



# County of Inyo Board of Supervisors

## June 7, 2016

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 June 7, 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 public comment period and there was no one wishing to address the Board.

**CLOSED SESSION** The Chairperson recessed open session at 8:35 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 -- EXISTING LITIGATION.** (Paragraph (1) of subdivision (d) of Government Code Section 54956.9). *Native American Heritage Commission v. Inyo County Planning Department and Inyo County Board of Supervisors, Inyo County Superior Court Case No. SICVPT 1557557 (Munro Petition for Writ of Mandate);* No. 3 **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION.** *Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9.* (two cases); No. 4 **CONFERENCE WITH LABOR NEGOTIATORS – (Government Code Section 54957.6).** Employee or organizations: Deputy Sheriff’s Association (DSA); Elected Officials Assistant Association (EOAA); Inyo County Correctional Officers Association (ICCOA); Inyo County Employees Association (ICEA); Inyo County Probation 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.

**OPEN SESSION** The Chairperson recessed closed session at 10:05: a.m. to reconvene in open session at 10:15 a.m. with all Board members present.

**PLEDGE** Chairperson Griffiths led the pledge of Allegiance.

**REPORT ON CLOSED SESSION** County Counsel reported that with regard to closed session, no action was taken. In addition he reported that the Board had not concluded closed session and further discussion will continue later in the meeting.

**PUBLIC COMMENT** The Chairperson announced the public comment period and there was no one wishing to address the Board.

**COUNTY DEPARTMENT REPORTS** Assistant County Administrator, Rick Benson, gave a brief update on the library automation project. Health and Human Services Director Jean Turner announced the Annual Volunteer Appreciation gathering will occur at the newly remodeled and grand re-opening of the Whiskey Creek Restaurant on July 28<sup>th</sup> at 5:30 p.m.

**CAO PERSONNEL COUNTY COUNSEL ATKINSON, ANDELSON LOYA, RUUD AND ROMO AMENDMENT #1** Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve Amendment No. 1 to the contract between the County of Inyo and Atkinson, Andelson, Loya, Ruud and Romo for the provision of Legal Services – General Labor and Employment Advice, increasing the contract amount by \$220,000 for a total contract amount not to exceed \$370,000 and extending the term of the contract to June 30, 2017, and authorize the Chairperson to sign the amendment contingent upon Board’s adoption of the Fiscal Year 2016-2017 Budget. Motion carried unanimously.

CAO  
RISK/  
COUNTY COUNSEL  
JOHN D. KIRBY  
AMENDMENT #4

Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve Amendment No. 4 to the contract between the County of Inyo and John D. Kirby A.P.C. for the provision of Civil Litigation Attorney Services, increasing the contract amount by \$22,000 for a total contract amount not to exceed \$212,000 and extending the term of the contract to December 31, 2016, and authorize the Chairperson to sign the amendment contingent upon Board's adoption of the Fiscal Year 2016-2017 Budget. Motion carried unanimously.

CAO  
RISK/  
COUNTY COUNSEL  
PORTER SCOTT  
AMENDMENT #1

Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve Amendment No. 1 to the contract between the County of Inyo and Porter Scott, A Professional Corporation, for the provision of Civil Litigation Attorney Services, increasing the contract amount by \$170,000 for a total contract amount not to exceed \$270,000 and extending the term of the contract to June 30, 2017, and authorize the Chairperson to sign the amendment contingent upon Board's adoption of the Fiscal Year 2016-2017 Budget. Motion carried unanimously.

CORONER  
MILTON R. JONES, MD  
CONTRACT

Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve the contract between the County of Inyo and Milton R. Jones, M.D., for the provision of Autopsy Services, in an amount not to exceed \$43,200, for the term of July 1, 2016 through June 30, 2018, and authorize the Chairperson to sign the contract contingent upon the Board's adoption of future budgets. Motion carried unanimously.

CORONER  
EVA S. WASEF, MD  
CONTRACT

Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve the contract between the County of Inyo and Eva S. Wasef, M.D., for the provision of Autopsy Services, in an amount not to exceed \$50,000, for the term of July 1, 2016 through June 30, 2018, and authorize the Chairperson to sign the contract contingent upon the Board's adoption of future budgets. Motion carried unanimously.

HHS  
BEHAVIORAL HEALTH  
ANNE SIPPI  
TREATMENT GROUP  
CONTRACT

Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to ratify and approve the contract between the County of Inyo and Anne Sippi Treatment Group for residential placement for an adult conserved under Laterman Petris Short (LPS) Act in an amount not to exceed \$50,000 for the period of April 12, 2016 through June 30, 2017 (estimated to be \$12,800 for Fiscal Year 2015-2016 and estimated to be \$37,200 for Fiscal Year 2016-2017), and authorize the Chairperson to sign the contract contingent upon the Board's adoption of the Fiscal Year 2016-2017 Budget. Motion carried unanimously.

HHS  
BEHAVIORAL HEALTH  
CRESTWOOD  
BEHAVIORAL HEALTH  
CONTRACT

Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve the contract between the County of Inyo and Crestwood Behavioral Health, Inc. for residential placement for adults in a locked facility or an enhanced board and care in an amount not to exceed \$20,000 for the period of July 1, 2016 through June 30, 2017, and authorize the Chairperson to sign the contract contingent upon the Board's adoption of the Fiscal Year 2016-2017 Budget. Motion carried unanimously.

HHS  
BEHAVIORAL HEALTH  
I.D.E.A. CONSULTING  
CONTRACT

Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to: A) declare I.D.E.A. Consulting a sole source provider of certain behavioral health consultation for the period of July 1, 2016 through June 20, 2017; B) approve the contract and HIPAA Business Associate Agreement between the County of Inyo and I.D.E.A. Consulting in an amount not to exceed \$20,000 for the period of July 1, 2016 through June 30, 2017; and C) authorize the Chairperson to sign the contract contingent upon Board's adoption of the Fiscal Year 2016-2017 Budget. Motion carried unanimously.

HHS  
BEHAVIORAL HEALTH  
JEANETTE SPRAGUE  
CONTRACT

Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve the contract between the County of Inyo and Jeanette Sprague, MFT for the provision of bilingual mental health services as part of the Mental Health Services Act (MHSA) Community Services and Supports (CSS) Plan in an amount not to exceed \$15,000 for the period of July 1, 2016 through June 30, 2017, and authorize the Chairperson to sign the contract contingent upon Board's adoption of the Fiscal Year 2016-2017 Budget. Motion carried unanimously.

HHS  
ESAAA  
CDA CONTRACT

Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve contract #AP-1617-16 with the California Department of Aging (CDA) for regional services to seniors, provided through the Eastern Sierra Area Agency on Aging (ESAAA), for a total amount not to exceed \$778,493 for the period of July 1, 2016 through June 30, 2017, and authorize the Chairperson to sign the Standard Agreement (STD 213) and the Contractor/Vendor Statement of Confidentiality (CDA 1024) contingent upon Board's adoption of the fiscal Year 2016-2017 Budget. Motion carried unanimously.

*HHS  
SOCIAL SERVICES  
UC DAVIS CONTRACT*

Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve a contract between the County of Inyo and the Regents of the University of California, on behalf of its Davis Campus University Extension, for the provision of training services, in an amount not to exceed \$106,650 for the period of July 1, 2016 through June 30, 2017, and authorize the Chairperson to sign the contract contingent upon the Board's adoption of the Fiscal Year 2016-2017 Budget. Motion carried unanimously.

*PLANNING  
YUCCA MOUNTAIN  
ANDY ZDON & ASSOC.  
AMENDMENT #2*

Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve Amendment No. 2 to the contract between the County of Inyo and Andy Zdon & Associates, to amend Section I. Attachment (A) to include Item #5-Contractor shall assist County in reviewing the Final supplemental environmental impact statement prepared by the U.S. Nuclear Regulatory Commission that addresses the post closure impacts of the proposed Yucca Mountain nuclear waste repository on groundwater resources, to evaluate the adequacy of NRC staff's responses to the County's comments on the draft version. Contractor shall provide a written summary of this evaluation to the County. Motion carried unanimously.

*PUBLIC WORKS  
FEDERAL  
APPORTIONMENT  
EXCHANGE PROGRAM  
RSTP FUNDS*

Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to: A) approve the 2015-2016 Federal Apportionment Exchange Program and State Match Program Agreement for Regional Surface Transportation Program (RSTP) funds, Agreement No. X16-5948(089), with the California Department of Transportation in the amount of \$673,353 plus State match of \$100,000 for a total amount not to exceed \$773,353; and, B) authorize the Chairperson to sign the agreement. Motion carried unanimously.

*PUBLIC WORKS  
LADWP LETTER OF  
PERMISSION  
COMBINED USE  
ROUTES IN BISHOP*

Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to authorize the County Administrative Officer to sign an agreement (A Letter of Permission) with the Los Angeles Department of Water and Power regarding the start point of four combined-use routes in the Bishop Area that start at Brown's Town and Pleasant Valley Campground. Motion carried unanimously.

*PUBLIC WORKS  
PAVE-TECH, INC.  
AMENDMENT #1*

Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to: A) approve Amendment No. 1 to the contract between the County of Inyo and Pave-Tech, Inc. for the Bishop Airport – Airfield Pavement Crack Repairs, Pavement Sealing and Paint Markings, and Terminal Area Security Fencing Project Airport Improvement Program FAA AIP Project No. 03-06-0024-17-2015, increasing the amount of the contract by \$378,260.78 for a total amount not to exceed \$1,597,837.87; B) authorize the Chairperson to sign the contract Amendment contingent upon appropriate signatures being obtained; and C) authorize the Public Works Director to execute all other contract documents, including contract change orders to the extent permitted by Public Contract Code Section 20142 and other applicable law, and transmit a copy of the signed documents to the Clerk of the Board for the Boards files. Motion carried unanimously.

*PUBLIC WORKS  
LADWP AGREEMENT  
PERMISSION OF  
ENTRY-PHASE II DEHY  
PARK IMPRV. PROJECT*

Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve the agreement between the County of Inyo and the Los Angeles Department of Water and Power for Permission of Entry for Phase II of the Dehy Park Improvement Project. Motion carried unanimously.

*PUBLIC WORKS  
RESO 2016-23  
SPECIAL EVENTS/  
ENCROACHMENT  
PERMITS WITH ROAD  
CLOSURES*

On a motion by Supervisor Kingsley and seconded by Supervisor Totheroh Resolution 2016-23 entitled "A Resolution of the Board of Supervisors of the County of Inyo, State of California, Delegating Authority to the Public Works Director or Designee to Issue Special Event Permits for Certain Regularly Occurring Special Events and to Authorize Related Road Closures" due to the Bishop Fire Department July 4<sup>th</sup> fireworks show, the Bishop Paiute Palace July 3<sup>rd</sup> fireworks show, the Round Valley School Jog-A-Thon and the bi-yearly Department of Fish and Game Sierra Nevada Big Horn Sheep capture event, was approved. Motion unanimously passed and adopted and authorized the Chairperson to sign.

*PUBLIC WORKS  
NON RESPONSIVE  
BIDS FOR SHOSHONE  
SHERIFF MODULAR  
WINDOW PROJECT*

Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to: A) declare the bids submitted by Pahump Valley Glass and Painting & Décor, Inc. for the Shoshone Sheriff Modular Window Replacement Project as a non-responsive; and B) authorize the Public Works Director to re-advertise for bids on the project using the same scope of work, or work with the lowest bidder to accomplish the job. Motion carried unanimously.

*PUBLIC WORKS  
CITY OF BISHOP  
W. LINE STREET  
OFFICE SPACE  
AMENDMENT #1 TO  
LEASE AGREEMENT*

Moved by Supervisor Kingsley and seconded by Supervisor Tothoroh to: A) approve Amendment No. 1 to the lease with the City of Bishop, for office space located at 301 West Line Street in Bishop, changing the annual increases not to exceed the following payment schedule based on square footage: 1. July 1, 2016-June 30, 2017 (\$1.22/sf x 2509=\$3,060.98/mo); 2. July 1, 2017-June 30, 2018 (\$1.26/sf x 2509=\$3,161.34/mo); 3. July 1, 2018-June 30, 2019 (\$1.29/sf x 2509=\$3,236.61/mo); 4. July 1, 2019-June 30, 2020 (\$1.33/sf x 2509=\$3,336.97/mo); and, B) authorize the Chairperson to sign contingent upon appropriate signatures being obtained and Board's adoption of future budgets. Motion carried unanimously.

*PUBLIC WORKS  
SPEISS  
CONSTRUCTION  
CONTRACT-PHASE II  
DEHY PARK IMPRV  
PROJECT*

Moved by Supervisor Kingsley and seconded by Supervisor Tothoroh to: A) award the bid for the Dehy Park Improvement Project Phase II to Speiss Construction Co., Inc. of Santa Maria, California in the amount of \$331,803; B) approve the construction contract for the project to Speiss Construction Co, Inc. of Santa Maria, California, in the amount of \$331,803; C) authorize the Chairperson to execute the project contract, contingent upon obtaining appropriate signatures and adoption of future budgets; and D) authorize the Public Works Director to execute all other contract documents, including contract change orders, to the extent permitted by Public Contract Code Section 20142 and other applicable law and transmit a copy of the signed documents to the Clerk of the Board for the Boards files. Motion carried unanimously.

*ROAD  
CASCADE SOFTWARE  
SYSTEMS AGREEMENT*

Moved by Supervisor Kingsley and seconded by Supervisor Tothoroh to approve the agreement between the County of Inyo and Cascade Software Systems, Inc. (CSS) for the provision of Software Maintenance and Support Services of the Road Department's Cost Accounting Management System (CAMS) in an amount not to exceed \$13,214.30 for the time period of July 1, 2016 through June 30, 2017, and authorize the Chairperson to sign, contingent upon Board's adoption of the Fiscal Year 2016-2017 Budget. Motion carried unanimously.

*SHERIFF  
SUN RIDGE SYSTEMS  
AGREEMENT*

Moved by Supervisor Kingsley and seconded by Supervisor Tothoroh to: A) declare Sun Ridge Systems, Inc. a Sole Source provider for the RIMS Annual Support Services; and B) approve a purchase order and payment to Sun Ridge Systems, Inc. for the RIMS Annual Support Services in an amount not to exceed \$23,865 for the time period of July 1, 2016 through June 30, 2017, contingent upon Board's adoption of the Fiscal Year 2016-2017 Budget. Motion carried unanimously.

*SHERIFF  
AUTH. TO HIRE  
CORRECTIONAL  
OFFICER*

Moved by Supervisor Pucci and seconded by Supervisor Kingsley to find that consistent with the Authorized Position Review Policy: A) the availability of funding for this requested position comes from the General Fund as certified by the Sheriff and concurred with by the County Administrator and the Auditor-Controller; and B) where internal candidates may meet the qualifications for the position and the position could possibly be filled by an internal recruitment, an open recruitment is more appropriate to ensure the position is filled with the most qualified applicant; and C) approve the hiring of one Correctional Officer position Range 64 (\$3,735-\$4,539). Motion carried unanimously.

*SHERIFF  
AUTH. TO HIRE  
SERGEANT,  
INVESTIGATOR,  
CORPORAL AND  
THREE DEPUTY  
SHERIFF'S*

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 these requested positions come from the General Fund as certified by the Sheriff and concurred with by the County Administrator and the Auditor Controller; and B) where internal candidates may meet the qualifications for the positions and the positions could possibly be filled by an internal recruitment, an open recruitment is more appropriate to ensure the positions are filled with the most qualified applicants; and C) approve the hiring of one Sergeant position Range 74 SB-SD (\$5,268-\$6,897); and D) approve hiring of one Investigator position Range 71 SB-SD(\$5,039-\$6,595); and E) approve hiring of one Corporal position Range 70 SB-SC (\$4,784-\$6,262); and F) approve the recruitment and hiring of three Deputy Sheriff's positions Range 67 SA-SC (\$4,149-\$5,565) and authorize up to the D Step for a qualified lateral applicant. Motion carried unanimously.

*DISTRICT ATTORNEY  
AMEND FY 2015-2016  
BUDGET  
UNANTICIPATED  
REVENUE*

Moved by Supervisor Tillemans and seconded by Supervisor Pucci to amend the Fiscal Year 2015-2016 Budget as follows: recognize \$25,000 in unanticipated revenue and increase District Attorney (Budget #022400) Restitutions (Revenue Code #4626) and increase expenditures in Special Appropriations (Object Code #5321) by \$25,000. Motion carried unanimously.

*WATER DEPARTMENT  
GROUNDWATER  
SUSTAINABILITY  
AGENCY FOR THE  
OWENS VALLEY  
GROUNDWATER BASIN*

Water Department Director, Bob Harrington, provided information on the Sustainable Groundwater Management Act (SGMA). SGMA requires local agencies in groundwater basins that are designated by the California Department of Water Resources (DWR) as medium or high priority, are to form Groundwater Sustainability Agencies (GSA's) by June 30, 2017. GSA's must then prepare Groundwater Sustainability Plans (GSP's) by the year 2020. The Owens Valley Groundwater Basin is considered a medium priority basin that is not in a condition of critical overdraft. Dr. Harrington continued by stating that now would be the time to enter into discussions with local, state and federal agencies, special districts, tribes and other interested parties concerning the formation of a GSA for the Owens Valley basin. Dr. Harrington described the different arrangements to manage groundwater basins. Inyo County, Mono County and the Tri Valley Groundwater Management District cooperated on submittal of a request to DWR to subdivide the basin into a Mono subbasin and an Inyo subbasin. DWR and the California Water Commission will decide on this request later in the year. DWR has offered facilitation support services to local agencies implementing SGMA. Dr. Harrington informed the Board that with the County's recent involvement in the currently underway formation of a GSA in Indian Wells Valley, it is apparent that formation of a GSA is complicated and a potentially contentious process. Due to this fact, the Water Department has requested facilitation support from DWR and it has been approved. Dr. Harrington discussed the scope of work provided by the facilitator which outlines a number of steps to gather the perspectives of Owens Valley stakeholders through interviews and meetings. After further discussion, the Board directed staff to initiate facilitated outreach to the public for input concerning the formation of a GSA.

*PLANNING  
NORTH SIERRA  
HIGHWAY CORRIDOR  
PLAN*

Planning Department Associate Planner, Tom Schaniel, gave a brief background on the North Sierra Highway Corridor project. Due to the cross jurisdictional nature of the project, involving the County, the City of Bishop, the Bishop Paiute Tribe and the State as represented by Caltrans, the Planning Department has and will continue to involve all of these parties in the discussions on the project. Raymond Andrews of the Bishop Paiute Tribe spoke to the Board asking for clarification on the financial part of the project, stating that the Tribal Council does not know how they became a part of or a partner in the project. He continued by stating the Bishop Tribe had not been formally asked to be a member of the advisory committee. Planning Director Josh Hart spoke stating that staff had addressed the Tribal Council last year and a conceptual agreement was developed. Supervisor Pucci agreed that Planning Department staff member Ms. Kabala did attend a Tribal Council meeting last year to do a presentation, but there was no action or formal agreement. It was just informational. Supervisor Griffiths stated he would not feel comfortable moving forward until staff had an opportunity to consult with the Bishop Tribe about participating on the advisory committee. Mr. Schaniel stated that none of the identified committee member had been formally asked to participate yet. Staff was waiting for approval from the Board to move forward with the formation of an advisory committee. After further discussion, the Board directed staff to contact the identified stakeholders to get their feedback on the make-up of the advisory committee and then come back to the Board for a vote and authorization to approve the formation of an advisory committee.

*RECESS/  
RECONVENE*

The Chairperson recessed the regular meeting at 11:25 a.m. to reconvene open session at 11:30 for the 11:00 timed item with all Board members present.

*PLANNING  
DRAFT TRIBAL  
CONSULTATION  
POLICY*

Planning Director Josh Hart provided to the Board with a power point presentation/workshop to review the most recent version of the County of Inyo Policy and Protocol for Tribal Consultation. After the most recent revisions were made to the version of the draft policy that was presented to the Board of Supervisors on March 8, 2016, staff sent it in electronic format to all local tribal representatives on March 25, 2016. Since then, no additional input or comments have been received from local tribes. However, written comments dated May 23, 2016, were received from the Native American Heritage Commission (NAHC). Representatives from the NAHC were in attendance and provided additional details on the items of concern that were addressed in the letter. The NAHC representatives and several local tribal members thanked the Board for their continued work on the policy leaving them hopeful and optimistic that an agreeable policy will be developed. The Board directed staff to look at the comments received in the letter from the NAHC and those that were received in today's workshop and incorporate any changes or revisions that seem appropriate, and then distribute to the Board members and public for review prior to bringing back to Board for final consideration.

*RECESS/  
RECONVENE*

The Chairperson recessed the regular meeting at 1:00 to reconvene open session at 1:45 for the 1:30 timed item with all Board members present.

*HEALTH AND HUMAN  
SERVICES/PROBATION  
AREA RESOURCE  
CENTER PLAN*

Chief Probation Officer Jeff Thomson and Health and Human Services Director, Jean Turner, came forward with a presentation in response to the February 23, 2016, Board of Supervisor's adoption of a Juvenile Services Transition Plan in which the Board directed them to prepare and return a joint plan to ultimately establish a co-managed and co-located Area Resource Center. For review, Chief Thomson stated that due to the declining number of youth in the juvenile facility, the average 2 or 3 youth in custody could be better served within the community by providing some extra services. The plan being presented today is an over view of what those services would look like and how they would be provided. Continuing, he stated that although the plan indicates it is an area resource "center", the plan is not asking for a "center" but is recommending existing locations throughout the County be identified as locations for providing these extra services. Chief Thomson reviewed and discussed a list of alternate locations and facilities that were considered for the Area Resource Center. He concluded by stating that the proposed plan maximizes flexibility for working with the small number of youth and families and it does so without increasing costs, by using existing County facilities and current staff.

Next, HHS Director Turner gave a timeline of the events to date, describing meetings with staff from Mono County, the State and identified stakeholders. She described how the plan was developed by working collaboratively with staff from both the Probation and HHS departments. Ms. Turner also emphasized changes ahead at the State and Federal levels, especially concerning is the proposed Continuum of Care Reform and how that would impact the small isolated counties like Inyo. She continued by stating that as the County moves youth out of the juvenile hall, they need to sleep somewhere and the foster care funds can pay for those beds. But the County needs more families, and there are many new regulations, rules and training requirements that are tied to foster care that will need to be implemented and could impact our small County. She also assured the Board that only the youth that can be "maintained" will be put into foster or relative's homes. Ms. Turner reiterated that occasionally there is a child that may need to have more extensive supervision. These youth will be evaluated and could possibly be placed in an out-of-county placement home. She stressed that the personal safety of caregivers and staff will not be compromised. As in the past, each youth will continue to be evaluated on an individual basis and will be provided the services and support that best fit the needs of the child and their family.

The Board thanked Chief Thomson and HHS Director Turner and their staff for the extensive work that they had put into the plan. Karen Kong, the Assistant to Inyo County Superintendent of Schools Dr. Terence McAteer came forward and spoke on behalf of Dr. McAteer, whom was absent due to other commitments. Ms. Kong referenced an undistributed letter from Dr. McAteer, addressed to the Board of Supervisors, which she said stated some of the concerns that Dr. McAteer had with the educational piece of the proposed plan. She said one of the most concerning issues was, if there were no students assigned to the court school, the school district would have a hard time justifying paying teachers to sit around and be available. Dr. McAteer was not accepting of an "on-call" status. She also expressed Dr. McAteer's preference for a staff person from Probation being on site at all times, to ensure court school youth are separated from the Jill Kinmont Booth School (JKBS) students and that these youth

are supervised as they would have been at the court school in the juvenile facility. Chief Thomson pointed out that the County and Probation can make recommendations but ultimately have no control over how many students will be mandated by the Courts to attend court school since sentencing to the court school is made by the Court. He acknowledged that the court school could also be used as a great resource or option for youth that are struggling in their regular school. He noted that in mandating youth to attend the court school, the Court will need to consider additional parental right legalities to address in these situations since they will no longer simply be attending court school as a by-product of being sentenced to the juvenile hall. He said other counties have successfully implemented a similar model, but that in those counties committing staff resources to the court school, the probation staff member's salary was paid in full or partially by the school district. Chief Thomson also explained that youth are assessed on an individual basis as to what their issues are and why they are having difficulties coping and why they are at risk or in trouble. He continued by stating there was no way to determine or guarantee how many students would be assigned to the court school. Supervisor Pucci stated that there needs to be a system or agreement in place to make sure the education piece of this plan is developed before the transition and plan can move forward. If there can't be any guarantees on the number of youth assigned to the court school, then the plan and/or agreement with the ICSOC needs to be developed with no guarantees. There needs to be flexibility in the plan or agreement because this may be something that can't be negotiated. Administrator Carunchio stated that while the draft area resource center plan was not contingent on the continuation of a court school, it was developed in anticipating that the court school would continue in Bishop, based on correspondence from Dr. McAteer, and designed to provide services to juveniles complimentary to the court school, and all schools in Inyo County. He noted that the real question seems to be, "Is the Superintendent of Schools continuation of the court school dependent upon the Board's agreement to pay the Superintendent of Schools \$145,000 and addressing the staffing issue?" and, if so, the answer would be a policy consideration for the Board of Supervisors.

*RECESS/  
RECONVENE*

The Chairperson recessed the workshop at 3:30 p.m. to allow the Board members to receive and review a copy of the letter from Dr. McAteer, that was referenced by Ms. Kong and was addressed to the Board. The Board reconvened at 3:45 p.m. with all Board members present.

Tim Villanueva spoke to the Board as a staff member of the juvenile center, stating that school for the youth in the center is a big and important issue. He said many of the youth are behind in school credits. They need to get to school, and then stay there. He said the summer resource center would be a great addition. He also indicated that there are many details that still need to be worked out and he believes that closure of the juvenile facility may be moving too fast. The Superior Court Executive Officer, Pam Foster, stated that this process has included a lot of input from the Court with the schools, County staff and a variety of departments. She continued by stating that the decision to have a court school or not will need to be worked through and decided upon by the schools, but that the Court would view it as a valuable resource. She concurred with the suggestion to maintain the court school for at least a year during the transition. She said discussion with the Judges on the need for a court school has occurred, and it was understood that any decision by the Court on whether a youth needs to be removed from their regular school would be dependent upon the youth and what they have done wrong and other circumstances.

After continued discussion, Board members agreed that they all wanted to move forward with the conceptual plans, acknowledging that the difficulty is in the details. Board members went on to state they have total confidence that the details can be worked out between all parties. There is a lot of passion among all of the staff, the foster parents, the schools and the Courts. Chairperson Griffiths summarized by stating that the County is on the verge of creating a really great system that is going to improve on the great work the Probation Department has already done over the past decade to improve the youth services in the juvenile hall. However, he said he is concerned about the educational piece. There is no urgency to move forward with the proposed plan at this very moment and further discussion needs to take place between the ICSOS office, the Judges and the Probation Department to make sure everyone is on the same page. On a motion by Supervisor Totheroh and seconded by Supervisor Kingsley, staff was directed to 1) begin to negotiate a memorandum of understanding or

agreement between the County and the Inyo County Superintendent of Schools regarding the continuation of the court school, detailing the nature of the relationship and monies, if any are to be provided, and benefits associated with those funding arrangement; 2) taking into account the outcome of the MOU negotiations, as well as discussions with the Court and schools, update the proposed area resource center plan for review and further consideration by the Board at a meeting in late July; 3) Probation staff should continue to move forward with preparation of the non-binding agreements for possible out-of-county placements for consideration by the Board at a meeting in late July; and 4) Probation staff should prepare the draft notification materials to the Board of State and Community Corrections (BSCC) to transition the Juvenile Hall from a 24/7 facility to a Special Purpose Facility for consideration and authorization by the Board at the same July meeting at which the other items are considered. Motion carried unanimously 5/0.

*PUBLIC WORKS/  
PLANNING  
INYO COUNTY  
EASTERN CALIFORNIA  
MUSEUM GPA AND  
ZONE  
RECLASSIFICATION*

The Chairperson opened the public hearing at 4:20 p.m., with all Board members present, on the following actions for a 9.40-acre site at 155 North Grant Street (APN 022-140-16 & 022-140-31) in the community of Independence and leased from the Los Angeles Department of Water and Power: General Plan Amendment (GPA) No. 2015-02 changing the General Plan designation from Open Space and Recreation (OSR) to Public Service Facilities Designation (PF); and Zone Reclassification from Open Space with a 40 acre minimum (OS-40) to Public (P), to best match the requested zoning and current use on the property. A proposed ordinance titled "An Ordinance of the Board of Supervisors of the County of Inyo, State of California, Approving Zone Reclassification No. 2015-02/Inyo County Eastern California Museum and Amending Zoning Map of the County of Inyo by Rezoning a 9.4-acre parcel located at 155 North Grant Street (APN 022-140-16 & 022-140-31) in the community of Independence from Open Space with a 40 acre minimum (OS-40) to Public (P)."; to best match the current uses on the property. Diane Fortney, Planning Project Coordinator, reviewed the staff report and recommendations. There was no one from the public wishing to address this issue and the Chairperson closed the public hearing at 4:30 p.m.

*PUBLIC WORKS/  
PLANNING  
RESO 2016-24  
CERTIFYING CEQA  
FOR INYO COUNTY  
EASTERN CALIFORNIA  
MUSEUM GPA AND  
ZONE  
RECLASSIFICATION*

On a motion by Supervisor Tillemans and seconded by Supervisor Kingsley, Resolution 2016-24 titled "A Resolution of the Board of Supervisors of the County of Inyo, State of California, Certifying that the Provisions of the California Environmental Quality Act (CEQA) Have Been Met and Making Certain Findings with Respect to; and Approving the Eastern California Museum Expansion Project and General Plan Amendment No. 2015-02/Inyo County Eastern California Museum and Zone Reclassification No. 2015-02/Inyo County Eastern California Museum." as approved. Motion unanimously passed and adopted.

*PUBLIC WORKS/  
PLANNING  
FIRST READING FOR  
INYO COUNTY  
EASTERN CALIFORNIA  
MUSEUM GPA AND  
ZONE  
RECLASSIFICATION*

Moved by Supervisor Tillemans and seconded by Supervisor Kingsley, to waive the first reading of the Ordinance and schedule the enactment for 11:45 a.m., Tuesday, June 14, 2016 in the Board of Supervisors Room, at the County Administrative Center, in Independence. Motion carried unanimously.

*HHS  
SOCIAL SERVICES  
AUTH TO HIRE  
MANAGEMENT  
ANALYST*

Moved by Supervisor Tothorh and seconded by Supervisor Tillemans to find that consistent with the Authorized Position Review Policy: A) the availability of funding for this requested position exists as certified by the Health and Human Services Director and concurred with by the County Administrator and the Auditor Controller; and B) where it is possible that the HHS Management Analyst position could be filled by internal candidates meeting the qualifications for the position, an open recruitment would be appropriate to ensure as many qualified applicants as possible apply for this highly specialized position; and C) approve the hiring of one HHS Management Analyst at Range 80 (\$5,559-\$6,761). Motion carried unanimously.

*HHS  
PUBLIC HEALTH AND  
PREVENTION/  
TOBACCO CONTROL  
PROGRAM*

Public Health Director, Anna Scott, provided the Board an update on the HHS Tobacco Control Program. Ms. Scott detailed the City of Bishop's recent adoption of an ordinance to address e-cigarette use and restrictions. She continued with discussion on some of the new tobacco control legislature that is active and also discussed the FDA regulations that are pending for production of the vaping liquids. Staff requested Board provide direction on the possible inclusion of e-cigs in any existing smoke free policy/ordinances. The Board directed staff to focus on the existing smoke free policy/ordinances which include parks and facilities.

*CAO  
EMERG SERVICES  
GULLY WASHER*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to continue the local emergency known as 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.

*CAO  
EMERG SERVICES  
LAND OF EVEN LESS  
WATER*

Moved by Supervisor Totheroh and seconded by Supervisor Pucci continue the local emergency known as the "Land of EVEN Less Water Emergency" that was proclaimed as a result of the extreme drought conditions that exist in the County, as recommended by the County Administrator. Motion carried unanimously.

*CAO  
EMERG SERVICES  
DEATH VALLEY DOWN  
BUT NOT OUT*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci 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, as recommended by the County Administrator. Motion carried unanimously.

*CLERK OF THE BOARD  
APPROVAL OF  
MINUTES*

Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve the minutes of the Board of Supervisors Regular Meeting of May 3, 2016 and May 10, 2016. Motion carried unanimously. Moved by Supervisor Totheroh and seconded by Supervisor Kingsley to approve the minutes of the Board of Supervisors Regular Meeting of May 17, 2016. Motion carried unanimously with Supervisor Pucci abstaining due to his absence at the meeting.

*BOARD MEMEBERS  
AND STAFF REPORTS*

County Counsel Marshall Rudolph reported that he continues to work with staff on the language for SB-1345 Adventure Trails (pilot program extension). He continued by stating the language is troublesome and has been providing new language to Senator Berryhill. The County Administrator announced that the NACo Conference will be in Long Beach this year. With the relatively close location, more staff may be interested in attending. Planning Director Josh Hart has been contacted to see if any staff would like to speak on Renewable Energy on July 24<sup>th</sup>. Let Mr. Hart know as soon as possible. Supervisor Kingsley reported that he had a good meeting with the Death Valley National Park on the Emergency Medical Services in the DVNP area. Supervisor Pucci reported on the successful Mule Days event this year. Supervisor Totheroh noted his participation on the Quadstate conference call. The BLM & USFS have most of their budgets tied up with fire services. Supervisor Griffiths went on a tour in the Sierra National Forest to view the Rough Fire location. He also participated in discussions on the smoke impact in the Eastern Sierra. The tree mortality numbers are staggering estimated at 30 million dead trees. Ecologists in Inyo have identified large numbers of Jeffrey Pines that are already dead, but we just don't know it.

*RECESS/  
RECONVENE*

The Chairperson recessed the regular meeting at 5:05 p.m. to reconvene into closed session with all Board members present. The Chairperson recessed closed session at 5:50 p.m. to reconvene in open session to receive a report on closed session.

*REPORT ON CLOSED  
SESSION*

County Counsel reported that no action was taken or items were discussed that are required by law to be reported in open session.

*ADJOURNMENT*

The Chairperson adjourned the regular meeting at 5:55 p.m. to 8:30 a.m., on Tuesday June 14, 2016, in the Board of Supervisors Room, at the County Administrative Center in Independence.