

# MINUTES

# County of Inyo Board of Supervisors

**January 21, 2014**

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 9:00 a.m., on January 21, 2014, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Rick Pucci presiding, Linda Arcularius, Jeff Griffiths, Mark Tillemans and Matt Kingsley.

- Public Comment            The Chairperson announced the public comment period and there was no one wishing to address the Board.
- Closed Session            The Chairperson recessed open session at 9:01 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 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; and 3. **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 and Labor Relations Administrator Sue Dishion. No. 3A. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION [Pursuant to Government Code §54956.9(c)].** – meet with legal counsel for discussion and advice regarding potential litigation (one case).
- Recess/  
Reconvene                The Chairperson recessed closed session at 10:35 a.m., to reconvene in open session at 10:40 a.m., with all Board Members present.
- Report on Closed  
Session                    County Counsel reported that with regard to Agenda Items 2, 3 and 3A, the Board provided direction to staff.
- Pledge                     Supervisor Arcularius led the Pledge of Allegiance.
- Public Comment           The Chairperson announced the public comment period. Mr. John Dukes, Keeler Resident and President of the Saline Valley Preservation group thanked the Board for fixing Saline Valley Road. He went on to ask about providing the residents of Keeler the ability to have a more cost effect way to connect to the Digital 395 fiber optics.
- County Department  
Reports                    The Chairperson announced the County Department Report period. Ms. Kammi Foote, Clerk-Recorder, reported on the BLM mandatory mining claims filing forms, saying that the filing documents now comply with the State of California filing requirements and the forms are available through the County web page. Ms. Jean Turner, Director of Health and Human Services, reported on her department's "service redesign" efforts. Chief Probation Officer Jeff Thomson, reported on his department's efforts with regard to the Creative Budget Solutions workshop. Mr. Clint Quilter, Public Works Director, reported on the Trona Wildrose Road Repair Project. The County Administrator invited the Board to attend, as observers only, the second installment of the "Creative Budget Solutions" workshop to be held Thursday morning beginning at 8:00 a.m., at the Tri County Fairgrounds.
- HHS-EMS/EMCC  
Appointments            Moved by Supervisor Tillemans and seconded by Supervisor Griffiths to appoint the following to the Emergency Medical Care Committee to complete unexpired two year terms ending December 31, 2015: Philip Ashworth of the Independence Volunteer Fire Department; Steven Davis of the Olancha Cartago Fire Department; Mike Patterson of Sierra Lifeflight; Lisa Erwin of Northern Inyo Hospital; Andrew Stevens of Northern Inyo Hospital; Judd Symons of Symons Ambulance; and Lloyd Wilson of the Big Pine Fire Department. Motion carried unanimously.

CAO-Info Serv./MSA for CA Broadband Services (CBC) In response to public comment, Mr. Brandon Shults, Information Services Director, explained how the Digital 395 Project works and how access to the fiber optics is provided. Mr. Shults went on to explain that the requests for contract approval for telecommunications and information services from California Broadband Cooperative, Inc., is one of the ways the County and others may connect to the Digital 395 project. Moved by Supervisor Griffiths and seconded by Supervisor Kingsley to A) approve the Master Services Agreement (MSA) for the delivery of telecommunications and information services between California Broadband Cooperative, Inc. (CBC) and the County of Inyo, which will be considered part of any future service order from CBC by the County; B) approve Exhibit B – CBC Internet Access Services associated with the MSA; C) approve Exhibit F – Point to Point associated with the MSA; and D) authorize the Chairperson to sign the MSA, Exhibits B and F. Motion carried unanimously.

CAO-Info Serv./CBC Sheriff's Office Internet Access Contract Moved by Supervisor Griffiths and seconded by Supervisor Kingsley to A) approve a Services Agreement between California Broadband Cooperation (CBC) and the County of Inyo – Sheriff's Office for the delivery of Internet access service for a period of 5 years commencing on the date the service is installed in an amount not to exceed \$2,160 annually (\$10,800 over five years), contingent on the approval of the California Broadband Cooperative, Inc., Master Services Agreement and future budgets over the term of the Agreement; and B) authorize the Sheriff to sign on behalf of the County. Motion carried unanimously.

CAO-Info Serv./CBC HHS Internet Access Contract Moved by Supervisor Griffiths and seconded by Supervisor Kingsley to A) approve a Services Agreement between the California Broadband Cooperation (CBC) and the County of Inyo – Health and Human Services for the delivery of Internet access service for a period of 5 years commencing on the date the service is installed in an amount not to exceed \$1,440 annually (\$7,200 over 5 years), contingent on the approval of the California Broadband Cooperative, Inc., Master Services Agreement and future budgets over the term of the Agreement and B) authorize the Director of Health and Human Services to sign on behalf of the County. Motion carried unanimously.

CAO-Info Serv./CBC Info Services Internet Access Contract Moved by Supervisor Griffiths and seconded by Supervisor Kingsley to A) approve a Services Agreement between the California Broadband Cooperation (CBC) and the County of Inyo – Information Services for the delivery of Internet access service for the period of 5 years commencing on the date service is installed in an amount not to exceed \$12,000 annually (\$60,000 over five years), contingent on the approval of the California Broadband Cooperative, Inc., Master Services Agreement and future budgets over the term of the Agreement; and B) authorize the Director of Information Services to sign on behalf of the County. Motion carried unanimously.

BofS/Committee Assignments Supervisor Tillemans reiterated his desire to serve as the Alternate to RCRC. Supervisor Kingsley, the current alternate, said he would support that change. The Board also noted that Supervisor Tillemans serves on the Children and Families Commission, not Supervisor Griffiths as shown on the Agenda. Additionally the Board asked that the appointments being made for 806 reporting purposes reflect delegate and alternate assignments. Moved by Supervisor Griffiths and seconded by Supervisor Tillemans to approve the 2014 Board of Supervisors committee assignments as recommended by Chairperson Supervisor Rick Pucci, amending the appointment list to reflect Supervisor Tillemans as the alternate to RCRC instead of Supervisor Kingsley, and excluding the following positions noted for 806 filing purposes which are appointed separately. Motion carried unanimously.

Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to appoint Supervisor Arcularius to the Great Basin Air Pollution Control District Board as a regular delegate and to the BLM Steering and Mental Health Advisory Board as the alternate. Motion carried unanimously with Supervisors Griffiths, Pucci, Tillemans and Kingsley voting yes, and with Supervisor Arcularius abstaining.

Moved by Supervisor Arcularius and seconded by Supervisor Tillemans to appoint Supervisor Jeff Griffiths to the Local Agency Formation Commission as a regular delegate. Motion carried unanimously, with Supervisors Arcularius, Pucci, Tillemans and Kingsley voting yes, and with Supervisor Griffiths abstaining.

Moved by Supervisor Griffiths and seconded by Supervisor Tillemans to appoint Supervisor Rick Pucci to the Local Agency Formation Commission as a regular delegate, and to the Great Basin Air Pollution Control District Board as the alternate. Motion carried unanimously, with Supervisors Arcularius, Griffiths, Tillemans and Kingsley voting yes, and with Supervisor Pucci abstaining.

Moved by Supervisor Arcularius and seconded by Supervisor Kingsley to appoint Supervisor Mark Tillemans to the Child Care Planning Council as a regular delegate and to the Local Agency Formation Commission as an alternate. Motion carried unanimously, with Supervisors Arcularius, Griffiths, Pucci and Kingsley voting yes, and with Supervisor Tillemans abstaining.

Moved by Supervisor Arcularius and seconded by Supervisor Griffiths to appoint Supervisor Matt Kingsley to the Great Basin Air Pollution Control District as a regular delegate. Motion carried unanimously, with Supervisors Arcularius, Griffiths, Pucci and Tillemans voting yes and with Supervisor Kingsley abstaining.

Water Dept./Position Request Moved by Supervisor Arcularius 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 Assistants exists as certified by the Water Director, and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates meet the qualifications for the positions, the vacancies could possibly be filled through an internal recruitment, but an open recruitment would be more appropriate as there may not be sufficient internal applicants to fill the requested positions; and authorize the filling of six Seasonal Field Assistant I positions at Range 050PT (\$14.48 - \$17.21 per hour) for the period of May 16, 2014 through August 31, 2014, contingent upon the Board's adoption of a FY 2014/15 budget. Motion carried unanimously.

Sheriff/All Terrain Vehicle P.O. The Sheriff provided additional information and further justification for the recommendation to purchase an all-terrain vehicle from Honda Yamaha of Redlands. Moved by Supervisor Arcularius and seconded by Supervisor Kingsley to approve the purchase of one side-by-side all-terrain vehicle from Honda Yamaha of Redlands in an amount not to exceed \$11,190 plus sales tax. Motion carried unanimously.

Planning/Planning Grant Mr. Josh Hart, Planning Director, provided additional information regarding the 2013 Request for Proposals for the Sustainable Communities Planning Grant and Incentives Program issued by the State of California Strategic Growth Council and further justification for seeking a grant for a Specific Plan for North Sierra Highway. The Board Members discussed the Plan for North Sierra Highway with Mr. Hart. Moved by Supervisor Arcularius and seconded by Supervisor Tillemans to direct staff to prepare a grant application for a Specific Plan for North Sierra Highway. Motion carried unanimously.

Planning/Amphibian Critical Habitat Designation The Board received presentations from staff and Supervisors Arcularius and Tillemans about recent activities regarding the proposed listing and designation of critical habitat by the U.S. Fish and Wildlife Service (USFWS) for the Sierra Nevada Yellow-Legged Frog, the Northern Distinct Population Segment of the Mountain Yellow-Legged Frog, and the Yosemite Toad. The Board discussed attendance at the upcoming USFWS public hearing regarding the proposal in Sacramento with the Board indicating that they want staff, including Mr. Steve Porter to attend the meeting.

Planning/USFWS Multiple Species Listings Impacts The Board reviewed the draft correspondence to Secretary Jewell, U.S. Department of the Interior, requesting the U.S. Fish and Wildlife Service analysis of the cumulative socioeconomic impacts associated with multiple forthcoming proposals to list species as endangered and to designate critical habitat within Inyo County. Supervisor Arcularius asked that the cc reference to the Regional Council of Rural Counties be changed to reflect the organizations new title of Rural Counties Representatives of California. Moved by Supervisor Arcularius and seconded by Supervisor Tillemans to approve the correspondence to the Secretary of the Interior, as amended; and authorize the Chairperson to sign. Motion carried unanimously.

Emerg. Serv./D. V. Roadeater Emerg. The County Administrator recommended that the D.V. Roadeater Emergency be continued. Moved by Supervisor Kinglsey and seconded by Supervisor Tillemans 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.

Emerg. Serv./Gully Washer Emerg.	The County Administrator recommended that the Gully Washer Emergency be continued. Moved by Supervisor Kingsley and seconded by Supervisor Tillemans 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.
Emerg. Serv./Canyon Crusher	The County Administrator recommended that the Canyon Crusher Emergency be continued. Moved by Supervisor Tillemans 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.
BofS/Minute Approval	Moved by Supervisor Tillemans and seconded by Supervisor Griffiths to approve the minutes of the Board of Supervisors Meetings of January 7, 2014. Motion carried unanimously.
CAO-CC-Planning/Owens Lake Master Project. Letter	The County Administrator provided additional information about the correspondence to DWP concerning the Owens Lake Master Project. Dr. Bob Harrington, Water Director, provided the Board with a copy of the Water Commission's recommendation. Moved by Supervisor Kingsley and seconded by Supervisor Arcularius to approve the correspondence to the City of Los Angeles Department of Water and Power regarding the Owens Lake Master Project, and authorize the Chairperson to sign. Motion carried unanimously.
Recess/Reconvene	The Chairperson recessed the regular meeting at 12:45 p.m., to reconvene in open session at 1:25 p.m., with all Board Members present.
BofS/IMACA Continuum of Care	The Board received a presentation from Larry Emerson of the Inyo Mono Advocates for Community Action (IMACA) and Susi Bains, Chairperson of Continuum of Care Committee on the Continuum of Care Program.
Clerk-Elections/Workshop	The Chairperson recessed open session at 1:45 p.m., to convene in a workshop, with all Board Members present, to conduct a workshop on election costs. The Chairperson recessed the workshop at 2:30 p.m., to reconvene in open session, with all Board Members present.
Board Members and Staff Reports	The Board Members reported on their activities during the preceding week, including Inyo Associates, the Road Dept. BBQ in Panamint, notification that the ESTA meeting had been cancelled, an Inyo first Five Commission Meeting, a Child Support Services Regional Oversight Committee meeting, and a Mental Health Board Meeting.
Public Comment	The Chairperson announced the public comment period and there was no one wishing to address the Board.
Adjournment	The Chairperson adjourned the regular meeting at 2:40 p.m., to 8:30 a.m., Tuesday, January 28, 2014, in the Board of Supervisors Room, at the County Administrative Center, in Independence.

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Chairperson, Inyo County Board of Supervisor

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

by: \_\_\_\_\_  
*Patricia Gunsolley, Assistant*