

MINUTES



County of Inyo Board of Supervisors

June 25, 2019

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 8:31 a.m., on January 8, 2019, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Rick Pucci, presiding, Dan Totheroh, Jeff Griffiths, Mark Tillemans, and Matt Kingsley.

- Public Comment* Chairperson Pucci asked for public comment during the first public comment period and there was no-one wishing to address the Board.
- Closed Session* Chairperson Pucci recessed open session at 8:31 a.m. to convene in closed session with all Board members present to discuss the following items: No. 2 **CONFERENCE WITH COUNTY'S LABOR NEGOTIATORS [Pursuant to Government Code §54957.6]** – Regarding 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); IHSS Workers; Law Enforcement Administrators' Association (LEAA). Unrepresented employees: all. County designated representatives – Administrative Officer Clint Quilter, Assistant County Administrator Leslie Chapman, Deputy Personnel Director Sue Dishion, County Counsel Marshall Rudolph, Health and Human Services Director Marilyn Mann, and Chief Probation Officer Jeff Thomson.
- Open Session* Chairperson Pucci recessed closed session and reconvened the meeting in open session at 10:03 a.m. with all Board members present.
- Pledge* Assistant Clerk of the Board Ellis led the Pledge of Allegiance.
- Report on Closed Session* County Counsel Rudolph reported that no action was taken during closed session that is required to be reported.
- Public Comment* Chairperson Pucci asked for public comment during the second public comment period and there was no-one wishing to address the Board.
- County Department Reports* HHS Director Marilyn Mann reported that Wellness Center staff, including retired staffer D.B. Mattovich, were honored by the Bishop City Council last night as "Citizen of the Quarter."

Chief Probation Officer Jeff Thomson provided an update on Probation Department staff's efforts working with youth through early intervention programs this summer at schools throughout the County, and in collaboration with HHS.
- Introductions* District Attorney Tom Hardy introduced to the Board new Victim Witness Assistant Lidia Schultz; Treasurer-Tax Collector Alisha McMurtrie introduced new Office Technicians Ancera Moana Chapman and Cherie LaBraque; and Sheriff Hollowell introduced new Deputies John T. Bartlett and Johnny Frisbie Jr.
- Recycling & Waste Management – Gate Attendant* Moved by Supervisor Griffiths and seconded by Supervisor Totheroh for the Board to find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Recycling & Waste Management Gate Attendant exists in the Solid Waste Budget, as certified by the Assistant County Administrator and concurred with by the County Administrator and Auditor-Controller; and B) authorize the hiring of one (1) Gate Attendant, Range 48 (\$2,740 - \$3,320), from the recently established eligibility list. Motion carried unanimously.

<i>Risk Management – Part-time Attorney Addition/John Kirby Contract Ratification</i>	Moved by Supervisor Griffiths and seconded by Supervisor Totheroh to: A) increase the authorized strength in the Risk Management Division by adding one part-time attorney; and B) ratify and approve the contract between the County of Inyo and John Kirby for the provision of personal services as an attorney, at the rate of \$170 per hour, effective January 1, 2019, and authorize the Chairperson to sign. Motion carried unanimously.
<i>HHS-Behavioral Health – Office Clerk III</i>	Moved by Supervisor Kingsley and seconded by Supervisor Tillemans for the Board to find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Office Clerk III exists in the non-General Fund Behavioral Health and Drinking Driver Program budgets, as certified by the HHS Director and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates may meet the qualifications for the position, the vacancy could possibly be filled by an internal candidate, but an open recruitment is more appropriate to ensure qualified applicants apply; and C) approve the hiring of one (1) Office Clerk III, Range 52 (\$2,997 - \$3,641). Motion carried unanimously.
<i>HHS-Behavioral Health – Social Worker IV/Psychotherapist</i>	Moved by Supervisor Tillemans and seconded by Supervisor Totheroh for the Board to find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Social Worker IV/Psychotherapist exists in the non-General Fund Mental Health budget, as certified by the HHS Director and concurred with by the County Administrator and Auditor-Controller; B) whereas it is unlikely the position could be filled by internal candidates meeting the qualifications for either level of the position, an open recruitment is more appropriate to ensure qualified applicants apply for the specialized position; and C) approve the hiring of one (1) Social Worker IV, Range 73 (\$4,900 - \$5,960) or Psychotherapist, Range 81 (\$5,922 - \$7,201), depending upon qualifications. Motion carried unanimously.
<i>Child Support Services – Gerardo Ramos Contract</i>	Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve the contract between the County of Inyo and Gerardo Ramos for the provision of Spanish interpretive services in an amount not to exceed \$30,000 for the period of July 1, 2019 through June 30, 2021, contingent upon the Board’s approval of future County budgets, and authorize the Chairperson to sign. Motion carried unanimously.
<i>Information Services – UTNetworks Contract</i>	Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve and award the contract for the County’s Network Switch Refresh Project to UTNetworks of Culver City, CA in an amount not to exceed \$153,682 and authorize the Chairperson to sign. Motion carried unanimously.
<i>Information Services – Maverick Networks Contract</i>	Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve and award the contract for the County’s Phone System Replacement Project to Maverick Networks, Inc. in an amount not to exceed \$265,086 and authorize the Chairperson to sign. Motion carried unanimously.
<i>Recycling & Waste Management – Preferred Septic Contract (Olancha, etc.)</i>	Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve the agreement between the County of Inyo and Preferred Septic and Disposal, Inc. for waste hauling services in the communities of Olancha, Keeler, and Darwin in a total amount not to exceed \$185,073 for the period of July 1, 2019 through June 30, 2022, contingent upon the Board’s adoption of future County budgets, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.
<i>Risk Management – Porter Scott Contract</i>	Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve the agreement between the County of Inyo and Porter Scott, A Professional Corporation of Sacramento, CA for the provision of legal services in an amount not to exceed \$210,000 for the period of July 1, 2019 through June 30, 2020, contingent upon the Board’s adoption of the Fiscal Year 2019-2020 Budget, and authorize the Chairperson to sign. Motion carried unanimously.
<i>CAO/County Counsel – Greg James Contract Amendment 8</i>	Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve Amendment No. 8 to the contract between Gregory L. James, Water/Environmental Attorney Regarding Natural Resources, and the County of Inyo by extending the term of the contract to July 1, 2013 through June 30, 2020, contingent upon the Board’s adoption of the Fiscal Year 2019-2020 Budget. Motion carried unanimously.

<i>HHS-Behavioral Health – Tarzana Treatment Center Contract Amendment 1</i>	Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve Amendment No. 1 to the contract between Inyo County Behavioral Health and Tarzana Treatment Center, Inc. for the provision of residential alcohol and drug treatment in an additional amount of \$10,000 for a total amount not to exceed \$35,000 for the period of July 1, 2018 through June 30, 2019, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.
<i>HHS-Social Services – MOU with OVCD</i>	Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve a Memorandum of Understanding between Inyo County Health & Human Services and Owens Valley Career Development Center for the purpose of Administering Tribal Temporary Assistance for Needy Families (TANF), and authorize the HHS Director to sign. Motion carried unanimously.
<i>Public Works – Sewer Flow Meter</i>	Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve the purchase of one (1) sewer flow meter including associated hardware and components from Clipper Controls, Inc. of Sacramento, CA in an amount not to exceed \$12,881.90. Motion carried unanimously.
<i>Public Works – Qualcon Contractors Contract (Birchim Overlay)</i>	Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to: A) award the contract for the Birchim Lane Overlay Project to Qualcon Contractors, Inc. of Minden, NV as the successful bidder; B) approve the construction contract between the County of Inyo and Qualcon Contractors, Inc. of Minden, NV in the amount of \$436,740, and authorize the Chairperson to sign; and C) authorize the Public Works Director to execute all other project contract documents, including contract change orders, to the extent permitted by Public Contract Code Section 20142 and other applicable laws. Motion carried unanimously.
<i>Public Works – Pa Ha Lane Road Closure</i>	Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve the closure of a portion of Pa Ha Lane in Bishop between the hours of 8 p.m. and 10 p.m. on Wednesday, July 3, 2019 for the purpose of the annual Paiute Palace Casino Fireworks Display. Motion carried unanimously.
<i>Road Department – S. Clay St., Independence Tree Removal</i>	Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve the removal of a tree in the road right-of-way at 315 South Clay Street, Independence. Motion carried unanimously.
<i>Water Department – RO Anderson Contract Amendment 3</i>	Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to approve Amendment No. 3 between the County of Inyo and RO Anderson for the Recycled Water for Conservation and Community Projects Feasibility Study, extending the term of the contract to December 31, 2019, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.
<i>Personnel – ICEA MOU Amendment 1, Reso. # 2019-26, # 2019-27, # 2019-28</i>	<p>CAO Quilter reported that the Board had previously met with County labor negotiators and agreed to an extension of the contract with the Inyo County Employees Association. He noted that, as part of that extension, the Board also agreed to two additional cost of living adjustments, which will be extended to other employee groups if the Board approves three proposed resolutions. Moved by Supervisor Totheroh and seconded by Supervisor Griffiths to:</p> <ul style="list-style-type: none"> A) Approve Amendment No. 1 to the Comprehensive Memorandum of Understanding between the County of Inyo and the Inyo County Employees Association (ICEA) from September 12, 2017 through September 30, 2019, and authorize the Chairperson to sign; B) Approve Resolution No. 2019-26, titled, “A Resolution of the Board of Supervisors, County of Inyo, State of California, Setting Certain Salary for Management Employees Employed in the Several Offices or Institutions of the County of Inyo, Which Shall Supersede Any Prior Resolution Pertaining to that Subject to the Extent they are Inconsistent,” and authorize the Chairperson to sign; C) Approve Resolution No. 2019-27, titled, “A Resolution of the Board of Supervisors, County of Inyo, State of California, Setting Certain Salary for Non-Represented Employees Employed in the Several Offices or Institutions of the County of Inyo, Which Shall Supersede Any Prior Resolution Pertaining to that Subject to the Extent they are Inconsistent,” and authorize the Chairperson to sign; and

- D) Approve Resolution No. 2019-28, titled, "A Resolution of the Board of Supervisors, County of Inyo, State of California, Amending Resolution 2006-06 Changing Salary and/or Terms and Conditions of Employment for Appointed Officials Employed in the Several Offices or Institutions of the County of Inyo," and authorize the Chairperson to sign.

Motion carried unanimously.

*Auditor-Controller –
Fiscal Year Ending
June 30, 2018
County Financial
Statement*

Auditor-Controller Amy Shepherd presented to the Board the Fiscal Year Ending June 30, 2018 County Financial Statement, as well as the Single Audit Report for Fiscal Year Ending June 30, 2018. Shepherd highlighted some of the key findings in the audit, which found the County in compliance with each major Federal program audited, with the schedule of expenditure of federal awards fairly stated. Shepherd also highlighted certain areas of the financial statement, including long-term liabilities and assets. Supervisor Kingsley congratulated Shepherd on such a clean audit, which he said spoke volumes about her and her staff. Supervisor Griffiths and Chairperson Pucci both thanked the Auditor and her team for their hard work.

*Child Support
Services –
Departmental Update*

Child Support Services Director Susanne Rizo provided an informational presentation on her department, including the history of Child Support Services in California; the local agency's current status, caseload, and collection rates (more than \$2.67 million in Federal Fiscal Year 2017-2018); how the agency works with employers; recoupment of public assistance funds for the government; and funding updates, including a reduction in expenditures.

*Ag Commissioner –
Budget Amendments*

Moved by Supervisor Griffiths and seconded by Supervisor Totheroh to:

- A) amend the Fiscal Year 2018-2019 Agricultural Commissioner Budget (Budget 023300) as follows: increase appropriation in Operating Transfers Out (Object Code 5801) by \$70,000;
- B) Amend the Fiscal Year 2018-2019 Consolidated Office Building Budget (Budget 011809) as follows: increase estimated revenue in Operating Transfer In (Object Code 4998) by \$70,000; and
- C) Amend the Fiscal Year 2018-2019 Contingencies Budget (Budget 087100) as follows: reduce appropriation in Contingencies (Object Code 5901) by \$70,000 (*4/5ths vote required*).

Motion carried unanimously.

*HHS – Triple P
America Contract
Ratification*

Moved by Supervisor Griffiths and seconded by Supervisor Kingsley to ratify and approve the contract between the County of Inyo and Triple P America from June 1, 2019 to October 31, 2019 for training services in an estimated amount of \$35,000, and authorize the Chairperson to sign. Motion carried unanimously.

*Public Works – Town
Water System Rate
Increase Update*

Deputy Public Works Director Chris Cash provided the Board with an update on the proposed Town Water System rate increases, following two public meetings held on the topic in Independence and Lone Pine. He noted that two options for the rate increases were presented and those present at the meetings overwhelmingly favored the rate structure with the immediate 50% increase. He said residents at the Independence meeting also supported a five-year surcharge to replenish the emergency fund that was depleted in order to fund emergency repairs of the system in 2018. Cash said the County must follow the Prop 218 process. CAO Quilter said once the Board provides staff with direction on which rate increase to pursue, the County's consultant will finalize its report, and staff will return at a later date with a request for the Board to set a public hearing. Notices of the hearing will be sent to ratepayers 45 days in advance of the hearing. He said staff plans to hold at least two workshops in Independence and Lone Pine during those 45 days. Supervisors Kingsley and Tillemans said it would be a good idea to hold some kind of meeting in Laws for the ratepayers there. Supervisor Kingsley said staff did a great job presenting the need for the rate increases to the public and said he believes it's one reason they are supportive of the idea, but thinks it will be interesting to see the reaction of the communities once the notices starting going out. He urged staff to be prepared to answer questions from those unfamiliar with the issue at the future open houses. Supervisor Totheroh said he was impressed with the residents at the meeting he attended who understood the necessity of the rate increase and who supported the more proactive of the two increases. Supervisor Tillemans suggested the smaller, initial increase might be worth considering if it proves more popular with a larger audience. The Chairperson opened the floor to public comment. Earl Wilson of Lone Pine asked whether the rate increases sunset and was told only the Independence surcharge is temporary. Linda Chaplin of

Independence asked how she could get more information about the issue and was provided with resources. It was the consensus of the Board for staff to propose the rate structure with the 50% initial increase, as well as the Independence surcharge, and to begin initiating the steps required by Prop 218.

*HHS-Social Services
– General Assistance
Code Update
(Proposed Ordinance
1162)*

HHS Director Marilyn Mann reported that minor corrections and updates to County Code are necessary through a proposed ordinance due to changes in state law regarding General Assistance. Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to: A) waive further reading of a proposed ordinance titled, “An Ordinance of the Board of Supervisors, County of Inyo, State of California, Repealing Inyo County Ordinance No. 1162 and Amending Section 7.64.010 of the Inyo County Code, Pertaining to the Regulations for General and Emergency Assistance in Inyo County;” and B) schedule enactment for 11 a.m. July 2, 2019 in the Board of Supervisors Room, County Administrative Center, Independence, CA. Motion carried unanimously.

*Clerk of the Board –
Approval of Minutes*

Moved by Supervisor Griffiths and seconded by Supervisor Totheroh to approve the minutes of the regular Board of Supervisors meeting of June 18, 2019. Motion carried unanimously.

Public Comment

Chairperson Pucci asked for public comment during the final public comment period.

Denelle Gutierrez, Tribal Historic Preservation Officer for the Big Pine Paiute Tribe, said she came to speak on and hear the Board’s deliberation on Item #24, but arrived late. She was informed that the item was approved as part of the Consent Agenda with no discussion. Gutierrez told the Board that the Tribe is upset and frustrated with the County over the lack of collaboration and required consultation regarding cultural studies for the now-stalled recycled water project in Big Pine, as well as siting on ancestral lands. She said she hopes the level of cooperation improves, and noted a letter from the Tribe would be forthcoming.

*Board Member and
Staff Reports*

Supervisor Griffiths said he and Treasurer-Tax Collector Alisha McMurtrie attended a California Cannabis Authority board meeting in Salinas last week. McMurtrie distributed a written summary of the meeting to the Board, and reviewed some of the highlights.

Supervisor Griffiths continued his report, noting he also attended the Summer Kickoff Event in the Bishop City Park on Saturday and the Bishop City Council meeting last night.

Supervisor Kingsley reported traveling to Vail, CO for RCRC’s Western Governors Association Conference. He also announced the entry period for RCRC’s annual photo contest, that buyers/donations are needed for the upcoming Junior Livestock Show, and that the annual NACo conference is being held in Las Vegas in July.

County Counsel Rudolph reported attending a County Counsels Conference in Lodi last week.

CAO Quilter reported that he and his budget team are finishing meetings with department heads this week, and there is a County of Inyo-City of Bishop Liaison meeting tomorrow at 3 p.m.

Adjournment

Chairperson Pucci adjourned the meeting at 12:04 p.m. to 8:30 a.m. Tuesday, July 2, 2019 in the County Administrative Center in Independence.

Chairperson, Inyo County Board of Supervisors

*Attest: CLINT G. QUILTER
Clerk of the Board*

Darcy Ellis, Assistant