

MINUTES

County of Inyo Board of Supervisors

December 17, 2013

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 8:35 a.m., in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Linda Arcularius presiding, Jeff Griffiths, and Matt Kingsley. Supervisors Rick Pucci and Mark Tillemans were absent.

- Public Comment The Chairperson announced the public comment period. Mr. Philip Anaya of Bishop provided the Board with a copy of correspondence from the Dept. of Water and Power responding to his public records act request for information concerning the Solar Ranch Project and a copy of an article from the Inyo Register concerning the water levels in the local lakes. Mr. Anaya shared his thoughts on the status of the water levels and what he would like to see happen in the future to avoid this happening in the future.
- Closed Session The Chairperson recessed open session at 8:48 a.m., to convene in closed session, with all Board Members present, except Supervisors Pucci and Tillemans, to discuss and take action as appropriate on Agenda Item No. 2. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION [Pursuant to Government Code §54956.9(c)]**. – decision whether to initiate litigation (one case). The Chairperson recessed closed session at 10:00 a.m., to reconvene in open session with all Board Members present except Supervisors Pucci and Tillemans.
- Report on Closed Session County Counsel reported that the Agenda Item No. 2. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION [Pursuant to Government Code §54956.9(c)]**. – decision whether to initiate litigation (one case), had been continued to the next Board of Supervisors Meeting.
- Pledge Supervisor Arcularius led the Pledge of Allegiance.
- Public Comment The Chairperson announced the public comment period and there was no one from the public wishing to address the Board.
- CAO-Gen./Holiday Door Decorating Winners The County Administrator introduced Ms. Denise Hayden of the Employees Events Committee, who announced the winners of the Inyo County Offices Holiday Door Decorating contest and presents the awards and prizes to the winning Departments as follows: First Place – Social Services in Bishop for Rudolph in the Dark, Second Place – Treasurer’s Office in Independence for a Snoopy’s Christmas, Third Place – HHS Administration – Snorkeling Santas, and the Charlie Brown Award was given to the Agriculture Office in Bishop for its miniature wreath display.
- BofS/100 Mule March Proclamation Supervisor Arcularius introduced the draft Ceremonial Proclamation that she and the County Administrator have been working with the Arts Council to design. She explained that should the Board approve the Proclamation being proposed to commemorate the 100 Mules Walk, they would also be approving the design of the proclamation. She went on to explain that the artwork displayed on the bottom of the Proclamation could be changed out to depict the theme of the Proclamation. Supervisor Arcularius also said that she would present the final version of the Proclamation to Ms. Lauren Bon and Ms. Roeser at a future meeting. Moved by Supervisor Griffiths and seconded by Supervisor Kingsley to approve the Proclamation commemorating the 100 Mules Walk. Motion carried unanimously, with Supervisor Pucci and Tillemans absent.
- Introduction Mr. Tom Hardy, District Attorney, introduced Ms. Dee Shepherd, Deputy District Attorney, to the Board.

County Department Reports	The Board heard from the following departments who presented a year-in-review for their Departments: the County Administrative Officer, the District Attorney, Mr. Tom Hardy, Ms. Marge Kemp-Williams, County Counsel, Ms. Kammi Foote, Clerk-Recorder, Mr. Marvin Moskowitz, Environmental Health Director, Mr. Nate Reade, Agricultural Commissioner, Ms. Susanne Rizo, Director of Child Support Services, Ms. Amy Shepherd, Auditor-Controller, Ms. Jean Turner, Director of Health and Human Services, and Sheriff Bill Lutze. The Chairperson postponed the remaining reports to later in the meeting.
CAO-Adv. Co. Resc./2 nd Round of Comm. Grants	Mr. Jon Klusmire, Museum Services Administrator, reviewed the recommendations for the second round of Community Project Sponsorship Program Grants awards for 2013-14. Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to approve the second round of 13 Community Project Sponsorship Program Grant awards for 2013-14 recommended by the Community Project Sponsorship Program Grant Review Panel, in the amounts recommended by the Panel for a total amount of \$80,000; and authorize the County Administrator to sign the Contracts with the recipients of the Community Project Sponsorship Program grants in the amounts approved by the Board, contingent upon the appropriate signatures being obtained. Motion carried unanimously, with Supervisors Pucci and Tillemans absent.
Recess/Reconvene	The Chairperson recessed the regular meeting at 11:50 a.m., to reconvene in open session at 1:00 p.m., with all Board Members present, except Supervisors Pucci and Tillemans.
Motor Pool/Vehicle Purchase	Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to award the bid for and approve the purchase of three 2014 Ford Explorer all-wheel drive Interceptors from Bishop Ford in an amount not to exceed \$90,431.67. Motion carried unanimously, with Supervisors Pucci and Tillemans absent.
Resol. #2013-60/Collection Contracts	On a motion by Supervisor Kingsley and a second by Supervisor Griffiths, Resolution No. 2013-60, titled "A Resolution of the Board of Supervisors of the County of Inyo, State of California, Authorizing the Inyo County Auditor-Controller to Enter Contracts with Governmental Entities to Collect Special and Direct Taxes, Fees and Assessments" was approved: motion unanimously passed and adopted, with Supervisors Pucci and Tillemans absent.
Auditor/MGT Contract	Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to A) declare MGT of America, Inc., a sole source provider of services State Mandated Cost Claims; and B) approve the Contract between the County of Inyo and MGT of America, Inc., for preparation of the FY 2013-14 SB90 State Mandated Cost Claims in an amount not to exceed \$16,500; and authorize the Chairperson to sign. Motion carried unanimously, with Supervisors Pucci and Tillemans absent.
HHS-Soc. Serv./No Inyo Hospital Prior Year Invoice	Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to approve the payment to Northern Inyo Hospital for prior year Invoice #00939920-001, in the amount of \$2,077.37. Motion carried unanimously, with Supervisors Pucci and Tillemans absent.
Planning/AULG Certification	Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to certify that \$63,562.89 in funds provided to Inyo County as an Affected Unit of Local Government (AULG) under the Nuclear Waste Policy Act, as amended, have been expended in accordance with the provisions of that Act, Public Law 97-425, and the 2010 Energy and Water Development and Related Agencies Appropriations Act (Public Law 111-85), authorize the Chairperson to sign the certification, and direct Planning Staff to submit the certification to the U.S. Department of Energy. Motion carried unanimously, with Supervisors Pucci and Tillemans absent.
Planning/HELIX Contract Amendment	Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to approve Amendment No. One to the Contract between the County of Inyo and HELIX Environmental Planning changing the Scope of Work to eliminate language requiring the preparation of an initial study to accompany the Notice of Preparation of an EIR; and authorize the Chairperson to sign. Motion carried unanimously, with Supervisors Pucci and Tillemans absent.
P.W./Ag Building Plans & Specs	Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to approve the revised Plans and Specifications for the Ag Department Storage Building Project and authorize the Public Works Director to advertise and bid the Project. Motion carried unanimously, with Supervisors Pucci and Tillemans absent.

P.W./ISL Contract Amendment Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to approve Amendment No. 1 to the agreement between the County of Inyo and ISL Engineering, Inc., extending the current deadline from December 31, 2013 to May 5, 2014; and authorize the Chairperson to sign. Motion carried unanimously, with Supervisors Pucci and Tillemans absent.

HHS-Behavioral Hlth. Serv./Charis Youth Center Contract Moved by Supervisor Griffiths and seconded by Supervisor Kingsley to ratify and approve the Contract between the County of Inyo and Charis Youth Center for the provision of mental health services within a residential placement setting, in an amount not to exceed \$35,000 for the period of October 4, 2013 through June 30, 2014; and authorize the Chairperson to sign. Motion carried unanimously, with Supervisors Pucci and Tillemans absent.

VSO/Budget Amendment The request from the Sheriff's Department to amend the FY 2013-14 Veterans Service Officer Budget Unit #056600 was pulled from consideration and rescheduled for the January 7, 2014 meeting.

Sheriff/COPS Funding P.O. and Budget Amendment The request from the Sheriff's Department to purchase software and other equipment and amend the Sheriff and the Jail CADS budget was pulled from consideration and rescheduled for the January 7, 2014 meeting.

Emerg. Serv./D.V. Roadeater Emergency The County Administrator recommended that the Death Valley Roadeater Emergency be continued. Moved by Supervisor Griffiths and seconded by Supervisor Kingsley to continue the local emergency, The Death Valley Roadeater Emergency, that resulted in flooding in the eastern portion of Inyo County during the month of August 2012, per Resolution #2012-32. Motion carried unanimously, with Supervisors Pucci and Tillemans absent.

Emerg. Serv./Gully Washer Emergency The County Administrator recommended that the Gully Washer Emergency be continued. Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to continue the local emergency, The Gully Washer Emergency that resulted in flooding in the central, south and southeastern portion of Inyo County during the month of July, 2013. Motion carried unanimously, with Supervisors Pucci and Tillemans absent.

Emerg. Serv./Canyon Crusher Emergency Moved by Supervisor Griffiths and seconded by Supervisor Kingsley to continue the local emergency, The Canyon Crusher Emergency that resulted in flooding in the portions of Inyo County during the month of August, 2013. Motion carried unanimously, with Supervisors Pucci and Tillemans absent.

P.W./Landfill Truck Scale Project The Public Works Director, Mr. Clint Quilter, explained that the most recent bids received for the Bishop-Sunland Landfill Truck Scale Project exceeded the Engineer's estimate and the plans had been revised in an effort to get an acceptable bid. Moved by Supervisor Griffiths and seconded by Supervisor Kingsley to A) reject the bids received for the Bishop-Sunland Landfill Truck Scale Project; and B) approve the revised Plans and Specifications for the Bishop-Sunland Landfill Truck Scale Project and authorize the Public Works Director to advertise and bid the project. Motion carried unanimously, with Supervisors Pucci and Tillemans absent.

P.W.-CAO/LADWP Agreement Division Creek Road The County Administrator provided additional information and further explanation on the request to enter into an agreement with LADWP for limited reimbursement for work performed on Division Creek Road. Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to approve the Agreement between the County of Inyo and the Los Angeles Department of Water and Power (LADWP) for limited reimbursement of money expended on the emergency repairs performed by LADWP on the Division Creek Road; and authorize the Chairperson to sign. Motion carried unanimously, with Supervisors Pucci and Tillemans absent.

Parks/Auto Pay Stations Moved by Supervisor Griffiths and seconded by Supervisor Kingsley to A) authorize the purchase of four automated payment system pay stations for use at four County Campgrounds and B) authorize the County Administrator to execute all related purchase documents including Inyo County Standard Contract No. 116, contingent upon the appropriate signatures being obtained. Motion carried unanimously, with Supervisors Pucci and Tillemans absent.

BofS/D.V. Park Moratorium on Special Events Permits The Board heard from Mr. Chris Kostman, Race Director, for the Badwater 135 Ultramarathon, who informed the Board of the Death Valley National Park's decision to put a Moratorium on Special Event Permits for athletic events while the Park Service conducts a safety review. He explained how the events benefit the County as well as the Park. He talked about his alternate plans for the Badwater Marathon in the event it can't be held in the Park. He said he would redesign the route so

that it begins and ends in Lone Pine. Mr. Kostman provided statistical information concerning the number of people and the amount of money these events generate. He noted his concern that this may be a way for the NPS to stop events in all of the Parks. The County Administrator provided further clarification on what had transpired at a meeting with the Death Valley Park Superintendent. The Board and Mr. Kostman discussed the safety record of the events that have totaled 89 since 1990 with Park approval. They also discussed the motivation of the Park Service to make the decision to not permit athletic events. The Board expressed a desire to have a letter sent to our federal legislators and the Secretary of the Department of the Interior, asking that the historic events, like the Badwater 135 Ultramarathon, be allowed to continue during the review period and to support the events being held in National Parks, noting the economic and social benefit these events have on the County. The County Administrator said that staff would draft a letter to be returned for the Board's consideration in early January.

- County Department Reports Continued The Board continued to hear from the following departments who presented a year-in-review for their Departments: Jeff Thomson, Chief Probation Officer, Pam Hennarty, Sr. Deputy County Administrator, Dr. Bob Harrington, Water Director, who reported on a current situation where domestic wells in the west Bishop area are going dry. Dr. Harrington explained that monitoring of the wells in the area attribute the situation to extremely low water flows as a result of sever drought conditions and not pumping. Dr. Harrington indicated that he would be monitoring the situation and would keep the Board informed. Clint Quilter, Public Works Director provided his year-in-review report, as did Josh Hart, Planning Director, and Alisha McMurtrie, the Treasurer-Tax Collector.
- Recess/Reconvene The Chairperson recessed the regular meeting at 2:50 p.m., to reconvene in a workshop at 3:05 p.m., with all Board Members present, except Supervisors Pucci and Tillemans.
- CAO-Budget/Creative Budget Solutions Workshop The Board met in a workshop with Dr. Frank Benest to discuss creative budget solutions and innovations in service redesign by Dr. Frank Benest. The Chairperson recessed the workshop at 4:30 p.m., to reconvene in open session at 4:40 p.m., with all Board Members present, except Supervisor Pucci and Tillemans.
- Board Members and Staff Reports The Board Members reported on their activities during the preceding week, including the meeting with the Death Valley Park Superintendent, various holiday functions, notification that Supervisor Kingsley has been appointed to the Central Resource Advisory Council, the Independence Fruit Cake Festival, an Inyo Associates Meeting, and an ESGOG Meeting, along with holiday wishes to all from the Board.
- Public Comment The Chairperson announced the final public comment period. Skandaar Reid of Bishop talked about the workshop the Board had conducted earlier on innovative budget solutions, saying he was looking forward to the results.
- Adjournment The Chairperson adjourned the regular meeting at 4:45 p.m., to 8:30 a.m., Tuesday, January 7, 2014, 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