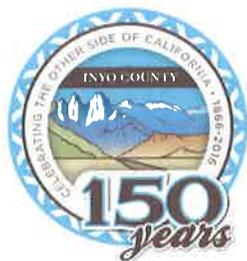


Agenda



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.

November 8, 2016

8:30 a.m. 1. PUBLIC COMMENT

CLOSED SESSION

2. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** – Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9 (one case).
3. **CONFERENCE WITH LABOR NEGOTIATORS [Pursuant to Government Code §54957.6]** – Employee Organizations: Deputy Sheriff's Association (DSA); Elected Officials Assistant Association (EOAA); Inyo County Correctional Officers Association (ICCOA); Inyo County Employees Association (ICEA); Inyo County Probation Peace Officers Association (ICPPOA); Law Enforcement Administrators' Association (LEAA). Unrepresented employees: all. Agency designated representatives: County Administrative Officer Kevin Carunchio, Assistant County Administrator Rick Benson, Deputy Personnel Director Sue Dishion, Senior Deputy County Administrator Brandon Shults, County Counsel Marshall Rudolph, and Assistant County Counsel John Vallejo.

OPEN SESSION

10:00 a.m. PLEDGE OF ALLEGIANCE

4. **REPORT ON CLOSED SESSION**
5. **PUBLIC COMMENT**
6. **COUNTY DEPARTMENT REPORTS** (*Reports limited to two minutes*)
7. **INTRODUCTIONS** – The following employees will be introduced to the Board: Jennifer Shonafelt, Management Analyst, HHS; and Ashley Helms, Engineering Assistant, Public Works.

CONSENT AGENDA (Approval recommended by the County Administrator)

CLERK-RECORDER-REGISTRAR OF VOTERS

8. Request the Board: A) appoint in lieu of election nominees who completed Declarations of Candidacy during the filing period for the November 8, 2016 Consolidated Presidential General Election as indicated on the attached Clerk's Certificates to the office of Director and/or Trustee to special and school districts as indicated; B) appoint in lieu of election two qualified persons (letters of interest are attached) to the office of Director on the Inyo-Mono Conservation District, which had insufficient Declarations of Candidacy filed for the November 8, 2016 Consolidated

Presidential General Election; C) authorize the County Clerk-Recorder-Registrar of Voters to issue Certificates of Appointment and Oaths of Office to the respective appointees.

COUNTY ADMINISTRATOR

9. ***Recycling and Waste Management*** – Request Board approve a resolution titled, “A Resolution of the Board of Supervisors of the County of Inyo, State of California Authorizing the Recording of a Notice of Completion for the Bishop-Sunland Landfill Gas Extraction System Installation.”

SHERIFF'S DEPARTMENT

10. Request Board: A) make the required findings under Inyo County Code Section 6.28.040 and declare one (1) 9-year-old male black Labrador Police K-9 named Rockfrin Capo Di Monte III as surplus property; and B) authorize the purchasing agent to sell Rockfrin Capo Di Monte III to Deputy Joshua Nicholson in the amount of \$1.00 (one dollar), as set forth in the Purchase Agreement between the County and Deputy Joshua Nicholson.

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

11. **COUNTY ADMINISTRATOR – Film Commissioner** – Request Board receive the Film Commissioner's Fiscal Year 2016-2017 Quarterly Film Commissioner Report.
12. **HEALTH AND HUMAN SERVICES – Social Services** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the requested Social Worker Supervisor position exists in the non-General Fund Social Services budget as certified by Health and Human Services Director Jean Turner and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates meet the qualifications for the position, the vacancy could be filled through an internal recruitment, but as a State Merit System position, an external recruitment would be more appropriate to ensure qualified applicants apply; C) approve the hiring of one Social Worker Supervisor, Range 76 (\$5,059 - \$6,151); and D) if an internal candidate is hired resulting in a Social Worker vacancy, authorize the hiring of a Social Worker II, III, or IV.
13. **HEALTH AND HUMAN SERVICES – Social Services** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the requested Social Worker II, III, or IV position exists in the non-General Fund Social Services budget as certified by Health and Human Services Director Jean Turner and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates meet the qualifications for the position, the vacancy could be filled through an internal recruitment, but as a State Merit System position, an external recruitment would be more appropriate to ensure qualified applicants apply; C) approve the hiring of one Social Worker II at Range 67 (\$4,088 - \$4,962), a Social Worker III at Range 70 (\$4,391 - \$5,341), or a Social Worker IV at Range 73 (\$4,079 - \$5,728), depending on qualifications; and D) if an internal candidate is hired into the Social Worker II, III, or IV position, authorize HHS to backfill the resulting vacancy.
14. **PUBLIC WORKS** – Request Board: A) amend the February 23, 2016 Board Order for the Lease Agreement between the County of Inyo and Brenda and Harry Wilson for the real property described as 163 May Street, Bishop, CA to reflect the correct contract amount of \$5,897.64 rather than the transposed figure of \$5,879.64 which appeared on the original Agenda Request Form and which was approved in a motion by your Board; and B) similarly amend the minutes of the February 23, 2016 Board meeting to also reflect the change.
15. **PUBLIC WORKS** – Request Board receive excerpts from Caltrans State Route 178 Concept Report and provide direction to staff on whether to bring back an agenda item to set policy direction.
16. **PLANNING** – Request Board review a petition to list the Joshua Tree as an Endangered or Threatened Species under the Endangered Species Act, review a draft comment letter, and authorize the Chairperson to sign.
17. **COUNTY ADMINISTRATOR** – Request your Board discuss and consider what, if any role the County of Inyo should play between the City of Los Angeles Department of Water and Power and its business lessees and business permit holders in Inyo County and, if so, the parameters of that role and how it is to be implemented.

18. **CLERK OF THE BOARD** – Request approval of the minutes of the Board of Supervisors regular meetings of October 11, 2016, October 18, 2016, and October 25, 2016.

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

- 11 a.m. 19. **COUNTY ADMINISTRATOR – Personnel** – Request Board: A) waive the first reading of an ordinance titled, “An Ordinance of the County of Inyo, State of California, Amending Section 2.80.055 of the Inyo County Code Pertaining to Exemptions from the Competitive Service; and B) schedule the enactment for 11 a.m. Tuesday, November 15, 2016, in the Board of Supervisors Room, at the County Administrative Center in Independence.
- 11:15 a.m. 20. **COUNTY ADMINISTRATOR – Advertising County Resources** – Request Board approve new Community Project Sponsorship Program Guidelines to implement changes to the Community Project Sponsorship Program directed by the Board.

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

PUBLIC COMMENT

BOARD MEMBERS AND STAFF REPORTS



AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only: AGENDA NUMBER
8

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

FROM: Kammi Foote, Inyo County Clerk/Recorder & Registrar of Voters

FOR THE BOARD MEETING OF: November 8, 2016

SUBJECT: Appointment of Nominees in Lieu of Election- November 8, 2016 Presidential General Election

DEPARTMENTAL RECOMMENDATION:

- A) Request the Board of Supervisors appoint-in-lieu of election nominees who completed Declarations of Candidacy during the filing period for the November 8, 2016 Consolidated Presidential General Election as indicated on the attached *Clerk's Certificates* to the office of Director and/or Trustee to special and school districts as indicated; and
- B) Request the Board of Supervisors appoint-in-lieu of election two qualified persons to the office of Director on the Inyo-Mono Conservation District, which had insufficient Declarations of Candidacy filed for the November 8, 2016 Consolidated Presidential General Election. Attached are two letters of interest from Danielle Mendiburu and Tom Noland, both of which meet the qualifications of Director on the Inyo-Mono Resource Conservation District.
- C) Request the Board of Supervisors authorize the County Clerk/Recorder & Registrar of Voters to issue "*Certificates of Appointment and Oaths of Office*" to the respective appointees.

SUMMARY DISCUSSION:

Several school and special districts have consolidated their election of Directors and/or Trustees with the Presidential General Election to be held on November 8, 2016 in Inyo County. California Elections Code Section 10515 provides for appointment by the Board of Supervisors if the number of persons filing Declarations of Candidacy is equal to or less than the number of offices to be filled or when no person(s) file a Declaration of Candidacy for any office.

The County Clerk/Recorder & Registrar of Voters certifies that the positions in the attached *Clerk's Certificates* had not more persons file than vacant positions and requests that the Board of Supervisors appoint the nominees as listed. The County Clerk/Recorder & Registrar of Voters will issue the "*Certificate of Appointment In Lieu of Election and Oath of Office*" to each nominee. Each person so appointed shall take the official oath and execute any bond required by the principle Act of the District and take office at noon on the first Friday in December (December 2, 2016).

ALTERNATIVES: Not appoint Nominees in Lieu of Election, which would be contradictory to Elections Code §10515 and would result in vacancies in the Districts.

OTHER AGENCY INVOLVEMENT: Not applicable

FINANCING: No impact

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)



Date:

10/26/16

★ CLERK'S CERTIFICATE ★
PRESIDENTIAL GENERAL ELECTION

I, Kammi Foote, County Clerk, hereby certify that in accordance with Part 4, of Division 10, Elections Code, State of California, proceedings have heretofore been taken for the 2016 Presidential General Election to select candidates for the vacancies that will occur on the Board of Directors of the District listed below on the first Friday in December 2016. I further certify that this office has not received notice as required in Section 10515 of the Elections Code from the District below stating that a petition requesting an election has been received.

I further certify:

1. Declarations of Candidacy for office on the Board of Directors of the **Southern Inyo Healthcare District** are required to be filed with the County Clerk;
2. The number of offices to be filled for said District is **three** 4-year terms and **two** 2-year term.
3. The names of the persons submitting Declarations of Candidacy are:

Chuck Carson – at Large – 4-year **Richard P. Fedchenko – at Large – 2-year**
Jacqueline Dee Hickman – at Large – 2-year **Mark J. Lacey – at Large – 4-year**
Carma Roper – at Large – 4-year
4. The number of vacancies remaining is: **None**

Since circumstances provided in the Elections Code for the appointment of candidates by the Board of Supervisors of this county in lieu of holding such election have occurred, it is hereby required, in accordance with Section 10515 of the Elections Code, that the Board of Supervisors appoint the following duly declared candidates to the Board of Directors of the above District:

Chuck Carson – at Large – 4-year **Richard P. Fedchenko – at Large – 2-year**
Jacqueline Dee Hickman – at Large – 2-year **Mark J. Lacey – at Large – 4-year**
Carma Roper – at Large – 4-year

(If no person has filed a declaration of candidacy, the supervising authority shall appoint any person to the office who is qualified on the date the election would have been held.)

There is **No** remaining vacancies to be filled due to insufficient or no declarations of candidacy. To aid you in selecting appointees for the remaining vacancy, please be advised that the following persons have indicated an interest in filling any vacancies and their name has been submitted by the District as an interested party:

NAMES SUBMITTED BY DISTRICT
None

FILED DECLARATION OF CANDIDACY WHICH WAS
DISQUALIFIED DUE TO TECHNICAL REASONS: **None**

The person appointed shall qualify and take office and serve exactly as if elected at a General District Election for such office.

Dated this 8th day of November, 20 14.

Kammi Foote
Inyo County Clerk/Registrar of Voters
By: [Signature]
Elections Clerk



★ CLERK'S CERTIFICATE ★

PRESIDENTIAL GENERAL ELECTION

I, Kammi Foote, County Clerk, hereby certify that in accordance with Part 4, of Division 10, Elections Code, State of California, proceedings have heretofore been taken for the 2016 Presidential General Election to select candidates for the vacancies that will occur on the Board of Directors of the District listed below on the first Friday in December 2016. I further certify that this office has not received notice as required in Section 10515 of the Elections Code from the District below stating that a petition requesting an election has been received.

I further certify:

1. Declarations of Candidacy for office on the Board of Directors of the **Northern Inyo Healthcare District Zone 4** are required to be filed with the County Clerk;
2. The number of offices to be filled for said District is **one** 4-year term
3. The names of the persons submitting Declarations of Candidacy are:
Mary Mae Kilpatrick – Zone 4 – 4-year term
4. The number of vacancies remaining is: **None**

Since circumstances provided in the Elections Code for the appointment of candidates by the Board of Supervisors of this county in lieu of holding such election have occurred, it is hereby required, in accordance with Section 10515 of the Elections Code, that the Board of Supervisors appoint the following duly declared candidates to the Board of Directors of the above District:

Mary Mae Kilpatrick – Zone 4 – 4-year term

(If no person has filed a declaration of candidacy, the supervising authority shall appoint any person to the office who is qualified on the date the election would have been held.)

There are **No** remaining vacancies to be filled due to insufficient or no declarations of candidacy. To aid you in selecting appointees for the remaining vacancies, please be advised that the following persons have indicated an interest in filling any vacancies and their name has been submitted by the District as an interested party:

NAMES SUBMITTED BY DISTRICT
None

FILED DECLARATION OF CANDIDACY WHICH WAS DISQUALIFIED DUE TO TECHNICAL REASONS: **None**

The person appointed shall qualify and take office and serve exactly as if elected at a General District Election for such office.

Dated this 8th day of November, 20 14.

Kammi Foote
Inyo County Clerk/Registrar of Voters
By: _____
Elections Clerk



★ CLERK'S CERTIFICATE ★
PRESIDENTIAL GENERAL ELECTION

I, Kammi Foote, County Clerk, hereby certify that in accordance with Part 4, of Division 10, Elections Code, State of California, proceedings have heretofore been taken for the 2016 Presidential General Election to select candidates for the vacancies that will occur on the Board of Directors of the District listed below on the first Friday in December 2016. I further certify that this office has not received notice as required in Section 10515 of the Elections Code from the District below stating that a petition requesting an election has been received.

I further certify:

1. Declarations of Candidacy for office on the Board of Directors of the **Death Valley Unified School District** are required to be filed with the County Clerk;
2. The number of offices to be filled for said District is **two** 4-year terms and **one** 2-year term.
3. The names of the persons submitting Declarations of Candidacy are:
Crystal Joyce Aldrich – 4-year **Ethel L. Messer – 4-year**
Mandi Campbell – 2-year
4. The number of vacancies remaining is: **None**

Since circumstances provided in the Elections Code for the appointment of candidates by the Board of Supervisors of this county in lieu of holding such election have occurred, it is hereby required, in accordance with Section 10515 of the Elections Code, that the Board of Supervisors appoint the following duly declared candidates to the Board of Directors of the above District:

Crystal Joyce Aldrich – 4-year **Ethel L. Messer – 4-year**
Mandi Campbell – 2-year

(If no person has filed a declaration of candidacy, the supervising authority shall appoint any person to the office who is qualified on the date the election would have been held.)

There are **No** remaining vacancies to be filled due to insufficient or no declarations of candidacy. To aid you in selecting appointees for the remaining vacancy, please be advised that the following persons have indicated an interest in filling the vacancy and their name has been submitted by the District as an interested party:

NAMES SUBMITTED BY DISTRICT
None

FILED DECLARATION OF CANDIDACY WHICH WAS
DISQUALIFIED DUE TO TECHNICAL REASONS: **None**

The person appointed shall qualify and take office and serve exactly as if elected at a General District Election for such office.

Dated this 8th day of November, 20 16.

Kammi Foote
Inyo County Clerk/Registrar of Voters
By: _____
Elections Clerk



★ CLERK'S CERTIFICATE ★
PRESIDENTIAL GENERAL ELECTION

I, Kammi Foote, County Clerk, hereby certify that in accordance with Part 4, of Division 10, Elections Code, State of California, proceedings have heretofore been taken for the 2016 Presidential General Election to select candidates for the vacancies that will occur on the Board of Directors of the District listed below on the first Friday in December 2016. I further certify that this office has not received notice as required in Section 10515 of the Elections Code from the District below stating that a petition requesting an election has been received.

I further certify:

1. Declarations of Candidacy for office on the Board of Directors of the **Round Valley Joint Elementary School District** are required to be filed with the County Clerk;
2. The number of offices to be filled for said District is **one** 4-year terms
3. The names of the persons submitting Declarations of Candidacy are:
Andrea Johle – 4-year
4. The number of vacancies remaining is: **None**

Since circumstances provided in the Elections Code for the appointment of candidates by the Board of Supervisors of this county in lieu of holding such election have occurred, it is hereby required, in accordance with Section 10515 of the Elections Code, that the Board of Supervisors appoint the following duly declared candidates to the Board of Directors of the above District:

Andrea Johle – 4-year

(If no person has filed a declaration of candidacy, the supervising authority shall appoint any person to the office who is qualified on the date the election would have been held.)

There are **No** remaining vacancies to be filled due to insufficient or no declarations of candidacy. To aid you in selecting appointees for the remaining vacancies, please be advised that the following persons have indicated an interest in filling any vacancies and their name has been submitted by the District as an interested party:

NAMES SUBMITTED BY DISTRICT

None

FILED DECLARATION OF CANDIDACY WHICH WAS

DISQUALIFIED DUE TO TECHNICAL REASONS: **None**

The person appointed shall qualify and take office and serve exactly as if elected at a General District Election for such office.

Dated this 8th day of September, 2016.

Kammi Foote
Inyo County Clerk/Registrar of Voters
By: [Signature]
Elections Clerk



★ CLERK'S CERTIFICATE ★
PRESIDENTIAL GENERAL ELECTION

I, Kammi Foote, County Clerk, hereby certify that in accordance with Part 4, of Division 10, Elections Code, State of California, proceedings have heretofore been taken for the 2016 Presidential General Election to select candidates for the vacancies that will occur on the Board of Directors of the District listed below on the first Friday in December 2016. I further certify that this office has not received notice as required in Section 10515 of the Elections Code from the District below stating that a petition requesting an election has been received.

I further certify:

1. Declarations of Candidacy for office on the Board of Directors of the **Inyo-Mono Resource Conservation District** are required to be filed with the County Clerk;
2. The number of offices to be filled for said District is **two** 4-year terms
3. The names of the persons submitting Declarations of Candidacy are:
None
4. The number of vacancies remaining is: **Two**

Since circumstances provided in the Elections Code for the appointment of candidates by the Board of Supervisors of this county in lieu of holding such election have occurred, it is hereby required, in accordance with Section 10515 of the Elections Code, that the Board of Supervisors appoint the following duly declared candidates to the Board of Directors of the above District:

None

(If no person has filed a declaration of candidacy, the supervising authority shall appoint any person to the office who is qualified on the date the election would have been held.)

There are still **two** remaining vacancies to be filled due to insufficient or no declarations of candidacy. To aid you in selecting appointees for the remaining vacancies, please be advised that the following persons have indicated an interest in filling the vacancies and their name has been submitted by the District as an interested party:

NAMES SUBMITTED BY DISTRICT
Danielle Mendiburu
Tom Noland

FILED DECLARATION OF CANDIDACY WHICH WAS DISQUALIFIED DUE TO TECHNICAL REASONS: N/A

The person appointed shall qualify and take office and serve exactly as if elected at a General District Election for such office.

Dated this 8th day of September, 20 16.

Kammi Foote
Inyo County Clerk/Registrar of Voters
By: [Signature]
Elections Clerk



FILED

OCT 13 2016

INYO CO. CLERK
KAMMI FOOTE, CLERK

BY



DEPUTY

DESIGNATED AGENT FORM

FOR

THE INYO-MONO RESOURCE CONSERVATION DISTRICT

I hereby authorize Danielle Mendisburn to serve as my designated agent on the Inyo-Mono Resources Conservation District as per Public Resources code 9352 (2).

I further certify that I am a resident landowner in Inyo County and my land is located at 1381 BIRCHIM LANE, BISHOP, CA. 93514

(Address)

If the undersigned desires to revoke this form, they shall do so in writing and submit the revocation to the Inyo County Elections Office.

Diane K. Schalberg / Richard M. Schalberg

Name

Diane K. Schalberg / Richard M. Schalberg

Signature

Oct 12, 2016

Date

October 10, 2016

To: Michele Hartshorn

Regarding: Inyo Mono Resource Conservation District

FILED

OCT 13 2016

INYO CO. CLERK
KAMMI FOOTE, CLERK

BY



DEPUTY

Dear Michele,

My name Danielle Mendiburu. I am a local Inyo County resident that would like to be considered as a Board member for the Inyo Mono Resource Conservation District. Back in the 1940s my family started grazing both sheep and cattle in Mono and Inyo Country. Currently, I operate Flying M Cattle Company, an Inyo County-based cattle operation. Improving natural resources in the valley is important to me as a rancher and environmental advocate, and a position on the Board would allow me to more closely participate in current, pressing issues that are meaningful to the local populous. Please consider this letter a formal request to join the Board.

Regards,



Danielle Mendiburu, President

Flying M Cattle Inc.

FILED

OCT 13 2016

INYO CO. CLERK
KAMMI FOOTE, CLERK

DEPUTY

Danielle Mendiburu

395 S. Round Valley Rd., Bishop CA 93514 | Tel: 805-636-7144 | Email: daniellermendi@gmail.com

Professional Summary

Danielle spent over 10 years as a commodity broker, both in California and Illinois. She has a deep understanding of commodity markets. She has organizational and interpersonal skills, as well as small business knowledge and experience. Danielle currently operates Flying M Cattle Inc., a family cattle ranch based in Inyo County.

Experience

- | | |
|---|--------------------------------|
| Account Executive | 7-1-2005/10-1-2011 |
| Managed Account Research, Inc. | Santa Barbara, CA/ Chicago, IL |
| <ul style="list-style-type: none">• Worked as a commodity broker, specializing in Managed Futures Investments• Maintained a client base• Monitored and analyzed commodity markets, both technically and fundamentally | |
| Shareholder/ Partner | 10-1-2011/ 10/1/2015 |
| Managed Account Research Inc. | Chicago, IL |
| <ul style="list-style-type: none">• Operated as a commodity broker and business partner• Handled back-office functions, client relations, and monitored commodity investments | |
| President | 7-1-2010 |
| Flying M Cattle Inc. | Bishop, CA |
| <ul style="list-style-type: none">• Handles all aspects of the cattle operation, including marketing, handling and grazing | |
-

Education

- | | |
|------------------------------|-----------|
| Bachelor of Arts: Philosophy | 1994 |
| Chico State University | Chico, CA |

October 10, 2016

Board of Supervisors
Inyo County

RECEIVED

2016 OCT 10 AM 11:00

Dear Sirs,

I would like to be re-appointed
to the Inyo Mono Resource Conservation
District Board.

Sincerely,

Tom Noland

Tom Noland



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: Recycling and Waste Management Program

FOR THE BOARD MEETING OF: November 8, 2016

SUBJECT: Resolution and Notice of Completion for the Bishop-Sunland Landfill Gas Extraction System Installation.

DEPARTMENTAL RECOMMENDATION:

Request Board approval of a Resolution accepting the work and authorizing the recording of a Notice of Completion for the Bishop-Sunland Landfill Gas Extraction System Installation.

SUMMARY DISCUSSION:

Bob Sonn Excavating of Decanso California completed the installation of the Bishop-Sunland Landfill Gas Extraction System in January 2016. The project involved drilling two (2) gas extraction wells at the Bishop-Sunland Landfill, and installing a blower and filtration system for the gas extraction wells. The total cost of the Bishop-Sunland Landfill Gas Extraction System Installation was \$127,143.09.

The engineering company that designed the gas extraction system, GC Environmental, had a construction inspector on-site during the installation and has confirmed that the installation conforms to the design specifications. The gas extraction has been operating continuously for nine (9) months with no issues.

ALTERNATIVES:

The Board could choose not to approve the Resolution. Consequently, the project would not be formally accepted and the Notice of Completion could not be filed. Choosing not to approve the Resolution is not recommended as it will extend the period during which stop notices can be filed and will delay return of retention monies to the Contractor.

OTHER AGENCY INVOLVEMENT:

County Counsel has reviewed the Resolution. The County Auditor's office will pay the retention currently being withheld.

FINANCING:

The project is funded through the Inyo County Recycling and Waste Management Program budget unit 045700, Object Code 5265 Special Services.

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: <u>yes</u> Date <u>10/17/16</u>
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>10/18/2016</u>
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> <u>N/A</u> Approved: _____ Date _____

DEPARTMENT HEAD SIGNATURE:  Date: 10/20/16
 (Not to be signed until all approvals are received)
 (The Original plus 20 copies of this document are required)

RESOLUTION #2016 - ____

A RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE
COUNTY OF INYO, STATE OF CALIFORNIA
AUTHORIZING THE RECORDING OF A NOTICE OF COMPLETION
FOR THE
BISHOP-SUNLAND LANDFILL GAS EXTRACTION SYSTEM INSTALLATION

WHEREAS, Clint Quilter, Director of the Public Works Department of the County of Inyo, has determined that the Bishop-Sunland Landfill Gas Extraction System Installation has been completed by Bob Sonn Excavating of Decanso California in accordance with the Project Plans and Specifications.

NOW, THEREFORE, BE IT RESOLVED, that the Director of Public Works is hereby authorized and directed to sign and file with the County Recorder a separate Notice of Completion pertaining to the Bishop-Sunland Landfill Gas Extraction System Installation.

Passed, approved and adopted this _____ day of _____, 2016 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Chairperson, Board of Supervisors

ATTEST:

Kevin Carunchio, Clerk

by _____
Assistant Clerk of the Board

**RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:**

**Inyo County Recycling and Waste Mgmt.
163 May St
Bishop, CA 93514**

The area above this line is for Recorder's Use

NOTICE OF COMPLETION

NOTICE IS HEREBY GIVEN THAT:

1. A work of improvement known as the Bishop-Sunland Landfill Gas Extraction System Installation on the property hereinafter described was completed on January 31, 2016 and was accepted by the Inyo County Board of Supervisors on November 8, 2016.
2. The property on which the Bishop-Sunland Landfill Gas Extraction System Installation has been completed is located at the Bishop-Sunland Landfill at 110 Sunland Reservation Road in Bishop, CA.
3. The County of Inyo, a political subdivision of the State of California, the address of which is 224 North Edwards Street, P.O. Drawer N, Independence, CA 93526, leases and maintains the Bishop-Sunland Landfill from Los Angeles Department of Water and Power.
4. The undersigned Clint Quilter is the Director of Public Works of the County of Inyo and has been duly authorized pursuant to Resolution adopted May 10, 2016, by the Board of Supervisors of the County of Inyo to execute and file this Notice of Completion.
5. The name of the original contractor that constructed the Bishop-Sunland Landfill Gas Extraction System Installation pursuant to contract with the owner is Bob Sonn Excavating of Decanso California.

Pursuant to the contract, the contractor was required to furnish all labor, materials, methods or processes, implements, tools, machinery, equipment, transportation services, and all other items and related functions that are necessary or appurtenant to construct the project designated in the contract.

COUNTY OF INYO

Dated: _____

By: _____
Clint Quilter, Director of Public Works

VERIFICATION

STATE OF CALIFORNIA)
) SS.
COUNTY OF INYO)

I, Clint Quilter, hereby declare: That I am the Director of Public Works for the County of Inyo, a political subdivision of the State of California, the public entity on behalf of which I executed the foregoing NOTICE OF COMPLETION for the Bishop-Sunland Landfill Gas Extraction System Installation, and which entity is the lessor of the aforesaid interest or estate in the property therein described; that I am authorized by the public entity to execute this NOTICE on the entity's behalf; that I am authorized to and hereby make this verification on behalf of the public entity; and that I have read said NOTICE and know the contents thereof. I declare under penalty of perjury under the laws of the State of California that the NOTICE and the information set forth therein are true and correct.

Dated: _____

Clint Quilter



AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER

10

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

FROM: Sheriff's Department

FOR THE BOARD MEETING OF: Nov. 8, 2016

SUBJECT: Sale of excess property

DEPARTMENTAL RECOMMENDATION:

Request your board:

- A) Make the required findings under Inyo County Code Section 6.28.040 and declare 1 (1) 9 year old male black Labrador Police K-9 named Rockfrin Capo Di Monte the 3rd as Surplus property and;
- B) Authorize the purchasing agent to sell Rockfrin Capo Di Monte the 3rd to Deputy Josh Nicholson in the amount of \$1.00 (one dollar), as set forth in the attached Purchase Agreement between the County and Deputy Joshua Nicholson

CAO RECOMMENDATION:

SUMMARY DISCUSSION:

In November of 2012, the Sheriff's Department was fortunate to have purchased "Capo" from the U.S. Marine Corps for \$5.00 as an explosive detection K-9. "Capo" was assigned to his handler Deputy Josh Nicholson and has served the Sheriff's Department for 4 years in that capacity. Deputy Nicholson informed me that due to health reasons, "Capo" is unable to serve in that capacity any longer.

"Capo" has had a distinguished career with the U.S. Marine Corps. He was born on August 8th, 2007 and was purchased by K2 canine facility in Jackson Springs, NC where he was trained to be an Explosive Detection Dog. K2 is contracted by the U.S. Marine Corp to train the dogs and handlers for overseas deployments in Iraq and Afghanistan. In early 2010, "Capo" had his first training exercise with a handler at NTC, Fort Irwin, California. "Capo" had 2 seven- month deployments in Afghanistan. He served for 4 years with the Inyo County Sheriff's department and was deployed numerous times for explosives and search for firearms.

Thank you "Capo" and Deputy Nicholson for your service.

ALTERNATIVES:

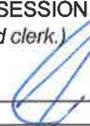
Not approve the sale.

OTHER AGENCY INVOLVEMENT:

County Counsel
Auditor/Controller

FINANCING:

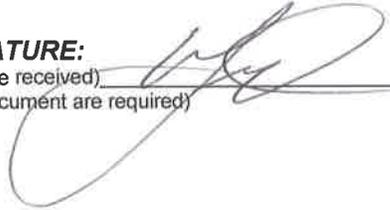
The \$1.00 will be deposited into Sheriff General budget 022700, Object Code 4959, Miscellaneous Revenue.

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.) Approved:  Date 10/19/2016
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 10/26/2016
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)

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



Date: 10-26-16

PURCHASE AGREEMENT FOR K-9
BY AND BETWEEN COUNTY OF INYO AND
Joshua Nicholson

THIS PURCHASE AGREEMENT, made and entered into this _____ day of _____, by and between Joshua Nicholson, hereinafter referred to as "Purchaser," and the County of Inyo, a political subdivision of the State of California, hereinafter referred to as "County," whereby the parties hereto agree as follows:

WITNESSETH:

SECTION ONE. DESCRIPTION.

County hereby sells to Purchaser the personal property more specifically described as follows and referred to herein as the "Purchased Property": 1 Black Labrador, 9-years old, male, name: Rockfrin Capo DI Monte III.

SECTION TWO. PURCHASE PRICE.

The purchase price for the Purchase Property is One dollars (\$ 1.00).

SECTION THREE. CONDITION OF PURCHASED PROPERTY.

County makes no representations or warranty as to the health, training, condition, registration, vaccinations, or otherwise, of said Purchased Property. Purchaser understands and acknowledges that the Purchased Property is being sold, and Purchaser is buying the Purchased Property, "as-is."

SECTION FOUR. INDEMNIFICATION.

Purchaser agrees to and shall indemnify, defend, and hold County, its officers, agents, and employees, free and harmless from and against any and all claims, liability, loss, judgment, costs or expenses for: injury to or death of any person, including but not limited to Purchaser, or for damage to property arising from purchase and/or ownership of the Purchased Property by Purchaser.

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PURCHASE AGREEMENT FOR K-9
BY AND BETWEEN COUNTY OF INYO AND
Joshua Nicholson

SECTION FIVE. COMPLIANCE WITH LAW.

Purchaser shall, at its sole cost, comply with all the requirements of all Municipal, County, State, and Federal authorities now in force, or which may hereafter be in force, pertaining to the ownership of the Purchased Property, and shall faithfully observe and obey all County and Municipal ordinances, and State and Federal statutes, now in force, or which hereafter may be in force.

SIGNATURES:

IN WITNESS THEREOF, the parties hereto have set their hands and seals this _____ day of _____, _____.

COUNTY

County of Inyo

By: _____
Chairman, Board of Supervisors

Date: _____

PURCHASER

NICHOLSON, JOSHUA
(Print or Type Name)

By: _____
(Signature)

Date: 8/26/16

Approved as to form and legality:

County Counsel

Approved as to insurance and risk management:

M Baker
County Risk Manager



AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER
 11

- Consent
 Departmental
 Correspondence Action
 Public Hearing
 Scheduled Time for 11 a.m.
 Closed Session
 Informational

FROM: COUNTY ADMINISTRATOR – Film Commissioner

FOR THE BOARD MEETING OF: November 8, 2016

SUBJECT: Film Commissioner's Fiscal Year 2016-2017 Quarterly Film Commission report

DEPARTMENTAL RECOMMENDATION:

Request Board receive the Film Commissioner's FY 2016-2017 Quarterly Film Commissioner Report.

SUMMARY DISCUSSION:

Per the contract between the Film Commissioner and the County, the Film Commissioner is required to make at least two verbal reports to the Board of Supervisors each fiscal year, once in the spring and once in the fall.

ALTERNATIVES: N/A

OTHER AGENCY INVOLVEMENT: N/A

FINANCING:

Film Commissioner services are paid through the Advertising County Resources Budget No. 011400.

APPROVALS

BUDGET OFFICER: N/A	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: 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 Assistant Clerk of the Board.)</i> Approved: _____ Date _____
AUDITOR/CONTROLLER: N/A	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: N/A	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: 11-03-2016



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: HEALTH & HUMAN SERVICES – Social Services

FOR THE BOARD MEETING OF: November 8, 2016

SUBJECT: Request to hire a Social Worker Supervisor in the Children's Social Services division.

DEPARTMENTAL RECOMMENDATION:

Request your Board find that, consistent with the adopted Authorized Position Review Policy:

- A) The availability of funding for the requested position of Social Worker Supervisor exists in the non-General Fund Social Services budget as certified by the Health and Human Services Director and concurred with by the County Administrator, and Auditor-Controller; and
- B) Where internal candidates meet the qualifications for the position, the vacancy could possibly be filled through an internal recruitment, but as a State Merit System position, an external recruitment would be more appropriate to ensure qualified applicants apply; and
- C) Approve the hiring of one Social Worker Supervisor at Range 76 (\$5,059 - \$6,151).
- D) If an internal candidate is hired resulting in a social worker vacancy, authorize the hiring of a Social Worker at a range II, III or IV.

CAO RECOMMENDATION:

SUMMARY DISCUSSION:

The Social Worker Supervisor in the HHS Children's Social Services Division recently became vacant as the employee made a lateral transition into our new CCR Supervisor position. The Social Worker Supervisor position provides direct, first-level supervisory oversight to Child Protective Services (CPS) functions, including investigations, case work functions, and court service functions, ensuring that social work staff are meeting the required legal and statutory mandates governing child welfare services. This key position is critical to the functioning of our CPS division, as the supervisor ensures quality oversight of all functions in a program that is responsible for the safety and well-being of our most vulnerable population.

This position is one that requires experience working as a social worker and there may be an internal candidate who qualifies for the position. Given the intense nature of the duties performed by both the social work and supervisory staff in this program, the Department would respectfully request that should the hiring of the supervisor result in a vacancy in social work staff that the Department be authorized to recruit and hire to fill the vacancy.

The Department is respectfully requesting authorization to recruit and hire a Social Worker Supervisor in the Social Services Division and to authorize the Department to recruit and hire a Social Worker should the position be filled by an internal candidate.

ALTERNATIVES:

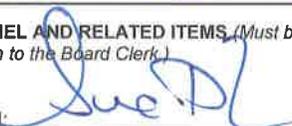
Your Board could choose not to authorize the hiring of the Social Worker Supervisor position. This would severely impact the oversight and functioning of our child welfare programs, including potentially impacting the quality of critical decisions.

OTHER AGENCY INVOLVEMENT:

CA Department of Social Services, Law Enforcement, Court, Schools and other HHS Divisions.

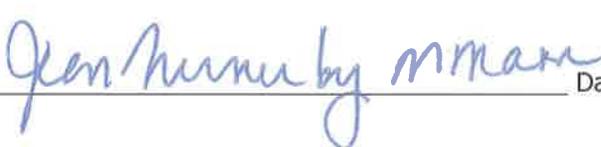
FINANCING:

State, Federal, and Behavioral and Social Services Realignment funds. This position is currently budgeted 100% in the Social Services Budget (055800) in the Salary and Benefits object category. No County General Funds.

<u>APPROVALS</u>	
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: 10/25/2016
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: 10/21/16

DEPARTMENT HEAD SIGNATURE:

(Not to be signed until all approvals are received)

 Date: 10/26/16



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: HEALTH & HUMAN SERVICES – Social Services

FOR THE BOARD MEETING OF: November 8, 2016

SUBJECT: Request to hire a Social Worker in Child Welfare Services.

DEPARTMENTAL RECOMMENDATION:

Request your Board find that, consistent with the adopted Authorized Position Review Policy:

- A) The availability of funding for the requested position of Social Worker II, III or IV exists in the non-General Fund Social Services budget as certified by the Health and Human Services Director and concurred with by the County Administrator, and Auditor-Controller; and
- B) Where internal candidates meet the qualifications for the position, the vacancy could possibly be filled through an internal recruitment, but as a State Merit System position, an external recruitment would be more appropriate to ensure qualified applicants apply; and
- C) Approve the hiring of one Social Worker, either at a II at a Range 67 (\$4,088 - \$4,962), a III at Range 70 (\$4,391 - \$5,341), or a IV at Range 73 (\$4,709 - \$5,728), contingent upon qualifications.
- D) If an internal candidate is hired into the Social Worker II, III or IV position, authorize HHS to backfill the resulting vacancy.

CAO RECOMMENDATION:

SUMMARY DISCUSSION:

The Child Welfare Program recently had a Social Worker accept a promotional position within the HHS Department. This resulted in the program experiencing a vacant position that the agency is respectfully requesting authorization to fill with a Social Worker II, III or IV. The intense Child Welfare program is responsible for investigating and managing issues related to child abuse and neglect. Over the past few years, the Child Welfare program has experienced increased requirements from a federal, state and local level, including the federal government's creation of the Child and Family Services Review (CFSR), which assesses Child Welfare Departments in the areas child protection, foster care, adoption, family connections and independent living service. The program continues to see an increase in reports related to high-risk families with very young children. The program, which has experienced significant staff shortages over the last two to three years, is beginning to see stabilization in our staffing pattern, which helps HHS to better ensure the safety and well-being of some of our most vulnerable residents. Filling the existing vacancy will help to ensure the continued high quality work performed by this division.

The division currently has staff at lower social work and support staff classifications that may qualify for the Social Worker II or III position and should one of the existing staff be advanced to this vacancy, the resulting vacancy would continue to leave this division in a staffing deficit. The Department is respectfully requesting authorization to recruit and hire a Social Worker II, III or IV, depending upon qualifications. Should the vacancy be filled by an internal candidate within the division, the Department respectfully requests that the Department be authorized to fill that vacancy.

ALTERNATIVES:

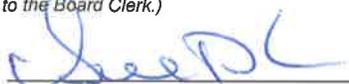
Your Board could choose not to authorize the hiring of the Social Worker position. This would result in the existing staff, being at risk of inadvertent, compromised safety decisions on behalf of children due to unacceptable workloads.

OTHER AGENCY INVOLVEMENT:

Juvenile Court, Juvenile Probation, Toiyabe Family Services, local Indian tribes, Mental Health, Wild Iris, CASA, Foster Parents, Sheriff's Office, Bishop Police Department

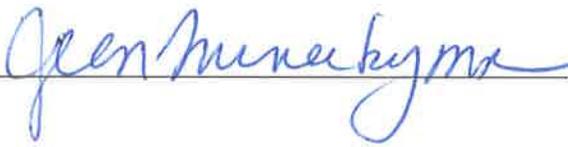
FINANCING:

State, Federal, and Behavioral and Social Services Realignment funds. This position is currently budgeted 100% in the Social Services Budget (055800) in the Salary and Benefits object category. No County General Funds.

<u>APPROVALS</u>	
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: 10/21/2016
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: 10/20/16

DEPARTMENT HEAD SIGNATURE:

(Not to be signed until all approvals are received)

 Date: 10/24/16



AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER

14

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

FROM: Public Works

FOR THE BOARD MEETING: November 8, 2016

SUBJECT: Amendment of February 23, 2016 Board Order and Corresponding Minutes

DEPARTMENTAL RECOMMENDATION:

Request Board: A) amend the February 23, 2016 Board Order for the Lease Agreement between the County of Inyo and Brenda and Harry Wilson for the real property described as 163 May Street, Bishop, CA to reflect the correct contract amount of \$5,897.64 rather than the transposed figure of \$5,879.64 which appeared on the original Agenda Request Form and which was approved in a motion by your Board; and B) similarly amend the minutes of the February 23, 2016 Board meeting to also reflect the change.

SUMMARY DISCUSSION:

The Agenda Request Form for the February 23, 2016 agenda item requesting approval of a Lease Agreement between the County of Inyo and Brenda and Harry Wilson for the real property described as 163 May Street, Bishop, CA featured an incorrect contract amount as the result of numbers being transposed. The contract amount was correctly stated on the contract as \$5,897.64; however, it appeared on the Agenda Request Form as \$5,879.64. This latter figure was subsequently approved as part of the motion made by the Board of Supervisors. When the mismatched numbers were discovered, staff consulted with County Counsel and was told that it was ultimately the contract that was approved and because the contract is a legally binding document and featured the correct lease rate, Public Works could move ahead with the agreement.

However, there is the issue of the Board Order and corresponding minutes – part of the County's historical record – still reflecting an incorrect lease rate. Furthermore, Auditor-Controller Amy Shepherd requires that the amount on the Board Order be consistent with the amount listed in the contract. If the Board amends the Board Order to make it consistent with the contract, the corresponding meeting minutes must also be updated.

The lease in question provides office space for Inyo County Administrative, County Counsel, and Health and Human Services programs located in Bishop. Social Services, Behavioral Health, and Health divisions all have programs at this location. The terms of the lease as stated on the approved contract are between the County of Inyo and Brenda and Harry Wilson for the real property described as 163 May Street, Bishop, CA for the initial period of March 1, 2016 through February 28, 2019 with two (2) one-year options to extend, at the rate of \$5,897.64 per month, with a 3% increase for subsequent yearly terms if extended.

ALTERNATIVES:

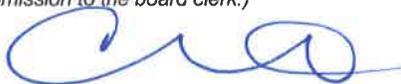
Your Board could choose not to amend the Board Order and corresponding minutes but this is not recommended as they currently reflect an incorrect lease rate.

OTHER AGENCY INVOLVEMENT:

County Counsel, Auditor-Controller, CAO, Assistant Clerk of the Board of Supervisors

FINANCING:

N/A

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.)  Approved: <u>yes</u> Date <u>11/3/16</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>11/1/2016</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)
(The Original plus 20 copies of this document are required)



Date: 11/2/16



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

15

FROM: Public Works Department

FOR THE BOARD MEETING OF: November 8, 2016

SUBJECT: State Route 178 Transportation Concept Report and Issues for Future Discussion

DEPARTMENTAL RECOMMENDATIONS:

Receive excerpts from Caltrans State Route 178 Transportation Concept Report and 2) provide direction to staff on whether or not to bring back an Agenda Request Form to set a policy direction.

CAO RECOMMENDATION:

SUMMARY DISCUSSION:

At the October 19th Inyo County Local Transportation Commission meeting, Caltrans District 9 staff presented a Transportation Concept Report. The Transportation Concept Report raised certain issues regarding the continuity of State Route (SR) 178. Excerpts of the Transportation Concept Report (TCR) are provided for the Board's reference.

County staff submitted comments on the TCR that focused on the updated TCR leaving out a discussion of a possible future alignment of SR 178, encouraging consideration of a more continuous State Highway System, and questioning the continued inclusion of an "unconstructed" future alignment of the roadway across China Lake Naval Air Weapons Station and Death Valley National Park.

In response to a question at the Local Transportation Commission meeting, Caltrans District 9 staff mentioned that for SR 178 to be re-aligned through the County requires action by the California Legislature. There are other County roads that serve as interregional routes and extensions of the State Highway System and also unconstructed alignments of the State Highway System in and around Inyo County. Would the Board like to have staff research this further and return with an Agenda Request Form to set a policy direction?

ALTERNATIVES:

- 1) The Board could give specific direction to staff to bring back an Agenda Request Form seeking a formal County policy
- 2) The Board could choose to not accept this report and not further investigate this topic at this point in time

OTHER AGENCY INVOLVEMENT:

Caltrans District 9 – maintenance of State Highway System

California Legislature – responsibility for designation of State Highway System and rescission of unconstructed road segments

FINANCING:

Time to complete this staff report is funded out of the Inyo County Local Transportation Commission Overall Work Program.

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.)
Approved: _____ Date _____

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)



Date: 10/27/16

Attachments: Excerpts from SR 178 Transportation Concept Report



**State Route 178
Transportation Concept Report**

**Prepared by:
Caltrans District 9
Office of System Planning**

August 2016

For additional information regarding the Transportation Concept Report for State Route 178, please contact:

**California Department of Transportation
Office of System Planning
500 South Main Street
Bishop, California 93514
www.dot.ca.gov/dist9/planning/
(760) 872-0601**

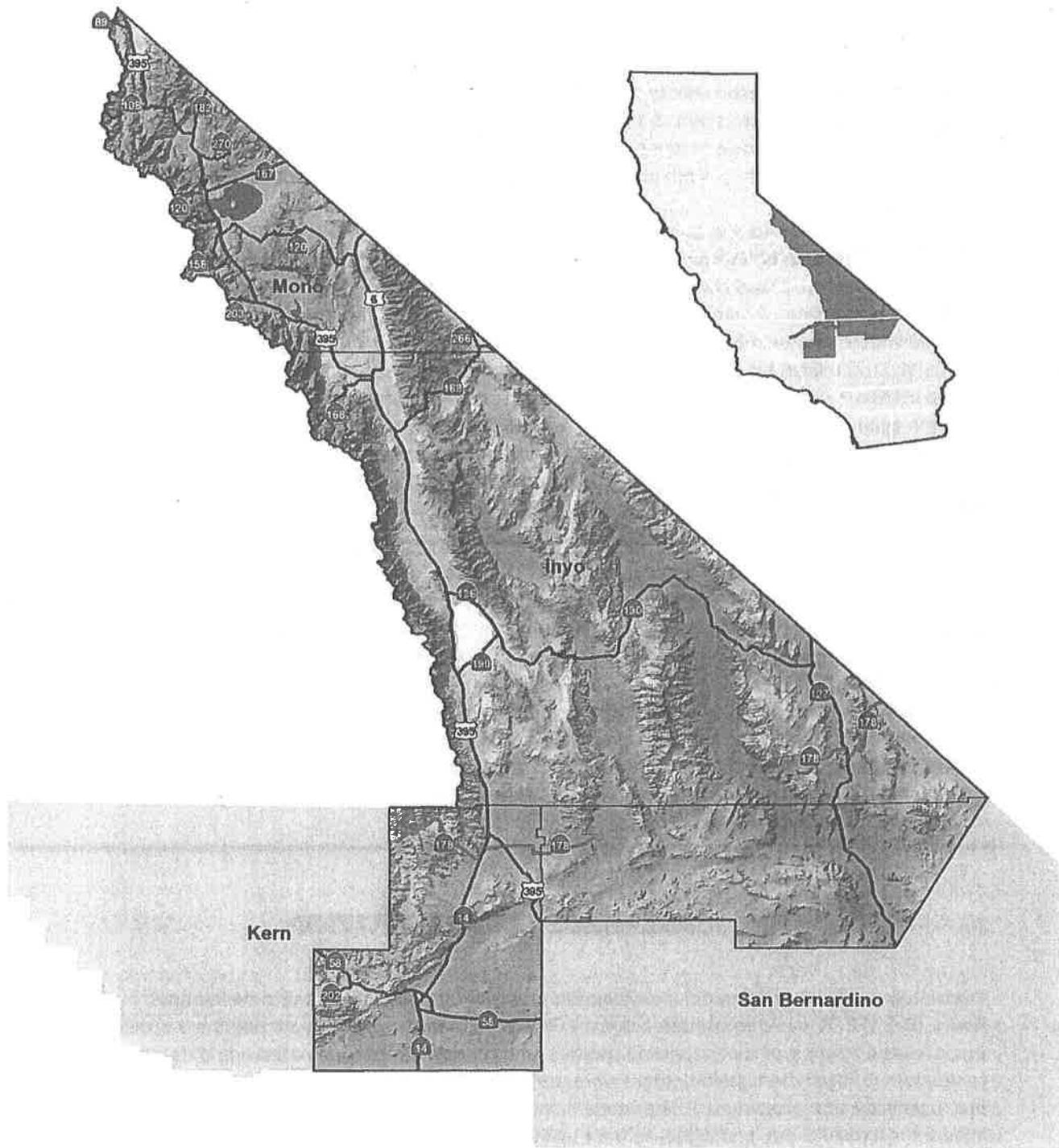
For individuals who need this information in a different format, it is available in several foreign languages as well as Braille, large print, audio cassette, and computer disk. To obtain a copy in an alternative format, please contact the Equal Employment Opportunity officer at the above address or phone number.

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State Route 178 Location Map

Caltrans District 9



ABOUT THE TRANSPORTATION CONCEPT REPORT

System Planning is the long-range transportation planning process for the California Department of Transportation (Caltrans). The System Planning process fulfills Caltrans' statutory responsibility as owner/operator of the State Highway System (SHS) (Gov. Code §65086) by evaluating conditions and proposing enhancements to the SHS. Through System Planning, Caltrans focuses on developing an integrated multimodal transportation system that meets Caltrans' goals of safety and health; stewardship and efficiency; sustainability, livability and economy; system performance; and organizational excellence.

The System Planning process is primarily composed of four parts: the District System Management Plan (DSMP), the Transportation Concept Report (TCR), the Corridor System Management Plan (CSMP), and the DSMP Project List. The district-wide DSMP is strategic policy and planning document that focuses on maintaining, operating, managing, and developing the transportation system. The TCR is a planning document that identifies the existing and future route conditions as well as future needs for each route on the SHS. The CSMP is a complex, multi-jurisdictional planning document that identifies future needs within corridors experiencing or expected to experience high levels of congestion. The CSMP serves as a TCR for segments covered by the CSMP. The DSMP Project List is a list of planned and partially programmed transportation projects used to recommend projects for funding. These System Planning products are also intended as resources for stakeholders, the public, and partner, regional, and local agencies.

TCR Purpose

California's State Highway System needs long range planning documents to guide the logical development of transportation systems as required by CA Gov. Code §65086 and as necessitated by the public, stakeholders, and system users. The purpose of the TCR is to evaluate current and projected conditions along the route and communicate the vision for the development of each route in each Caltrans District during a 20-25 year planning horizon. The TCR is developed with the objectives of increasing safety, improving mobility, providing excellent stewardship, and meeting community and environmental needs along the corridor through integrated management of the transportation network, including the highway, transit, pedestrian, bicycle, freight, operational improvements and travel demand management components of the corridor.

STAKEHOLDER PARTICIPATION

Internal and external stakeholder participation was sought throughout the development of the State Route (SR) 178 TCR. As information for the TCR was gathered, some stakeholders were contacted for input related to their particular specializations, and to verify data sources used and data accuracy. Prior to document finalization, stakeholders were asked to review the document for consistency with existing plans, policies, and procedures. The process of working with stakeholders adds to the value of the TCR, allows for external input and ideas to be included in the document, increases credibility, and helps strengthen public support and trust.

Stakeholders in the SR 178 planning area are community members and agencies including, but not limited to:

- Bureau of Land Management: Bakersfield, Barstow, Bishop, and Ridgecrest Field Offices
- California Department of Transportation (Caltrans)
- City of Ridgecrest
- Eastern Kern Air Quality Management District
- Eastern Sierra Transit Authority
- Great Basin Unified Air Pollution Control District (GBUAPCD)
- Inyo County
- Inyo County Local Transportation Commission
- Kern Council of Governments (Kern COG)
- Kern Regional Transit
- Kern County
- Mojave Desert Air Quality Management District
- National Park Service, Death Valley National Park (DVNP)
- Naval Air Weapons Station, China Lake
- San Bernardino Associated Governments (SANBAG)
- San Bernardino County
- Southern California Association of Governments (SCAG)

EXECUTIVE SUMMARY

This TCR examines the state of the highway in 2015, the base year (BY), and recommends upgrades to the facility to handle changes that are likely to occur up to the horizon year (HY), 2035. District 9 is responsible for 96.17 miles of constructed highway from Kelso Valley Road in Weldon in the Sierra Nevada Range to the California-Nevada state line as well as the estimated 56 miles of unconstructed highway from the Searles Valley in San Bernardino County to the Black Mountains in Death Valley National Park.

SR 178 passes through the Sierra Nevada Range in Kern County, including the unincorporated communities of Weldon and Onyx in the South Fork Valley and the unincorporated community of Canebrake on the Canebrake Flat. Also, in Kern County, SR 178 passes through Indian Wells Valley, including the unincorporated communities of Inyokern, China Lake Acres, and the City of Ridgecrest. In San Bernardino County, the route passes through the unincorporated community of Trona. Finally, in Inyo County, SR 178 passes through the unincorporated community of Shoshone as well as Death Valley National Park and Death Valley Wilderness.

SR 178 is a two-lane conventional highway (2-C) for 85.64 miles of the route with 10.54 miles being a four-lane conventional highway (4-C) in the Ridgecrest area. There is also a 56-mile unconstructed, legislative route which connects where SR 178 ends in San Bernardino County to the pavement begins again in Inyo County.

Concept Summary

Segment ID	Segment Description	Existing Facility	20-year System Operations and Management Concept	20-year Facility Concept
1	Kelso Valley Road in Weldon, to 0.28 mile northeast of the Cap Canyon Ranch entrance in Onyx	2-C	Paved shoulders widened to a five-foot minimum accommodating multi-modal transportation and safety features	2-C
2	0.28 mile northeast of the Cap Canyon Ranch entrance in Onyx to Canebrake Road on the Canebrake Flat	2-C	Paved shoulders widened to a five-foot minimum accommodating multi-modal transportation and safety features	2-C
3	Canebrake Road on the Canebrake Flat to 0.11 mile southeast of Walker Pass Summit	2-C	Paved shoulders widened to a five-foot minimum accommodating multi-modal transportation and safety features throughout the segment; pullout pavement extended on northeast side of highway in the vicinity of Walker Pass Summit, PM 79.68/79.86	2-C
4	0.11 mile southeast of Walker Pass Summit to SR 14 at "Freeman Junction" in the Indian Wells Valley	2-C	lanes widened to provide a uniform twelve-foot width; paved shoulders widened to a five-foot minimum, PM 80.00/88.25	2-C
5	SR 14 2.80 miles north of Freeman Junction in the Indian Wells Valley to Clodt Road in Inyokern	2-C	curb extended and realigned as feasible; sidewalk widened, extended, and gaps filled in from Broadway Street to Brown Road in Inyokern, PM 92.46/92.49 on north side of roadway	2-C
6	Clodt Road in Inyokern to the China Lake Boulevard-Inyokern Road-Sandquist Road intersection in Ridgecrest	4-C	Complete the curb, gutter, and sidewalk on the south side of roadway in the City of Ridgecrest, PM 99.09/100.61	4-C
7	China Lake Boulevard-Inyokern Road-Sandquist Road Intersection to 0.17 mile west of Lumill Street in Ridgecrest	4-C	Complete the curb, gutter, and sidewalk on both sides of roadway	4-C
8	0.17 mile west of Lumill Street in Ridgecrest to the Kern-San Bernardino county line	2-C	Paved shoulders widened to a five-foot minimum accommodating multi-modal transportation and safety features	2-C
9	Kern-San Bernardino county line to the end of the adopted route in San Bernardino County, Pinnacle Road in the Searles Valley	2-C	Paved shoulders widened to a five-foot minimum accommodating multi-modal transportation and safety features at PM 0.00-R12.00 & PM R12.72-14.78	2-C

Segment ID	Segment Description	Existing Facility	20-year System Operations and Management Concept	20-year Facility Concept
10	End of adopted route in San Bernardino County to the beginning of adopted route in Inyo County (Unconstructed segment)	None	<p>As part of Segment 10 would have to pass through the Death Valley Wilderness to connect with Segment 11, after determining likely traffic counts, consulting with the National Park Service, and performing route feasibility studies, a decision may be made to:</p> <ul style="list-style-type: none"> ▪ select an alignment to connect with Segment 11 at its present location; ▪ select an alignment for Segment 10 and a new alignment for Segment 11 to avoid Segment 10's traversing the Death Valley Wilderness; or ▪ delete Segment 10 from the State Highway System (SHS). 	2-C, if an alignment is adopted by the California Transportation Commission or Segment 10 is removed from the SHS
11	Beginning of adopted, paved route in Inyo County, to SR 127	2-C	Paved shoulders widened to a five-foot minimum accommodating multi-modal transportation and safety features	2-C
12	SR 127 to the California-Nevada state line	2-C	Lanes widened to provide a uniform twelve-foot width; Paved shoulders widened to a five-foot minimum accommodating multi-modal transportation and safety features	2-C

Concept Rationale

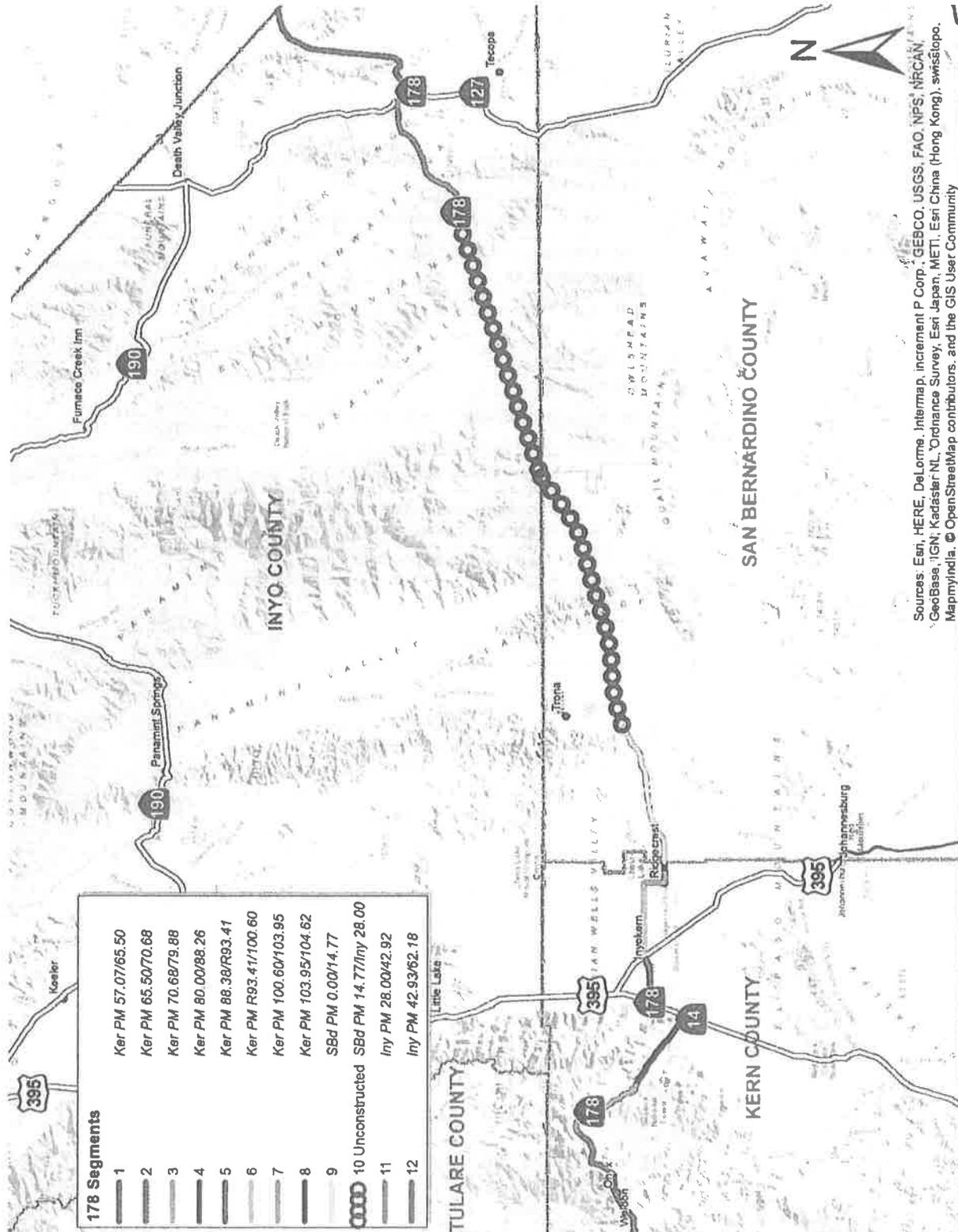
- In Segments 1 through 9, the predicted horizon traffic volumes are lower than base year; therefore, the present level of service is above or equal to Kern COG, the *Inyokern Specific Plan*, and the City of Ridgecrest minimums, there does not appear to be a need to increase capacity through the horizon year.
- As circumstances have changed, primarily the establishment of DVNP and the designation of wilderness within the limits of Segment 10, more information is needed regarding location restrictions and viability for an alignment of Segment 10 before an informed decision can be made to determine a course of action: either to recommend a suitable route enabling the construction of Segment 10 and making SR 178 useable throughout its entire length or recommend deletion of the segment of SR 178 from the SHS between 0.02 mile west of Pinnacle Road in the Searles Valley and 4.02 miles west of Salsberry Pass in DVNP.
- In Segments 11 and 12, since both base and horizon year LOS are "A" and the Inyo Local Transportation Commission recommends "C" as a minimum, capacity is adequate.
- In all segments of SR 178, special consideration towards Complete Streets, multi-modal users, and greenhouse gas reduction must be considered appropriately within the function and context of the facility. Shoulders should be constructed in areas lacking them to accommodate all modes of transportation, including bicycles. Increasing transit and multi-modal opportunities need to be considered in appropriate areas of the entire length of SR 178.

CORRIDOR OVERVIEW ROUTE SEGMENTATION

Segment #	Location Description	County-Route- Beginning Post Mile	County-Route- Ending Post Mile
1	Kelso Valley Road in Weldon to 0.28 mile northeast of the Cap Canyon Ranch entrance in Onyx	Ker-178-57.08	Ker-178-65.51
2	0.28 mile northeast of the Cap Canyon Ranch entrance in Onyx to Canebrake Road on the Canebrake Flat	Ker-178-65.51	Ker-178-70.68
3	Canebrake Road on the Canebrake Flat to 0.11 mile southeast of Walker Pass Summit	Ker-178-70.68	Ker-178-79.88
4	0.11 mile southeast of Walker Pass Summit to SR 14 at Freeman Junction in the Indian Wells Valley match Seg 5 begin?	Ker-178-80.00	Ker-178-88.26
5	SR 14 2.80 miles north of Freeman Junction in the Indian Wells Valley to Clodt Road in Inyokern	Ker-178-88.38	Ker-178- R93.41
6	Clodt Road in Inyokern to the China Lake Boulevard-Inyokern Road-Sandquist Road intersection in Ridgecrest	Ker-178-R93.41	Ker-178-100.61
7	China Lake Boulevard-Inyokern Road-Sandquist Road intersection to 0.17 mile west of Lumill Street in Ridgecrest	Ker-178-100.61	Ker-178-103.95
8	0.17 mile west of Lumill Street in Ridgecrest to the Kern-San Bernardino county line	Ker-178-103.95	Ker-178-104.62
9	Kern-San Bernardino county line to the end of the adopted route in San Bernardino County, 90 feet west of Pinnacle Road in the Searles Valley	SBd-178-00.00	SBd-178-14.78
10	end of adopted route in San Bernardino County, 90 feet west of Pinnacle Road in the Searles Valley to the beginning of the adopted route 4.02 miles westerly of Salsberry Pass	SBd-178-14.78	Iny-178-28.00
11	beginning of adopted route in Inyo County 4.02 miles westerly of Salsberry Pass to SR 127 1.56 miles north of the U. S. Postal Service office in Shoshone match Seg 12	Iny-178-28.00	Iny-178-42.92
12	SR 127 0.13 mile south of the U. S Postal Service office in Shoshone to the California-Nevada state/Inyo-Nye county line in the Stewart Valley	Iny-178-42.93	Iny-178-62.19

ROUTE SEGMENTATION INDEX MAP

ROUTE DESCRIPTION



Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), swisstopo, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community

Route Designations and Characteristics, Segments 7 – 12

Segment #	7	8	9	10 Unconstructed	11	12
Freeway & Expressway System as defined in Section 253.7 of the California Streets and Highways Code	yes	yes	no	not applicable	no	no
National Highway System	yes, PM ≤ 102.62	no	no	not applicable	no	no
Strategic Highway Network	no	no	no	not applicable	no	no
Scenic Highway as defined in Section 263.7 of the California Streets and Highways Code	no	no	no	not applicable	yes	no
Interregional Road System	no	no	no	not applicable	no	no
Priority Interregional Facility	no	no	no	not applicable	no	no
Federal Functional Classification	Other Principal Arterial	Other Principal Arterial	Major Collector	not applicable	Major Collector	Major Collector
Goods Movement Route	yes	yes	yes	not applicable	no	yes
Truck Designation	California Legal Advisory Route	California Legal Advisory Route	California Legal Network	not applicable	California Legal Network	California Legal Network
Rural/Urban/Urbanized	Urban	Urban	Rural	Rural	Rural	Rural
Metropolitan Planning Organization	Kern Council of Governments (Kern COG)	Kern COG	Southern California Association of Governments (SCAG)	SCAG in San Bernardino County; none in Inyo County	none	none
Regional Transportation Planning Agency	Kern COG	Kern COG	SCAG	SCAG in San Bernardino County and Inyo LTC	Inyo LTC	Inyo LTC
Congestion Management Agency	Kern COG	Kern COG	San Bernardino Associated Governments (SANBAG)	SANBAG in San Bernardino County; none in Inyo County	none	none
County Transportation Commission	none	none	SANBAG	SANBAG in San Bernardino County; none in Inyo County	none	none
Local Agency	City of Ridgecrest	City of Ridgecrest	San Bernardino County	San Bernardino County; Inyo County	Inyo County	Inyo County
Native American Tribes	none	none	none	none	none	none
Air District	Eastern Kern Air Quality Management District	Eastern Kern Air Quality Management District	Mojave Desert Air Quality Management District	Mojave Desert Air Quality Management District	Great Basin Unified Air Pollution Control District	Great Basin Unified Air Pollution Control District
Terrain	rolling	rolling	rolling	unknown; alignment not established	mountainous	rolling

ROUTE DESCRIPTION

SR 178 begins at the junction of State Routes 99 and 58 in the city of Bakersfield and traverses Caltrans' Districts 6, 8, and 9. As described in the California Streets and Highways Code Section 478 (a-c) it connects Bakersfield to Nevada's Pahrump Valley via Walker Pass and Freeman Junction. The route crosses one of the southern passes of the Sierra Nevada mountain range. This TCR covers SR 178 within the boundary of District 9 from Weldon in Kern County to the California/ Nevada State line in Inyo County.

SR 178 travels northeast from Bakersfield through the Kern River Canyon and over the Walker Pass (elevation 5,250 feet) to Freeman Junction at SR 14. The route resumes 2.8 miles north of the Freeman Junction and travels east through the town of Inyokern as it proceeds to US 395 and the City of Ridgecrest. At the west gate of the Naval Air Weapons Station, China Lake (NAWS), SR 178 turns south through the central business district to the City of Ridgecrest. The route turns again in an easterly direction, continuing into San Bernardino County for 14.7 miles, until a route break at Pinnacle Road in the Searles Valley. The highway is then unconstructed for approximately 56 miles from the junction at Pinnacle Road to the eastern side of Death Valley National Park (DVNP). There is however a county road connection from the Pinnacle Road junction via Trona Road to SR 190, near Panamint Springs. On the eastern side of DVNP, Badwater Road continues from SR 178 to SR 190, near Furnace Creek.

The constructed portion of SR 178 resumes in Inyo County in DVNP, four miles west of Salsberry Pass and is a continuation of DVNP's "Badwater Road" within DVNP and travels approximately 15 miles before intersecting at the north junction at SR 127. After a route break, the highway resumes near the community of Shoshone at the south junction at SR 127, continuing in a northeastern direction for approximately 19 miles where it ends at the Stateline and becomes Nevada Route 372, near the community of Pahrump.

Route Purpose:

In District 9, SR 178 is an east-west arterial that provides scenic, commuter, and commercial travel. It is predominately a rural corridor with an urbanized segment in the City of Ridgecrest. The route is 152 miles in length, traverses three counties, and has regional significance. The route gives access to employment opportunities, goods, and services to the residents of Weldon, Lake Isabella, Inyokern, Ridgecrest, China Lake NAWS, Trona, and to visitors heading to the Trona Pinnacles National Monument and DVNP.

COMMUNITY CHARACTERISTICS

In the District 9 portion of SR 178 in Kern County, SR 178 passes through several communities, including Weldon, Onyx, Inyokern, and Ridgecrest. Weldon and Onyx are in the western part of the South Fork Valley near Lake Isabella and are mostly ranching communities. Inyokern and China Lake Acres-west of Ridgecrest- are primarily residential communities. Ridgecrest, with a population of ~28,000, is near the center of the Indian Wells Valley and includes China Lake NAWS. In San Bernardino County, SR 178 does not pass through any communities. The only community along SR 178 in Inyo County is Shoshone, which has a population of 36. Shoshone's primary industries are tourist accommodations and public services.

LAND USE

Land use along most of the route is predominately agricultural, resource management, open space, National Park lands, and military; within the communities there's a mix of commercial, industrial, and residential property.

Segment #	Place Type/Land Use
1	Agricultural
2	Agricultural
3	Agricultural
4	Agricultural and undeveloped land administered by the BLM
5	Commercial, Industrial, Public facilities, and Residential
6	PM ≤ 99.09 south side of highway: commercial, industrial service, resource management, residential north side of highway: military reservation PM > 99.09 south side of highway: commercial, industrial north side of highway: military reservation
7	This segment is a various mix of commercial, institutional, recreational, and residential
8	Industrial on south side of highway; Military reservation on north side of highway
9	Military reservation property and BLM
10	Land use unknown; alignment has not been adopted
11	Undeveloped land; Death Valley NPS and BLM
12	Undeveloped land; administered by the BLM

Segment #	1	2	3	4	5	6
TMS Elements						
TMS Elements, horizon year	Continuing mainline metering station at PM 57.53 ² continuing CalSAFE call boxes at PMs 60.0 and 64.0	Continuing CalSAFE call boxes at PMs 65.8 and 69.6	Conceptual mainline metering station at Canebrake Road, PM 70.68 ¹ continuing CalSAFE call box at PM 79.8	Continuing mainline metering station at PM 87.92 ¹ continuing CalSAFE call boxes at PMs 82.1, 84.1, and 85.8	Continuing mainline metering stations at PMs 88.53 ² and 92.49 ¹ continuing CalSAFE call boxes at PMs 89.0 and 90.9	Continuing mainline metering stations at PMs 93.78 ² and 98.06 ² continuing CalSAFE call boxes at PMs 94.0, 96.0, and 98.0 continuing traffic signals at PMs 100.11 and 100.61

¹ full time

² part time

Segments 7–12

Segment #	7	8	9	10 Unconstructed	11	12
Existing Facility						
Facility Type	Conventional	Conventional	Conventional	n/a	Conventional	Conventional
General Purpose Lanes	4	2	2		2	2
Lane Miles	14.06	1.34	29.46		29.84	38.51
Centerline Miles	3.514	0.672	14.732	56.0, estimated	14.92	19.26
Median Width, feet	0, PM < 102.37; 14–17, PM 102.37/ 102.73; 0, PM > 102.73	0	0	n/a	0	0
Median Characteristics	curbed Island, (PM 102.37/ 102.73)					
Auxiliary Lanes, percent of segment length	24	0	0		0	0
Passing Lanes, percent of segment length	0	0	0		0	2
Current Right-of-way width, feet	90–115	90–154	100–200 typical; 300 maximum		39–82	100–400

Segment #	7	8	9	10 Unconstructed	11	12
20-year Concept Facility						
Facility Type	Conventional	Conventional	Conventional	Conventional	Conventional	Conventional
General Purpose Lanes	4	2	2	2	2	2
Lane Miles	14.06	1.34	29.46	112 estimated	29.84	38.51
Centerline Miles	3.51	0.67	14.73	56.0 estimated	14.92	19.26
Auxiliary Lanes, percent of segment length	24	0	0	design needs are unknown	0	0
Passing Lanes, percent of segment length	0	0	0	unknown, alignment not selected	0	2
Transportation Management System (TMS) Elements						
TMS Elements , base year	fixed mainline metering stations at PMs 101.22 ¹ , 102.59 ¹ , and, 102.84 ² traffic signals at PM 100.61, 101.10, 101.60, 102.10, 102.45, 102.62, and 103.85	none	none	none	fixed mainline metering station at PM 42.86 ¹	fixed mainline metering stations at PMs 42.99 ¹ and 60.04 ¹
TMS Elements, horizon year	fixed mainline metering stations at PMs 101.22 ¹ , 102.59 ¹ , and, 102.84 ² traffic signals at PM 100.61, 101.10, 101.60, 102.10, 102.45, 102.62, and 103.85	conceptually one mainline metering station in segment	conceptually two mainline metering stations in segment	unknown; alignment not selected	continuing full-time fixed mainline metering station at PM 42.86 ¹	continuing full-time fixed mainline metering stations at PMs 42.99 ¹ and 60.04 ¹

¹ full time

² part time

BICYCLE FACILITY

Bicycles may be used throughout the constructed length of SR 178. Three percent of the total constructed length of SR 178 through the City of Ridgecrest is designated as a Bike Route, Class III. The remainder of SR 178 is designated as a shared roadway. In order to increase the comfort of bicyclists, it is recommended that shoulders less than five feet in width be widened to current standards. The following table defines the Bicycle accommodation per segment.

Highway Segment ID	On-highway Bicycle Accommodation							
	Bicycle Segment ID	County	Post Mile Limits	Is Bicycle Access Prohibited?	Accommodation Type (Bicycle Facility Designation)	Outside Paved Shoulder Width, feet	Facility Description	Posted Speed Limit (mph)
1	A	Ker	57.08/65.51	no	shared roadway	2-4	varying width paved shoulders	55, 50, and 60
2	B	Ker	65.51/70.68	no	shared roadway	2-4	varying width paved shoulders	60
3	C	Ker	70.68/79.88	no	shared roadway	2-5, typical; 12 maximum	varying width paved shoulders	60
4	D	Ker	80.00/88.26	no	shared roadway	2-5	varying width paved shoulders	60
5	E	Ker	88.38/R93.41	no	shared roadway	4-8	varying width paved shoulders	60, 55, 45, 35, and 25
6	F	Ker	R93.41/99.60	no	shared roadway	5-8	8-foot-wide, paved shoulder on left-hand side (lhs); variable-width 5-8 foot-wide, paved shoulder on right-hand side (rhs)	55, 65, 45, and 35
	G	Ker	99.60/100.61	no	Bike Route, Class III	8	8-foot-wide, paved shoulder on lhs; 4-foot-wide shoulder on rhs	35
7	H	Ker	100.61/102.40 on lhs	no	Bike Route, Class III	10	constant width paved shoulder	35
	I	Ker	100.61/101.73 on rhs	no	Bike Route, Class III	10	constant width paved shoulder	35
	J	Ker	102.40/103.95 on lhs	no	shared roadway	10-15	varying width paved shoulder; bicycle locker facility on lhs between Richmond Road and 480 feet east of Richmond Road, PM103.850/103.942	35 and 45
	K	Ker	101.73/103.95 on rhs	no	shared roadway	10-12	varying width paved shoulder	35 and 45
8	L	Ker	103.95/104.62	no	shared roadway	10	constant width paved shoulders	65
9	M	SBd	0.000/14.78	no	shared roadway	1-4	varying width paved shoulders	65 and 55
10	N	SBd/Iny	14.778/28.00	n/a	n/a	n/a	n/a	n/a
11	O	Iny	28.00/42.92	no	shared roadway	3-5 typical; 16 maximum	varying width paved shoulders	65
12	P	Iny	42.93/62.19	no	shared roadway	2-7	varying width paved shoulders	65

Segment #	Segment ID	County	Post Mile Limits	Is Pedestrian Access Prohibited?	Is Sidewalk Present?	Sidewalk Width, feet	Facility Description
8	AH	Ker	103.95/104.62	no	no	n. a.	10-foot-width paved shoulders
9	AI	SBd	0.00/14.79	no	no	n. a.	1-4-foot-width paved shoulders
10	AJ	SBd Iny	14.79/42.78 0.000/28.00	n. a.	n. a.	n. a.	n/a
11	AK	Iny	28.000/42.92	no	no	n. a.	3-5 foot typical, 16-foot maximum width paved shoulders
12	AL	Iny	42.93/62.19	no	no	n. a.	2-7-foot-width paved shoulders

TRANSIT FACILITY

Regularly scheduled bus service is available only between Bakersfield and Ridgecrest; between Weldon and Ridgecrest, the service is provided by Kern Regional Transit, the Eastern Sierra Transit Authority (ESTA), and the City of Ridgecrest's Ridgerunner Transit bus service.

Although not on a transit route, a Park and Ride Lot maintained by Caltrans at the northeast corner of Ridgecrest Boulevard (SR 178) and Richmond Road in Ridgecrest, is a facility providing 127 parking spaces for automobiles, six for motorcycles, and sixteen bicycle lockers.

Transit Administrative, Routing, and Scheduling Parameters			
Carrier Name	Mode and Collateral Facility	End Points	Operating Period
Kern Transit Route 225 Segment 1	traditional bus	Lake Isabella—Onyx	8 trips each way, Monday-Saturday, 5:20 AM to 8:35 PM
Kern Transit Route 227 Segments 1, 2, 3, 5, 7	traditional bus	Lake Isabella—Ridgecrest	3 trips each way, Monday, Wednesday, and Friday, 4:55 AM to 8:35 PM
Kern Transit Route 230 Segment 5, 7	traditional bus	Mojave—Ridgecrest	2 trips each way, Monday, Wednesday, and Friday, 4:35 AM to 8:27 PM
Eastern Sierra Transit Authority 395 Route Segment 5	commuter bus	Lancaster to Mammoth Lakes	1 trip each way, Monday, Wednesday, and Friday

Ridgerunner Transit Line 3 Rattlesnake Segment 7	traditional bus	Ridgecrest City Hall to the Pizza Factory, Ridgecrest ³	8 loop-route trips, Monday-Friday, 7:00 AM to 4:39 PM
Ridgerunner Transit Line 4 Joshua Tree Segments 5, 6	traditional bus	Ridgecrest City Hall to the Inyokern Nutrition Site (aka Senior Center) Inyokern	3 trips each way, Monday-Friday, 6:45 AM to 4:05 PM

FREIGHT

In addition to mining products transported by the Trona Railway, substantial goods movement and truck traffic exists, mostly in Segments 5 through 7; however, freight generators, terminals, and/or inter-modal facilities are not present.

In segment 4, a truck climbing lane, passing lane, or turnouts may be justified for westbound SR 178 between SR 14 and Walker Pass Summit because:

- The westbound peak-hour truck traffic volume exceeds twenty and the westbound peak-hour volume of all traffic exceeds 200 in both the base and horizon year; both are the minimum for climbing lanes to be considered.
- The average grade from SR 14 to Walker Pass Summit is 4.6 percent.

Facility Type/Freight Generator	Location	Mode	Name	Major Commodity/Industry	Comments/Issues
Rail Line	West side of the Searles Lake lakebed near the west end of Segment 10	Rail	Trona Railway	processed mining products	Transport products, materials, and equipment used in mining Searles Dry Lake; 2 million tons annually, 4 trips/day.

CORRIDOR PERFORMANCE

The Average Annual Daily Traffic (AADT) growth rate is assumed to be the same as the growth rate for the past twenty years. The Concept Level of Service has been taken as the minimum level accepted by the Kern COG in the unincorporated part of Kern County, by SANBAG in San Bernardino County, by the Inyo Local Transportation Commission in Inyo County, and by the City of Ridgecrest within the city boundary.

Segments 1-6

Segment #	1	2	3	4	5	6
Basic System Operations						
AADT_{BY} (Base year-2013)	2,417	2,121	1,811	1,430	4,167	6,300
AADT_{HY} (Horizon year-2033)	2,320	2,025	1,716	1,336	3,754	4,938
AADT growth/year, percent	- 0.20	- 0.23	- 0.27	- 0.34	- 0.52	- 1.21
LOS Evaluation Method	Highway Capacity Software (HCS) 2010, two-lane program	HCS 2010, two-lane program	Exhibit 17-2, Highway Capacity Manual (HCM) 2010			
LOS_{BY}	C	C	C	B	C	A
LOS_{HY}	C	C	C	B	C	A
LOS Concept (minimum acceptable through 2033)	D	D	D	D	D	D - PM < 99.09; C - PM ≥ 99.09
VMT_{BY}	40,600	22,700	34,300	23,000	42,000	90,600
VMT_{HY}	37,600	20,000	31,500	22,100	37,800	71,000
Truck Traffic						
Total Average Annual Daily Truck Traffic, AADTT_{BY}	205	181	155	124	379	433
Total Trucks, percent of AADT_{BY}	8.5	8.3	8.3	8.9	9.1	6.9
5+ Axle Average Annual Daily Truck Traffic, AADTT_{BY}	22	32	43	57	160	159
5+ Axle Trucks_{BY}/AADT_{BY}, percent	0.91	1.5	2.3	4.1	3.7	2.5
Peak Hour Traffic						
Peak Hour Direction	east	east	west	west	insufficient information ¹	insufficient information ¹
Peak Hour Time of Day	1300	1300	1300	1300	AM	AM
Peak Hour Directional Split_{BY}	60/40	54/46	57/43	68/32	60/40 ²	60/40 ²
Peak Hour VMT_{BY}	4,659	2,580	4,048	3,072	4,878	10,784
Peak Hour VMT_{HY}	4,473	2,464	3,836	2,871	4,395	8,453
Peak Hour Average Speed_{BY}, mi/h	60 ^{daily average}	data not available	data not available	data not available	46 ^{daily average}	51 ^{daily average}

- 1 directional data not available, only the sum of values for each direction of travel in the peak hour
- 2 60/40 is the default value in Exhibit 15-5 of the 2010 Highway Capacity Manual

Segments 7–12

Segment #						
	7	8	9	10	11	12
Basic System Operations						
AADT _{BY} (Base year–2013)	19,047	2,351	2,300	n/a	250	785
AADT _{HY} (Horizon year–2033)	16,066	2,321	2,784		329	880
AADT: Growth/Year, percent	– 0.85	– 0.05	+ 0.96		+ 1.38	+ 0.57
LOS Evaluation Method	Exhibit 17-2, HCM 2010	HCS 2010, two-lane program	HCS 2010, two-lane program		HCS 2010, two-lane program	HCS 2010, two-lane program
LOS _{BY}	A	A	B		A	A
LOS _{HY}	A	A	B		A	A
LOS Concept (minimum acceptable through 2033)	C	C	D		C	C
VMT _{BY}	127,000	3,160	67,800		7,460	30,200
VMT _{HY}	107,000	3,120	82,000		9,820	33,900
Truck Traffic						
Total Average Annual Daily Truck Traffic, AADTT _{BY}	516	309	249	n/a	14.5	70.5
Total Trucks, percent of AADT _{BY}	3.9	13	11		5.8	9.0
5+ Axle Average Annual Daily Truck Traffic, AADTT _{BY}	183	128	178		3.50	14.0
5+ Axle Trucks as percent of AADT _{BY}	1.4	5.4	7.6		1.4	1.8
Peak Hour Traffic						
Peak Hour Direction	east	east	east	n/a	insufficient ¹ information	east
Peak Hour Time of Day	AM	AM	AM		data not available	1100
Peak Hour Directional Split _{BY}	56/44	75/25	80/20		60/40 ²	57/43 at PM 62.19
Peak Hour VMT _{BY}	4,340	1,500	10,200		746	1,250
Peak Hour VMT _{HY}	3,640	1,490	12,300		981	1,400
Peak Hour Average Speed _{BY} , mi/h	44 _{daily average}	58 _{daily average}	data not available		75 _{daily average}	68 _{daily average}

1 directional data not available, only the sum of values for each direction of travel in the peak hour

2 60/40 is the default value in Exhibit 15-5 of the 2010 Highway Capacity Manual

ADDITIONAL TOPICS AND ISSUES

Alignment of Segment 10

In order to evaluate the possibility of adopting an alignment for Segment 10, an estimate of the number of vehicles likely to use the segment should be obtained to determine if the vehicular traffic count would be sufficient to justify the expense of obtaining the right of way and construction of the segment.

Also, as it is highly likely that any alignment of the segment would pass through the Death Valley Wilderness from its west boundary to the beginning of Segment 11, a distance of more than 35 miles or

more than 25 miles if Segment 10 includes Badwater Road South (aka Jubilee Pass Road) from Harry Wade Road to the beginning of Segment 11. If deemed feasible, the National Park Service (NPS) needs to be consulted regarding their requirements and conditions on Segment 10 passing through DVNP.

If a wilderness opening cannot be secured and/or the NPS is not interested in another paved road entering DVNP, an alignment could be considered for Segment 10 south of the park and connecting to a new Segment 11 outside of the park joining SR 127 south of the park. This possibility is in line with the legislative description of SR 178 as it does not specify where SR 178 intersects SR 127.

In contrast to constructing new roadway, deletion of Segment 10 from the legislative description should also be considered.

The County of Inyo has offered three alternatives:

- The State of California rescinds the unconstructed portion of SR 178.
- The State of California rescinds the unconstructed portion of SR 178 and adopts Trona Road, Trona-Wildrose Road, and Panamint Valley Road.
- The State of California rescinds the unconstructed portion of SR 178 and adopts Trona Road, Trona-Wildrose Road, and Panamint Valley Road; Inyo County adopts portions of SR 178 and 190, and DVNP adopts the portion of SR 178 that connects to Badwater Road in DVNP.

Plug-in Electric Vehicle Battery Charging Stations

Currently, five charging stations for plug-in electric vehicles are on or near SR 178; two are in Inyokern, one is in Ridgecrest; another is eight miles southeast of Shoshone in Tecopa Springs; and the final one is in Pahrump, Nevada, just over eight miles northeast of the California-Nevada state, Inyo-Nye county line.

CORRIDOR CONCEPT

PLANNED AND PROGRAMMED PROJECTS AND STRATEGIES

Segment ID	Description	Planned or Programmed	Location	Source	Purpose
12	Replace aging culverts; install culvert at new location	Planned	PM 43.39/43,44, at the Amargosa River; PM 44.16, 0.72 mile east of the Amargosa River near Shoshone	2016 SHOPP	To improve continued drainage system effectiveness; provide cross drainage at dry channel subject to flash flooding

Segment ID	Location	Description	Source	Purpose
7	In Ridgecrest at PM 100.71-102.41	Construct C&G between 127 and 586 feet south of Feldspar Avenue, PM 101.864/ 101.951; fill in sidewalk gaps on west side of roadway	Caltrans District 9, City of Ridgecrest	To better accommodate pedestrians
	In Ridgecrest at PM 103.44-103.57	Fill in sidewalk gaps on south side of roadway	Caltrans District 9, City of Ridgecrest	To better accommodate pedestrians
	In Ridgecrest at PM 103.85-103.94	Widen paved shoulder to a five-foot minimum	Caltrans District 9	To better accommodate bicyclists and pedestrians
9	Kern-San Bernardino county line to 2.75 miles west of Pinnacle Road; PM 0.00-R12.00 and at PM 12.77-14.78	Widen paved shoulders to a five-foot minimum	Caltrans District 8	To better accommodate bicyclists and pedestrians
10	0.02 mile west of Pinnacle Road in the Searles Valley to 4.02 miles west of Salsberry Pass Summit In the Black Mountains of DVNP	<p>Since the alignment of Segment 10 has not been established:</p> <ul style="list-style-type: none"> ▪ Determine the initial AADT for Segment 10. ▪ Examine the possibility and time frame to establish a break in the Death Valley Wilderness to connect with the west end of Segment 11. ▪ Examine the feasibility of alignments of Segment 10 to connect with Segment 11. ▪ Discuss construction, maintenance, and operation responsibilities of the segment within DVNP with the NPS. ▪ Examine the feasibility of alignments of Segment 10 and new alignments of Segment 11 avoiding the Death Valley Wilderness. 	Caltrans Districts 8 and 9	Determine a suitable course of action to either: #1- construct Segment 10 making SR 178 useable throughout its entire length or #2- recommend deletion from the SHS the part of SR 178 between 0.02 mile west of Pinnacle Road in the Searles Valley and 4.02 miles west of Salsberry Pass in DVNP.

Segment ID	Location	Description	Source	Purpose
11	Beginning of adopted route in Inyo County, 4 miles west of Salsberry Pass Summit to SR 127 in Shoshone	Widen paved shoulders to a five-foot minimum	Caltrans District 9	To better accommodate bicyclists and pedestrians
12	SR 127 in Shoshone to the Nevada State Line	Widen lanes from ten to twelve feet; widen paved shoulders to a five-foot minimum	Caltrans District 9	To improve operation; better accommodate bicyclists and pedestrians

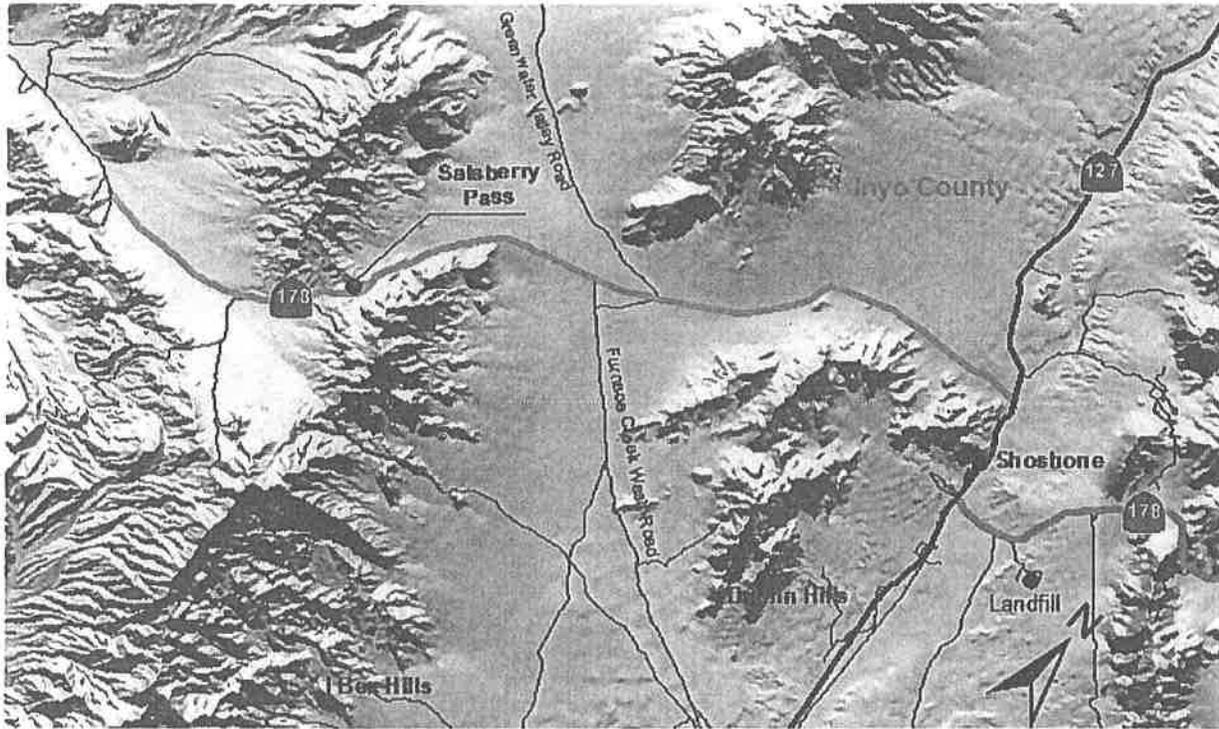
SEGMENT 10: POST MILES 14.78 TO 42.78 IN SAN BERNARDINO COUNTY AND 0.00 TO 28.00 IN INYO COUNTY



Segment 10 begins 90 feet (0.02 mile) west of Pinnacle Road in the Searles Valley and ends 4.02 miles west of Salsberry Pass in the Black Mountains of Death Valley National Park. The California Transportation Commission has not determined the alignment of this segment.

This section is unconstructed.

SEGMENT 11: POST MILES 28.00 TO 42.92 IN INYO COUNTY

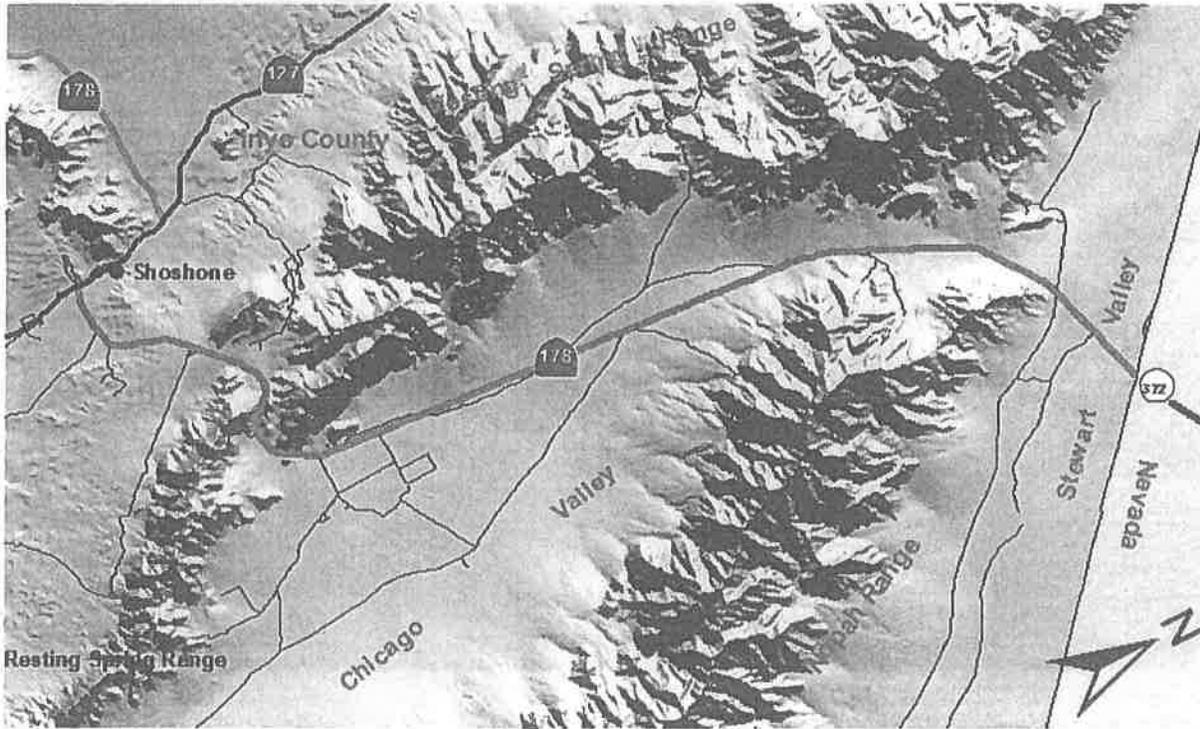


Segment 11 begins 4.05 miles west of Salsberry Pass in the Black Mountains of Death Valley National Park and ends at SR 127 1.56 miles north of the U. S. Postal Service office in Shoshone.

PROJECTS AND STRATEGIES TO ACHIEVE CONCEPT

Description		Location		Source		Purpose	
Widen paved shoulders to a five-foot minimum		PM 28.00/42.92		Caltrans District 9		To better accommodate bicyclists and pedestrians	
Current Facility	2C	AADT	329	Truck AADT	14.5	Speed Limit	65 mph
		VMT	7,460	Truck % of AADT	5.8%	Shoulder Width	3-5 ft
Present LOS	A	Peak Hour VMT	746	ROW	39-82 ft	Functional Classification	Major Collector

SEGMENT 12: POST MILES 42.93 TO 62.19 IN INYO COUNTY



Segment 12 begins at SR 127 0.13 mile south of the U. S. Postal Service office in Shoshone and ends at the California-Nevada state line in the Stewart Valley.

PROJECTS AND STRATEGIES TO ACHIEVE CONCEPT

Description	Location	Source	Purpose
Widen lanes from ten to twelve feet; widen paved shoulders to a five-foot minimum	PM 42.93/62.19	Caltrans District 9	To better accommodate bicyclists and pedestrians

Current Facility	2C	AADT	785	Truck AADT	70.5	Speed Limit	65 mph
		VMT	30,200	Truck % of AADT	9%	Shoulder Width	2-7 ft
Present LOS	A	Peak Hour VMT	1,250	ROW	100-400 ft	Functional Classification	Major Collector



Clint Quilter, Director

DEPARTMENT OF PUBLIC WORKS

P.O. DRAWER Q
INDEPENDENCE, CA 93526
PHONE: (760) 878-0201
FAX: (760) 878-2001

COUNTY
OF
INYO

January 13, 2015

Robert Rubinstein
Caltrans District 9 Office
500 South Main Street
Bishop, CA 93514

Subject: **Review of Draft SR 178 TCR**

Bob,

Thank you for the opportunity to comment on the Draft Transportation Concept Report for CA 178. These comments focus on Segments 10, 11, and 12.

The discontinuous nature of SR 178 makes it confusing to travelers entering and leaving the area. The County is in possession of a Caltrans District 9 document titled "Re-Routing SR 178: Present and Future Alignment." It would be beneficial to expand the discussion set forth in this working paper and to incorporate this discussion in the SR 178 TCR.

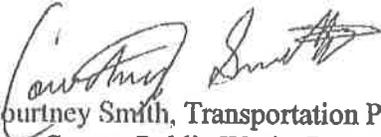
The portion of the TCR "Alignment of Segment 10" fails to address issues that should be included in a TCR. The conclusion that the National Park Service should be approached at a later date to discuss this matter leaves the unconstructed portion of roadway in limbo. Death Valley National Park (DVNP) staff should be approached prior to this document being released. It is almost certain that DVNP staff will defer to the Congress. Changing a wilderness boundary requires congressional action. This requirement should be stated in the PCR. The State should pursue rescission of the unconstructed Section 10 alignment because it is infeasible and pursue a solution to make SR 178 more continuous.

The discontinuous nature of this road makes it unclear to users. Caltrans should search for a manner to continue SR 178 through the community of Trona and connect with SR 190 in Panamint Valley (Trona Road, Trona-Wildrose Road, and Panamint Valley Road). Caltrans should consider working with DVNP to name Badwater Road SR 178 as well to make the continuity of the route apparent to the public. Though the two additional segments of SR 178 would be partially north-south, they would make the roadway more continuous and make the overall purpose of the road clearer to the traveling public.

If Caltrans is not able to add these two sections of Highway to their system, an option should be explored to change the name of the roadways and to keep the existing maintenance responsibilities. The traveling public does not care who maintains a portion of roadway – they are just looking to get from point A to point B. The parties could install similar signage that reflects the maintenance responsibility but includes the same name (SR 178).

If you have any outstanding questions or concerns regarding our response, don't hesitate to contact transportation planner, Courtney Smith at (760) 878-0201.

Sincerely,

A handwritten signature in black ink, appearing to read "Courtney Smith", with a stylized flourish at the end.

Courtney Smith, Transportation Planner
Inyo County Public Works Department

cc: Ryan Dermody

RE-ROUTING SR 178 PRESENT AND FUTURE ALIGNMENT

Purpose:

State Route (SR) 178 legislatively connects Bakersfield to Nevada's Pahrump Valley via Walker Pass and Freeman Junction. State Route 178 is a discontinuous highway due to three route breaks, including an unconstructed 56-mile section. This document proposes a future transportation facility and identifies solutions for SR 178 that will improve route continuity, mobility, and reduce traveler confusion.

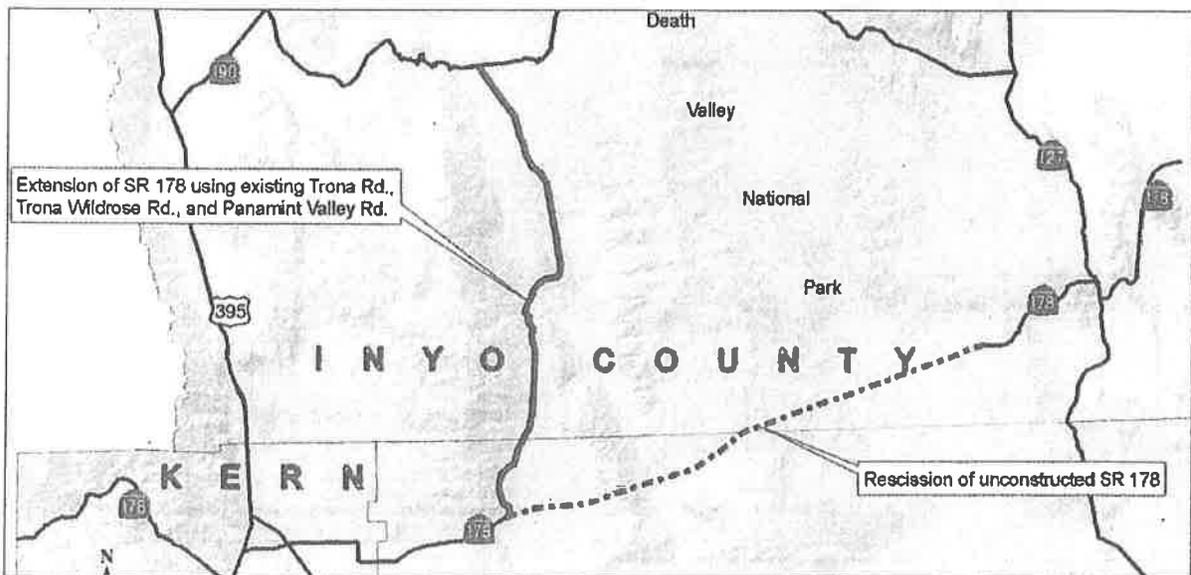


Rescission of Unconstructed SR 178

District 9 recommends that the legislatively designated 56 mile unconstructed portion of SR 178, with no adopted alignment, be rescinded. The unconstructed segment is unlikely to ever be constructed because of three main factors that will prohibit its completion: 1) the proximity to China Lake Naval Air Weapons Station, 2) topography, 3) impacts to wilderness in Death Valley National Park.

Extension of SR 178

Where constructed SR 178 ends east of Ridgecrest, County roads (consisting of Trona Rd, Trona Wildrose Rd, and Panamint Valley Rd) connect to SR 190 near Panamint Springs. These three roads adjoin and combine for a total of 52 miles. If extended, SR 178 would continue in a northerly direction from its present route break at Pinnacle Road to end at SR 190.



3 OPTIONS FOR RE-ROUTING SR 178

OPTION 1

STATE RESCINDS UNCONSTRUCTED SR 178 (SBD PM 14.7-42.8 & INY PM 0.0-28.0)
RESCISSION = 56 MILES

Rationale: The unconstructed segment is unlikely to ever be constructed because of three main factors that will prohibit its completion: 1) the proximity to China Lake Naval Air Weapons Station, 2) topography, 3) impacts to wilderness in Death Valley National Park (DVNP). The impact of rescission would be to acknowledge the impossibility of completing the unconstructed portion of SR 178.

OPTION 2

STATE RESCINDS UNCONSTRUCTED SR 178 (SBD PM 14.7-42.8 & INY PM 0.0-28.0)
RESCISSION = 56 MILES

STATE ADOPTS COUNTY ROADS (Trona Rd, Trona-Wildrose Rd, and Panamint Valley Rd)
STATE ADOPTION = 52 MILES (SAN BERNARDINO CO/ 9.6 MILES + INYO CO/ 42.4 MILES)
RE-NUMBER SR 178 (INYO PM 42.9-62.18) as SR 372

Rationale: Connecting SR 178 to SR 190 provides route continuity. Adopting the three County roads as SR 178 would improve route mobility and reduce traveler confusion. The extension of SR 178 would service the communities of Lone Pine, Trona, and the City of Ridgecrest and provide access to large tracts of BLM lands for mining. It would provide recreational travelers access to the Mojave Desert and DVNP. The impact of this option would remove approximately 56-miles from the maintained mileage inventories from San Bernardino (28.1 Miles) & Inyo Counties (28.0 Miles). It would add approximately 52-miles to the State highway system in San Bernardino (9.6 Miles) & Inyo Counties (42.4 Miles).

OPTION 3

STATE RESCINDS UNCONSTRUCTED SR 178 (SBD PM 14.7-42.8 & INYO PM 0.0-28.0)
RESCISSION = 56 MILES

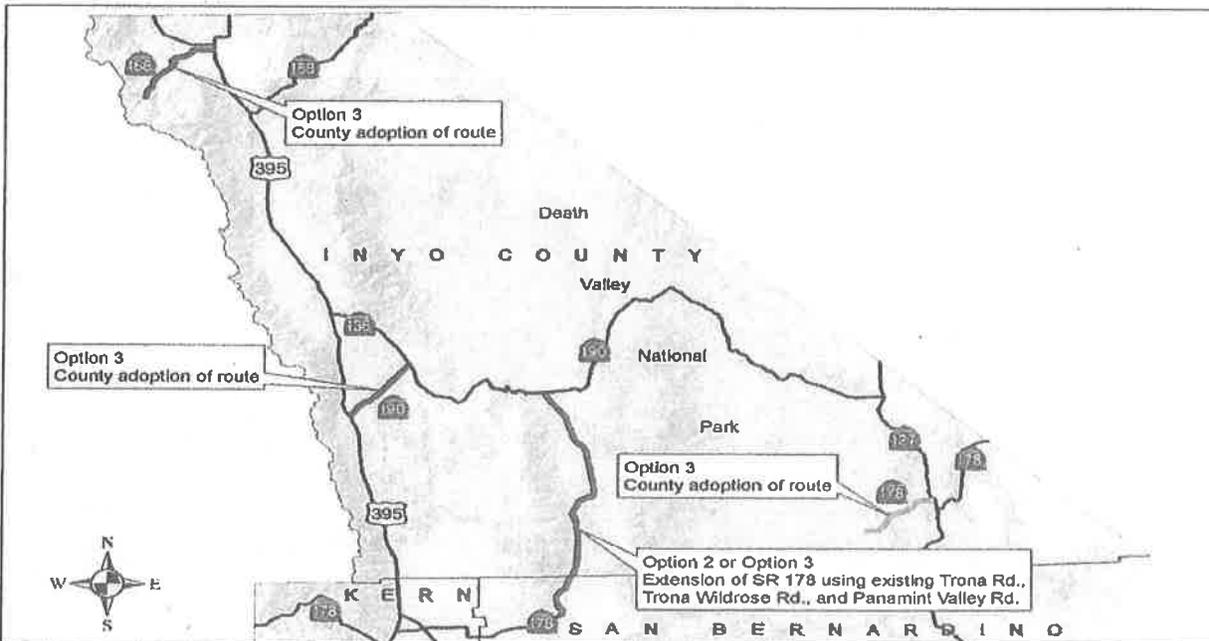
STATE ADOPTS COUNTY ROADS (Trona Rd, Trona-Wildrose Rd, and Panamint Valley Rd)
STATE ADOPTION = 52 MILES (SAN BERNARDINO/ 9.6 MILES + INYO/ 42.4 MILES)

COUNTY ADOPTS PORTIONS OF STATE ROUTES 178, 190, 168
SR 178/8.42 MILES (INYO PM 34.5-42.91); SR 190/14.7 MILES (INYO PM 9.85-24.55); SR 168/17.53 MILES (INYO PM 0.00-17.53)
INYO CO. ADOPTION = 40.65 MILES

RE-NUMBER SR 178 (INYO PM 42.9-62.18) as SR 372 & SR 136 (INYO PM 0.0-17.7) as SR 190

DVNP ADOPTS DVNP ADOPTION = 6.5 MILES/ SR 178 INSIDE PARK BOUNDARY (INYO PM 28.0-34.5)

Rationale: This option removes portions of the existing State highways in Inyo Co. (SR 178, SR 190, & SR 168) by transfer to County control. The impact of State adoption would add approximately 52-miles to the State highway system. It would transfer 40.65 miles to Inyo County and 6.5 miles to DVNP. The State highway system would gain 4.85 miles after Inyo County and DVNP adoptions.



OPTION 3

STATE ADOPTION FOR INYO COUNTY AND DVNP ROUTE EXCHANGE

ROUTE EXCHANGE A:

State adopts the County roads in exchange for Inyo Co. taking a portion of **SR 178** (INYO PM 34.5-42.91) and DVNP taking a portion of **SR 178** (INYO PM 28.0-34.5) Re-number SR 178 (INYO PM 42.9-62.18) as SR 372.

ROUTE	TOTAL LENGTH (MILES)	STATE ADOPTED MILES <u>INYO CO. ADOPTED MILES</u> NET TO STATE
Inyo Co. takes SR 178 (W of SR 127 to DVNP)	8.42	52.00 - 8.42 43.58
DVNP takes SR 178 (Inside Park boundary)	6.5	43.58 - 6.50 37.08

ROUTE EXCHANGE B:

State adopts the County roads in exchange for Inyo Co. also taking a portion of **SR 190** (INYO PM 9.85-24.55) which becomes a County road. Re-number SR 136 as SR 190.

ROUTE	TOTAL LENGTH (MILES)	NET STATE ADOPTED MILES <u>INYO CO. ADOPTED MILES</u> NET TO STATE
Co. takes SR 190 (At South Junction 395)	14.70	37.08 - 14.70 22.38

If Inyo Co. and DVNP accept Route Exchange A

ROUTE EXCHANGE C:

State adopts the County roads in exchange for Inyo Co. also taking a portion of **SR 168** (INYO PM 0.00-17.53)

ROUTE	TOTAL LENGTH (MILES)	NET STATE ADOPTED MILES <u>INYO CO. ADOPTED MILES</u> NET TO STATE
Co. takes SR 168 (to W. Bishop City Limit)	17.53	22.38 - 17.53 4.85

If Inyo Co. and DVNP accept Route Exchanges A + B



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: November 8, 2016

SUBJECT: U.S. Fish and Wildlife Service (USFWS) Proposed Rules – Evaluation of a Petition to List the Joshua Tree as an Endangered or Threatened Species Under the Endangered Species Act.

RECOMMENDATION: Review the Proposed Rule, Draft Comment letter, and authorize the chair to sign.

SUMMARY DISCUSSION:

Background: On September 29, 2015 the USFWS received a petition from WildEarth Guardians requesting that *Yucca brevifolia* (Joshua tree) be listed as threatened and, if applicable, critical habitat be designated under the Act. The USFWS found the petition presents substantial scientific or commercial information indicating that listing the Joshua tree may be warranted based on Factors A (warrants listing based on the present or threatened destruction, modification or curtailment of the species habitat or range) and E (warrants listing based on other natural or manmade factors affecting its continued existence) (see Exhibit A). The USFWS published its notice for the 90-Day findings of 10 petitions in the Federal Register on September 14, 2016.

The USFWS has initiated a request for any information relevant to whether the species falls within the definition of either “endangered species” under section 3(6) of the Act or “threatened species” under section 3(20), including information on the five listing factors under section 4(a)(1) and any other factors identified in this finding. Information must be received to the USFWS by November 14, 2016 for review.

- 3(6) The term “endangered species” means any species which is in danger of extinction throughout all or a significant portion of its range other than a species of the Class Insecta determined by the Secretary to constitute a pest whose protection under the provisions of this Act would present an overwhelming and overriding risk to man.
- 3(20) The term “threatened species” means any species which is likely to become an endangered species within the foreseeable future throughout all or a significant portion of its range.
- 4(a)(1) The Secretary shall by regulation promulgated in accordance with subsection (b) determine whether any species is an endangered species or a threatened species because of any of the following factors:
 - A. The present or threatened destruction, modification, or curtailment of its habitat or range;
 - B. Overutilization for commercial, recreational, scientific, or educational purposes;
 - C. Disease or predation;
 - D. The inadequacy of existing regulatory mechanisms; or
 - E. Other natural or manmade factors affecting its continued existence.

Analysis: The Petition lists the identified threats to the species as follows:

- A. The present or threatened destruction, modification, or curtailment of its habitat or range;

- Habitat loss in one of the major threats to the Joshua tree along with climate change, air pollution, altered fires regimes and invasive weeds, and grazing.
- B. Overutilization for commercial, recreational, scientific, or educational purposes;
- Collection is unlikely to rise to the level of a threat to the species as Joshua trees are protected from harvesting on U.S. Forest Service and National Park Service lands, and a permit is required for collection on Bureau of Land Management (BLM) lands.
 - BLM lands contain the largest amount of current Joshua tree habitat (~42%), followed by National Park Service land (~14%) and private land (~5%). No other ownership type contains more than 4% of total habitat.
- C. Disease or predation; Not a current listing factor for the species.
- D. The inadequacy of existing regulatory mechanisms; or
- No federal regulations exist
 - The BLM nor the Forest Service lists the Joshua tree as a “sensitive species” in any of the regions where it is found.
 - The California Desert Native Plants Act prohibits harvesting of desert plants without a permit in Imperial, Inyo, Kern, Los Angeles, Mono, Riverside, San Bernardino, and San Diego Counties.
- E. Other natural or manmade factors affecting its continued existence.
- Climate change; temperature, precipitation, elevated CO2 levels, range shift
 - Vandalism
 - Life history factors; limited dispersal capabilities, dependence on obligate pollinators (yucca moths)
 - Human population growth; increased development
 - Synergistic and cumulative impacts

The petition states that Joshua trees occupy desert grasslands and shrublands in California in addition to the plains and gravelly alluvial fans in the Mojave Desert and just above it at 2,000 to 5,000 feet elevation; from the Haiwee Reservoir south of Owens lake southward through the mountains along and in the Mojave Desert to the Iron and Eagle Mountains (Riverside County); and eastward to the Grapevine Mountains near Death Valley. Habitat is also present in California east of Baker to the Shadow, Kingston, Clark and New York Mountains.

While the majority of the current range listed is just south of the County, petition figures display study sites within the County (Exhibit B)

Draft Comment Letter

The USFWS has initiated a request for any information relevant to whether the species falls within the definition of either “endangered species” under section 3(6) of the Act or “threatened species” under section 3(20), including information on the five listing factors under section 4(a)(1) and any other factors identified in this finding. Information must be received to the USFWS by November 14, 2016 for review.

ALTERNATIVES: The Board may direct edits to be made by Staff to the Draft Comment letter by November 14, 2016, or decide not to issue comments.

OTHER AGENCY INVOLVEMENT: Department of Interior, USFWS; other agencies with jurisdiction (U.S. Forest Service, California Department of Fish and Wildlife, etc.); neighboring Counties.

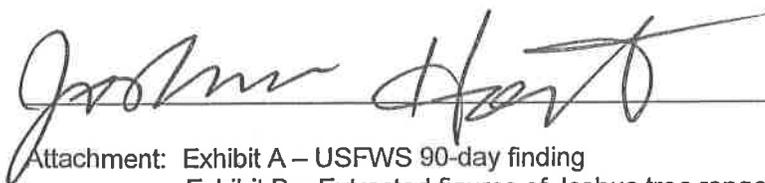
FINANCING: General funds are utilized to monitor federal rule making.

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: 10-25-16

Attachment: Exhibit A – USFWS 90-day finding
Exhibit B – Extracted figures of Joshua tree range

November 1, 2016

Public Comments Processing
Attn: FWS-R8-ES-2016-0088
U.S. Fish and Wildlife Services, MS:BPHC
5275 Leesburg Pike
Falls Church, VA 22041-3803

Re: Proposed Rule – Evaluation of a Petition to List the Joshua Tree as an Endangered or Threatened Species Under the Endangered Species Act (FWS-R8-ES-2016-0088)

Esteemed Secretary Jewell:

On behalf of the Inyo County Board of Supervisors, thank you for providing the request for information concerning the evaluation of a petition to list the Joshua Tree as an Endangered or Threatened Species Under the Endangered Species Act. Inyo County is committed to working with our land management partners to promote the health and conservation of all species within our region.

Inyo County is privileged to enjoy a shared boundary with national treasures such as Death Valley, which play an integral part in defining Inyo County's history, culture and economy. We are committed to working with the U.S Fish and Wildlife Service to fulfill the objectives of the Endangered Species Act and to ensure management of lands allowing for the continued use and enjoyment by the public.

We have reviewed the Request for Information for Status Review concerning the Joshua Tree, and ask the Secretary to make a "negative" finding for listing. We offer the following responses on two of the five listing factors set forth in 16 U.S.C. §1533(a)(1) for your consideration.

1. The present or threatened destruction, modification, or curtailment of its habitat or range;

Habitat based on the Petition's criteria that lies within Inyo County is not threatened to be destroyed, modified or curtailed. Evaluation of the Joshua tree habitat may declare the majority of Inyo County as suitable habitat based on the county's climate, elevation, soil, and biome. Very little habitat change has taken place within Inyo County due to the fact that much of the land is owned by Federal Government agencies, such as the Forest Service, Bureau of Land Management, and U.S. Navy Department. Private property accounts for less than three percent of land in the entire county and thus negates possible threats of habitat destruction by private landowners. Instead it may be more suitable to address habitat destruction, modification, or curtailment by addressing guiding land-use decisions of federally owned land. Further restrictions on private land use within the County will have the potential to profoundly affect our growth and economy.

4. Inadequacy of existing regulatory mechanisms

The County agrees that regulatory mechanisms are needed to prevent the over-harvesting of Joshua trees. In the State of California regulatory mechanisms do exist with the intent of reducing Joshua tree harvesting, such as California Penal Code section 384.

By creating federal agency regulatory mechanisms for land owned by the Bureau of Land Management and National Park Service, the majority of Joshua tree habitat could be maintained without burdening private landowners.

Overall, we are especially concerned about potential impacts to Inyo County's economic health and cultural identity that may arise from potential access restrictions, prohibition of development of areas, and provisions that may alter recreation and/or grazing. We agree with the need to preserve Joshua trees but believe individual federal agency regulatory guidance would accomplish the task better than the endangered or threatened species listing.

Thank you for the opportunity to comment on this petition. We hope the U.S Fish and Wildlife Service will make a "negative" initial finding to end the listing process and in doing so, protect private property rights within Inyo County. We would like to express our interest in participating in future planning efforts to preserve the Joshua tree, and request the Service to keep the County of Inyo informed on the species recovery planning process and any additional opportunities to participate.

Sincerely,

Jeff Griffiths, Chairperson
Inyo County Board of Supervisors

cc: Board of Supervisors
County Administrative Officer
County Counsel
Planning Director
Secretary Jewell, U.S. Department of Interior
Secretary Vilsack, USDA
Doug Wilson, Willdan
Regional Council of Rural Counties
California State Association of Counties
National Association of Counties
Fresno County
Tulare County
Ed Armenta, Inyo National Forest
Chief Tidwell, Forest Service

Exhibit A

Federal Docket No. FWS-R8-ES-2016-0088

90-DAY FINDING ON A PETITION TO LIST *YUCCA BREVIFOLIA* (JOSHUA TREE) UNDER THE ENDANGERED SPECIES ACT

Background

Section 4(b)(3)(A) of the Endangered Species Act (Act) requires that we make a finding on whether a petition to list, delist, or reclassify a species presents substantial scientific or commercial information indicating that the petitioned action may be warranted. Our standard for substantial scientific or commercial information within the Code of Federal Regulations (CFR) with regard to a 90-day petition finding is “that amount of information that would lead a reasonable person to believe that the measure proposed in the petition may be warranted” (50 CFR 424.14(b)).

Petition History

On September 29, 2015, we received a petition dated September 28, 2015, from Taylor Jones (representing Wild Earth Guardians), requesting that *Yucca brevifolia* (Joshua tree)—either as a full species (*Yucca brevifolia*) or as two infraspecific taxa—be listed as threatened and, if applicable, critical habitat be designated under the Act. The petition clearly identified itself as such and included the requisite identification information for the petitioner, required at 50 CFR 424.14(a). On December 8, 2015, in a letter to the petitioner, we responded that we reviewed the information presented in the petition and did not find that the petition warranted an emergency listing. This finding addresses the petition.

Evaluation of a Petition to List *Yucca brevifolia* as a Threatened Species Under the Act.

Species and Range

Does the petition identify an entity that is eligible for listing (i.e., is the entity a species, subspecies, or DPS)?

- Yes
 No

The Joshua tree (*Yucca brevifolia*)—either as a full species or independently as two infraspecific entities, the western Joshua tree (*Y. b. brevifolia*), and eastern Joshua tree (*Y. b. jaegeriana*); Arizona, California, and Nevada.

With reference to the petitioned action, the currently recognized taxonomy and associated nomenclature identifies a single taxonomic entity *Yucca brevifolia* (Joshua tree) (Hess & Robbins 2002, Hess 2012). Therefore, for the purposes of this 90-day finding we will discuss the petitioned action as related to a single entity *Yucca brevifolia* (Joshua tree).

Information in the Petition

Factor A

1. Does the petitioner claim the entity warrants listing based on the present or threatened destruction, modification or curtailment of the species habitat or range (Factor A)?

Yes

No

- a. If the answer to 1 is yes:

Identify the activity present or threatened destruction, modification or curtailment of the species habitat or range claimed by the petitioner to be a threat such that listing may be warranted.

- Habitat destruction and modification due to land use change
- Habitat modification due to grazing
- Habitat modification due to climate change

- b. If the answer to 1 is yes:

Do the sources cited in the petition provide substantial information to support the claim?

Yes

No

Habitat destruction and modification due to land use change

- GBBO, 2010, p. Hab-8-3

Habitat modification due to grazing

- CNPS, 2015, p. 7

Habitat modification due to climate change

- Cole *et al.* 2011, pp. 145 & 146
- Dole *et al.* 2003, p. 141
- Esque *et al.* 2015, p. 89
- Gucker 2006, p. 7
- Loik *et al.* 2000, p. 54
- Neilson *et al.*, 2005, p. 753
- Notaro *et al.* 2012, p. 1,370
- Shafer *et al.* 2001, p. 211
- Vander Wall *et al.* 2006, p. 542

- c. Provide additional comments, if any.

The petitioner mentions effects of climate change on *Yucca brevifolia* under Factor A, but defers discussion to the Factor E section. We discuss climate-change associated habitat modifications due to increased fire frequency in Factor

E. The petitioner also discusses nitrogen deposition under Factor A, and how it causes increased nonnative plant invasion and therefore increased fire frequency. We recognize wildfire is an element of *Y. brevifolia* habitat, but because it directly causes widespread and immediate mortality, and is often ignited by human activities, we considered this threat and all causal factors under Factor E below.

Factor B

2. Does the petitioner claim the entity warrants listing based on overutilization for commercial, recreational, scientific, or educational purposes (Factor B)?

Yes

No

- a. If the answer to 2 is no:

Do sources cited in the petition provide substantial information indicating the entity may warrant listing based on factor B, even though the petitioner does not make this claim?

Yes

No

Collection of native plants for illicit trade

- AZGFD, 2012, p. 85

- b. Provide additional comments, if any.

The petitioner asserts that plants, especially succulents (including yuccas), are illegally collected for landscaping or for illicit trade, and overharvest can lead to local or widespread extirpations. The petitioner states that collection is unlikely to rise to the level of a threat, but the Service should consider potential impacts in its finding. There is no additional information in the cited literature to indicate this is a current threat to the Joshua tree.

Factor C

3. Does the petitioner claim the entity warrants listing based on disease or predation (Factor C)?

Yes

No

- a. If the answer to 3 is no:

Do sources cited in the petition provide substantial information indicating the entity may warrant listing based on factor C, even though the petitioner does not make this claim?

Yes

No

- b. Provide additional comments, if any.

The petitioner did not discuss Factor C in the petition. Predation (herbivory), was however, discussed under Factor E in combination with drought conditions. We considered this under Factor E below.

Factor D

4. Does the petitioner claim the entity warrants listing based on the inadequacy of existing regulatory mechanisms (Factor D)?

Yes

No

- a. If the answer to 4 is yes:

Do the sources cited in the petition provide substantial information to support the claim?

Yes

No

- Service 2011, p. 18694

- b. Provide additional comments, if any.

The petitioner draws a parallel between *Yucca brevifolia* and conclusions drawn in the 12-month finding for the meltwater lednian stonefly (Service 2011a, p. 18694) that stated "...we consider habitat loss and modification resulting from the environmental changes due to climate change to constitute the primary threat to this species. ... Consequently, we conclude that existing regulatory mechanisms are not adequate to address the threat of habitat loss and modification resulting from the environmental changes due to climate change to the meltwater lednian stonefly in the foreseeable future." The petition states "no existing regulations assist in identifying and protecting climate refugia or otherwise address the threats of fire, invasive species, and climate change." However, the absence of a regulatory mechanism does not imply that Factor D is inadequate. In the lednian stonefly rule, we stated that "the existing regulatory mechanisms...appear to adequately protect the pristine nature of Glacier NP and presumably the high alpine streams inhabited by the meltwater lednian stonefly. Thus, at a local or regional level we have no evidence that such regulatory mechanisms are inadequate to protect the species now or in the foreseeable future" (Service 2011, p. 18694). While we determined that existing regulatory mechanisms are adequate, we acknowledged that there is not a mechanism in place to address environmental changes due to climate change. Similarly for Joshua tree, we are not aware of any relevant existing regulatory mechanisms that address potential impacts due to climate change, and the existing regulatory mechanisms that do relate in some way to other potential threats are being implemented as they were intended.

Factor E

5. Does the petitioner claim the entity warrants listing based on other natural or manmade factors affecting its continued existence (Factor E)?

Yes

No

- a. If the answer to 5 is yes:

Identify the other natural or manmade factors claimed by the petitioner to be a threat such that listing may be warranted.

- Increased wildfire intensity and frequency

- b. If the answer to 5 is yes:

Do the sources cited in the petition provide substantial information to support the claim?

Yes

No

Wildfire

- Allen *et al.* 2009 pp. 2–9
- DeFalco *et al.* 2010, pp. 246–248
- Esque *et al.* 2015, p. 85
- Gucker 2006, p. 10
- Holmgren *et al.* 2009, pp. 5 and 6

- c. Provide additional comments, if any.

Petitioners cite Brooks and Matchet (2006, p. 158), but did not provide this reference for review.

Cumulative and Synergistic Effects

6. Does the petitioner claim that the threats they have identified may have synergistic or cumulative effects such that the entity may warrant listing?

Yes

No

- a. If the answer to 6 is yes:

Do the sources cited in the petition provide substantial information to support the claim?

Yes

No

Increased herbivory due to the effects of climate change

- Esque *et al.* 2015, pp. 87–90

Increased impacts to *Yucca brevifolia* from lack of pollinators

- Blatrix *et al.* 2013, p. 312

b. Provide additional comments, if any.

Petition Finding

Based on our review of the petition and sources cited in the petition, and in our files, we find that the petition presents substantial scientific or commercial information indicating that the petitioned action may be warranted for *Yucca brevifolia* based on Factors A and E.

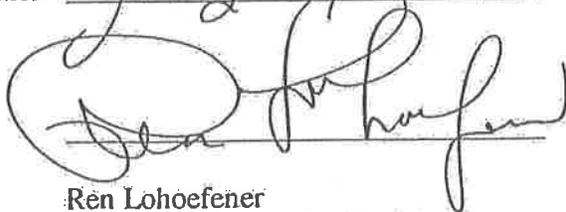
Author

The primary authors of this notice include Alison Anderson and staff members of the Carlsbad Fish and Wildlife Office, U.S. Fish and Wildlife Service.

FOR FURTHER INFORMATION CONTACT: Bradd Bridges, Carlsbad Fish and Wildlife Office, telephone (760) 431-9440; or Arnold Roessler, Pacific Southwest Regional Office, telephone (916) 414-6613.

Regional Outreach Contact: Pam Bierce or Scott Flaherty, telephone: (916) 414-6475.

Date: July 19, 2014



Ren Lohofener
Regional Director, Region 8 Pacific Southwest Region,
U.S. Fish and Wildlife Service

U.S. Fish and Wildlife Service Petition Review: *Yucca brevifolia* (Joshua Tree)
Date of Review: June 2016; Conducted by: Carlsbad Fish and Wildlife Office, Region 8

References Reviewed

- Allen, E. B., Rao, L. E., Steers, R. J., Bytnerowicz, A., & Fenn, M. E. 2009. Impacts of atmospheric nitrogen deposition on vegetation and soils at Joshua Tree National Park. *The Mojave Desert: Ecosystem Processes and Sustainability* (pp. 78-100). Las Vegas, NV: University of Nevada Press.
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- Neilson, R. P., Pitelka, L. F., Solomon, A. M., Nathan, R., Midgley, G. F., Fragoso, J. M. V. 2005. Forecasting regional to global plant migration in response to climate change. *BioScience*, 55(9), 749-759.
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- Vander Wall, S. B., Esque, T. C., Haines, D., Garnett, M., & Waitman, B. A. 2006. Joshua tree (*Yucca brevifolia*) seeds are dispersed by seed-caching rodents. *Ecoscience*, 13(4), 539- 543.

References Reviewed

- Allen, E. B., Rao, L. E., Steers, R. J., Bytnerowicz, A., & Fenn, M. E. 2009. Impacts of atmospheric nitrogen deposition on vegetation and soils at Joshua Tree National Park. *The Mojave Desert: Ecosystem Processes and Sustainability* (pp. 78-100). Las Vegas, NV: University of Nevada Press.
- [AZGFD] Arizona Game and Fish Department. 2015. Status definitions. Online at: http://www.azgfd.gov/w_c/edits/hdms_status_definitions.shtml [June 29, 2015].
- Cole, K. L., Ironside, K., Eischeid, J., Garfin, G., Duffy, P. B., & Toney, C. 2011. Past and ongoing shifts in Joshua tree distribution support future modeled range contraction. *Ecological Applications*, 21(1), 137-149.
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- U.S. Fish and Wildlife Service [Service]. 2003. Recovery Plan for the Quino Checkerspot Butterfly (*Euphydryas editha quino*). Portland, Oregon. x + 179 pp.
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Exhibit B

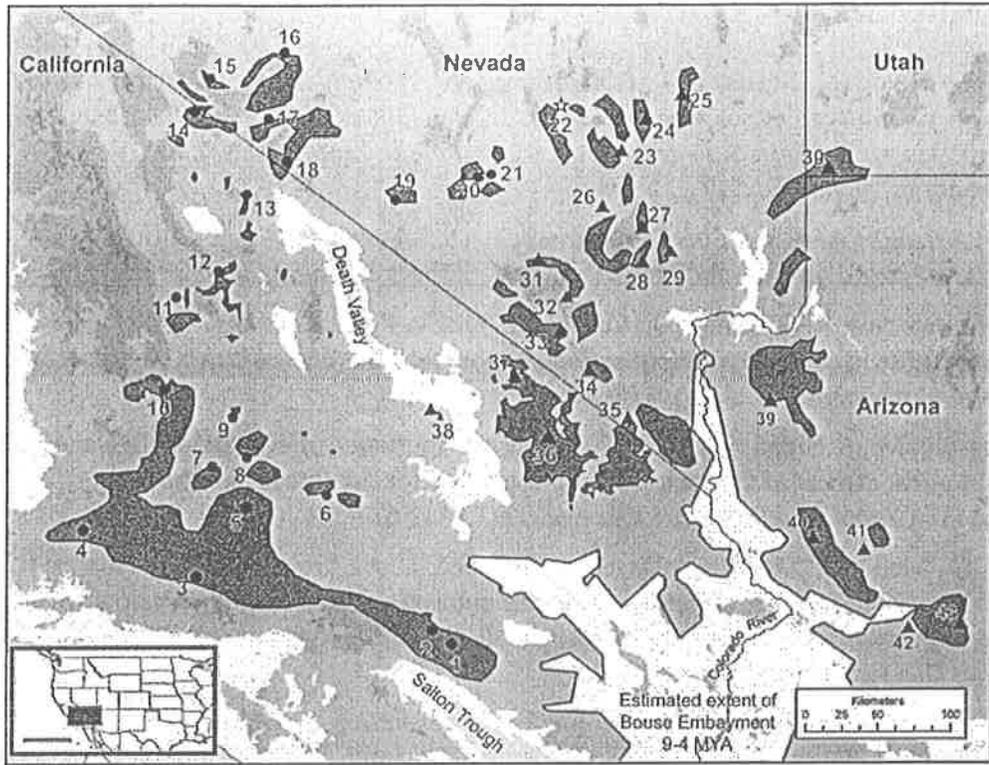


Figure 5. Range of *Yucca brevifolia* (shown as dark grey polygons). Circles indicate numbered study sites pollinated by *Tegeticula synthetica*; triangles indicate study sites pollinated by *T. antithetica*. The Tikaboo Valley population where the two species co-occur (22) is indicated by a star (Smith et al., 2008, p. 2,678).

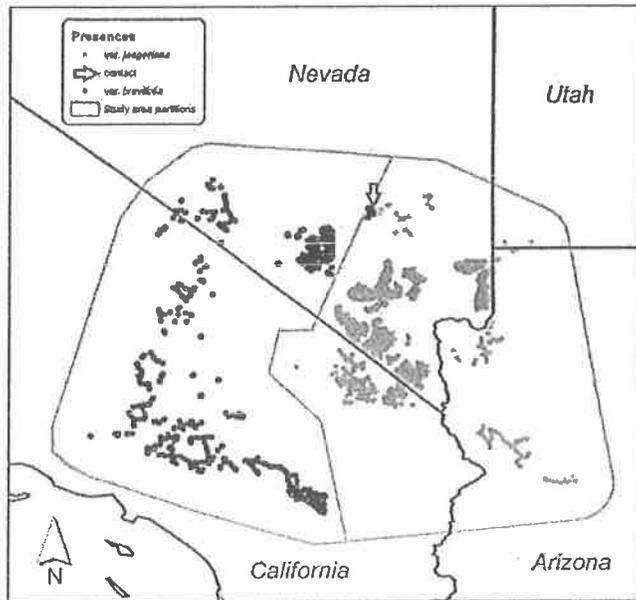


Figure 6. *Yucca brevifolia brevifolia* and *Y. b. jaegeriana* range (Godsoe et al., 2009, p. 590).



AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER

17

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

FROM: County Administrator

FOR THE BOARD MEETING OF: November 8, 2016

SUBJECT: City of Los Angeles Department of Water and Power Business Leases and Permits Located in Inyo County

DEPARTMENTAL RECOMMENDATION:

Request your Board discuss and consider what, if any, role the County of Inyo should play between the City of Los Angeles Department of Water and Power and its business lessees and business permit holders in Inyo County and, if so, the parameters of that role and how it is to be implemented.

SUMMARY DISCUSSION:

On Monday, October 24, 2016, County staff learned that at a special meeting on the next day the City of Los Angeles Department of Water and Power (LADWP) Board of Water and Power Commissioners was agendaized to consider a resolution approving One-Time Assignment and Family Transfer Policies for Rental Agreements Located in Inyo County and Changes to Ranch Lease Rent and Fees. After making the necessary findings, the Board of Supervisors added an urgency item to its regular meeting agenda on October 25, 2016, to consider a letter to the LADWP Board of Water and Power Commissioners regarding the proposed lease policies.

The letter approved by the Board of Supervisors (attached) expressed concern that the policies being considered would be applied to LADWP's commercial leaseholders even though there had been no discussion with these business owners, and that

“the members of the Board of Supervisors have not been afforded with an opportunity to discuss the potential [economic and environmental] impacts of the policy with their constituents who lease property from Los Angeles for ranching and commercial purposes prior to the consideration of the Policy by the Commission.”

In response to the Board's efforts, the LADWP Commissioners voted to remove business leases from the proposed policies, and adopted the policies as applying only to LADWP's agricultural or ranch leases located in Inyo County, as well as reducing at least one of the proposed ranch lease fee increases. Representatives from LADWP later acknowledged to County representatives that the Department had failed to follow its own process with regard to stakeholder input from business leaseholders, and thanked the County for bringing the matter to their attention.

Subsequently, LADWP representatives have indicated that the Department intends to begin working with its business leaseholders in a manner similar to the process that it is presently completing with its ranch leaseholders. During the past two weeks, LADWP staff has had various communications with officials from both the County and the City of Bishop regarding commercial lease issues. Most of these conversations appear centered on process and possibilities, though there is no clear indication that LADWP is actively seeking policy

input from the County, or City of Bishop, or the community. However, these recent informal communications have highlighted the need to discuss and consider what, if any role the County has or should attempt to have in LADWP's real estate policies and practices in Inyo County. And, if the County is to further take a position on LADWP lease issues, what should that position be, and how should the County's position be communicated? Today's agenda item is intended to provide your Board an opportunity to discuss these concerns, and ensure the County's position on this matter continues to be communicated in a consistent and unified manner.

Historically and understandably, the County has sought to avoid inserting itself in the private business dealings between local ranchers and business owners and the Los Angeles Department of Water and Power, especially with respect to LADWP ranch and business leases. In part, this is because it would be impossible to adequately and fairly represent in a universal fashion what are truly individual and oftentimes unique private business interests among more than 100 leaseholders. And, perhaps, the County's involvement has also been unsolicited and unwelcome because Los Angeles' lease practices for the past 80 years have been fairly consistent and predictable, and remained largely unchanged. This speaks to the unique relationship and inter-dependency between the City of Los Angeles and the people of the Owens Valley.

While LADWP now casts Los Angeles' historical lease practices in the Owens Valley – allowing leases to remain in families for generations, and allowing leases to transfer when the businesses located on the City's property were sold, etc. – as departing from convention used for similar transactions in the City of Los Angeles, these real estate practices were and are sanctioned by State Law, in the form of the Charles M. Brown Act. Additionally, LADWP's past lease practices have been viewed as benefitting the interests of the City of Los Angeles as well as the Owens Valley. LADWP ranch leaseholders have long been viewed as unimpeachable stewards and managers of the City's vast landholdings. And, internal LADWP engineering reports, published as recently as the 1960s in conjunction with plans for the second aqueduct, speak to the need for the City of Los Angeles to maintain thousands of acres of flood irrigated pasture lands to ensure the Owens Valley could continue to provide reliable groundwater supply for the City of Los Angeles. Similarly, commercial leaseholders maintain and make improvements to City property while providing often essential services to LADWP employees as well as the community as a whole.

However, over the past few years, leaseholders have begun approaching local officials of the County and the City to express frustration and concern as LADWP leases have become thicker and more restrictive. And, the number of LADWP's leaseholders in the Owens Valley who are at least talking with local officials – while, perhaps, stopping short of seeking County intervention – seems to have increased as many ranch and business leases have not been renewed or gone into "holdover" status while further changes to the leases and governing policies could be considered. While the County of Inyo may have limited, or no, jurisdiction over how the City of Los Angeles manages its commercial real estate in the Owens Valley, changes to the policies and practices the City of Los Angeles has employed in managing its ranch and business leases in Inyo County over the past 80 years certainly have the potential to negatively affect the economy and environment of the county.

As indicated in the following table, according to LADWP, there are approximately 79 LADWP business leases and 29 LADWP business use permits in Inyo County, including those in the City of Bishop. LADWP staff has indicated that it treats all 108 leases and permits or rental agreements in the same manner, and the numbers do not include LADWP ranch or agricultural leases in Inyo County. Nor do the figures include governmental or quasi-governmental leases that LADWP deems not subject to the Charles M. Brown Act. These leases and permits are located in communities across the Owens Valley, and leaseholders range from churches and scout troops to motor vehicle enterprises and equestrian centers to corporation yards and gravel pits. Although the specific number has not been confirmed as of the preparation of this report, it appears that about 42 of the leases and permits are located in the city limits of the City of Bishop.

Community	Business Leases	Business Use Permits	Total
Big Pine	4	--	4
Bishop Area <i>(unincorporated County of Inyo)</i>	16	5	21
City of Bishop	34	8	42
Independence	2	2	4
Laws	6	3	9
Lone Pine	16	3	19
Other <i>(Aberdeen/Alabama Gates/Fish Springs/Ft. Independence/ Manzanar/Round Valley)</i>	1	8	9
Total	79	29	108

These figures, including efforts to distinguish the number of leases and permits within the City of Bishop compared to the unincorporated areas of Inyo County, are preliminary and subject to confirmation.

LADWP has indicated that it is tentatively planning a meeting with all of its business lessees and permit holders on Tuesday, November 22nd. The meeting will not be open to the public, but Department representatives have said that the members of the Inyo County Board of Supervisors and Bishop City Council will be welcome to attend the meeting. (Note: The Brown Act requires that only less than a quorum of members of your Board, or the Bishop City Council, could attend this meeting so, if there is interest in attending, your Board should discuss which Supervisors will attend.) Additionally, LADWP representatives have agreed to provide updates about the status of its business leases to the Board of Supervisors on Tuesday, November 15th, and to the Bishop City Council during its meeting on Monday, November 14th. The presentation before your Board of Supervisors is planned to be a timed item at 11:30 a.m.

If your Board decides the County should try to play a role in influencing or commenting on LADWP's lease policies and practices in Inyo County, these meetings may provide an opportunity to gather input from at least some lessees and permit holders, such as what their needs are and which of the proposed changes cause the most concern. However, your Board is reminded that no entity or individual, including the County, can hope to adequately represent the specific needs and business interests of every single leaseholder, which are wholly unique.

For this reason, should your Board choose to expand the County's involvement in LADWP commercial lease policies and practices beyond simply pointing out matters of process and potential economic and environmental impacts, then your Board may want to consider defining and limiting that role to developing general, overarching preferences for lease policies and practices that are flexible enough to serve competing needs of lessees and can be communicated to decision makers in Los Angeles in the form of a letter or resolution.

ALTERNATIVES:

While certainly not exhaustive, the preceding discussion identifies some the alternatives, and associated issues, your Board could consider.

OTHER AGENCY INVOLVEMENT:

LADWP's real estate holdings are owned by the people of the City of Los Angeles and affect the City of Bishop as well as the County of Inyo and other public agencies operating in the Owens Valley.

FINANCING:

There is no cost associated with today's discussion. However, changes to the City of Los Angeles' longstanding policies and practices regarding business leases in Inyo County could affect the county's economy which would have a fiscal impact on the County as well as the greater community.

<u>APPROVALS</u>	
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: 11-03-2016



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: CLERK OF THE BOARD
By: Darcy Ellis, Assistant to the Clerk of the Board

FOR THE BOARD MEETING OF: November 8, 2016

SUBJECT: Approval of Minutes

DEPARTMENTAL RECOMMENDATION: Request approval of the minutes of the Board of Supervisors regular meetings of October 11, 2016, October 18, 2016, and October 25, 2016.

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

APPROVALS	
BUDGET OFFICER: N/A	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: 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 Assistant Clerk of the Board.)</i> Approved: _____ Date _____
AUDITOR/CONTROLLER: N/A	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: N/A	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: 11-03-16



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 11:00 am Closed Session Informational

FROM: County Administrator

FOR THE BOARD MEETING OF: November 8, 2016

SUBJECT: Ordinance Amending Section 2.88.55 of the Inyo County Code

DEPARTMENTAL RECOMMENDATION:

Request Board waive the first reading of an ordinance titled "An Ordinance of the County of Inyo, State of California, Amending Section 2.88.055 of the Inyo County Code Pertaining to Exemptions from the Competitive Service" and set November 15, 2016, at 11:00 a.m. in the Board of Supervisors Room, County Administrative Center, Independence, California, for enactment.

CAO RECOMMENDATION:

SUMMARY DISCUSSION:

Based on direction from your Board, staff has prepared an ordinance adding the following classifications to the Competitive Services in the Inyo County Code: Deputy County Counsel I, Director of Information Services, Deputy Director Information Services, Medical Director – Corrections and all other management-level positions (including department or division heads and any deputy or assistant department or division heads) that are or become vacant after December 1, 2016, if at the time of hiring they are unrepresented by an recognized employee organization . Staff requests your Board waive the first reading of an ordinance titled "An Ordinance of the County of Inyo, State of California, Amending Section 2.88.055 of the Inyo County Code Pertaining to Exemptions from the Competitive Service" and set November 8, 2016 at 11:00 a.m. in the Board of Supervisors Room, County Administrative Center, Independence, California, for enactment.

ALTERNATIVES:

Your Board could choose not to move forward with amending this section of the County's Personnel Merit System Ordinance, but this is not recommended for reasons previously discussed with your Board when it considered the matter and directed today's action on September 13, 2016.

OTHER AGENCY INVOLVEMENT:

County Counsel

FINANCING:

No cost associated with this change.

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.) Approved: <u>yes</u> Date <u>11/3/16</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: _____ 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: <u>✓</u> Date <u>11-03-2016</u>

DEPARTMENT HEAD SIGNATURE: _____ Date: 11-03-2016
(Not to be signed until all approvals are received)

ORDINANCE NO. _____

**AN ORDINANCE OF THE COUNTY OF INYO, STATE OF CALIFORNIA, AMENDING
SECTION 2.80.055 OF THE INYO COUNTY CODE PERTAINING
TO EXEMPTIONS FROM THE COMPETITIVE SERVICE**

WHEREAS, Government Code section 25300 authorizes county board of supervisors to provide for the number, compensation, appointment, tenure, and conditions of employment for County employees; and

WHEREAS, Inyo County Code Chapter 2.80 establishes a merit system (also known as a competitive service) subject to exemptions as set by the Board of Supervisors; and

WHEREAS, Inyo County Code section 2.80.055 identifies the types of offices, positions that are exempt from the merit system or competitive service; and

WHEREAS, the Board of Supervisors wishes to amend section 2.80.055 to exempt additional positions from said competitive service.

NOW, THEREFORE, the Board of Supervisors of the County of Inyo DOES ORDAIN as follows:

SECTION ONE: Section 2.80.055 of the Inyo County Code is hereby amended to add the following provisions:

- “M. Deputy County Counsel I
- N. Director of Information Services
- O. Deputy Director Information Services
- P. Medical Director – Corrections
- Q. All other management-level positions (including department or division heads and any deputy or assistant department/division heads) that are or become vacant after December 1, 2016, if at the time of hiring they are unrepresented by any recognized employee organization.”

SECTION TWO. EFFECTIVE DATE

This Ordinance shall take effect and be in full force and effect thirty (30) days after its adoption. Before the expiration of fifteen (15) days from the adoption thereof, this Ordinance shall be published as required by Government Code Section 25124. The Clerk of this Board is

hereby instructed and ordered to so publish this Ordinance together with the names of the Board members voting for and against the same.

PASSED AND ADOPTED this _____ day of _____ 2016.

AYES:

NOES:

ABSENT:

ABSTAINED

Jeff Griffiths, Chairperson

ATTEST: Kevin Carunchio
Clerk of the Board

BY: _____

Darcy Ellis, Assistant Clerk of the Board



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: 11:15 a.m. Closed Session Informational

FROM: County Administrator

FOR THE BOARD MEETING OF: November 8, 2016

SUBJECT: Community Project Sponsorship Program Changes

DEPARTMENTAL RECOMMENDATION:

Request your Board approve new Community Project Sponsorship Program Guidelines to implement changes to the Community Project Sponsorship Program directed by your Board.

SUMMARY DISCUSSION:

This summer, on July 12th, your Board received a presentation regarding the Community Project Sponsorship Program including grant application evaluation criteria, CPS Program funding history, and program alternatives. Following the presentation and input from program stakeholders, your Board directed the following changes be made to the Community Project Sponsorship Program:

Line Item Grants. Provide "line-item" grants, for a period of three years (depending on future budgets), for the six (6) projects – excluding fishing derbies – that have received CPS Program funding for nine consecutive (9) years; eight (8) of the last nine (9) years; and, seven (7) of the last nine (9) years in an amount equal to the projects' respective average annual CPSP award. The total cost of these line- item grants is \$39,016, based on a CPS Program of \$95,000 (if future CPSP budgets increases or decreases, these line-item grants and all CPS Program will be adjusted on a prorated basis). The list of projects receiving line-item grant amounts, and the amount of the grant, are identified in the revised CPS Program Guidelines (attached). After three years, prior to implementing the CPSP in Fiscal Year 2019-2020, these projects will be reviewed along with updated CPS Program funding history, and the Board will determine whether to continue funding these projects, or other projects, or whether to make other changes to the program.

Fishing Promotion Component. Establish a Fishing Promotion Component whereby CPS Program funds will be allocated to help fund fishing derbies in each of the four (4) largest Owens Valley communities in the amount of \$7,500 each, with \$2,500 allocated to the Trout Opener Press Reception/Rainbow Days event, and \$2,500 being reserved for the County to promote a slate of derbies. The organizations that have conducted the three fishing derbies receiving CPS Program funding for nine consecutive (9) years or eight (8) of the last nine (9) years – the Bishop Chamber of Commerce for the Blake Jones Derby; the Friends of the Mount Whitney Fish Hatchery for the Independence Father's Day Derby; and, the Lone Pine Chamber of Commerce for Lone Pine Early Opener Derby – will have the right-of-first-refusal to continue receiving CPS Program funds to keep sponsoring these events as long as they continuously sponsor an event. If one of these organizations indicates it no longer wants to sponsor an event, another eligible organization or organizations in the same community may apply to receive fishing derby funding. If no eligible organization in the community applies to host an open derby, or if a local organization declines to sponsor a derby in Big Pine, organizations in neighboring communities may apply to receive fishing derby funding. Any new fishing derby applications will be made on the regular CPS Program grant application form and rated. The total cost of the Fishing Promotion component of the CPS Program is \$35,000, based on a CPS Program budget of \$95,000 (if future CPS Program budgets increase or decrease, all CPS Program-funded components will be adjusted on a prorated basis).

12-Month Competitive Grant Cycle. Based on a \$95,000 CPS Program, the changes directed above leave \$20,984 available for competitive grants. Instead of awarding grants during two cycles over the course of a fiscal year, there will be one grant cycle over the course of a calendar year – January to December – for projects occurring during that 12-month period.

The attached Community Project Sponsorship Program Guidelines have been modified to reflect these changes directed by your Board and are recommended for approval.

If approved, staff will make applications available for the \$20,984 in CPS Program competitive funding available in Fiscal 2016-2017 for projects that will be implemented between January and December 2017. Funding recommendations will be expected to be brought to your Board for consideration between December 27th and January 10th. Staff will also contact the Bishop and Lone Pine chambers of commerce, and the Friends of the Mount Whitney Fish Hatchery, to determine their interest in continuing to sponsor the perennial fishing derbies in their respective communities by January 2, 2017. Contracts will be executed with those organizations wishing to continue sponsoring their fishing. Applications will be accepted from local eligible organizations wanting to sponsor a fishing derby in Big Pine until January 2, 2017. If Big Pine or other communities do not have a local organization to sponsor a fishing derby, the opportunity to sponsor a derby in the applicable community will be made available to other eligible organizations throughout the County using a competitive application process in January-February. Contracts will automatically be prepared for and executed with organizations identified as receiving line item grant awards for the 2017 calendar year.

ALTERNATIVES:

Your Board could choose not approve the CPS Program changes and maintain the current Program Guidelines, or direct other changes to the Program.

FINANCING:

The Fiscal Year 2016-2017 County Budget includes \$95,000 for the CPS Program. The Advertising County Resources budget allocates funding specifically for the line item grant awards, and fishing promotion component as described above, so any changes to this funding scheme would require a budget amendment.

<u>APPROVALS</u>	
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: N/A	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: 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:  Date: 11-03-2016
(Not to be signed until all approvals are received)
(The Original plus 20 copies of this document are required)



COMMUNITY PROJECT SPONSORSHIP PROGRAM GUIDELINES

Overview

The Community Project Sponsorship Program provides an opportunity for the County of Inyo to sponsor, in the form of a financial contribution, specific events or projects undertaken by non-profit organizations in Inyo County communities that enhance in-county or out-of-county visitation to the community, or otherwise provide for the cultural or recreational enrichment of the citizens of Inyo County.

Funding

Each year, as part of the County Budget process, the Board of Supervisors appropriates the amount of funding available for the Community Project Sponsorship Program. Applications for Community Project Sponsorship Program funding will only be considered after the County Budget is adopted.

Commensurate with available funds, there are three components of the Community Project Sponsorship for which funding will be allocated. The amount of funding provided for each component in Fiscal Year 2016-2017 is provided. In future years, the amount of funding may be increased or decreased on a prorated basis within or across Program components:

Line Item Grants: \$39,731

Fishing Promotion: \$35,000

Competitive Grants: \$20,984

After the County Budget is adopted, and before January of the fiscal year, grant applications will be solicited for competitive grants to fund events or projects that will occur in the coming calendar year (e.g., January 2017 to December 2017).

The Community Project Sponsorship Program is intended to provide funding – in the form of a County sponsorship – for a specific event or project. Accordingly, it should be considered one-time funding. Annual events or reoccurring projects are eligible to submit Community Project Sponsorship Program applications in consecutive years, but there is no assurance of receiving on-going funding.

Grant funding must be applied for, and awarded by the Inyo County Board of Supervisors in advance of the event or project (or component thereof) for which Financial assistance is sought. Funding is not available to pay for costs that have already been incurred by the applicant before the grant funding is awarded by the Board of Supervisors.

The maximum amount of any single grant award made through the Community Project Sponsorship Program is \$10,000.00.

Application Period For Competitive Grants

The County will usually accept applications to the Community Project Sponsorship Program between October and November. The Board of Supervisors will consider applications to the Community Project Sponsorship Program once a year, in December or January.

Applications for the Community Project Sponsorship Program will be available once the Board of Supervisors adopts the County Budget, which usually occurs in September. During the month of October, the County will accept applications to the Community Project Sponsorship Program for events and projects that will be implemented in the coming calendar year, and the Board of Supervisors will usually consider all complete and eligible applications in December or January.

Eligibility

Only a non-profit organization certified by the Internal Revenue Service as 501(c)(3), 501(c)(4), 501(c)(6), or 501(c)(7) organizations at the time the application is submitted, and having its principle office, primary place of operations, and business address in Inyo County, and which has no delinquent property taxes due Inyo County, are eligible to apply for a Community Project Sponsorship Program grant. If awarded a grant, an organization must maintain such status during the term of the grant award.

To be considered for a Community Project Sponsorship Program grant, the grant applications must be:

1. Submitted by an eligible organization;
2. For a specific project or event, or a specific component of an on-going project or event, that:
 - a. enhances in-county and/or out-of-county visitation to the community; or,
 - b. otherwise provides for the cultural or recreational enrichment of the citizens of Inyo County
3. Complete.

A grant application that seeks funding for more than one event or project in the same application will not be considered. However, eligible organizations may submit more than one Community Project Sponsorship Program grant application. Each project or event, or component thereof for which funding is sought must be accompanied by a separate Community Project Sponsorship Program grant application.

Note: The Community Project Sponsorship Program is not intended to provide funding for projects or events administered by, or that directly benefit any institution operated by the County of Inyo. Applications that appear to seek funding for such projects or events will not be considered.

Competitive Grants Selection Process

Applications for Community Project Sponsorship Program grants will not be reviewed until after the submittal deadline printed on the application. Following the application deadline, applications that have been timely submitted will be screened for completeness, and the eligibility of the applicant will be assessed. Incomplete applications, and applications from applicants whose eligibility is not clearly established (e.g., failure to provide documentation of IRS certification of 501(c)(3), 501(c)(4), 501(c)(6), or 501(c)(7), failure to provide certification of tax status, valid tax identification number, or demonstrate its operations as having its principal office, primary place of operations and business address in Inyo County, will not be considered further. It is the sole responsibility of the applicant to ensure that its application is complete, and its eligibility clearly demonstrated.

Applications deemed complete and submitted by an eligible applicant will be forwarded to a Review Panel comprised of County staff, staff from other public agencies, and/or community leaders. The Review Panel will evaluate each application, on its own merits, using the following criteria:

- i. **Objective [10 points].** Does the application seek funding for a specific event or project, or component thereof that is likely to enhance in-county or out-of-county visitation to the community, or otherwise provide for the cultural or recreational enrichment of the citizens of Inyo County?
- ii. **Community Support [15 points].** Does the project or event have strong community support? Of the total time allocated to the project or event, how many hours will volunteers provide? Are multiple community organizations collaborating to carry out the event or project? Is there evidence of monetary or in-kind support from the local business community?
- iii. **Likelihood of Success [10 points].** Is the applicant likely to carry out what is being proposed, and do it well? Does the information contained in the application seem realistic (e.g., total cost, total time, number of volunteers, etc.)? Does the applicant have a track record of successfully implementing the proposed, or similar events or projects? Is the nature of the event or project such that it seems “doable?” If the applicant is a previous County grant recipient, how well did they comply with the terms and conditions of the grant?
- iv. **Scope of Benefit [10 points].** Is the benefit of the event or project clearly articulated? Will the event or project benefit the entire community, or primarily benefit only segments of, or specific organizations/businesses in the community? If the event or project is a fundraiser, how and to which organization(s) will the funds be disbursed? Does the benefit of the event or project extend to the greater region, or the County as a whole?

- v. **Overall Merit [15 points].** What is the overall quality of the idea being proposed? Is it unique? Is it “tried and true”? Does it support the tenets of “civic tourism” (e.g., eco tourism, agricultural tourism, cultural tourism, heritage tourism, geotourism, etc.)? [See www.civictourism.org]. Does the proposed activity create an appealing, dynamic, prosperous, and distinctive community identity? Does the event or project articulate or enhance what people love about the community in which they live, recreate or vacation?
- vi. **Measurable Outcomes [5 points].** Is the means the applicant proposes to use to measure the success of the project or event reasonable? Is it verifiable?
- vii. **Leveraging of Resources [10 points].** If the Community Project Sponsorship Program grant is the primary source of monetary funding for the event or project: (1) what will be the return on the County’s investment (e.g., community benefit, funds raised, visitors attracted)? and/or (2) what is the value of the in-kind services or donations being pledged to the event or project? If the amount requested is less than 50% of the cash needs for the event or project, what additional benefit(s) will be derived as a result of receiving Community Project Sponsorship Program funding?
- viii. **Regional Context [5 points].** Is the event or project part of an organized series of regional events or a regional theme? Does the event or projects have a possible future regional application?
- ix. **Sustainability [5 points].** Is the event or project intended and likely to continue in the future without additional Community Project Sponsorship Program support?
- x. **Other County Support [5 points].** Is the funding being requested through the Community Project Sponsorship Program the only form of financial or in-kind support the applicant, or event or project, will receive from Inyo County this fiscal year?
- xi. **Clarity [10 points].** Is the proposed activity, including anticipated outcomes, clearly and concisely stated? Is the information presented in the application consistent? Are the expenses for which Community Project Sponsorship Program grant funding is sought clearly identified, and such that reimbursement for eligible expenses can be easily made?

The points assigned to each criteria category by individual members of the Review Panel will be averaged, and the average score awarded in each criteria category will be totaled. Applications must receive a total score of at least 70 points (out of 100 points possible) to be eligible for funding consideration. The Review Panel will make funding recommendations based on the scores each application receives. The Review Panel may also recommend specific limitations on the use of grant funds.

The Review Panel will forward applications that score 70 points or higher, and associated funding recommendations to the Board of Supervisors. The Board of Supervisors may accept, modify or reject the Review Panel’s recommendations. The decision of the Board of Supervisors will be final and not subject to appeal.

Line Item Grants

In 2016, the Board of Supervisors reviewed the funding history of the Community Project Sponsorship Program for the prior nine (9) years. On the basis of that review, the Board of Supervisors directed that those Community Project Sponsorship Program projects and events – excluding fishing derbies (covered below) – which had received funding in seven (7) or more of the past nine (9) years would receive line item grant awards for the next three years and not be required to submit a competitive grant application. (Nor can the entity receiving the line item grant submit a competitive grant application for the same project or event). Initially, the amount of the line item grant will be the average annual funding amount awarded the project in the past nine (9) years. Subsequently, grant amounts may be adjusted up or down, on a prorated basis, based on available funding. Prior to implementing the Community Sponsorship Grant Program for the 2019-2020 Fiscal Year, the Board of Supervisors is expected to review these line item grants, along with the current Community Project Sponsorship Program funding history and decide whether continue making line item grants and, if so, to which projects.

Fiscal Year 2016-2017 Line Item Grant Awards:

- Inyo County Visitors Guide: \$8,878
- California High School Rodeo State Finals: \$8,522
- Wild West Marathon: \$6,066
- Laws Benefit Concert: \$2,522
- Death Valley Visitor Guide: \$7,209
- Images of Inyo Photo Contest: \$6,714

Contracts will automatically be prepared for and executed with organizations identified as receiving line item grant awards based on previous years' scopes of work.

Fishing Promotion

Beginning in Fiscal Year 2016-2017, the Community Project Sponsorship Program will provide funding for a Fishing Promotion component comprised of funding for fishing derbies in each of the four (4) largest Owens Valley communities:

Big Pine: \$7,500
Bishop: \$7,500
Independence: \$7,500
Lone Pine: \$7,500

The organizations who have sponsored fishing derbies during the past eight (8) to nine (9) years – the Bishop Chamber of Commerce for the Blake Jones Derby; the Friends of the Mount Whitney Fish Hatchery for the Independence Father's Day Derby; and, the Lone Pine Chamber of Commerce for Lone Pine Early Opener Derby – will have the right-of-first-refusal to continue receiving Community Project Sponsorship Program funds to keep sponsoring these events as long as they continuously sponsor the respective derby. To receive a contract and funding, the organization need simply to notify the County's Community Project Sponsorship Program contract manager in writing by the first business day in January in the calendar year in which the derby will occur.

Organizations based in communities without a fishing derby, or in communities that have lost their fishing derby sponsor will have the first opportunity to sponsor a derby in their community. To be considered the organization should submit a Community Project Sponsorship Program grant application. If more than one organization in a community submits an application to sponsor a fishing derby, the applications will be reviewed and recommended by the Review Panel. If no organization in a community without a fishing derby or a fishing derby sponsor is identified by the first week in February in the calendar year in which the derby is to occur, the opportunity to sponsor a fishing derby in that community will be opened up to eligible Inyo County-based organizations using the Community Project Sponsorship Program application process.

In addition, \$2,500 will be reserved to assist in funding the annual Trout Opener Press Reception and Rainbow Days sponsored by the Bishop Chamber of Commerce. \$2,500 will be retained by the County for in-house advertising for the slate of fishing derbies being sponsored in the coming calendar year.

Use of Funds

Community Project Sponsorship Program grant funds shall only be used as described, and to carry out the specific event or project identified in the grant application or, in the case of line item grants or fishing promotion components the contract scope of work, as approved by the Inyo County Board of Supervisors.

Grant funds may be used to pay for regularly paid staff time, exclusive of overtime and benefits, providing that the amount of staff time paid for with grant funds does not exceed staff time allocated to the specific event or project.

With the exception of funds provided for the Fishing Promotion component of the CPSP, Community Project Sponsorship Program grant funds cannot be used to pay for expenses associated with the applicant's day-to-day operating costs (e.g., office rent, office utilities, general office supplies, general travel expense, general insurance, per diem, etc.).

Once funds awarded for one project or event, the recipient may not seek to re-allocate the funds for other projects or events however worthy. If grant funds cannot be expended for the purposes for which they were awarded, they will be retained by the County in the Advertising County Resources budget or for other County needs.

Requirements

All grant applicants must successfully execute Inyo County Standard Contract Number 159 (copy attached), including provision of a valid W-9 form, documentation of IRS certification of 501(c)(3), 501(c)(4), 501(c)(6), or 501(c)(7), provide certification of tax status, and demonstrated proof of insurance, including but not limited to General Liability, Automobile Liability, Workers' Compensation, Errors and Omissions, etc. (see Inyo County Standard Contract Number 159 for complete details about insurance requirements and provisions that must be met by grant applicants).

Requirements that the grant applicant is expected to comply with include, but are not limited to:

- All events and projects must be completed within the calendar year (January 1 to December 31) that begins in the fiscal year in which the grant was awarded.
- The County of Inyo must be listed as an event or project sponsor on all advertisements, promotional items, or other collateral materials (including brochures, web sites, etc.) associated with the event or project. This includes featuring the County seal, web site and/or being credited by name in writing if so specified by the County. Acceptable credit lines in advertisements, posters, web pages, etc., include "Sponsored by the County of Inyo," "Co-Sponsored by the County of Inyo," "Funded in part by the County of Inyo," or other similar phrasing. The official seal of the County of Inyo (not the marketing brand/graphic for "The Other Side of California" or the "El Camino Sierra") shall be used unless otherwise approved in writing by the County. The acknowledgement of the County's contribution should be in roughly equal proportion to the level of sponsorship. If the web pages of sponsors are being included in promotional material, www.theothersideofcalifornia or www.elcaminosierra should be used, not the County's general government web page.
- There are some cases where promotional material is used to both thank sponsors and help promote sponsors. In such cases, event organizers should use "The Other Side of California" or "El Camino Sierra" brand/logo. County staff will be available to help determine how the grant recipient can include the appropriate credit for the County's contribution to the event or project. The applicant will be required to demonstrate compliance with this requirement prior to receiving the last 25% of its grant award.
- If there is a circumstance which makes it unpractical, physically improbable, or graphically and technically inappropriate to include the required credit or sponsorship information noted above, the County must be notified and then approve in advance, in writing or e-mail, any advertisement or promotional item that does not include listing or crediting the County as an event sponsor or contributor. The County and the applicant will, at that time, agree on alternative ways (press releases, Web page announcements, other material related to the event) to give the county the appropriate credit for co-sponsoring or co-funding the event. NOTE: Experience indicates that it would be a rare circumstance that would preclude compliance with the requirement to list the county as a sponsor on all ads and promotional material. The County's approval will not be unreasonably withheld.
- All content and photos, information, logos, etc. used in advertisements and promotional items must be appropriately licensed.

- Inyo County expects the grant recipient to grant the County the right to access and use, in County promotional or advertising campaigns, all artwork and collateral components (photos, drawings, logos, etc.) of the promotional or advertising materials funded with Community Project Sponsorship monies.
- Only costs incurred after the Board of Supervisors has approved the grant award are eligible for reimbursement.
- Prepaid expenses are not eligible for grant funding until the good or service is actually received, unless prepaid costs are specifically identified in the grant application and subsequently approved by the County.
- Prepayment of print, Web, television, billboard, radio or other types of advertising is permitted. Those advertising buys must be identified in detail in the grant application with regard to the media buy and estimated price.
- Reimbursement of the final 25% of the grant award will not be made until the applicant has:
 - Completed the event or project identified in the grant application.
 - Submitted appropriate documentation of eligible expenses to the County.
 - Submitted samples of all promotional materials produced in relation to the event or project, and demonstrating that all promotional materials for the event or project identified Inyo County as a sponsor of the activity.
 - Completed and submitted the Final Report form provided by the County.
 - Submitted a final written report to the County that includes an overview of the event or project, a statistical overview of the event or project – number of participants, etc. – or other relevant details about the event or project. If the final written report is deemed satisfactory, County staff can present the final written report and other supplemental information about the event or project and provide an oral report to the Board of Supervisors, but grantees still have the option to attend and make a presentation.
 - If there are questions or concerns expressed by county staff about the expenditure of the grant money as outlined in the final written report, or if the Board of Supervisors has additional questions and determines it needs more information than in the written final report, the grant recipient will appear in front of the Board to present a final, oral and written report.
- Reimbursement of eligible paid staff costs will only be made after the event or project has been completed, thus the invoice or billing for staff costs can only be included in the Final Report, which is completed in order to receive the final 25 percent of the grant funds.

Failure to comply with any of these requirements or other provisions of Standard Contract Number 159 may result in a suspension of grant funding, require reimbursement of grant monies already advanced, and disqualify the applicant from consideration for future grant funding.

Receipt of Grant Funds

Upon the County and Applicant executing Inyo County Standard Contract Number 159, the grant recipient will, within 30 calendar days, receive 50% of the amount of their grant award (excluding paid staff costs).

The County will advance to the grant recipient an additional 25% of their total grant award within 30 calendar days of the County's receipt of satisfactory documentation demonstrating that the grant recipient has expended the initial grant funding consistent with the terms of their application and contract with the County.

If the grant recipient does not have readily available satisfactory documentation demonstrating the initial 75 percent of grant funding has been spent consistent with the terms of the application and contract with the County, the matter will be presented to the Board of Supervisors for a determination of whether the recipient must reimburse the County for the initial grant funds. Additional terms and conditions with regard to future Community Sponsorship Grants can also be placed on the grant recipient at the direction and discretion of the Board of Supervisors.

The County will pay the final 25% of the grant award, and all eligible paid staff expenses within 30 calendar days after:

- Completion of the event or project; and,
- Receipt and approval of a Final Reimbursement Request including appropriate documentation of expenses; and,
- Receipt of the completed Final Report Form; and,
- Receipt of copies of all promotional materials developed in association with the event or project, and pre-approved by the County, and demonstrating acknowledgement of the County as a sponsor of the activity; and,
- Grantees can make a final presentation in front of the Board, or can submit a final report and have County staff present the final report to the Board. If there are questions or concerns expressed by county staff about the expenditure of the grant money as outlined in the final written report, or if the Board of Supervisors has additional questions and determines it needs more information than in the written final report, the grant recipient will appear in front of the Board to present a final, oral and written report.



COMMUNITY PROJECT SPONSORSHIP PROGRAM GUIDELINES

Overview

The Community Project Sponsorship Program provides an opportunity for the County of Inyo to sponsor, in the form of a financial contribution, specific events or projects undertaken by non-profit organizations in Inyo County communities that enhance in-county or out-of-county visitation to the community, or otherwise provide for the cultural or recreational enrichment of the citizens of Inyo County.

Funding

Each year, as part of the County Budget process, the Board of Supervisors appropriates the amount of funding available for the Community Project Sponsorship Program. Applications for Community Project Sponsorship Program funding will only be considered after the County Budget is adopted.

Comensurate with available funds, there are three components of the Community Project Sponsorship for which funding will be allocated. The amount of funding provided for each component in Fiscal Year 2016-2017 is provided. In future years, the amount of funding may be increased or decreased on a prorated basis within or across Program components:

Line Item Grants: \$39,731

Fishing Promotion: \$35,000

Competitive Grants: \$20,984

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After the County Budget is adopted, and before January of the fiscal year, grant applications will be solicited for competitive grants to fund events or projects that will occur in the coming calendar year (e.g., January 2017 to December 2017).

~~However, to provide an opportunity to sponsor events or projects that will take place during July, August, September or October — the months when the County Budget is usually being prepared, adopted and initially implemented — up to 35% of the prior fiscal year's Board-Approved budget for the Community Project Sponsorship Program will be included in the County's Preliminary Budget for the coming fiscal year. For example, if the Community Project Sponsorship Program has a Board-Approved Budget of \$100,000 for FY 2007-2008, the Preliminary Budget for FY 2008-2009 may include \$35,000 to make Community Project Sponsorship Program grants for events or projects~~

| ~~being held after July 1st and before November 2008.~~

The Community Project Sponsorship Program is intended to provide funding – in the form of County sponsorship – for a specific event or project. Accordingly, it should be considered one-time funding. Annual events or reoccurring projects are eligible to submit Community Project Sponsorship Program applications in consecutive years, but there is no assurance of receiving on-going funding.

Grant funding must be applied for, and awarded by the Inyo County Board of Supervisors in advance of the event or project (or component thereof) for which

financial assistance is sought. Funding is not available to pay for costs that have already been incurred by the applicant before the grant funding is awarded by the Board of Supervisors.

The maximum amount of any single grant award made through the Community Project Sponsorship Program is \$10,000.00.

Application Period ~~For Competitive Grants~~

The County will usually accept applications to the Community Project Sponsorship Program ~~between~~in October and ~~November~~May. The Board of Supervisors will consider applications to the Community Project Sponsorship Program ~~once~~twice a year, ~~in December or January~~.

Applications for the Community Project Sponsorship Program will be available once the Board of Supervisors adopts the County Budget, ~~which usually occurs~~ in September. During the month of October, the County will accept applications to the Community Project Sponsorship Program for events and projects that will be implemented ~~in the coming calendar prior to June 30th of the fiscal year~~, and the Board of Supervisors will usually consider all complete and eligible applications in ~~December or January~~November.

~~In May, the County will accept applications to the Community Project Sponsorship Program for events and projects that will occur between July 1st and the second Tuesday in November in the next fiscal year. The Board of Supervisors will consider all complete and eligible applications in June.~~

Eligibility

Only ~~a~~ non-profit organizations certified by the Internal Revenue Service as 501(c)(3), 501(c)(4), 501(c)(6), or 501(c)(7) organizations at the time the application is submitted, and having its ~~principal~~ office, primary place of operations, and business address in Inyo County, ~~and which has~~ve no delinquent property taxes due Inyo County, ~~and~~ are eligible to apply for a Community Project Sponsorship Program grant. If awarded a grant, an organization must maintain such status during the term of the grant award.

To be considered for a Community Project Sponsorship Program grant, the grant applications must be:

1. Submitted by an eligible organization;
2. For a specific project or event, or a specific component of an on-going project or event, that:
 - a. enhances in-county and/or out-of-county visitation to the community; or,
 - b. otherwise provides for the cultural or recreational enrichment of the citizens of Inyo County
3. Complete.

A grant application that seeks funding for more than one event or project in the same application will not be considered. However, eligible organizations may submit more

than one Community Project Sponsorship Program grant application. Each project or event, or component thereof for which funding is sought must be accompanied by a separate Community Project Sponsorship Program grant application.

Note: The Community Project Sponsorship Program is not intended to provide funding for projects or events administered by, or that directly benefit any institution operated by the County of Inyo. Applications that appear to seek funding for such projects or events will not be considered.

Competitive Grants Selection Process

Applications for Community Project Sponsorship Program grants will not be reviewed until after the submittal deadline printed on the application. Following the application deadline, applications that have been timely submitted will be screened for completeness, and the eligibility of the applicant will be assessed. Incomplete applications, and applications from applicants whose eligibility is not clearly established (e.g., failure to provide documentation of IRS certification of 501(c)(3), 501(c)(4), 501(c)(6), or 501(c)(7), failure to provide certification of tax status, valid tax identification number, or demonstrate its operations as having its principal office, primary place of operations and business address in Inyo County, will not be considered further. It is the sole responsibility of the applicant to ensure that its application is complete, and its eligibility clearly demonstrated.

Applications deemed complete and submitted by an eligible applicant will be forwarded to a Review Panel comprised of County staff, staff from other public agencies, and/or community leaders. The Review Panel will evaluate each application, on its own merits, using the following criteria:

- i. **Objective [10 points].** Does the application seek funding for a specific event or project, or component thereof that is likely to enhance in-county or out-of-county visitation to the community, or otherwise provide for the cultural or recreational enrichment of the citizens of Inyo County?
- ii. **Community Support [15 points].** Does the project or event have strong community support? Of the total time allocated to the project or event, how many hours will volunteers provide? Are multiple community organizations collaborating to carry out the event or project? Is there evidence of monetary or in-kind support from the local business community?
- iii. **Likelihood of Success [10 points].** Is the applicant likely to carry out what is being proposed, and do it well? Does the information contained in the application seem realistic (e.g., total cost, total time, number of volunteers, etc.)? Does the applicant have a track record of successfully implementing the proposed, or similar events or projects? Is the nature of the event or project such that it seems "doable?" If the applicant is a previous County grant recipient, how well did they comply with the terms and conditions of the grant?
- iv. **Scope of Benefit [10 points].** Is the benefit of the event or project clearly articulated? Will the event or project benefit the entire community, or primarily benefit

only segments of, or specific organizations/businesses in the community? If the event or project is a fundraiser, how and to which organization(s) will the funds be disbursed? Does the benefit of the event or project extend to the greater region, or the County as a whole?

- v. **Overall Merit [15 points].** What is the overall quality of the idea being proposed? Is it unique? Is it "tried and true"? Does it support the tenets of "civic tourism" (e.g., eco tourism, agricultural tourism, cultural tourism, heritage tourism, geotourism, etc.)? [See www.civictourism.org]. Does the proposed activity create an appealing, dynamic, prosperous, and distinctive community identity? Does the event or project articulate or enhance what people love about the community in which they live, recreate or vacation?
- vi. **Measurable Outcomes [5 points].** Is the means the applicant proposes to use to measure the success of the project or event reasonable? Is it verifiable?
- vii. **Leveraging of Resources [10 points].** If the Community Project Sponsorship Program grant is the primary source of monetary funding for the event or project: (1) what will be the return on the County's investment (e.g., community benefit, funds raised, visitors attracted)? and/or (2) what is the value of the in-kind services or donations being pledged to the event or project? If the amount requested is less than 50% of the cash needs for the event or project, what additional benefit(s) will be derived as a result of receiving Community Project Sponsorship Program funding?
- viii. **Regional Context [5 points].** Is the event or project part of an organized series of regional events or a regional theme? Does the event or projects have a possible future regional application?
- ix. **Sustainability [5 points].** Is the event or project intended and likely to continue in the future without additional Community Project Sponsorship Program support?
- x. **Other County Support [5 points].** Is the funding being requested through the Community Project Sponsorship Program the only form of financial or in-kind support the applicant, or event or project, will receive from Inyo County this fiscal year?
- xi. **Clarity [10 points].** Is the proposed activity, including anticipated outcomes, clearly and concisely stated? Is the information presented in the application consistent? Are the expenses for which Community Project Sponsorship Program grant funding is sought clearly identified, and such that reimbursement for eligible expenses can be easily made?

The points assigned to each criteria category by individual members of the Review Panel will be averaged, and the average score awarded in each criteria category will be totaled. Applications must receive a total score of at least 70 points (out of 100 points possible) to be eligible for funding consideration. The Review Panel will make funding recommendations based on the scores each application receives. The Review Panel may also recommend specific limitations on the use of grant funds.

The Review Panel will forward applications that score 70 points or higher, and associated funding recommendations to the Board of Supervisors. The Board of

Supervisors may accept, modify or reject the Review Panel's recommendations. The decision of the Board of Supervisors will be final and not subject to appeal.

Line Item Grants

In 2016, the Board of Supervisors reviewed the funding history of the Community Project Sponsorship Program for the prior nine (9) years. On the basis of that review, the Board of Supervisors directed that those Community Project Sponsorship Program projects and events – excluding fishing derbies (covered below) – which had received funding in seven (7) or more of the past nine (9) years would receive line item grant awards for the next three years and not be required to submit a competitive grant application. (Nor can the entity receiving the line item grant submit a competitive grant application for the same project or event). Initially, the amount of the line item grant will be the average annual funding amount awarded the project in the past nine (9) years, subsequently, grant amounts may be adjusted up or down, on a prorated basis, based on available funding. Prior to implementing the Community Project Sponsorship Grant Program for the 2019-2020 Fiscal Year, the Board of Supervisors is expected to review these line item grants, along with the current Community Project Sponsorship Program funding history and decide whether continue making line item grants and, if so, to which projects.

Fiscal Year 2016-2017 Line Item Grant Awards:

- Inyo County Visitors Guide: \$8,878
- California High School Rodeo State Finals: \$8,522
- Wild West Marathon: \$6,066
- Laws Benefit Concert: \$2,522
- Death Valley Visitor Guide: \$7,209
- Images of Inyo Photo Contest: \$6,714

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Contracts will automatically be prepared for and executed with organizations identified as receiving line item grant awards based on previous years' scopes of work.

Fishing Promotion

Beginning in Fiscal Year 2016-2017, the Community Project Sponsorship Program will provide funding for a Fishing Promotion component comprised of funding for fishing derbies in each of the four (4) largest Owens Valley communities:

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- Big Pine: \$7,500
- Bishop: \$7,500
- Independence: \$7,500
- Lone Pine: \$7,500

The organizations who have sponsored fishing derbies during the past eight (8) to nine (9) years – the Bishop Chamber of Commerce for the Blake Jones Derby; the Friends of the Mount Whitney Fish Hatchery for the Independence Father's Day Derby; and, the Lone Pine Chamber of Commerce for Lone Pine Early Opener Derby – will have

the right-of-first-refusal to continue receiving Community Project Sponsorship Program funds to keep sponsoring these events as long as they continuously sponsor the respective derby. To receive a contract and funding, the organization need simply to notify the County's Community Project Sponsorship Program contract manager in writing by the first business day in January in the calendar year in which the derby will occur.

Organizations based in communities without a fishing derby, or in communities that have lost their fishing derby sponsor will have the first opportunity to sponsor a derby in their community. To be considered the organization should submit a Community Project Sponsorship Program grant application. If more than one organization in a community submits an application to sponsor a fishing derby, the applications will be reviewed and recommended by the Review Panel. If no organization in a community without a fishing derby or a fishing derby sponsor is identified by the first week in February in the calendar year in which the derby is to occur, the opportunity to to sponsor a fishing derby in that community will be opened up to eligible Inyo County-based organizations using the Community Project Sponsorship Program application process.

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In addition, \$2,500 will be reserved to assist in funding the annual Trout Opener Press Reception and Rainbow Days sponsored by the Bishop Chamber of Commerce. \$2,5000 will be retained by the County for in-house advertising for the slate of fishing derbies being sponsored in the coming calendar year.

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Use of Funds

Community Project Sponsorship Program grant funds shall only be used as described, and to carry out the specific event or project identified in the grant application or, in the case of line item grants or fishing promotion components the contract scope of work, as approved by the Inyo County Board of Supervisors.

Grant funds may be used to pay for regularly paid staff time, exclusive of overtime and benefits, providing that the amount of staff time paid for with grant funds does not exceed staff time allocated to the specific event or project.

With the exception of funds provided for the Fishing Promotion component of the CPSP, Community Project Sponsorship Program grant funds cannot be used to pay for expenses associated with the applicant's day-to-day operating costs (e.g., office rent, office utilities, general office supplies, general travel expense, general insurance, per diem, etc.).

Once funds awarded for one project or event, the recipient may not seek to re-allocate the funds for other projects or events however worthy. If grant funds cannot be expended for the purposes for which they were awarded, the will be retained by the County in the Advertising County Resources budget or for other County needs.

Requirements

All grant applicants must successfully execute Inyo County Standard Contract Number 159 (copy attached), including provision of a valid W-9 form, documentation of IRS

certification of 501(c)(3), 501(c)(4), 501(c)(6), or 501(c)(7), provide certification of tax status, and demonstrated proof of insurance, including but not limited to General Liability, Automobile Liability, Workers' Compensation, Errors and Omissions, etc. (see Inyo County Standard Contract Number 159 for complete details about insurance requirements and provisions that must be met by grant applicants).

Requirements that the grant applicant is expected to comply with include, but are not limited to:

- All events and projects must be completed within the calendar fiscal year (~~January~~ January 1 to June ~~December~~ 31) that begins in the fiscal year in which the grant was awarded. ~~in which the grant award was made.~~
- The County of Inyo must be listed as an event or project sponsor on all advertisements, promotional items, or other collateral materials (including brochures, web sites, etc.) associated with the event or project. This includes featuring the County seal, web site and/or being credited by name in writing if so specified by the County. Acceptable credit lines in advertisements, posters, web pages, etc., include "Sponsored by the County of Inyo," "Co-Sponsored by the County of Inyo," "Funded in part by the County of Inyo," or other similar phrasing. The official seal of the County of Inyo (not the marketing brand/graphic for "The Other Side of California" or the "El Camino Sierra") shall be used unless otherwise approved in writing by the County. The acknowledgement of the County's contribution should be in roughly equal proportion to the level of sponsorship. If the web pages of sponsors are being included in promotional material, www.theothersideofcalifornia or www.elcaminosierra should be used, not the County's general

government web page. There are some cases where promotional material is used to both thank sponsors and help promote sponsors. In such cases, event organizers should use "The Other Side of California" or "El Camino Sierra" brand/logo. County staff will be available to help determine how the grant recipient can include the appropriate credit for the County's contribution to the event or project. The applicant will be required to demonstrate compliance with this requirement prior to receiving the last 25% of its grant award.

- If there is a circumstance which makes it unpractical, physically improbable, or graphically and technically inappropriate to include the required credit or sponsorship information noted above, the County must be notified and then approve in advance, in writing or e-mail, any advertisement or promotional item that does not include listing or crediting the County as an event sponsor or contributor. The County and the applicant will, at that time, agree on alternative ways (press releases, Web page announcements, other material related to the event) to give the county the appropriate credit for co-sponsoring or co-funding the event. NOTE: Experience indicates that it would be a rare circumstance that would preclude compliance with the requirement to list the county as a sponsor on all ads and promotional material. The County's approval will not be unreasonably withheld.
- All content and photos, information, logos, etc. used in advertisements and promotional items must be appropriately licensed.
- Inyo County expects the grant recipient to grant the County the right to access and use, in County promotional or advertising campaigns, all artwork and collateral components (photos, drawings, logos, etc.) of the promotional or advertising materials funded with Community Project Sponsorship monies.
- Only costs incurred after the Board of Supervisors has approved the grant award are eligible for reimbursement.
- Prepaid expenses are not eligible for grant funding until the good or service is actually received, unless prepaid costs are specifically identified in the grant application and subsequently approved by the County.
- Prepayment of print, Web, television, billboard, radio or other types of advertising is permitted. Those advertising buys must be identified in detail in the grant application with regard to the media buy and estimated price.
- Reimbursement of the final 25% of the grant award will not be made until the applicant has:
 - Completed the event or project identified in the grant application.
 - Submitted appropriate documentation of eligible expenses to the County.

- Submitted samples of all promotional materials produced in relation to the event or project, and demonstrating that all promotional materials for the event or project identified Inyo County as a sponsor of the activity.
 - Completed and submitted the Final Report form provided by the County.
 - Submitted a final written report to the County that includes an overview of the event or project, a statistical overview of the event or project – number of participants, etc. – or other relevant details about the event or project. If the final written report is deemed satisfactory, County staff can present the final written report and other supplemental information about the event or project and provide an oral report to the Board of Supervisors, but grantees still have the option to attend and make a presentation.
 - If there are questions or concerns expressed by county staff about the expenditure of the grant money as outlined in the final written report, or if the Board of Supervisors has additional questions and determines it needs more information than in the written final report, the grant recipient will appear in front of the Board to present a final, oral and written report.
- Reimbursement of eligible paid staff costs will only be made after the event or project has been completed, thus the invoice or billing for staff costs can only be included in the Final Report, which is completed in order to receive the final 25 percent of the grant funds.

Failure to comply with any of these requirements, or other provisions of Standard Contract Number 159 may result in a suspension of grant funding, require reimbursement of grant monies already advanced, and disqualify the applicant from consideration for future grant funding.

Receipt of Grant Funds

Upon the County and Applicant executing Inyo County Standard Contract Number 159, the grant recipient will, within 30 calendar days, receive 50% of the amount of their grant award (excluding paid staff costs).

The County will advance to the grant recipient an additional 25% of their total grant award within 30 calendar days of the County's receipt of satisfactory documentation demonstrating that the grant recipient has expended the initial grant funding consistent with the terms of their application and contract with the County.

If the grant recipient does not have readily available satisfactory documentation demonstrating the initial 75 percent of grant funding has been spent consistent with the terms of the application and contract with the County, the matter will be presented to the Board of Supervisors for a determination of whether the recipient must reimburse the County for the initial grant funds. Additional terms and conditions with regard to future Community Sponsorship Grants can also be placed on the grant recipient at the direction and discretion of the Board of Supervisors.

The County will pay the final 25% of the grant award, and all eligible paid staff expenses within 30 calendar days after:

- Completion of the event or project; and,
- Receipt and approval of a Final Reimbursement Request including appropriate documentation of expenses; and,
- Receipt of the completed Final Report Form; and,
- Receipt of copies of all promotional materials developed in association with the event or project, and pre-approved by the County, and demonstrating acknowledgement of the County as a sponsor of the activity; and,
- Grantees can make a final presentation in front of the Board, or can submit a final report and have County staff present the final report to the Board. If there are questions or concerns expressed by county staff about the expenditure of the grant money as outlined in the final written report, or if the Board of Supervisors has additional questions and determines it needs more information than in the written final report, the grant recipient will appear in front of the Board to present a final, oral and written report.