

*Amended 2010-35  
7-27-10*

**RESOLUTION NO. 99 - 21**

**A RESOLUTION OF THE INYO COUNTY BOARD OF SUPERVISORS  
STATE OF CALIFORNIA  
AUTHORIZING THE INYO COUNTY SHERIFF'S DEPARTMENT TO PROVIDE SEARCH AND  
RESCUE SERVICES, ACCEPTING THE DONATION OF SEARCH AND RESCUE VEHICLES,  
EQUIPMENT, AND A QUITCLAIM FOR THE SEARCH AND RESCUE BUILDING, AND  
REPEALING COUNTY RESOLUTION NO. 63-55**

**WHEREAS**, the Inyo County Board of Supervisors and the Inyo County Sheriff do desire to reorganize the provision of Search and Rescue Services within Inyo County so that they are under the direct authority, control, and supervision of the Sheriff's Department; and

**WHEREAS**, the Inyo County Board of Supervisors and the Inyo County Sheriff recognize and commend the Inyo County Sheriff's Posse, Incorporated, and its individual members for the valuable search and rescue services they have provided to the community; and

**WHEREAS**, the Inyo County Board of Supervisors and the Inyo County Sheriff do desire to continue to use volunteers to provide search and rescue services within Inyo County.

**NOW, THEREFORE, BE IT RESOLVED** by the Inyo County Board of Supervisors as follows:

1. Sheriff Authorized to Provide Search and Rescue:

In accordance with the authority provided by Government Code section 26614, the Inyo County Sheriff is hereby authorized to search for and rescue persons who are lost or are in danger of their lives within or in the immediate vicinity of the County. The expense incurred by the Sheriff in the performance of such duties shall be a proper County charge.

2. Status of Individuals Providing Search and Rescue Services:

The Inyo County Sheriff is authorized to use employees of the Inyo County Sheriff's Department and County volunteers to provide search and rescue services. The use of volunteers by the Sheriff's Department to provide search and rescue services will be in accordance with the Inyo County Volunteer Policy. Members of the Inyo County Sheriff's Posse, Inc., when engaged under the authority, control, and supervision of the Inyo County Sheriff's Department, in search and rescue operations, disaster services, authorized training, or any other assignments based upon the needs of the Sheriff's Department or Inyo County, are doing so as individual volunteers of the County of Inyo, and not as members of the Inyo County Sheriff's Posse, Inc.

3. Workers' Compensation Coverage:

County volunteers assigned to a search and rescue mission or disaster within Inyo County, assigned to a mission or disaster out of County by request of the State OES for which a mission number has been designated, or participating in an organized and sanctioned training exercise, are covered for injury under the State of California Workers' Compensation Fund as Disaster Service Workers.

4. Liability:

The County of Inyo and the Inyo County Sheriff's Department are responsible, to the extent provided by law, for any liability to third parties arising from search and rescue activities conducted under the direct authority, control, and supervision of the Sheriff's Department. In the event that a County volunteer is sued for acts or omissions performed within the course and scope of providing search and rescue services under the authority, control, and supervision of the Sheriff's Department, the County shall defend, indemnify, and hold the volunteer harmless from any and all liability arising from such acts or omissions to the same extent that the County is obligated by law to defend and indemnify its permanent status employees for acts committed within the course and scope of their employment. The obligation of the County to defend, indemnify, and hold harmless is contingent upon prompt notification by the volunteer to the County of any claim, demand, or liability against the volunteer arising from the volunteer's performance of search and rescue functions, and the volunteer's continued good faith cooperation with the County in providing the volunteer's defense. The County expressly reserves the right to determine whether or not the volunteer's acts or omissions, which give rise to the liability, claim, or judgment, have occurred within the course and scope of the volunteer's performance of duties and functions under the direct authority, control, and supervision of the Sheriff's Department. Additionally, County's obligation to defend and indemnify and hold the volunteer harmless as set forth above, is subject to all conditions and restrictions set forth in the Inyo County Volunteer Policy.

5. Authority, Control, and Supervision:

The Sheriff will ensure that, as a minimum, a sworn Deputy Sheriff, preferably the Search and Rescue Coordinator or assistant, is assigned and actively involved as the Incident Commander during any search and rescue activity. The Incident Commander will have direct control of all personnel and resources utilized in the activity, including Sheriff's Department employees and County Volunteers. The Incident Commander will assure through supervision that the activity is conducted in a proper, safe, and timely manner.

6. Fair Labor Standards Acts Compliance:

A County of Inyo employee who is engaged as a County volunteer in search and rescue activities will not be assigned to a function or task which is "closely similar" to their regular employment with the County of Inyo. Questions as to whether a County volunteer is assigned a function or task which is "closely similar" to that of their regular employment with the County, will be determined by the Inyo County Personnel Department.

7. Search and Rescue Building:

The Search and Rescue (SAR) building, or "Posse Hut", is a County building, on County leasehold land. The Inyo County's Sheriff's Posse, Inc., has no claim of ownership or control over the building or the land. The building and land will be under the direction and control of the Inyo County Sheriff. The primary use of the building and the land shall be for search and rescue activities. Other uses, to the extent that they do not conflict with search and rescue activities may be permitted. The use of the facility will be scheduled and approved through the Sheriff's Department Search and Rescue Coordinator or his assistant. Use by other County Department's or agencies will be without cost. Use by non-county organizations or agencies will be in accordance with applicable law and County policy. All uses of the SAR facilities will follow applicable County Rules and Regulations for County buildings.

The County of Inyo will provide for the maintenance, improvements, utilities, telephone, pest control, and trash pick-up at the SAR facilities, as well as providing for liability coverage for the building and land.

8. Search and Rescue Equipment:

The Inyo County Sheriff's Posse, Inc., has donated to the County of Inyo certain safety, medical, technical, and specialized gear and equipment now owned by the Posse and used for conducting search and rescue operations in Inyo County. Upon acceptance of this donation by the Board of Supervisors, the Sheriff shall assume responsibility for that equipment. The Sheriff will assure that the equipment is regularly inspected and maintained in an appropriate manner, and repaired or replaced as needed. This equipment will only be used by members of the Inyo County Sheriff's Department, or County volunteers when involved in a search and rescue mission or authorized training under the direct authority, control and supervision of the Sheriff's Department.

Sheriff's Department employees or County volunteers engaged in search and rescue activities will maintain their own personal gear and equipment. These items will be subject to inspection by the Incident Commander to ensure that the Department employees and County volunteers are adequately prepared for the assignment in the field.

9. Motor Vehicles:

All vehicles now owned and registered to the Inyo County Sheriff's Posse, Inc., have been donated to the County of Inyo. Upon acceptance of this donation by the Board of Supervisors, these vehicles will be placed under the control of the Inyo County Motor Pool. The Motor Pool will assume responsibility for the vehicles, their maintenance and replacement. Such vehicles will be stored at the SAR Building, equipped and ready for dispatch to the field. County volunteers engaged in search and rescue activities under the direct authority, control, and supervision of the Sheriff's Department, will be authorized to operate County vehicles pursuant to the Inyo County Volunteer Policy.

10. Inventory:

An inventory of all equipment, vehicles, and gear owned by the County of Inyo, and used in search and rescue activities will be maintained by the Inyo County Sheriff's Department SAR Coordinator.

11. Training:

The Inyo County Sheriff's Department's SAR Coordinator will ensure that all Sheriff Department employees and County Volunteers engaged in search and rescue activities under the direct authority, control, and supervision of the Sheriff's Department, have proper and up-to-date health and safety training. Increased and additional training will be promoted by the SAR Coordinator.

12. Records:

The Sheriff Department's SAR Coordinator will maintain personnel files on each County volunteer who is available or engaged in search and rescue activities under the direct authority, control, and supervision of the Sheriff's Department. Such personnel files will

include basic identifying information and documentation concerning their physical ability and restrictions, skill proficiency, training records, and workers' compensation status.

13. Acceptance of Donated Vehicles, Equipment and Quitclaim:

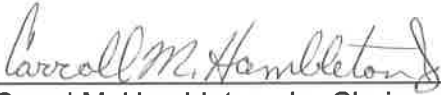
The Inyo County's Sheriff Posse, Inc., has donated to the County of Inyo various pieces of equipment, vehicles, and a quitclaim for the search and rescue building, all as identified in Attachment "A" to this resolution. The Board of Supervisors hereby accepts the donation of such vehicles, equipment, and the quitclaim deed for the search and rescue building.

14. Repeal of County Resolution No. 63-55:

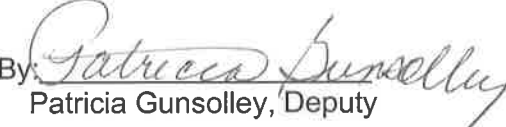
Inyo County Resolution No. 63-55 previously provided for workers' compensation coverage by the County for members of the Inyo County Sheriff's Posse, Inc., who were engaged in law enforcement for the Sheriff's Department. Since the Inyo County Sheriff's Posse, Inc., no longer provides law enforcement for the Sheriff's Department, and such services are now provided by Reserve Deputy Sheriffs, this Resolution is no longer necessary, and is hereby rescinded.

Passed and Adopted this 4th day of May, 1999 by the following vote:

Ayes: Supervisors Arcularius, Bear, Lent, Hambleton and Dorame  
Noes: -0-  
Abstain: -0-  
Absent: -0-

  
\_\_\_\_\_  
Carrol M. Hambleton, Jr., Chairperson  
Inyo County Board of Supervisors

Attest: René Mendez,  
Clerk to the Board

By:   
Patricia Gunsolley, Deputy

INYO COUNTY SHERIFF'S POSSE, INC.  
MISCELLANEOUS EQUIPMENT UNDER \$500

Equipment Description	No.	Serial Number	Current Value	Replacement Cost
Relm WHS150 Radio	1	736A-017800	300	400
Relm WHS150 Radio	1	736A-017801	300	400
Relm WHS150 Radio	1	736A-017802	300	400
Relm WHS150 Radio	1	736A-017803	300	400
Relm WHS150 Radio	1	736A-017804	300	400
Garmin GPS45	1	34558618	150	200
Garmin GPS45	1	34558625	150	200
Garmin GPS45	1	34558600	150	200
Ortovox F2 Avalanche Transciever	5		100	150
Motorola Keynote Pagers	10		200	300











AND WHEN RECORDED MAIL THIS DEED AND, UNLESS OTHERWISE SHOWN BELOW, MAIL TAX STATEMENT TO:

County of Inyo  
Name County Administrative Office  
Street 224 N. Edwards Street  
Address Independence, CA 93526  
City & State  
Zip

Title Order No. \_\_\_\_\_ Escrow No. \_\_\_\_\_

INY 004 (5-94)

# Quitclaim Deed

SPACE ABOVE THIS LINE FOR RECORDER'S USE

THE UNDERSIGNED GRANTOR(S) DECLARE(S)

DOCUMENTARY TRANSFER TAX IS \$ -0-

\_\_\_\_\_ unincorporated area  City of \_\_\_\_\_

Parcel No. 08-010-05H

computed on full value of property conveyed, or

computed on full value less value of liens or encumbrances remaining at time of sale, and

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

Inyo County Sheriff's Posse, Inc.

hereby REMISE, RELEASE AND FOREVER QUITCLAIM to

County of Inyo, a political subdivision of the State of California  
the following described real property in the

County of Inyo

State of California:

That portion of the southwest quarter of Section 4, Township 7 South, Range 33 East, M.D.M., in the County of Inyo, State of California, bounded by the following described line:

COMMENCING at Boat Spike and Tag LS 3773 the northwest corner of the said southwest quarter of Section 4 as shown on Sheet 1 of County Surveyors Map No. 23 on file in the office of the County Recorder of said County, from which a 2" Iron Pipe and Brass Cap at the southwest corner of said Section 4 bears South 0°37'11" West; thence South 0°28'36" West, 970.54 feet to a point on the centerline of Airport Road and the TRUE POINT OF BEGINNING of the herein described subject line: thence leaving said centerline, South 89°50'47" East, 285.09 feet; thence South 0°45'45" East, 341.08 feet; thence South 89°43'10" West, 287.99 feet to said centerline of Airport Road; thence along said centerline, North 0°16'27" West, 343.23 feet to the POINT OF BEGINNING.

EXCEPTING THEREFROM any portion thereof within the Airport Road right-of-way.

Dated 4-21-99

*Charles R. Shore*

STATE OF CALIFORNIA  
COUNTY OF INYO } S.S.

On 4/21/99 before me,

DAVID E. VAULET

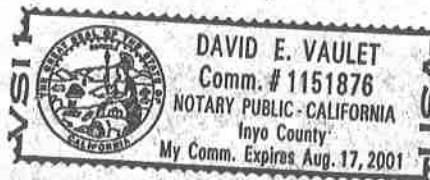
a Notary Public in and for said County and State, personally appeared

CHARLES R. SHORE

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

Signature D. Vaulet



(This area for official notarial seal)

MAIL TAX STATEMENTS TO PARTY SHOWN ON FOLLOWING LINE; IF NO PARTY SHOWN, MAIL AS DIRECTED ABOVE

Name

Street Address

City & State

**BOARD OF DIRECTORS OF THE INYO COUNTY SHERIFF'S POSSE, INC.  
RESOLUTION NO. 99 - 01**

**RESOLUTION DONATING TO THE COUNTY OF INYO SEARCH AND RESCUE  
VEHICLES, EQUIPMENT, AND A QUIT CLAIM FOR THE SEARCH AND RESCUE  
BUILDING**

**WHEREAS**, the Inyo County Sheriff's Posse, Inc. (hereinafter called the "Corporation") is a non-profit public benefit corporation duly organized and existing in by virtue of the laws of the State of California; and

**WHEREAS**, the Corporation has been formed for the purposes of rendering and facilitating search and rescue services within Inyo County; and

**WHEREAS**, the Inyo County Board of Supervisors and the Inyo County Sheriff do desire to reorganize the provision of search and rescue services within Inyo County so that that they are under the direct authority, control and supervision of the Sheriff's Department; and

**WHEREAS**, the Inyo County Board of Supervisors and the Inyo County Sheriff do desire to continue to use volunteers to provide search and rescue services within Inyo County; and

**WHEREAS**, the Corporations owns certain search and rescue vehicles and equipment which could be utilized by the Inyo County Sheriff's Department in providing search and rescue services; and

**WHEREAS**, the Search and Rescue (SAR) building, or "Posse Hut" , is a County of Inyo building (hereinafter "County"), on County leasehold land, and while the Inyo County Sheriff's Posse, Inc., has utilized such building in the past, it has no claim of ownership or control over the building or the land; and

**WHEREAS**, the Corporation wishes to donate to the County of Inyo certain search and rescue vehicles, equipment, and a Quit Claim for the Search and Rescue Building, in order to facilitate the Inyo County Sheriff's Department provision of search and rescue services in Inyo County.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Inyo County Sheriff's Posse, Inc., as follows:

Section 1. The Inyo County Sheriff's Posse, Inc., hereby donates to the County of Inyo certain safety, medical, technical, and specialized gear and equipment now owned by the Corporation and used for conducting search and rescue operations in Inyo County, all as is identified in Attachment "A" to this Resolution. The condition of this donation is that such equipment will only be used by members of the Inyo County Sheriff's Department, or County volunteers when involved in search and rescue missions or authorized training under the direct authority, control and supervision of the Sheriff's Department.

Section 2. The Inyo County Sheriff's Posse, Inc., hereby donates certain motor vehicles now owned by the Inyo County Sheriff's Posse, Inc., to the County of Inyo, all as identified in Attachment "B" to this Resolution. The condition of this donation is that these vehicles will be used by members of the Inyo County Sheriff's Department, or County volunteers when involved in law enforcement, search and rescue missions, or authorized training under the direct authority, control and supervision of the Sheriff's Department.

Section 3. The Inyo County's Sheriff Posse, Inc., hereby authorizes and directs the President and Secretary of this Corporation to execute and deliver to the County of Inyo, the Quit Claim Deed to the Search and Rescue Building all as identified in Attachment "C" to this Resolution.

Section 4. The officers of the Corporation are hereby authorized and directed, jointly and separately, in the name of and on behalf of the Corporation, to execute and deliver any and all certificates, agreements, and other documents and to take any and all steps which they might deem necessary or appropriate in order to effectuate the donations which the Board of Directors has heretofore approved, and to convey to the County of Inyo title to such equipment and vehicles upon acceptance of their donation by the Inyo County Board of Supervisors. All actions heretofore taken by the officers and agents of this Corporation with respect to the purposes authorized by this Resolution be, and hereby are approved and ratified.

Section 5. This resolution shall take affect from and after the date of its adoption.

Passed and adopted by the Board of Directors of the Inyo County Sheriff's Posse, Inc., this 20 day of April, 1999 by the following vote:

Ayes: 5  
Noes: 0  
Abstain: 0  
Absent: 0

  
\_\_\_\_\_  
President, Board of Directors

  
\_\_\_\_\_  
Secretary, Board of Directors

#### Secretary Certification

The undersigned hereby certifies that he/she is the duly elected, qualified and acting secretary of the Inyo County Sheriff's Posse, Inc., a California Non-profit Public Benefit Corporation organized and existing under the laws of the State of California, and the foregoing is a full, true, and correct copy of the Resolution adopted at a Special Meeting of the Board of Directors of said Corporation held on 20 day of APRIL, 1999 in Inyo County; and that said Resolution has not been amended, modified, or rescinded in any manner since the date of

its adoption, and the same is now in full force and effect; and that the President and Secretary of the Corporation have been duly authorized by the Board of Directors to execute and deliver, on behalf of the Corporation, this Resolution and all necessary certificates, titles and documents necessary to affect its purpose in accordance with the Corporation's Articles of Incorporation, and Bylaws.

Dated: 20<sup>th</sup> April 1999

Wm. S. Milich Jr #63  
Secretary  
MILICH

INYO COUNTY SHERIFF'S POSSE, INC.  
MISCELLANEOUS EQUIPMENT UNDER \$500

Equipment Description	No.	Serial Number	Current Value	Replacement Cost
Relm WHS150 Radio	1	736A-017800	300	400
Relm WHS150 Radio	1	736A-017801	300	400
Relm WHS150 Radio	1	736A-017802	300	400
Relm WHS150 Radio	1	736A-017803	300	400
Relm WHS150 Radio	1	736A-017804	300	400
Garmin GPS45	1	34558618	150	200
Garmin GPS45	1	34558625	150	200
Garmin GPS45	1	34558600	150	200
Ortovox F2 Avalanche Transciever	5		100	150
Motorola Keynote Pagers	10		200	300

*WJ*  
20 APR 99

EXHIBIT      A



INYO COUNTY SHERIFF'S POSSE, INC  
 EQUIPMENT INVENTORY:  
 OFFROAD VEHICLES AND TRAILERS

Make/Model	License Plate	VIN	Current Value	Replacement Cost
1986 Suzuki Quad	J52R43	JSAAJ46A9J2102471	2500	4500
1970 Thiokall Snowcat Imp	E370822 exempt	524	4500	24000
1967 Thiokall Trailer	E949098 exempt	152	800	2000
1988 Skipper Boat Trailer	E324410 exempt	1SZARAL19J1002661	600	1500
1991 Dirt Bike Trailer	E912748 exempt	CA639543	600	1200
Zodiac Boat		XDC-P044 0888	2500	5500

*WJm JR  
20 APR 97*

INYO COUNTY SHERIFF'S POSSE, INC.  
VEHICLE INVENTORY

Make/Model	License Plate	VIN	Current Value	Replacement Cost
1982 Dodge Ramcharger 4WD	E072816 (exempt)	1B4GW12R7CS271044	4000	24000
1985 Ford Bronco 4WD	E370827 (exempt)	1FMDU15N2FLA88911	6000	25000
1975 Chevy 20 Van	E489937 (exempt)	CCY255U164310	1500	15000

*W Jim J12  
20 APR 77*