervisors meeting your Board took action to proclaim a local emergency, which has been named the Land of EVEN Less Water Emergency, that is a result of severe and extreme drought conditions that exist in the County. Since the circumstances and conditions relating to this emergency persist, your Board directed that the continuation of the resolution be considered on a by-weekly basis.

ALTERNATIVES: N/A

OTHER AGENCY INVOLVEMENT: N/A

FINANCING: N/A

APPROVALS

COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS <i>(Must be reviewed and approved by county counsel prior to submission to the board clerk.)</i> Approved: _____ Date _____
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS <i>(Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.)</i> Approved: _____ Date _____
PERSONNEL DIRECTOR:	PERSONNEL AND RELATED ITEMS <i>(Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.)</i> Approved: _____ Date _____

DEPARTMENT HEAD SIGNATURE:

(Not to be signed until all approvals are received)

(The Original plus 20 copies of this document are required)

Date: _____



AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER

23

- Consent
 Departmental
 Correspondence Action
 Public Hearing
 Scheduled Time for
 Closed Session
 Informational

FROM: CLERK OF THE BOARD
By: Patricia Gunsolley, Assistant Clerk of the Board

FOR THE BOARD MEETING OF: March 17, 2015

SUBJECT: Approval of Minutes

DEPARTMENTAL RECOMMENDATION: - Request approval of the minutes of the Board of Supervisors Board Meetings of A) March 3, 2015 and B) March 10, 2015.

SUMMARY DISCUSSION: - The Board is required to keep minutes of its proceedings. Once the Board has approved the minutes as requested, the minutes will be made available to the public via the County's web page at www.inyocounty.us.

ALTERNATIVES: - Staff awaits your Board's changes and/or corrections.

OTHER AGENCY INVOLVEMENT: - n/a

FINANCING: n/a

<u>APPROVALS</u>	
BUDGET OFFICER:	BUDGET AMENDMENTS <i>(Must be reviewed and approved by Budget Officer prior to being approved by others, as needed, and submission to the Assistant Clerk of the Board.)</i>
COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS <i>(Must be reviewed and approved by county counsel prior to submission to the Assistant Clerk of the Board.)</i> Approved: _____ Date _____
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS <i>(Must be reviewed and approved by the auditor-controller prior to submission to the Assistant Clerk of the Board.)</i> Approved: _____ Date _____
PERSONNEL DIRECTOR:	PERSONNEL AND RELATED ITEMS <i>(Must be reviewed and approved by the director of personnel services prior to submission to the Assistant Clerk of the Board.)</i> Approved: _____ Date _____

DEPARTMENT HEAD SIGNATURE:

(Not to be signed until all approvals are received)
 (The Original plus 20 copies of this document are required)

Date: _____



BOARD OF SUPERVISORS COUNTY OF INYO

P. O. BOX N • INDEPENDENCE, CALIFORNIA 93526
TELEPHONE (760) 878-0373 • FAX (760) 878-2241
e-mail: pgunsolley@inyocounty.us

MEMBERS OF THE BOARD
DAN TOTTEROH
JEFF GRIFFITHS
RICK PUCCI
MARK TILLEMANS
MATT KINGSLEY

KEVIN D. CARUNCHIO
Clerk of the Board

PATRICIA GUNSOLLEY
Assistant Clerk of the Board

March 3, 2015

Big Pine Paiute Tribe of the Owens Valley
Attn.: Genevieve Jones, Tribal Chairwoman
Big Pine Paiute Indian Reservation
PO Box 700
825 South Main Street
Big Pine, CA 93513

Re: General Plan Amendment No. 2013-02/Inyo County (Renewable Energy)

Dear Chairwoman Jones,

I am responding to your correspondence dated February 6, 2015 regarding the above-referenced project. I really appreciate the effort the Tribe has expended consulting with the County regarding the Renewable Energy General Plan Amendment (REGPA) and other relevant proposals pursuant to Senate Bill (SB) 18 (Burton, 2002). We look forward to continuing to consult with you on appropriate issues and develop a Memorandum of Understanding to better guide our future consultation efforts.

I wanted to let you know that the Inyo County Board of Supervisors asked me to invite the Tribal Council to an upcoming Board meeting to discuss the REGPA publicly prior to the Board's final consideration of the project. If you are willing, a timed item will be agendized for March 17, 2015. We believe this governing body to governing body meeting would allow an opportunity to clear up the misunderstandings we see in your letter. In addition, County staff has been and continues to be available to consult with Tribal representatives on any issues regarding the draft REGPA.

Thank you. Please contact the County Administrative Officer, Kevin Carunchio, at (760) 878-0292 at your earliest convenience to make arrangements to schedule a Board Agenda item on March 17.

Sincerely,

Matt Kingsley
Chair, Inyo County Board of Supervisors



2013 Press Ganey Beacon of Excellence Award Winner
2014 Press Ganey Guardian of Excellence Award Winner

28

RECEIVED
2015 MAR 12 PM 2:27
INYO COUNTY
ADMINISTRATOR
CLERK OF THE BOARD

March 6, 2015

Inyo County Board of Supervisors
Box N
Independence, CA 93526

An Open Letter to the Inyo County Board of Supervisors:

I was provided a copy of a letter to you a few days ago by a member of the press written by the CEO of the Northern Inyo County Hospital District dated February 25, 2015 requesting a letter of support from the Inyo County Board of Supervisors for the NIH Board and Administration's efforts to "work towards better alignment of healthcare services." The letter goes on to detail concerns about Mammoth Hospital relocating a clinic to provide services in Bishop, installing a digital x-ray unit, duplicating existing services provided by NIH, increasing the cost of healthcare services to the taxpayers, and accusations of a lack of accountability to provide follow up care. I would like to share with you some background information as you thoughtfully consider her request.

First, Ms. Alexander-Lane's letter infers to the reader that Mammoth Hospital is establishing a new clinic to begin a new orthopedic service in Bishop. This is not true. Mammoth Hospital sponsored orthopedic medicine in the Bishop community at the invitation of NIH under a mutually beneficial lease agreement in the Pioneer Medical Building on the NIH campus for approximately 10 years. Until initiated and requested by NIH in 2003, SMHD had not previously operated or "relocated" a facility outside of the district territory. Due to a lack of orthopedic physicians (with the then impending departure of Dr. Jon McLennan) NIH solicited and requested SMHD to come to the area and preserve orthopedic services to Bishop and the surrounding communities. After conferring with SMHD legal counsel as to the legality of a health care district providing services outside of district boundaries, SMHD agreed to the request. SMHD incurred significant expense to lease the office space, provide all staff, manage and operate the service, ensure compliance, and provide billing and collection services, in order to fulfill its commitment to NIH and the patients of Inyo and southern Mono Counties.

Mammoth Hospital had also established an outpatient physical therapy service in Bishop in 2011 in response to a large number of Inyo County patients travelling to Mammoth for that service. NIH was aware of the shortage of physical therapy services in the community following the closure of a busy private practice the year before but chose not to address the shortage at that time. With NIH's full knowledge and without objection, SMHD incurred the substantial expenditure of funds and resources to purchase property, renovate, equip, staff, and open a new physical therapy service in Bishop for the benefit of southern Mono and Inyo County patients.



In January of 2013, by mutual agreement between Mammoth Hospital and Northern Inyo Hospital, the Pioneer Medical Building orthopedic practice converted from Mammoth Hospital sponsorship to Northern Inyo Hospital sponsorship, staffed by a former Mammoth Hospital physician now under contract with NIH. Before this transition occurred, SMHD leased a small office space in town to continue providing full orthopedic services to Inyo County due to the absence of full service care in Inyo County. At no time during this transition did NIH request or demand that SMHD close Bishop facilities and services.

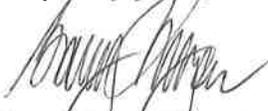
As SMHD's orthopedic services have been well utilized, and due to the strong demand for physical therapy services at the small Bishop facility, there was a need to provide larger clinic space with on-site x-ray services to provide quality care, adequate parking, improved patient privacy, and convenient patient access and service. The decision was made by SMHD's board in the summer of 2014 to lease a larger clinic space in Bishop where both orthopedics and physical therapy could be co-located. SMHD has a 5-year leasehold interest with a 5-year option to renew in approximately 6,400 square feet of commercial space on Main St. in Bishop with extensive renovation in progress. The planned move-in date to our new facility is on or about June 1, 2015 when renovations are complete.

All of the above activities were undertaken following deliberation by the SMHD board in full compliance with the Brown Act, with proper public notice, with business conducted in open public meetings, and with no record of objection by NIH until now. All of these activities grew out of NIH's invitation to SMHD to establish orthopedic services in Bishop 12 years ago.

I hope this background is helpful to you in understanding the current delivery system of orthopedics in the Eastern Sierra. As part of that larger picture, SMHD also provides orthopedic clinic services to southern Inyo County through a cooperative agreement with, and at the invitation of, Southern Inyo Hospital.

Finally, as to accusations of lack of accountability to provide follow up care, the profession of medicine has well established procedures to ensure that ethical, moral, and legal standards of practice are followed. As an experienced hospital administrator, Ms. Alexander-Lane should be very familiar with how to assert concerns of this nature regarding the practices of any licensed physician rather than resort to public comments bordering on slander which certainly do not serve her expressed intent of "working toward better alignment of healthcare services."

Very truly yours,



Gary Myers, PT, MA, OCS
Chief Executive Officer