

# MINUTES

# County of Inyo Board of Supervisors

**February 16, 2016**

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 9:05 a.m., on Tuesday, February 16, 2016, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Jeff Griffiths, presiding, Dan Totheroh, Rick Pucci, 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 9:05 a.m., to convene in closed session, with all Board Members present to discuss and take action as appropriate on Agenda Item No. 2. **CONFERENCE WITH LABOR NEGOTIATORS [Pursuant to Government Code §54957.6]** – Employee Organizations: Deputy Sheriff's Association (DSA); Elected Officials Assistant Association (EOAA); Inyo County Correctional Officers Association (ICCOA); Inyo County Employees Association (ICEA); Inyo County Peace Officers Association (ICPPOA); Law Enforcement Administrators' Association (LEAA). Unrepresented employees: all. Agency designated representatives: County Administrative Officer, Kevin Carunchio, Assistant County Administrator, Rick Benson, Deputy Personnel Director, Sue Dishion, Information Services Director, Brandon Shults, County Counsel, Marshall Rudolph, and Assistant County Counsel, John Vallejo.
- Recess/  
Reconvene      The Chairperson recessed closed session at 10:00 a.m., to reconvene in open session at 10:05 a.m., with all Board Members present.
- Pledge      Supervisor Rick Pucci led the Pledge of Allegiance.
- Report on Closed  
Session      County Counsel reported there were no items discussed in closed session which are required by law to be reported on in open session.
- Public Comment      The Chairperson announced the second public comment period and there was no one from the public wishing to address the Board.
- County Department  
Reports      The Chairperson announced the County Department Report period. Dr. Bob Harrington, Water Director, informed the Board that the Standing Committee Meeting scheduled for 2-29 is being rescheduled at the request of DWP. Josh Hart, Planning Director, said there was a meeting scheduled on the Crystal Geyser water quality investigation by Lahotan Water District on March 2, 2016 at 5:30 p.m., at the Fire Station in Olancho.
- Introductions      Dominic Andreas, Heavy Equipment Mechanic in Public Works was introduced to the Board.
- Fish & Wildlife/  
Prior Year Expense  
Reimbursement      Moved by Supervisor Totheroh and seconded by Supervisor Pucci to approve a \$2,500 expenditure from the Fish and Game Fine Fund to the Eastern Sierra Wildlife Care for reimbursement of prior year expenses for the care and feeding of injured and sick animals. Motion carried unanimously.
- Emerg. Serv.-  
Sheriff/Generators  
Purchase      Moved by Supervisor Totheroh and seconded by Supervisor Pucci to reject the single bid received from Volvo Construction Equipment and Services for the purchase of two generators in the amount of \$65,286.72 based on the following: the bid received from Volvo did not meet the specifications outlined in the bid and the amount of the bid exceeded the grant approved project amount of \$25,287; waive the informality of the successful bid; and approve the purchase of two Generac Mobile Diesel Generators from Northern Tool and Equipment in an amount not to exceed \$38,500. Motion carried unanimously.

CAO-Mid Year The County Administrator presented the Fiscal Year 2015-2016 Mid-Year Financial Report, highlighting various aspects of the Report, i.e., revenue, expenses, fund balance, PILT, etc. Moved by Supervisor Tillemans and seconded by Supervisor Pucci to accept the FY 2015-2016 Mid-Year Financial Report; approve the specific budget action items and recommendations discussed in the report and represented in Attachments A & B of the report; continue to insist upon revenue attainment and expense savings in order to maximize year-end fund balances; and reaffirm and make permanent the Budget Control Policies (Attachment C), as amended and recommended. Motion carried unanimously.

Ag Comm./Seasonal Field Assistant Positions Request Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to find that consistent with the Authorized Position Review Policy: A) the availability of funding for two Seasonal Field Assistant positions exists in the Eastern Sierra Weed Management Area Budget, as certified by the Agricultural Commissioner and concurred with by the County Administrator and Auditor-Controller; B) where, due seasonal nature of the positions, it is unlikely that the positions could be filled by internal candidates meeting the qualifications for the position, therefore an open recruitment is more appropriate to ensure qualified applicants apply; and C) approve the hiring of two Seasonal Field Assistants I at Range 050PT (\$14.75 - \$17.91), beginning May 1 and working through August 31, contingent upon the Board's adoption of future budgets. Motion carried unanimously. Supervisor Kingsley briefly left the meeting.

Ag. Comm./Project Manager Position Request Moved by Supervisor Tillemans and seconded by Supervisor Totheroh to find that consistent with the Authorized Position Review Policy: A) the availability of funding for a Project Manager position exists in the Eastern Sierra Weed Management Area Budget as certified by the Agricultural Commissioner and concurred with by the County Administrator and Auditor-Controller; B) where, due to the type of position, it is unlikely that the position could be filled by internal candidates meeting the qualifications for the positions, therefore an open recruitment is appropriate to ensure qualified applicants apply; and C) approve the hiring of one Project Manager, at Range 72 (\$4,601 - \$5,589), contingent upon the Board's adoption of future budgets. Motion carried unanimously, with Supervisor Kingsley absent. Supervisor Kingsley rejoined the meeting after the motion.

P.W. - Bldg. & Maint./ Seasonal Bldg. & Grounds Worker Position Request Moved by Supervisor Totheroh and seconded by Supervisor Pucci to find that consistent with the Authorized Position Review Policy: A) the availability of funding for a Seasonal Building and Grounds Worker position exists within the Building and Maintenance Budget, as certified by the Public Works Director and concurred with by the County Administrator and Auditor-Controller; B) where candidates meet the qualifications for the position the vacancy will be filled through an open recruitment; and C) approve the hiring of one Seasonal Building and Grounds Worker at Range 050PT (\$14.75 - \$17.91), beginning May 1 and working through November 30, contingent upon the Board's adoption of future budgets. Motion carried unanimously.

Water Dept./Rec. from Water Comm. The Board received the recommendations from the Inyo County Water Commission concerning the McNally Ponds Enhancement/Mitigation Project, new well construction, and modifications to the boundaries of the Owens Valley Groundwater Basin, from Water Commission Members Mike Prather and Greg Patton. Earl Wilson of Lone Pine addressed the Board to support getting the EM projects completed.

Recess/ Reconvene The Chairperson recessed the regular meeting at 11:35 a.m., to reconvene at 11:43 a.m., in open session, with all Board Members present.

Ord. 1200 Extending Urgency Ordinance 1168 Re Water Use in Pearsonville Area The Chairperson opened the public hearing at 11:45 a.m., on the Ordinance titled "An Interim Ordinance of the Board of Supervisors of the County of Inyo, State of California Pursuant to Government Code Section 6585(a) Extending Interim Ordinance No. 1198 - An Interim Ordinance of the Board of Supervisors of the County of Inyo, State of California Pursuant to Government Code Section 65858(a) Prohibiting New Non-groundwater Neutral Agricultural Uses and Declaring the Urgency Thereof." The Planning Director, Josh Hart, reviewed the staff report and recommendation, which was to extend the ordinance to provide staff sufficient time to prepare the mandatory report. The Board heard from Pearsonville area residents Janice Pearson and Warren Hageman, who opposed the ordinance because it was impacting just a small area of the County and because it would adversely impact the economy of the area. Earl Wilson of Lone Pine provided additional information on what he understands Kern County is doing, saying they are going to rezone to allow Conditional Use Permits for agriculture. The Chairperson recessed the public hearing at 12:15 p.m. On a motion by Supervisor Kingsley and a second by Supervisor Tillemans, Ordinance 1200 was enacted, with the understanding that the Board can terminate the ordinance any time by between now and the ending date of the ordinance which is 10 months and 15 days: motion unanimously passed and adopted.

Emerg. Serv./Gully Washer Emergency Continued	Moved by Supervisor Totheroh 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, as recommended by the County Administrator. Motion carried unanimously.
Emerg. Serv./Land of Even Less Water Emergency Continued	Moved by Supervisor Pucci and seconded by Supervisor Tillemans 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 Continued	Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to continue the local emergency, known as the "Death Valley Down But Not Out Emergency" that was proclaimed as a result of 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 Totheroh and seconded by Supervisor Tillemans to approve the minutes of the Board of Supervisors Meeting of January 26, 2016. Motion carried unanimously.
Board of Equalization	The Chairperson recessed the Board of Supervisors Meeting at 12:20 p.m., to convene as the Board of Equalization, (separate minutes).
Public Comment	The Chairperson reconvened the regular meeting in open session at 12:30 p.m. The Chairperson opened the final public comment period and there was no one wishing to address the Board.
Board Members and Staff Reports	The Board Members reported on their activities during the preceding week, including an update on the 150 <sup>th</sup> Anniversary Celebration, an ESTA Meeting, a Big Pine Civic Club Meeting, Inyo Associates, a meeting with a Kern County Supervisor regarding four-lane project; and a meeting with proponents of a project in Sandy Valley.
Adjournment	The Chairperson adjourned the regular meeting at 12:40 p.m., to 8:30 a.m., Tuesday, March 1, 2016, 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*