

MINUTES

County of Inyo Board of Supervisors

April 8, 2014

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, April 8, 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 8:31 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 – ANTICIPATED LITIGATION [Pursuant to Government Code §54956.9(c)].** – Meet with legal counsel for discussion and advice regarding Potential Litigation (three cases); No. 3. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code § 54957.6].** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Deputy Sheriff's Association (DSA) - Negotiators: Labor Relations Administrator, Sue Dishion, Information Services Director, Brandon Shults, and Planning Director Josh Hart; No. 4. **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. 5. **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. 6. **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 (ICPPOA) - 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: ICEA - Negotiators: Labor Relations Administrator Sue Dishion, and Information Services Director Brandon Shults; and No. 8. **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.
- Recess/
Reconvene The Chairperson recessed closed session at 9:50 a.m., to reconvene in open session at 10:00 a.m., with all Board Members present.
- Pledge Supervisor Tillemans led the Pledge of Allegiance.
- Public Comment The Chairperson announced the public comment period. Captain Andrea Whitmere, of the California Highway Patrol, told the Board that April is "Distracted Driver Awareness" month, and reminded everyone how dangerous driving while distracted can be.
- County Department
Reports The Chairperson announced the County Department Report period. Dr. Bob Harrington, Water Director, reviewed the schedule for the upcoming Technical Group Meeting scheduled for April 11, 2014 in Bishop, the April 6, 2014 Inyo Water Commission Meeting scheduled for 6:00 p.m., April 15, 2014 at the Tri County Fairgrounds, which the Chandler Decree, the flow down Bishop Creek, and the hydrography in West Bishop will be discussed, and the Inyo/Los Angeles Standing Committee Meeting scheduled for April 22, 2014 at 1:00 P.M., in Lone Angeles. Ms. Jean Turner,

Director of Health and Human Services, updated the Board on Department activities including the ESAAA Advisory Council Meeting, and meetings concerning MediCal Managed Care. Sheriff Lutze reported on upcoming Policy Academy graduation. Lt. Jeff Hallowell reported on the VSO. Mr. Jon Klusmire reported on Eastern Sierra California Museum activities and events.

- CAO-Adv. Co. Res./L.P. CofC Grant Payment Moved by Supervisor Arcularius and seconded by Supervisor Kingsley to approve a \$3,250 final payment to the Lone Pine Chamber of Commerce for the Early Opener Trout Derby, a 2013-14 Community Project Sponsorship Grant project. Motion carried unanimously.
- HHS-Sr. Serv./ Dept. of Aging Contract Amendment Moved by Supervisor Arcularius and seconded by Supervisor Kingsley to approve Amendment No. 1 to the Contract No. A9-1314-16, between the County of Inyo and the California Department of Aging, increasing the overall allocation by \$102,532 for a total amount of \$539,649; and authorize the Chairperson to sign. Motion carried unanimously.
- HHS-Sr. Serv./ Area Plan Update Moved by Supervisor Arcularius and seconded by Supervisor Kingsley to approve the Annual 2014-2015 Area Plan Update for Services for Planning and Services Area 16 (Inyo and Mono counties) and authorize the Chairperson to sign the transmittal letter. Motion carried unanimously.
- HHS-Hlth. Ser./ Medi-Cal Admin Contract Moved by Supervisor Arcularius and seconded by Supervisor Kingsley to approve the Agreement between the County of Inyo and the California Department of Health Care Services for school based Medi-Cal administrative activities for the period of July 1, 2014 through June 30, 2017 in the amount of \$39,425, contingent upon the Board's adoption of future budgets; and authorize the Director of Health and Human Services to sign. Motion carried unanimously.
- Sheriff/Olancha Fire Dept. MOU The Sheriff and Olancha/Cartago Volunteer Fire Department Chief Steve Davis provided additional information and further justification for the County entering into a MOU for advanced life support services. Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to approve the Memorandum of Understanding between the Inyo County Sheriff's Department and the Olancha/Cartago Volunteer Fire Department for Limited Advanced Life Support and Advanced Life Support; and authorize the Sheriff to sign. Motion carried unanimously.
- Planning/Gentry Planning Comm. Appt. Moved by Supervisor Kingsley and seconded by Supervisor Arcularius to appoint Mr. John "Jim" Gentry as the Fifth District Planning Commissioner, to complete an unexpired four-year term ending January 4, 2017. Motion carried unanimously.
- Probation/Allvest Info Services Contract Moved by Supervisor Arcularius and seconded by Supervisor Tillemans to A) declare Allvest Information Services, Inc., dba Assessments.com as a sole source provider of consulting training and software programming services; and B) ratify and approve a contract between the County of Inyo and Assessments.com for consulting, training and software programming services in an amount not to exceed \$20,900 for the period of January 1, 2014 through June 30, 2014; and authorize the Chairperson to sign. Motion carried unanimously.
- P.W./Denver Gardens Property Lease The Public Works Director, Mr. Clint Quilter, confirmed that the lease for office space in Bishop has a 60 day cancellation clause. Moved by Supervisor Tillemans and seconded by Supervisor Arcularius to approve Amendment No. 1 to the Lease between the County of Inyo and Denver Gardens LLC for the property located at 912, 914, 916 and 918 North Main Street, in Bishop, to extend the existing lease for a period of five years, maintaining all current provisions and conditions while reducing the annual lease fee by a total of \$104,793 over the five year period and the annual accelerator from 5% to 3% annually; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained. Motion carried unanimously.
- Planning/SB1270 Letter of Concern The Planning Director, Mr. Josh Hart, reviewed the draft correspondence to Senator Pavley regarding SB 1270 concerning surface mining operations. The Board and Mr. Hart discussed various aspects of the letter, including the need to identify increased costs to mining operations especially small operations, emphasizing that the County of Inyo has successfully carried out its obligations under SMARA, that the current law allows for the State to enforce SMARA in instances where local jurisdictions are unable to, and that the County's success should not be ignored because of issues with other jurisdictions. Moved by Supervisor Kingsley and seconded by Supervisor Arcularius to approve the draft correspondence to Senator Pavley regarding SB 1270 concerning surface mining operations, as amended to incorporate today's discussion; 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 because conditions continue to exist that impact public safety and exceed the County's resources. Moved by Supervisor Kingsley 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 because conditions continue to exist that impact public safety and exceed the County's resources. 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 Emerg.	The County Administrator recommended that the Canyon Crusher Emergency be continued because conditions continue to exist that impact public's safety and exceed the County's resources. 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
Emerg. Serv./Land of Even Less Water Emerg.	The County Administrator recommended that the Land of EVEN Less Water Emergency be continued because impacts of the drought that exists continue to impact the County. Moved by Supervisor Arcularius and seconded by Supervisor Griffiths to continue the local emergency, known as the "Land of EVEN Less Water Emergency" that was proclaimed as a result of extreme drought conditions that exist in the County. Motion carried unanimously.
Recess/Reconvene	The Chairperson recessed the regular meeting at 10:55 a.m., to reconvene at 11:05 a.m., in a workshop with all Board Members present.
Integ. Waste/Carb Compliance Workshop	The Board convened in a workshop with representatives of Integrated Waste Management to receive a presentation from and discuss with staff solid waste equipment needs to maintain CARB compliance. The Chairperson recessed the workshop at 11:40 a.m.
Integ. Waste/Illegal Dumping Workshop	The Board convened in a workshop with representatives of Integrated Waste Management to receive a presentation from staff regarding Illegal Dumping Prevention. The Chairperson recessed the workshop at 12:40 p.m.
Recess/Reconvene	The Chairperson recessed the regular meeting at 12:40 p.m., to reconvene in a workshop at 1:35 p.m., with all Board Members present.
Planning/Inyo County Code Title 21 Workshop	The Board convened in a workshop with the Planning Director to receive a presentation on and discuss Inyo County Code Title 21 and the current procedure for the processing of existing applications for renewable energy projects. The Chairperson recessed the workshop at 2:25 p.m., to reconvene in open session with all Board Members present.
Schools/Office of Ed Consolidated Election	Moved by Supervisor Kingsley and seconded by Supervisor Arcularius to consolidate the Inyo County Board of Education Election for Trustees with the Statewide Primary Election on June 3, 2014. Motion carried unanimously.
Recess/Reconvene	The Chairperson recessed open session at 2:28 p.m., to reconvene in closed session, with all Board Members present, to continue discussions on previously noted closed session items.
Report on Closed Session	The Chairperson recessed closed session at 3:28 p.m., to reconvene in open session, with all Board Members present. County Counsel reported on closed session as follows: with regard to Agenda Item No. 2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION [Pursuant to Government Code §54956.9(c)] – Meet with legal counsel for discussion and advice regarding Potential Litigation (three cases), the Board in a unanimous vote with Supervisors Arcularius, Griffiths, Pucci, Tillemans and Kingsley voting yes provided instructions to County Counsel to move forward in the matters; and with regard to Items No. 3 through 8 which are negotiations with labor unions, instructions were given to the County's labor negotiators.

- Board Members and Staff Reports The Board Members reported on their activities during the preceding week, including an Inyo First Five Commission Meeting, the Big Pine Spring Clean Up Event, an ESAAA Advisory Council Meeting, a meeting with the Superintendent of Death Valley on the permitting issues, a meeting concerning a parcel tax for the Lone Pine Fire District for ambulance service, various constituent meetings, and Alabama Hills Day. The County Administrator and County Counsel provided feedback on the Title 21 workshop held earlier today, and an Emergency Services Committee meeting that included representatives of ISEMA.
- Public Comment The Chairperson announced the final public comment period and there was no one from the public wishing to address the Board.
- Adjournment The Chairperson adjourned the meeting at 3:55 p.m., to 8:30 a.m., Tuesday, April 15, 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