

MINUTES

County of Inyo Board of Supervisors

November 24, 2015

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 8:35 a.m., on November 24, 2015, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Matt Kingsley, presiding, Dan Totheroh, Rick Pucci, Jeff Griffiths, and Mark Tillemans.

- Public Comment The Chairperson announced the public comment period and there was no one from the public wishing to address the Board.
- Closed Session The Chairperson recessed open session at 8:37 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(d)(4)]** - decision whether to initiate litigation (three case); No. 3. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Inyo County Peace Officers Association (ICPPOA) – Negotiators - County Administrative Officer, Kevin Carunchio, Assistant County Administrator, Rick Benson, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults; No. 4. **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: - County Administrative Officer, Kevin Carunchio, Assistant County Administrator, Rick Benson, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults.
- Recess/
Reconvene The Chairperson recessed closed session at 10:15 a.m., to reconvene in open session at 10:20 a.m., with all Board Members present.
- Pledge Deputy County Counsel, David Nam, let the Pledge of Allegiance.
- Report on Closed
Session County Counsel reported the following regarding closed session: Item No. 2., **CONFERENCE WITH LEGAL COUNSEL -ANTICIPATED LITIGATION [Pursuant to Government Code §54956.9(d)(4)]** - decision whether to initiate litigation (three cases), the Board discussed the matters with Counsel; No. 3. negotiations with an employees union, instructions were given to the negotiators; and No. 4. was withdrawn.
- Public Comment The Chairperson announced the public comment period and there was no one from the public wishing to address the Board. The County Administrator requested the Chairperson open the Department Report period after the ESTA presentation in order to provide staff an opportunity to update the Board on a situation that arose over the weekend.
- BofS/ESTA Annual
Report Mr. John Helm, Executive Director of ESTA, provided copies of and presented the 2014/15 ESTA Annual Report.
- Dept. Report
Period The Chairperson opened the Department Report period. The County Administrator and Sheriff updated the Board on a developing situation concerning a report from DWP concerning seepage along the side of the Alabama Gates on the aqueduct and along the side of U.S. Highway 395. Mr. Jim Yannotta, Aqueduct Manager, for LADWP, joined the discussion via a speaker phone and he and the Sheriff provided more information regarding the seepage. They explained that LADWP, the County, Caltrans and the California Highway Patrol are assessing the situation to determine where the water is coming from as well as how much damage has been done to the roadway, especially under the roadway. He said the Department is looking to determine whether the water is groundwater or aqueduct seepage. He said if the water is coming from the aqueduct the

Department will make the necessary repairs. The Sheriff explained that he is monitoring the water levels and flows to ensure the traveling public's safety. He said that he will keep the Board informed. Josh Hart announced that the public meetings on the Solar Energy study will be held in Lone Pine and Bishop on December 9 and 10.

- CAO-Info Serv./
JALAN License
- Moved by Supervisor Pucci and seconded by Supervisor Tillemans to approve the renewal of support services for licensed programs referred to as the JALAN Criminal Justice System from Sungard Public Sector, Inc., for the period of December 1, 2015 through November 30, 2016, in an amount not to exceed \$24,375. Motion carried unanimously.
- CAO-Info Serv./
GBH Board
Meeting Streaming
Contract
- Moved by Supervisor Pucci and seconded by Supervisor Tillemans to A) award and approve the Contract with GBH Communications, Inc., for implementation and related services for Board Meeting Streaming and Purchase of related technical hardware, in an amount not to exceed \$11,850, and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained; B) award and approve the Contract with GBH Communications, Inc., for remote configuration services, in an amount not to exceed \$4,995, and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained; and C) authorize a purchase order to GBH Communications, Inc., for the purchase of various technical hardware components (including product warranties) necessary to stream audio and video of Board meetings over the Internet, in an amount not to exceed \$63,500. Motion carried unanimously.
- Motor Pool/Sale of
Surplus Vehicles
- Moved by Supervisor Pucci and seconded by Supervisor Tillemans to A) declare the vehicles recommended by Staff as surplus; B) authorize Motor Pool to offer the vehicles for sale utilizing the Public Surplus auction site; and C) authorize Motor Pool to utilize either the previously approved consignment auction agreement with Enterprise Fleet Management or another auctioneer for the removal and sale of any vehicles remaining unsold after the Public Surplus process. Motion carried unanimously.
- Integ. Waste/
Homewood Canyon
Transfer Station
Services Contract
- Moved by Supervisor Pucci and seconded by Supervisor Tillemans to A) award the bid for Homewood Canyon Transfer Station hauling services to the Ridgecrest Landfill to Ridgecrest Sanitation; B) approve the Contract between the County of Inyo and Ridgecrest Sanitation for the transport of solid waste from the Homewood Canyon Transfer Station to the Ridgecrest Landfill in Kern County, for the period of December 1, 2015 through June 30, 2016, with two one year options to extend, at the rate of \$1,145.97 per month, with a potential 3% increase or decrease adjustment for subsequent yearly terms if extended; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained. Motion carried unanimously.
- Resol. #2015-62/
Support Central
Committees
Elections
- The Clerk-Recorder, Kammi Foote, provided additional information and further justification for confirming the continuation of the existing process to have the County continue to conduct the elections for local political parties Central Committees without charge. On a motion by Supervisor Griffiths and a second by Supervisor Tothoroh to approve Resolution No. 2015-62, titled "A Resolution of the Board of Supervisors of the County of Inyo in Support of the Registrar of Voters Conducting Elections for Central Committees as Required by Law:" motion unanimously passed and adopted.
- P.W./County
Buildings Painting
Project
- The request from the Public Works Department for the Board to consider approval of the contract for the County Buildings Painting Project was pulled from consideration at the request of the Department.
- Emerg. Serv./D. V.
Roadeater
Emergency
Continued
- Moved by Supervisor Griffiths and seconded by Supervisor Pucci 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, as recommended by the County Administrator. Motion carried unanimously.
- Emerg. Serv./Gully
Washer Emergency
Continued
- Moved by Supervisor Tillemans 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, as recommended by the County Administrator. Motion carried unanimously.
- Emerg. Serv./
Canyon Crusher
Emergency
Continued
- Moved by Supervisor Tillemans and seconded by Supervisor Pucci 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, was recommended by the County Administrator. Motion carried unanimously.

Emerg. Serv./Land of Even Less Water Emergency Continued	Moved by Supervisor Griffiths and seconded by Supervisor Totheroh 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 as recommended by the County Administrator. Motion carried unanimously.
Emerg. Serv./D.V. Down But Not Out Emergency	Moved by Supervisor Totheroh and seconded by Supervisor Griffiths to continue the local emergency, known as the "Death Valley Down But Not Out Emergency" that was proclaimed as a result flooding in the central, south and southeastern portion of Inyo County during the month of October, 2015. Motion carried unanimously.
BofS/Minute Approval	Moved by Supervisor Griffiths and seconded by Supervisor Pucci to approve the minutes of the Board of Supervisors Meetings as follows: A) the Regular Meeting of November 17, 2015; and B) the Special Meeting of November 16, 2015. Motion carried unanimously.
HHS/Foster Care Workshop	The Chairperson recessed open session at 11:00 a.m., to convene in a workshop, with all Board Members present, on the impact in Inyo County of California's Continuum of Care Reform for children and youth in our foster care system. The Chairperson recessed the workshop at 11:40 a.m.
Probation/Workshop on Juvenile Services	The Chairperson convened in a workshop at 11:40 a.m., with all Board Members present, on the status of Juvenile Services, and possible opportunities in Inyo County. The Chairperson recessed the workshop at 1:35 p.m., to reconvene in open session, with all Board Members present.
HHS-Soc. Serv./ Foster Caregiver Support Plan.	Jean Turner, Director of Health and Human Services provided additional information and further explanation on the Foster and Relative Caregiver Recruitment and Retention and Support Plan. Moved by Supervisor Tillemans and seconded by Supervisor Pucci to approve the Foster and Relative Caregiver Recruitment and Retention and Support Plan for submittal to the California Department of Social Services, requesting \$186,300. Motion carried unanimously.
Recess/ Reconvene	The Chairperson recessed the regular meeting at 2:00 p.m., to reconvene in open session at 2:20 p.m., with all Board Members present.
Ordinance 1197/ Mental Health Services Fees	On a motion by Supervisor Tillemans and a second by Supervisor Griffiths, Ordinance 1197 titled "An Ordinance of the Board of Supervisors of the County of Inyo, State of California, Repealing Ordinance No. 1189 and Revising Inyo County Community Mental Health Services Fees;" which will amend the Community Mental Health Services Fees based on the annual certified actual costs, is enacted: motion unanimously passed and adopted.
Water Dept./LADWP Proposal to Construct New Groundwater Wells	Dr. Bob Harrington, Water Director, made a presentation to the Board on the recent proposals by the Los Angeles Department of Water and Power to construct new groundwater wells. Mr. Jim Yannotta, LADWP Aqueduct Manager, joined the discussion via a speaker phone. Dr. Harrington provided detailed information on each of the wells identified in the proposal and the Board and Dr. Harrington discussed the wells in detail and at length. The discussion included CEQA requirements, accessing the deep aquifer vs. shallow aquifer. The Board heard from the following members of the public concerning DWP's proposal: Sally Manning, Bishop Resident, who was opposed to the new wells because of concern for the environment which has not recovered from DWP's current and past operations; Earl Wilson of Lone Pine who was concerned about the impact of taking water from the 5 Bridges area as well as the Lone Pine area, and questioned whether there was sufficient data on deep aquifer recharge; Ceal Klingler, who was opposed to the proposal because of the detrimental impact to the ecologically sensitive Fish Slough area and strongly encouraging that CEQA environmental review of the new well be required; Philip Anaya, Bishop Area Resident, who read a letter into the record opposing the new wells and also asking that CEQA assessments of the wells be required; Daris Moxley, Bishop Area Resident, who was concerned about increased pumping during the most sever drought on record in California; Nancy Masters and Mary Roper who opposed the new wells for a number of reasons including the need for CEQA review; Mr. Harry Williams, Bishop Area Resident, who was opposed to the new wells because of the previous and continued impact of DWP's current water gathering operations in the Owens Valley; Terry Russi, Bishop Resident, who was concerned that CEQA review be conducted and the damage pumping could cause to and the need to ensure the safety of the Fish Slough area.

Dr. Harrington, Mr. Yannotta, the County Administrator, and the Board of Supervisors continued to discuss the construction of new wells in length and in detail. The Board noted a variety of concerns with the proposal including the need for supplemental CEQA review on the new wells, the impact of pumping on the deep aquifer and the need to monitor the impact with deep aquifer monitoring wells, the impact of increased pumping activities on the 5 Bridges and Fish Slough areas of north County and to vegetation and trees in south County.

Public Comment The Chairperson announced the final public comment period and there was no one wishing to address the Board.

Adjournment The Chairperson adjourned the regular meeting a 4:46 p.m., to 8:30 a.m., Tuesday, December 8, 2015 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