

MINUTES

County of Inyo Board of Supervisors

June 28, 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 28, 2016, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Jeff Griffiths, presiding, Dan Totheroh, Rick Pucci, and Mark Tillemans. Supervisor Mark Tillemans was absent.

PUBLIC COMMENT Chairperson Jeff Griffiths 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 except Mark Tillemans 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 LEGAL COUNSEL – ANTICIPATED LITIGATION.** Significant exposure to potential litigation pursuant to (2) of subdivision (d) of Government Code Section 54956.9. (one case); and No. 5 **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 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 Chairperson Griffiths recessed closed session at 10:05 a.m. to reconvene in open session at 10:15 a.m. with all Board members present except the absent Supervisor Tillemans.

PLEDGE CAO Kevin Carunchio led the Pledge of Allegiance.

REPORT ON CLOSED SESSION County Counsel Marshall Rudolph reported that no action was taken during closed session that is required to be reported. The Board had not finished its closed session business, however, and would reconvene to closed session at the end of the meeting to continue discussions. Counsel also reported that a closed session item from May concerning the Los Angeles Department of Water and Power's proposed use of a quarry in Panamint Valley had been resolved. The County was concerned LADWP had not properly examined the impacts of the high volume of truck traffic as required through the California Environmental Quality Act. The County and LADWP had since entered into a settlement agreement whereby LADWP will use a source in Keeler and the County will not initiate CEQA litigation, but reserves the right to do so should LADWP renege on its end of the agreement. The proposal was discussed during the May closed session but no public reporting was required because LADWP had yet to agree to the terms. Supervisor Matt Kingsley thanked staff for working on a resolution to something that could have had major impacts on public safety and the environment in the Fifth District.

*URGENCY AGENDA
ITEM*

CAO Carunchio asked the board to consider an urgency item regarding the groundwater situation in West Bishop. He said the item came up after the June 28 meeting agenda was published and could not wait until the Board meets again on July 12. Moved by Supervisor Rick Pucci and seconded by Supervisor Dan Totheroh to accept urgency item as No. 41A on the agenda. Motion carried unanimously with Supervisor Tillemans absent.

PUBLIC COMMENT

Chairperson Griffiths announced the public comment period and there was no one wishing to address the Board.

*COUNTY
DEPARTMENT
REPORTS*

Health and Human Services Director Jean Turner updated the Board on negotiations with Inland Counties Emergency Medical Agency (ICEMA) and will be requesting policy recommendations regarding the fee for doing business with ICEMA. Agricultural Commissioner Nate Reade reported on a large hatch of mosquitoes along the Lower Owens River in the south end of the county that has required a lot of abatement work by his crew. He said the cause is a combination of the heat and extra water that is filling the river's oxbows. Supervisor Jeff Griffiths suggested the Board send a letter to LADWP requesting advance notice of pulse flows that are causing the hatches. Reade said he will return with such a letter for future approval. He also said the county should keep an eye on AB 2596, which recently failed but will likely rear its head again. The bill bans the use of all rodenticide in California. He noted this is a concern for Inyo County because of the threat of hantavirus. Griffiths said the plague is a concern as well. Reade also reported that CAO Carunchio attended an off-site networking function at the recent California Agricultural Commissioners and Sealers Association conference in Mammoth and expressed admiration and interest in the idea of serving as an ag commissioner. Reade said outgoing President Jim Allen had since arranged for the CAO to receive a CACASA Challenge Pin designating him an "honorary ag commissioner." Carunchio gratefully accepted his pin from Reade. Chief Probation Officer Jeff Thomson said grant and other funding sources for Probation have been mostly preserved in the state budget. He said the loss of a female group counselor at the Juvenile Detention Center means it can no longer be a co-ed facility and only female, violent offenders can now be accepted; all others will be cited and released. He said he is continuing to work with John Vallejo of County Counsel's Office on an MOA regarding out-of-county contracts. He also said he is trying to set up a meeting with Bishop Superintendent of School Barry Simpson to discuss court school as part of the County's Juveniles Transition Services Plan.

INTRODUCTIONS

Sheriff Bill Lutze introduced Office Tech II Clancy Batchelder; Ag Commissioner Nate Reade introduced Field Program Manager Brent Calloway; Public Works Director Clint Quilter introduced Airport Tech Shane Dunnaway; Clerk-Recorder Kammi Foote introduced; Office Clerk II Kami Eldridge; Assessor Dave Stottlemire introduced Office Technician Lindsey Stine and CAD Tech Matthew Picken.

*CONSENT ITEMS TO
DEPARTMENTAL*

Chairman Griffiths requested that Public Works agenda item 22 be moved to the departmental portion of the meeting for further discussion.

*PURCHASING/
OFFICE SUPPLY
PURCHASE ORDERS*

Moved by Supervisor Matt Kingsley and seconded by Supervisor Rick Pucci to authorize purchase orders that exceed \$10,000 to be issued to Office Depot through the TCPN Cooperative Purchasing Network for office supplies and consumable computer/printer supplies for the 2016-2017 Fiscal Year from the Purchasing Revolving Budget in an amount not to exceed \$100,000. Motion carried unanimously with Supervisor Tillemans absent.

*COUNTY CLERK/
STATEMENT OF ALL
VOTES CAST AT THE
JUNE 7, 2016 PRIMARY
ELECTION*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci that the Board of Supervisors issue an order accepting the Statement of All Votes Cast at the Presidential Primary Election held June 7, 2016 and declare elected those officials under their jurisdiction for this election, and declare passed or failed those measures under their jurisdiction for this election, according to the number of votes for each as shown on the Statement of All Votes Cast. Motion carried unanimously with Supervisor Mark Tillemans absent.

*ENVIRONMENTAL
HEALTH/
TOYOTA RAV 4
PURCHASE FOR
HAZARDOUS
MATERIALS
PROGRAM*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to authorize the purchase of a new Toyota Rav 4 AWD hybrid vehicle from Perry Motors in Bishop in the amount of \$29,644.03, contingent on the Board's adoption of the Fiscal Year 2016-2017 budget and authorize the Assistant County Administrator to sign all purchase documents. Motion carried unanimously with Supervisor Tillemans absent.

*INYO COUNTY HHS
AND CALIF. DEPT. OF
PUBLIC HEALTH WIC
CONTRACT
AMENDMENT 1*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci approve Amendment A01 to the contract between the County of Inyo Department of Health and Human Services and California Department of Public Health (CDPH) for the California Women, Infants, and Children (WIC) contract, increasing the annual amount payable in years 2 through 4 from \$364,486 to \$371,774, for a total amount not to exceed \$1,479,808 for the period of October 1, 2015 through September 30, 2019, contingent upon Board's approval of future budgets, and authorize HHS Director Turner to sign Standard Agreement No. 15-10070, Amendment A01, and transmit a copy of the signed document to the Clerk of the Board for the Board's files. Motion carried unanimously with Supervisor Tillemans absent.

*HHS/CALIFORNIA
INDIAN LEGAL
SERVICES ESAAA
CONTRACT*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to approve the contract with California Indian Legal Services (CILS) for the provision of legal services to older adults eligible for services through ESAAA, in an amount not to exceed \$80,000 for the period of July 1, 2016 through June 30, 2020, contingent upon the appropriate signatures being obtained and the adoption of future budgets. Motion carried unanimously with Supervisor Tillemans absent.

*HHS/FIRST 5 BOARD
APPOINTMENT*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to appoint Robyn Wisdom to the Inyo County Children and Families Commission (First 5 Inyo County), to represent the Early Childhood Educator services category, completing a two-year term ending Dec. 5, 2017. Motion carried unanimously with Supervisor Tillemans absent.

*HHS AND AIDS DRUG
PROGRAM
AGREEMENT
AMENDEMENT A01*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to ratify Amendment A01 to Standard Agreement Number 15-10479 between the County of Inyo and California Department of Public Health, AIDS Drug Assistance Program, Office of AIDS, increasing the total amount not to exceed from \$4,000 to \$8,000, for the period of July 1, 2015 through June 30, 2017 and authorize HHS Director Turner to sign the Standard Agreement and the Contractor Certification Clauses and transmit a copy of the signed documents to the Clerk of the Board for the Board's files. Motion carried unanimously with Supervisor Tillemans absent.

*HHS AND DWAYNE'S
PHARMACY
AGREEMENT
AMENDMENT 2*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to approve Amendment #2 to the agreement between the County of Inyo and Dwayne's Friendly Pharmacy for the provision of pharmaceutical services to extend the term for the contract to September 30, 2016, in an amount not to exceed \$130,000 per year, and not to exceed a total amount of \$820,000 for the term of July 1, 2010 to September 30, 2016, contingent upon the Board's adoption of the Fiscal Year 2016-2017 budget, and authorize the Chairperson to sign. Motion carried unanimously with Supervisor Tillemans absent.

*HHS AND SIERRA
HOPE MOU*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to approve the Memorandum of Understanding between the County of Inyo and Sierra HOPE for the purpose of assisting Inyo County HIV positive clients in accessing short-term financial assistance through Housing Opportunities for People with AIDS (HOPWA), for rent, mortgage, and essential utilities, for the period of July 1, 2016 through June 30, 2019 and authorize the Chairperson to sign the MOU and HIPAA Business Associate Agreement. Motion carried unanimously with Supervisor Tillemans absent.

*HHS STAGE 1 CHILD
CARE SERVICES
CONTRACT WITH
SUPERINTENDENT OF
SCHOOLS*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to approve the contract between the County of Inyo and the Inyo County Superintendent of Schools for the provision of Stage I Child Care Services, in an amount not to exceed \$150,000 for the period of July 1, 2016 through June 30, 2017, contingent upon the Board's adoption of Fiscal Year 2016-2017 budget, and authorize the Chairperson to sign. Motion carried unanimously with Supervisor Tillemans absent.

*HHS/IHSS LIFE
REMEDIES AND
CELEBRATIONS
SERVICES CONTRACT
AMENDMENT 3*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to approve Amendment 3 to the contract with Life Remedies and Celebrations for an extension of In-Home Support Services (IHSS) Employer of Record services, for an additional amount of \$80,000, totaling a maximum of \$160,000 for two years, for a total contract amount not to exceed \$763,941; and extend the term of the contract from an ending date of June 30, 2016 to June 30, 2018, contingent upon the adoption of future budgets, with the possible termination during that time contingent upon the State's implementation of the restructuring of the IHSS program, and authorize the Chairperson to sign. Motion carried unanimously with Supervisor Tillemans absent.

*PLANNING DEPT. AND
LAFCO CONTRACT*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to approve the contract between the County of Inyo and the Inyo Local Agency Formation Commission to provide staff services in the amount not to exceed \$26,500 for the period of July 1, 2016 through June 30, 2017, and authorize the Chairperson to sign; and direct the Planning Department and County Counsel to provide services as outlined in the contract contingent upon the Board's adoption of a Fiscal Year 2016-2017 Budget. Motion carried unanimously with Supervisor Tillemans absent.

*PUBLIC WORKS
AND BLIZZARD FIRE
PROTECTION
CONTRACT
AMENDMENT 1*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to: A) Approve Amendment No. 1 to County of Inyo Standard Contract No. 116 between County and Blizzard Fire Protection of Mammoth Lakes, CA for fire extinguisher services, increasing the contract \$4,110.45 for a not to exceed amount of \$12,154.20; and B) Authorize the Chairperson to execute Amendment No. 1, contingent upon obtaining appropriate signatures and future budgets. Motion carried unanimously with Supervisor Tillemans absent.

*PUBLIC WORKS
PLANS/SPECS FOR
PHASE 1 LONE PINE
AIRPORT LIGHTING
PROJECT*

Moved by Supervisor Kingsley and seconded by Supervisor Rick Pucci to: A) Approve the plans and specifications for the Airfield Lighting and Visual Aids Improvements-Phase 1 Construction for the Lone Pine/Death Valley Airport, FAA AIP Project No. 03-06-0126-012-2016, Inyo County Project No. TR-16-023; B) Authorize the Public Works Director to advertise and bid the project; and C) Authorize the Public Works Director to sign forthcoming FAA Airport Improvement Project (AIP) Grant Agreement Airfield Lighting and Visual Aids Improvements-Phase 1 Construction for the Lone Pine/Death Valley Airport, FAA AIP Project No. 03-06-0126-012-2016, Inyo County Project No. TR-16-023. Motion carried unanimously with Supervisor Tillemans absent.

*PUBLIC WORKS
TRONA PROJECT BID
AND CONSTRUCTION
CONTRACT*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to: A) Award bid for Trona Wildrose Reconstruction and Rehabilitation Project to Bowman Asphalt Inc. of Bakersfield in the amount of \$1,728,120; B) Approve and award the construction contract for the project to Bowman Asphalt Inc. of Bakersfield in the amount of \$1,728,120; C) Authorize the Chairperson to execute the Project contract contingent upon obtaining appropriate signatures and the adoption of the Fiscal Year 2016-2017 budget; 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. Motion carried unanimously with Supervisor Tillemans absent.

*ROAD DEPT. ONE-TIME
CHANGE TO
TEMPORARY ROAD
WORKER SCHEDULE*

Motioned by Supervisor Kingsley and seconded by Supervisor Pucci to approve a one-time change to the Road Department temporary workers schedule for Fiscal Year 2016-2017 from January 1 through June 30, to July 7 through December 28. Motion carried unanimously with Supervisor Tillemans absent.

*SHERIFF AND
WESTERN SUMMIT
CONTRACT
AMENDMENT 1*

Motioned by Supervisor Kingsley and seconded by Supervisor Pucci to: A) Approve Amendment 1 between the County of Inyo and Western Summit Enterprises, Inc. dba Mountain Investments for repeater site space at Ibex Pass, extending the term for five years, beginning Aug. 1, 2016 through July 31, 2021 at the rate of \$629.13 per month, with 4% yearly increases; and B) Authorize the Chairperson to sign the amendment, contingent upon approval of the Fiscal Year 2016-2017 and future budgets.

*PUBLIC WORKS
SOLE-SOURCE
CONTRACT WITH
ANDERSONPENNA
PARTNERS, INC.*

Chairman Griffiths explained he moved this from the Consent Agenda in order to discuss the situation with the Building Department, where lack of available building inspector services has been causing delays. Public Works Director Clint Quilters said there have been absences in the department on and off for some time, and then the Senior Building Inspector retired two weeks ago with little notice. He said Public Works was very lucky to be able to find someone very qualified through AndersonPenna, Inc. to cover that position. The individual has been moving through Public Works' backlog in short order. There is also time built into the contract for him to train or mentor an eventual permanent replacement. He said he is working on a way to collaborate with the City of Bishop on building inspector services.

(Continued)
**PUBLIC WORKS
SOLE-SOURCE
CONTRACT WITH
ANDERSONPENNA
PARTNERS, INC.**

Chairman Griffiths said he hopes the public can continue to be patient while the situation is worked out. Quilter said it is not uncommon for contractors to become the new inspectors. Motioned by Supervisor Kingsley and seconded by Supervisor Pucci to: A) Approve AndersonPenna Partners, Inc. as a sole-source provider for the provision of Building Inspection and On-call Planchek services; and B) Award the contract between the County of Inyo and AndersonPenna Partners, Inc. in an amount not to exceed \$130,000, for the period of June 28, 2016 through Dec. 31, 2016 contingent upon the Board's adoption of future budgets, and authorize the Chairperson to sign. Motion carried unanimously with Supervisor Tillemans absent.

**BOARD OF
SUPERVISORS NACo
VOTING DELEGATE
AND ALTERNATE**

Moved by Supervisor Pucci and seconded by Supervisor Kingsley to appoint Supervisor Griffiths as Inyo County's voting delegate and Pucci as alternate for the upcoming 81st Annual NACo Conference, being held July 22-25, 2016 in Long Beach. Motion carried unanimously with Supervisor Tillemans absent.

**CAO/FILM
COMMISSIONER 2015-
2016 YEAR-END
REPORT**

The Board was provided with a written report in their agenda backup material. Film Commissioner Chris Langley said the year was good, not great, for filming in Inyo County as it started off slow before picking up momentum. He said there was currently a "reasonably large" commercial for Enterprise filming at what has become a very popular location: State Route 136. He said this isn't very popular with residents of Darwin, Keeler, and Death Valley visitors who are inconvenienced when crews stop traffic. But, laws are pending to allow the use of drones on highways to alleviate these kinds of problems, he said. The current crew was pointed to S.R. 136 by Langley because they wanted something cooler than the rest of the valley and nothing inside national parks that required special permits. The production hired "locally" from Bishop to Ridgecrest. Langley said he was aware of at least 60 filming permits turned in this year, and noted that crews are starting to avoid filming on the National Forest because the U.S. Forest Service's permitting process takes so long. Langley also mentioned that a new incentive program meant to keep production companies in the state was able to divide \$4 million among 99 projects, without having to do a lottery. He said Georgia is currently the hot spot attracting California's filming projects. Langley also reported imminent work on the Film Commissioner website, and talked to graphic designer/artist Judyth Greenburg about a collaboration. He said they also needed to update the list of local people/services available for visiting productions. Supervisor Pucci thanked Langley for doing well at the difficult job of Film Commissioner; Langley said it is easier now that he has so many contacts. Supervisor Kingsley expressed concern about productions not wanting to film on Forest Service land, which is a lot of real estate in Inyo County. Langley said a lot of the permit issues stem from staffing and other challenges at the Inyo National Forest. Kingsley wondered whether there was an opportunity to engage with the INF regarding the permit issue. Langley said one specific problem is getting permits for the Pine Creek mine area, where there is a lot of interest in filming. Supervisor Dan Totheroh wondered whether there was as much awareness as there should be at the Forest Service about the economic benefits that filming brings to Inyo County. Langley then announced "The Bamboo Saucer" (1968) was out on Blu-Ray. He also showed off some memorabilia from the film.

**CAO/FILM
COMMISSIONER
CONTRACT
AMENDMENT 3**

CAO Carunchio explained that he scheduled this item to take place after Langley's presentation so that the Board could see the value in having him continue to provide a great service on a fair and equitable basis. Langley and Griffiths discussed the website, which Langley said will be linked to the County website. Supervisor Totheroh suggested changing the name from www.inyolocations.com to www.inyofilminglocations.com. Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve Amendment #3 to the contract for Film Commissioner Services between Chris Langley and the County of Inyo, extending the contract term for 24 months, through June 30, 2018, for an additional amount of \$78,000, for a total contract amount not to exceed \$200,525, contingent upon approval of future County budgets, and authorize the Chairperson to sign the contract. Motion carried unanimously with Supervisor Tillemans absent.

*AUDITOR-
CONTROLLER FISCAL
YEAR ENDING 2015
FINANCIAL
STATEMENT*

Auditor-Controller Amy Shepherd presented the fiscal year ending June 30, 2015 County Financial Statement to the Board of Supervisors. The auditor can begin the process of finalizing the statement by March 31, the deadline for single audits to be sent to the federal clearing house. Shepherd said the County always meets this deadline in order to keep its federal funding secure (Inyo received about \$7.1 million in federal funding in 2015). The 2015 single audit shows that the auditors turned in an unmodified report – the equivalent of an A-plus for Inyo County. Regarding the financial statement, Shepherd said the biggest change over 2014 was the implementation of GASB 68 to improve how local governments reported on their pensions. Shepherd said the change is a positive one, as it allows the Board to see the long-term effects of negotiating benefits. The statement showed a pension liability of \$39 million based on CalPERS assumptions. The statement also showed that Inyo County had \$53 million in capital assets, which are not liquid. Shepherd said if the County had to satisfy all of its liability today, it would have a cash shortage of \$34 million. She said this is typical of counties across the state. Supervisor Griffiths questioned why the statement listed interest on long-term debt because he was under the impression the county had paid off all its notes. CAO Carunchio said the debt includes several large pieces of heavy equipment. Shepherd said the county's solar project is considered part of the debt too. But the county's major debt source, the COP, has been paid off and a Solid Waste debt will probably be retired this year. Supervisor Kingsley said it was wonderful to get a good audit report. Motion carried unanimously with Supervisor Tillemans absent.

*AUDITOR-
CONTROLLER/CAO
BUDGET AMENDMENT*

Auditor-Controller Amy Shepherd said the request before the Board was actually a creative solution to a problem outside of the County's control. The County was notified in April that the Board of Equalization made another mistake in the allocation of sales and use tax. CSAC was unable to tell the County how much the mistake was, when they think it will be fixed and how it will affect Inyo. Last year, the misallocation totaled \$34 million across the state. The question before the County was how to account for the latest misallocation in the budget. She said they didn't want to be hit with a surprise mid-year \$300,000 adjustment and then be scrambling to reduce expenditures. She said the solution was basically setting aside money in a contingency fund until the County receives final corrections on the misallocations. The County would then have money to offset reductions in sales tax and Prop 172 funding. CAO Carunchio thanked Shepherd for her proactivity and imagination in putting the solution together. He said the only real loss to the County is in opportunity funds. Moved by Supervisor Totheroh and seconded by Supervisor Pucci to: 1) Amend the Fiscal Year 2015-2016 Budget as follows: A) increase estimated revenue in Sales Tax (Object Code #4062) in Auditor-Controller-General Budget Unit 010400 by \$147,456; B) increase appropriations in the Operations Transfers Out (Object Code #5801) in the General Revenue & Expenditure Budget Unit 011900 by \$147,456; and C) increase estimated revenue in Operating Transfers In (Object Code #4998) by \$147,456 in the newly established Sales and Use Tax Contingency Budget Unit 001100 to the CAO-ACO Budget 010201 after the Board of Equalization provides the County of Inyo with its final correction to Fiscal Year 2015-2016 misallocation of sales and use tax. Motion carried unanimously with Supervisor Tillemans absent.

*HHS BEHAVIORAL
HEALTH FULL-TIME
SPECIALIST IV*

HHS Director Turner said this request was one of several resulting from a successful "grow your own" policy. An employee was promoted to a higher position and HHS was asking to backfill the existing position. Moved by Supervisor Totheroh and seconded by Supervisor Pucci to find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the requested position exists in the Behavioral Health budget, as certified by the HHS Director and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates meet the qualifications for the position, the vacancy could be filled by an internal candidate, but an open recruitment would be more appropriate to ensure more qualified candidates apply; and C) approve the hiring of one full-time HHS Specialist IV at Range 60 (\$3,471 - \$4,216). Motion carried unanimously with Supervisor Tillemans absent.

*HHS BEHAVIORAL
HEALTH FULL-TIME
OFFICE CLERK III*

HHS Director Turner said this position needed to be filled because of a retirement in July. Moved by Supervisor Kingsley and seconded by Supervisor Pucci to find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the requested position exists in the Behavioral Health budget, as certified by the HHS Director and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates meet the qualifications for the position, the vacancy could be filled by an internal candidate, but an open recruitment would be more appropriate to ensure more qualified candidates apply; and C) approve the hiring of one full-time Office Clerk III at Range 52 (\$2,880 - \$3,500). Motion carried unanimously with Supervisor Tillemans absent.

*HHS SOCIAL SERVICES
III*

Moved by Supervisor Totheroh and seconded by Supervisor Pucci to find that, consistent with the adopted Authorized Position Review Policy: A) the availability of Social Services Specialist (HHS Specialist) III funding exists, as certified by the HHS Director and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates meet the qualifications for the position, the vacancy could possibly be filled through an internal recruitment, but as a State Merit System position, an external recruitment would be more appropriate to ensure qualified applicants apply; and C) approve the hiring of one HHS Specialist III at Range 57 (\$3,232 - \$3,927).

HHS SPECIALIST III

Turner said a longtime Tecopa operations employee had retired and left a big hole in staffing. Moved by Supervisor Kingsley and seconded by Supervisor Pucci to find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the Health and Human Services Specialist (HHS Specialist) III funding exists in the Social Services, CBCAP, Mental Health, SUD, ICGOLD, and ESAAA budgets, as certified by the HHS Director and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates meet the qualifications for the position, the vacancy could possibly be filled through an internal recruitment, but as a State Merit System position, an external recruitment would be more appropriate to ensure qualified applicants apply; and C) approve the hiring of one HHS Specialist III at Range 57 (\$3,232 - \$3,927). Motion carried unanimously with Supervisor Tillemans absent.

RECESS/RECONVENE

Chairman Griffiths recessed the meeting at 11:49 a.m. so the Planning Department could set up for its presentation. Chairman reconvened the meeting at 11:59 a.m. with all Board members present except the absent Supervisor Tillemans.

*PLANNING
DEPARTMENT
PRESENTATION ON
FEIS FOR AQUATIC
ECOSYSTEM PLAN*

Michael Draper of the Planning Department told the Board the Final Environmental Impact Statement for the High Elevation Aquatic Restoration Plan for Sequoia and Kings Canyon national parks was released June 10 and is now subject to a 30-day no-action period ending July 10. No open formal public comment but the County can submit a letter to Pacific West Regional Director, who will be making the final decision. He explained that SEKI's Plan revolves around helping the recovery of two species of federally endangered amphibians – the Mountain Yellow-Legged Frog and Yosemite Toad – by eradicating non-native fish from local high country lakes. The Plan includes one No Action alternatives and three action alternatives: a physical plan (gill-netting, electrofishing, and fish traps); a chemical plan (piscicides); and a combined physical and chemical method. The National Park Service recommends the combined plan for water bodies between 6,000 and 12,000 feet in elevation with downstream barriers and that are safe for crews to access, based on a lengthy site criteria evaluation. The criteria also dictated that crews' presence won't threaten wildlife or plants, and that the water bodies show recent evidence of hosting yellow-legged frogs. About 15 percent of SEKI's water bodies will be affected. Draper showed a map of where fishless lakes already exist and where the Park Service would be taking action.

(Continued)
**PLANNING
DEPARTMENT
PRESENTATION ON
FEIS FOR AQUATIC
ECOSYSTEM PLAN**

Supervisor Kingsley said there are already a lot of fishless lakes and adding 15% more to the “fishless” list would be significant. Draper said most of the treatment zones in the Final EIR are near the Pacific Crest Trail, Kearsarge Pass, and Dusy Basin. Supervisor Jeff Griffiths asked whether the Park Service studied the value of fishing at each individual water body included in the 15%. Draper said the NPS just looked at whether water bodies met its criteria. He also noted that most of the lakes and streams are on the west side of the Sierra and the NPS said it removed high-priority fishing spots from consideration. Griffiths noted that especially in the Palisades basin, the lakes take a long time to get to and are glacier fed. Supervisor Totheroh added that they can only be accessed by extensive cross-country hiking. Draper noted that the County previously identified socioeconomic impacts that might result from fish removal at popular lakes accessed by trailheads in Inyo County. The NPS decided the impacts would be negligible because neither access to fishable waters nor numbers of fishermen will decrease. A study done by the NPS revealed that out of all of SEKI’s annual visitors, only about 2% visited the wilderness areas where the lakes in question reside. They also said the sites are all more than one-quarter mile from a maintained trail. Draper discussed the impacts of each proposed treatment with regard to public safety, visitor experience, and recreational opportunities. Supervisor Griffiths asked how the Park planned to dispose of the dead fish and was told the Park planned on piling them. Essentially, the Park found no appreciable affects as a result from the No Action alternative; negligible to minor adverse impacts and low risk of human exposure by doing the physical and chemical treatment; no appreciable impacts from doing the physical only; and negligible to minor adverse impacts and low risk of human exposure by doing the chemical treatment alone. Supervisor Kingsley said the socioeconomic findings are probably accurate as viewed from the west side, because while only 2% of visitors enter the wilderness from the west, a lot of more visitors access these areas from trailheads located in the Eastern Sierra. He noted that the County has been supportive of the effort to restore the endangered amphibians’ habitats and thus avoid a more restrictive, serious listing, but the NPS failed to take into account the cumulative impact of its plan and what the U.S. Forest Service is proposing separately. Chairman Griffiths said he struggled with the idea that there are a lot of lakes up there where fish populations are low and people don’t bother fishing, but other waters that have great fishing and the Park Service doesn’t seem to have differentiated between the two. The Supervisors asked about the process for and impacts from using the piscicide and suggested even the idea of waters being poisoned temporarily could impact visitation. The Board directed Planning staff to draft and send a letter expressing the following concerns: the 2% visitor estimate doesn’t account for the number of visitors coming in from the East Side, the Plan doesn’t account for the cumulative impact of other fish removal efforts, and a negative perception associated with piscicides could impact angling and hiker numbers.

**PLANNING/FOREST
PLAN REVISION
PRESENTATION**

Planning Director Josh Hart reminded the Board that the County and Forest Service have entered a cooperative relationship with regard to development of the Forest Plan, a multi-year process. The Draft Plan is now out and open for public review. The Forest Service has held a number of public meetings that the County has been participating in. The Planning Department will be working on the County’s response to the Draft Plan and bring it for Board approval in August. Deb Schweizer of the Inyo National Forest provided some background on the Plan, which hasn’t been revised in 20 years and needs to account for new regulations, policies, and available science. The Plan focused on wildfire prevention and management, restoration of ecosystems, benefits to local communities, sustainable recreation, and tribal relations and uses. Inyo, Sequoia, and Sierra national forests were the first to update their plans and they produced one Environmental Impact Study, per the National Environmental Protection Act, for all three. She said a lot of the Forests’ management issues overlap, although the INF is unique in that it has a Great Basin ecosystem. She went through a series of backup material provided to the Board and gave an overview of what’s included in the Draft EIS. She said there were three main revision topics: fire management, ecological integrity, and sustainable recreation and designated areas (such as Wilderness and Wild and Scenic rivers). The Forests developed four alternatives based on those revision topics. Alternative A is the No Action Alternative. Alternative B is the preferred alternative; it includes an increase in pace and scale of ecological restoration using mechanical thinning, prescribed fire, and managed lightning fire when appropriate. B also includes more watershed restoration, will better integrate recreation into planning and will recommend four Wilderness Areas in the Inyo National Forest, she said. The other two Forests do not recommend Wilderness in this alternative.

(Continued)
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She said she is proud of INF as an agency because they heard people when they said INF needed to be taking a more serious look at potential Wilderness Areas. Alternative C proposes 300,000 acres of Wilderness. Another voice INF listened to resulted in Alternative D, which has no Wilderness recommended. It is also heavier on mechanical treatment. She said the Forest Plan was supposed to be broad, general, and adaptable. She said the Forest Service struggled to make the Plan less complicated. She said there are 5 to 10 projects the INF would go forth with in order to implement the Plan, such as strategies for working with partners, strategies for resolving conflicts. Areas where the Plan differs from the 1988 Plan include four fire management zones, ecological integrity, meadows and riparian vegetation restoration, a lot of focus on restoration of sage grouse habitat, more language about sustainable recreation, and a framework for working with partners. She said what's not going to change are mining and geology options, energy provision (e.g., hydroelectric operations), infrastructure (roads, campgrounds, etc.), grazing, and lands still being able to be used by entities such Mammoth Mountain and local marinas. Aug. 25 is the deadline for comment. Schweizer offered websites where more information is available. She said the Forest Service asks people to think about what's a proper comment. She stressed that this is not a vote. They read every single letter they get and form letters are not very helpful. Letter-writers need to be specific about what they like and don't like about a specific alternative. In considering input, the Forest Service has to combine public sentiment with their mandate to follow certain laws, regulations, and authority. Supervisor Kingsley wondered whether the Forest Supervisor, when making the final decision on the Forest Plan, can combine elements from different alternatives. Schweizer said yes, and they would be remiss if they did not. Schweizer explained that whatever decision is made, if it includes Wilderness, the land will be managed as Wilderness until Congress makes its determination. Supervisor Griffiths asked Schweizer whether she thought the Plan included achievable goals, including the fire management portions, given the INF's funding levels. Schweizer said she thinks their projections might be a bit optimistic but they want to try to give people an idea of which management direction they want to go in. She concluded by explaining the Pacific Crest Trail project. In Alternative B it's a narrow corridor but protects viewshed and naturalness. Alternative C has a much larger corridor to prevent more development and is more relevant on the West Side. Cathreen Richards of the Planning Department said staff analyzed the Plan bearing in mind the County's stance on access, vibrant economy, and local culture. She said where the Plan best addresses the County of Inyo's concerns are in Alternatives B and D because they include less land and habitat designations that restrict multiple uses and provide more intensive treatments for fire suppression than C and A. She said the impacts of smoke are significant in Inyo County and impact both human health and the economy. Smoke would improve best through Alternative D. She said Alternatives B and D better address the County's concerns about Wilderness than Alternative C, which calls for more than 315,000 acres of Wilderness compared to Alternative B's 37,029 acres. She said the County found the areas proposed for Wilderness in Alternative B are "benign" with regard to loss of access and resulting economic impacts. The County did comment early on that no new Wilderness should be added because 66 percent of the County is already designated Wilderness. Alternative D is much better aligned with this perspective. The Planning Department found areas recommended for Wilderness in Alternative C questionable under the Forest Service's criteria. She said the Species of Conservation Concern list is consistent throughout the 4 alternatives and includes: 4 mammals, 4 birds, 3 amphibians, 1 fish, 10 terrestrial invertebrates, 5 aquatic invertebrates and 105 plants. The length of the list could impact access, vibrant economy, and local culture, she said. Supervisor Totheroh asked whether it is better economically for Inyo County in the long run to protect these species now, and thus avoid more restrictive listings later. Schweizer said the bottom line for the INF was they were aware of areas in need of protection and took action to protect them. Richards said the Planning Department would like to see areas in the Plan where the public can contribute its own ideas. She said they'll continue to collaborate with Forest Service staff and will be holding a series of workshops. She also shared a list of upcoming Forest Service meetings. Chairman Griffiths asked for clarification on "critical aquatic refuges." Supervisor Pucci asked Schweizer if the feedback differed from Forest to Forest. She said the Eastern Sierra always has the highest number of meeting attendees even though it has the lowest population. She said the engagement and care that comes from Eastern Sierra community is something we should be proud of.

*RECESS/
RECONVENE* Chairman Griffiths recessed the regular meeting at 3:08 p.m. for a brief break and reconvened the meeting at 3:18 p.m. with all Board members present except for the absent Supervisor Tillemans

*PLANNING/NSH
CORRIDOR ADVISORY
COMMITTEE* Planner Tom Schaniel said the Planning Department had reached out to various organizations and stakeholders about forming an advisory committee and added a 12th member, the Bishop Rural Fire Protection District. He said he had not had heard back from the Tribe when the Agenda Request Form was written, but did speak yesterday to Tribal Administrator Mervin Hess, who had concerns about the project but was excited also. Schaniel said he would be attending the July 14 Tribal Council meeting and as yet did not know what the Tribe's involvement would be. He said eight members from the organizations have been identified, including Supervisor Pucci from the County. Moved by Supervisor Totheroh and seconded by Supervisor Kingsley to give the Planning Commission approval to set up an advisory committee for the North Sierra Highway Corridor Plan/Specific Plan to help bring stakeholder and community input into the North Sierra Highway planning process. Motion carried unanimously with Supervisor Tillemans absent.

PUBLIC WORKS SOLE-SOURCE PROVIDER AND PURCHASE OF MZ-CONTROL BOARDS Public Works Director Quilter said he thought the County had control boards of special concern when in fact they were endangered and threatened and could not be updated. There were a limited number of companies that could provide the boards. Moved by Supervisor Kingsley and seconded by Supervisor Pucci to: A) Approve Southland Mechanical as a sole-source provider for the purchase and installation of two (2) MZ-Control boards; B) Ratify the purchase and installation services for two (2) MZ-Control boards in an amount not to exceed \$11,434.40; and C) Approve payment of sales tax to the State of California in the amount of \$175.87. Motion carried unanimously with Supervisor Tillemans absent.

CAO/GULLY WASHER PROCLAMATION CAO Carunchio had no update on the situation. Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to extend 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 with Supervisor Tillemans absent.

CAO/AMENDED EMERGENCY AMENDMENT The Board agreed to pull the traditional "Land of Even LESS Water" agenda item in favor of the urgency item approved earlier in the meeting. CAO Carunchio explained the Board was being asked to approve amendments to a January 2014 resolution that declared a local drought emergency. He read the amended portions to the Board. He said that about 100 homes and public property are being affected in West Bishop by fluctuating hydrological conditions that include dry wells and flooding. While the drought is the most likely culprit, Carunchio said the County wants the California Department of Water Resources to make the determination as to the cause. Carunchio said the County hopes CalOES will accept the amended resolution but noted the Board may be asked to proclaim the West Bishop water table problem a new, separate local disaster. Carunchio said Water Department Director Bob Harrington and Inyo County Emergency Management Specialist Kelley Williams were asked to get in touch with CalOES on Wednesday, June 22. He said state and county officials held a conference call Thursday, June 23 to discuss a possible request for state assistance, and thanked County staff for attending the call. On Friday, June 24, the County decided to amend its existing resolution proclaiming a Local Drought Emergency. That amended resolution was added Tuesday to that day's Board of Supervisors agenda as an urgency item – one which came about after the publication of the June 28 agenda and this item could not wait until the Board's next meeting on July 12. Inyo County Water Director Bob Harrington said two experts with the CDWR are scheduled to arrive in Bishop next week, where they can see the damage first-hand and do their own analysis. Technical staff with the Water Department and Los Angeles Department of Water and Power will be on hand to provide assistance and data that the two departments have collected over the past couple weeks. Moved by Supervisor Pucci and seconded by Supervisor Totheroh to adopt Resolution No. 2014-09 as amended. Motion carried unanimously with Supervisor Tillemans absent.

CAO/DEATH VALLEY DOWN BUT NOT OUT PROCLAMATION Moved by Supervisor Kingsley and seconded by Supervisor Pucci to extend 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 with Supervisor Tillemans absent.

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 meeting of June 7, 2016. Motion carried unanimously with Supervisor Tillemans absent.

CORRESPONDENCE - ACTION CAO Carunchio said he was comfortable signing the document so IMACA could move forward and thanked Assistant to the CAO Kelley Williams and County Counsel Rudolph for responding very quickly to the need to review the document. Motioned by Supervisor Totheroh and seconded by Supervisor Kingsley to authorize and ratify the County Administrator's signature on Attachment C to the organization's Grant Application for funding services and activities for homeless and populations at-risk of homelessness. Motion carried unanimously with Supervisor Tillemans absent.

PUBLIC COMMENT Assistant County Administrator Rick Benson gave a quick update on the library automation process. He got a cost estimate the day before and would be coming back to the Board with a plan soon.

BOARD MEMBER AND STAFF REPORTS Supervisor Kingsley said the Adventure Trails extension bill passed through the House committee the day before and asked the Board consider an annual workshop in January to engage the public. Kingsley said he would be writing a letter in support of the wildfire budgeting legislation. Chairman Griffiths said if it's not part of the Board's Legislative Platform it should be. Supervisor Totheroh said the legislation offered no guarantee but some hope. Kingsley said there's some legislation moving through about Air B&Bs and he's trying to track it because there have been related issues locally with collecting TOT. He also said AB 2395 on hardline telephone service, which Inyo opposed, had failed. Supervisor Pucci said he attended the previous night's Eastern Sierra Recreation Collaborative meeting on the Forest Plan. He also said the NACo Conference would be July 22-25, 2016. Chairman Griffiths said the County had a Financial Advisory Committee meeting on Thursday, June 23 and the overall picture of the County's retirement fund investments was positive. He also mentioned a special event that was to happen July 1 at the Methodist Church Soup Kitchen: a fresh tuna lunch cooked up by Sunrise Rotary as a fundraiser for \$40 a plate. CAO Carunchio gave a shout out to Kelley Williams who he said doggedly pursues "everything OES." He said as a result of her efforts, at lunch there was a check to Inyo County from Lake County reimbursing Inyo for about \$5,000 for firefighting aid. He said he attended the recent Big Pine Water Association meeting and noted the July 5 Board meeting had been canceled. He noted that the Grand Jury would still be sworn in at noon today. Carunchio and Water Department Director Dr. Bob Harrington reported on recent State Groundwater Management Act outreach and clarified that the Inyo County Water Department is not working for Mono County. But he said the Water Department's unmatched expertise lends itself to an enterprise opportunity to add staff to the Water Department in order to provide Groundwater Management Act consultation services throughout California.

CLOSED SESSION Chairman Griffiths recessed the meeting at 4:05 p.m. to return to closed session to continue unfinished business from the morning's closed session.

OPEN SESSION Chairman Griffiths reconvened the meeting to open session at 5:30.

REPORT ON CLOSED SESSION County Counsel Rudolph reported that no action was taken during closed session that is required to be reported.

ADJOURNMENT Chairman Griffiths adjourned the meeting of June 21, 2016 at 5:30. The Board of Supervisors will next meet in Independence for its Tuesday, July 12 meeting at 8:30 a.m. The July 5 meeting has been canceled due to the Independence Day holiday.