

MINUTES

County of Inyo Board of Supervisors

July 9, 2013

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 8:30 a.m., on Tuesday, July 9, 2013, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Linda Arcularius presiding, Jeff Griffiths, Rick Pucci, Mark Tillemans and Matt Kingsley. Supervisor Tillemans led the Pledge of Allegiance.

Public Comment The Chairperson announced the Public Comment period. Ms. Debbie Hess, Regional Manager for Southern California Edison, reintroduced herself to the Board, explaining that after spending years in the Eastern Sierra, she had transferred to Southern California for personal reasons which no longer exist, and when she had the opportunity to return to the area she took the position of regional manager out of Ridgecrest. She told the Board that she looked forward to working with them in the future.

Closed Session The Chairperson recessed open session at 8:35 a.m., to convene in closed session, with all Board Members present to discuss and take action as appropriate on Agenda Items No. 2. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to Government Code §54956.9(d)(1)]** - Crystal Allen, an individual v. County of Inyo, a governmental entity; and DOES 1-50, Inyo County Superior Court Case No. SICVCV13-54820; No. 3. **PERSONNEL [Pursuant to Government Code §54957]**. Public Employee Performance Evaluation – Title – County Counsel; No. 4. **PERSONNEL [Pursuant to Government Code §54957]**. Public Employee Appointment – Title – County Counsel; No. 5. **PERSONNEL [Pursuant to Government Code §54957]**. Public Employee Appointment – Title – Agriculture Commissioner/Weights and Measures; No. 6. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code § 54957.6]**. Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Elected Officials Assistant Association (EOAA) - Negotiators: Information Services Director Brandon Shults and Labor Relations Administrator Sue Dishion; No. 7. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code § 54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Inyo County Correctional Officers Association (ICCOA) - Negotiators: Information Services Director Brandon Shults and Labor Relations Administrator Sue Dishion; No. 8. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]**. - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: ICEA - Negotiators: Labor Relations Administrator Sue Dishion, and Information Services Director Brandon Shults; No. 9. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code § 54957.6]**. - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Inyo County Probation Peace Officers Association (ICPPOA) - Negotiators: Information Services Director Brandon Shults, Chief Probation Officer Jeff Thomson, and Labor Relations Administrator Sue Dishion; No. 10. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code § 54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Law Enforcement Administrators' Association (LEAA) - Negotiators: Information Services Director Brandon Shults and Labor Relations Administrator Sue Dishion; No. 11. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to Government Code §54956.9(d)(1)]** - City of Los Angeles, Department of Water and Power of the City of Los Angeles v. Inyo County Board of Supervisors, et al. Inyo County Superior Court Case No. 12908; Blackrock 94 Dispute Resolution; and No. 12. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to Government Code §54956.9(d)(1)]** - Owens Valley Committee v. County of Inyo; Inyo County Board of Supervisors, et al.; CG Roxanne, LLC, and Does 21 through 100, Inyo County Superior Court Case No. SICVPT 1354991. The Chairperson recessed closed session at 10:00 a.m., to reconvene in open session, with all Board Members present.

Public Comment The Chairperson announced the public comment period and Ms. Kathleen New of the Lone Pine Chamber of Commerce, presented the Board with copies of this year's Inyo County Visitors Guide.

County Department Report Period	The Chairperson announced the County Department Report period. Ms. Jean Turner, Director of Health and Human Services, provided statistics on the Medical Marijuana Card Program. Dr. Bob Harrington, Director of the Water Department, updated the Board on the status of first round funding IRWMP projects, and the County Administrator provided a County budget update.
Introduction	Ms. Jamie Robertson, Engineering Assistant in the Public Works Department, was introduced to the Board.
Coroner/Wasef Contract Amendment	Moved by Supervisor Kingsley and seconded by Supervisor Pucci to approve Amendment No. 1 to the Contract between the County of Inyo and Eva S. Wasef, M.D., increasing the amount of the Contract by \$7,760 for a total amount not to exceed \$17,760, contingent upon the Board's adoption of a FY 2013-14 budget; and authorize the Chairperson to sign. Motion carried unanimously.
P.W./Indy Airport Helitack Lease Amendment	Moved by Supervisor Kingsley and seconded by Supervisor Pucci to approve Amendment No. 1 to the Lease between the County of Inyo and the U.S. Department of Agriculture, U.S. Forest Service, for the Independence Airport Interagency Helitack Base; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained. Motion carried unanimously.
Resols. #2013-30 & 2013-31/ Road Easement and Parcel Map Approval	Moved by Supervisor Kingsley and seconded by Supervisor Pucci to approve Parcel Map No. 397 and accept the offered 60-foot wide right-of-way and 10-foot wide drainage easement delineated thereon; accept the easement deeds from Andrew K. Holmes for the existing required extension of Reina Road and the existing required drainage ditch by approving Resolution 2013-30, titled "A Resolution of the Board of Supervisors for Acceptance of Easements for Road and Drainage Purposes", for APN 009-3501-13; and Resolution 2013-31 titled "A Resolution of the Inyo County Board of Supervisors for Acceptance of Easements for Road and Drainage Purposes" for APN 009-350-08; and authorize the Chairperson to sign any other documents associated with the acceptance of these easements. Motion carried unanimously.
COA/Film Commissioner Report	Mr. Chris Langley, Inyo County Film Commissioner, made his oral presentation on the June 1, 2013 Film Commissioner's Report to the Board. He highlighted many of the filming activities that had taken place in the County over the past year, and noted industry statistics and future filming opportunities.
Water/Position Request	Moved by Supervisor Tillemans and seconded by Supervisor Griffiths to find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the positions of Seasonal Field Assistant exists as certified by the Water Director, and concurred with by the County Administrator and Auditor-Controller; B) where if the County was facing layoffs, the positions could be filled by internal candidates meeting the qualifications for the position, but since no layoffs are pending, an open recruitment would be appropriate to ensure qualified applicants apply; and C) approve the hiring of eight seasonal Field Assistants at Range 050PT (\$13.90 - \$16.87 per hour) for the period of October 1, 2013 through March 31, 2014, contingent upon the Board's adoption of a FY 2013-14 budget. Motion carried unanimously.
P.W./L.P. Airport Name Change	The Interim Public Works Director, introduced the topic of the request to change the name of the Lone Pine Airport. Ms. Lynn Bunn of Lone Pine addressed the Board to provided additional information and further justification for the name change. She explained how associating the name of the Lone Pine Airport with Death Valley will be economically beneficial to the area in that every time someone searches Death Valley on the Internet, the Lone Pine/Death Valley Airport will come up. She also explained that using the name Death Valley is not exclusive, noting that several airports surrounding Yosemite National Park reference the Park in their names. Supervisor Kingsley supported the name of the Airport being changed from Lone Pine Airport to the Lone Pine/Death Valley Airport. Ms. Jaque Hickman of Lone Pine also addressed the Board to support the name change. Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to change the name of the Lone Pine Airport to the Lone Pine/Death Valley Airport and direct staff to process the name change. Motion carried unanimously.
Planning/Workshop Wireless Comm. Facilities	The Chairperson recessed open session at 10:40 a.m., to convene in a workshop with all Board Members present to discuss and provide direction to staff on the regulation of information service antennas and Inyo County Code 18.76 Regulation of Wireless Communications Facilities. The Chairperson recessed the workshop at 11:00 a.m., to reconvene in open session with all Board Members present.

Planning/Forest Management Plan Update	Mr. Hart updated the Board on coordination efforts with the U.S. Forest Service regarding the Inyo National Forest Plan Update/Revision. He reported on the meeting with the Interdisciplinary Team which included coordinating on minimizing outreach efforts, identifying the positive things that are working in the forest that could be emulated in areas where there are problems, the finding in the socio-economic papers that reflect that Inyo County does not have a highly specialized economy, and future meetings with the IDT and the Regional Team that will be preparing the assessment. The Board, Mr. Hart and the County Administrator, discussed the finding that the County does not have a highly specialized economy, with Mr. Hart explaining that many members of the Forest Service staff, and others, including himself felt that the finding was counterintuitive to the reality of our circumstances, and saying that the Team is going to take another look at this issue. The Board postponed the remaining portion of Mr. Harts discussion to later in the meeting.
Recess/Reconvene	The Chairperson recessed the regular meeting at 11:30 a.m., to reconvene in open session at 11:45 a.m., with all Board Members present.
Sheriff/Ord. Amending Section 10.36.90 of the Inyo County Code	Sheriff Bill Lutze provided additional information and further explanation regarding the ordinance amending Section 10.36.90 of the Inyo County Code. Sheriff Lutze explained that this ordinance is simply correcting the Section reference to coincide with State statute. He said that the provisions of the existing code are the same in the amended ordinance, which allows vehicles to be parked for 240 hours or 10 days. Moved by Supervisor Tillemans and seconded by Supervisor Pucci to waive the first reading of an ordinance titled "An Ordinance of the County of Inyo, State of California, Amending Section 10.36.90 of the Inyo County Code to Authorize Removal of Vehicles in Violation of that Section;" and B) schedule the enactment for 11:45 a.m., July 16, 2013, in the Board of Supervisors Room, at the County Administrative Center, in Independence. Motion carried unanimously.
Recess/Reconvene	The Chairperson recessed the regular meeting at 11:55 a.m., to reconvene in open session at 1:00 p.m., with all Board Members present.
Planning/Forest Management Plan Update	Mr. Hart and the Board continued their discussions regarding the Inyo National Forest Plan Update/Revision which began earlier in the meeting. Mr. Hart, reported that the Agreement between the County and the Forest Service is still being reviewed and hopefully input from their Office of General Counsel will be available at the next meeting. Mr. Hart explained that with regard to Inyo County's desire to have a socio-economic component of the science synthesis, the Forest Service disagrees because the science synthesis is not something that is really required and indicating the region wide information is sufficient. The Board and Mr. Hart had a lengthy discussion regarding the importance and need to address the socio-economic impacts of the Plan on Inyo County, with the Board directing Mr. Hart to continue to pursue this subject in future discussions with the Forest Service. The County Administrator suggested that if the Forest Service is reluctant to include socio-economics in the science synthesis, the County should vigorously pursue a separate symposium dedicated solely to socio-economics. The Board and staff went on to discuss (a) the timing for release of information to the County, with the Board directing Mr. Hart to continue to establish the record of what the County has requested and what the County has been denied and the reasons given or not given; (b) the topic papers and the timing of the County's input on the papers; (c) the framework for sustainable recreation that has been developed by the Forest Services, with Mr. Hart explaining that staff will proceed to work on revising the document to reflect the County goals as this moves forward; and (d) with regard to the Public Outreach Plan, to schedule Tuesday evening meetings in the communities of Big Pine, Lone Pine, and Bishop to discuss with and take input from the public, and several of the Board's advisory committees, regarding the information contained in the topic papers. The County Administrator explained that the Board was modifying the Public Outreach Plan that was presented combining the steps of taking input from its advisory committees and the public in order to streamline the process.
BofS/Minute	Moved by Supervisor Kingsley and seconded by Supervisor Pucci to approve the minutes of the June 18, 2013 Board of Supervisors Meeting. Motion carried unanimously.
Board Members and Staff Reports	The Board Members reported on their activities during the preceding week, including the travel to work the County's booth at the State Fair, conveyance of appreciation from the City Fire Chief on the County's participation in establishing no parking on streets surrounding the airport for the fireworks display, a report on various other July 4 activities, and information on the Water Bond.

- Public Comment The Chairperson announced the second public comment period and there was no one from the public wishing to address the Board.
- Closed Session The Chairperson recessed open session at 2:05 p.m., to reconvene in closed session to continue discussions on previously noted closed session items.
- Report on Closed Session The Chairperson recessed closed session at 6:20 p.m., to reconvene in open session to receive a report on closed session. County Counsel reported there were no actions taken in closed session, which are required by law to be reported on in open session.
- Adjournment The Chairperson adjourned the regular meeting at 6:20 p.m., to 9:00 a.m., Tuesday July 16, 2013 in the Board of Supervisors Room, at the County Administrative Center, in Independence.

Chairperson, Inyo County Board of Supervisor

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

by: _____
Patricia Gunsolley, Assistant