

# MINUTES



# County of Inyo Board of Supervisors

**July 18, 2017**

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 10:03 a.m., on May 9, 2017, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Mark Tillemans, presiding, Dan Totheroh, Jeff Griffiths, Rick Pucci, and Matt Kingsley.

*PLEDGE* Supervisor Rick Pucci led the Pledge of Allegiance.

*PUBLIC COMMENT* Chairperson Tillemans asked for public comment during the first public comment period and there was nobody wishing to address the Board.

*COUNTY  
DEPARTMENT  
REPORTS*

Jessica Allmon, the new Veteran Service Representative who started in October, introduced herself to the Board and directed their attention to a 2017 veteran service report and directory in which it's reported that about 25% of Inyo County veterans are utilizing the Veteran Service Office services – a number the VSO would like to increase. Allmon also reported on events she coordinated for veterans this past year, including the first-ever Veterans Night Out for 150 veterans and their family. She said the event was held at no-cost to veterans and their families because of community donations. She also noted that the community donated 250 Christmas trees and a little over \$5,000 in gifts for veterans last year. Allmon noted upcoming events, including a community barbecue August 11 at the Bishop VFW, and said she is working with IMACA to acquire property for housing for low-income and homeless veterans. The Board offered its praise and gratitude to Allmon for the good work she is doing, noting the feedback in the community has been positive.

Clerk-Recorder-Registrar of Voters Kammi Foote distributed to the Board copies of agenda for Candidate Filing Seminars she is hosting July 18 in Bishop and July 22 in Lone Pine to encourage more interest in special district elections. She also offered an update on SB 2, which the Board has opposed because it imposes a \$75 tax on locally recorded documents. She said fees in Inyo County would increase from \$14 to \$89 for voluntary filings that likely won't become part of the public record if people can't afford to have them filed anymore. Miners would feel a significant impact locally. Supervisor Kingsley said Foote has worked really hard to oppose the bill and noted it won't apply to real estate transactions even though the tax is going to support affordable housing.

Chief Probation Officer Jeff Thomson announced another Drug Court graduation, scheduled for tomorrow morning at the Bishop Court. He noted that, in light of Probation Services Week, he wanted to thank the hardworking men and women of the Probation Department who each day keep the community safe and provide myriad services. There was an item on the Consent Agenda requesting the Board proclaim July 16-22 Probation Services Week in Inyo County, and Chairperson Tillemans told Thomson he planned to pull the item from the Consent Agenda and move it to Departmental so he could read the proclamation aloud. He encouraged Thomson to continue. Thomson read a statement explaining what probation workers do and the services they provide, and the ways in which they help improve the lives of probationers and the local quality of life in general. He also read a letter from the Office of the Governor similarly praising probation officers. Chairperson Tillemans said he is glad Thomson could proudly represent his team, and said he is doing a great job leading the department. He said the probation officers are doing a tough job and need Thomson's support and it's clear they have it.

Emergency Management Specialist Kelley Williams said LADWP has submitted some rough figures to the County Office of Emergency Services to recover from the State up to \$35 million in projected labor, equipment, materials and other costs related to the Here It Comes Emergency. She noted LADWP has some infrastructure underwater and those damage

estimates aren't yet known. She said local agencies' figures have been submitted to CalOES and are under consideration by the governor. Williams also noted that mosquito abatement costs will be a separate matter to contend with, but research indicates jurisdictions back East have successfully applied for FEMA money for abatement so the County will be pursuing reimbursement.

CAO Carunchio offered an explanation about which disasters are covered under which emergency proclamations. He said the Governor's General Counsel said runoff damage is covered under the Governor's January storm proclamation, which is the County's fallback position, but the County will be pushing for another proclamation just in case.

Water Director Dr. Bob Harrington said staff circulated a Joint Powers Agreement to other local agencies who are eligible to be Groundwater Sustainability Agencies under the State Groundwater Management Act and asked them to consider joining and make a decision by August 1, when the matter will be considered by the Board. Supervisor Pucci asked about the significance of a letter LADWP sent to the State Department of Water Resources alleging the boundary identified by Inyo County in its notice to become a GSA is incorrect. Harrington said the DWR said it will not be reacting to the letter because it has no relevance to the process of the County noticing its intent.

**INFO SERVICES –  
SUPERION  
ASSUMPTION  
AGREEMENT/ANNUAL  
SOFTWARE  
AGREEMENT**

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to: A) ratify the Assumption Agreement "SunGard Public Sector to Superion LLC for Software License, and Services Agreement & Software Maintenance Agreement;" and B) authorize the renewal of the annual Software Maintenance Agreement between Superion (formerly SunGard Public Sector) and the County of Inyo for the County's ONESolution enterprise finance and accounting system (formerly IFAS) in an amount not to exceed \$38,453.98 for the period of July 1, 2017 through June 30, 2018, contingent on the Board's adoption of the Fiscal Year 2017-2018 Budget, and authorize the Chairperson to sign. Motion carried unanimously.

**PARKS &  
RECREATION/MOTOR  
POOL/RECYCLING &  
WASTE – MISC.  
BLANKET P.O.'S**

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to authorize blanket purchase orders for the following vendors in the following amounts for purchase of equipment, vehicle parts and small tools, contingent upon the Board's adoption of the 2017-2018 Fiscal Year budget: Steve's Auto Parts, \$25,000; Dave's Auto Parts, \$20,000; and High Country Lumber, \$15,000. Motion carried unanimously.

**MOTOR POOL – MISC.  
BLANKET P.O.'S**

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to authorize blanket purchase orders for the following vendors in the following amounts for vehicle maintenance, equipment maintenance and purchase of tires, contingent upon the Board's adoption of the 2017-2018 Fiscal Year budget: Bishop Ford, \$30,000; Bishop Automotive Chevron, \$35,000; Mr. K's, \$20,000; Britt's Diesel, \$20,000; and Blackpoint, \$10,000. Motion carried unanimously.

**MOTOR POOL –  
VEHICLE SURPLUS  
DECLARATION &  
CONSIGNMENT  
AUCTION**

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to: A) declare the vehicles identified in Exhibit A as surplus; B) authorize Motor Pool to offer the vehicles for sale utilizing the Public Surplus auction site; and C) authorize Motor Pool to utilize either the previously approved consignment auction agreement with Enterprise Fleet Management or another auctioneer for the removal and sale of any vehicles remaining unsold after the Public Surplus process. Motion carried unanimously.

**RECYCLING & WASTE  
– BRUCE SPRY  
CONTRACT**

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to ratify and approve the contract between the County of Inyo and Bruce Spry for the provision of maintenance services at the Keeler Transfer Station in an amount not to exceed \$5,680 for the period of July 15, 2017 through June 30, 2020, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.

**RECYCLING & WASTE  
– CARLOS REYES  
CONTRACT**

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to ratify and approve the contract between the County of Inyo and Carlos Reyes for the provision of maintenance services at the Homewood Canyon Transfer Station in an amount not to exceed \$9,123.50 for the period of July 15, 2017 through June 30, 2020, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.

*PROBATION –  
PROBATION  
SERVICES WEEK  
PROCLAMATION*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to approve a Proclamation declaring July 16-22, 2017 as Probation Services Week in Inyo County. Motion carried unanimously.

*SHERIFF-VETERAN  
SERVICE OFFICE – FY  
17-18 SUBVENTION &  
MEDI-CAL FORMS*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to approve and authorize the Chairperson to sign the Subvention and Medi-Cal Certificate of Compliance forms for the 2017-2018 Fiscal Year. Motion carried unanimously.

*BOS-CHAIRPERSON  
TILLEMANS – NEW  
NACO ADVOCACY  
GROUP*

Chairperson Tillemans explained that Mono County Supervisors Corless and Gardner emailed him about Inyo County joining a caucus at the upcoming NACo Conference in Ohio that is focused on recreation and tourism issues for gateway communities, and asked whether an Inyo County representative would be attending the caucus' first meeting at the conference. The Board briefly discussed the email during Board Reports at the last meeting and reached consensus to agendize the matter at today's meeting for further discussion. Supervisor Griffiths said he has been working on the issue with Corless, Mammoth Town Councilmember John Wentworth and Bishop City Councilmember Karen Schwartz, and that he would be at the NACo Conference and planned to attend the caucus. He said today's discussion is a courtesy since any member of the Board can join a caucus at any time. Supervisor Kingsley said he believed the NACo Public Lands Committee that he serves on would be voting on the caucus' proposed policy change, which asks for additional funding for the U.S. Forest Service, National Park Service, and BLM for infrastructure important to tourism and recreation. He suggested that the policy change also include language about other infrastructure and land uses that are also supported by Inyo County, and Supervisor Pucci said as the Board's NACo rep, he agreed. There was extensive discussion about the need for and appropriateness of wording changes to the caucus' proposal. Supervisor Totheroh said proposed revisions to the policy change would essentially be asking for greater funding to support what amounted to those agencies' missions, when the whole idea of the gateway caucus is to highlight tourism as an additional area needing attention. Supervisor Griffiths said there is already a Public Lands Committee that advocates for the other uses and infrastructure cited by Kingsley. And he reiterated that a caucus is an informal meeting that anyone can attend. He said Supervisor Kingsley would be voting on the policy change as part of the Public Lands Committee, which has dozens of members. He said the Board entrusts Kingsley to vote on its behalf. The Board decided to leave it at that.

*PROBATION –  
AMENDED  
ELECTRONIC  
MONITORING  
PROGRAM POLICY*

Chief Probation Officer Jeff Thomson presented for Board approval the amended rules, regulations, and administrative policy for Inyo County Probation Department's electronic monitoring program. He said the only change is an increase in the application fee from \$25 to \$50. Supervisor Griffiths asked Thomson to elaborate on the fees and what happens if people can't afford to pay them. Thomson said the fees depend on which equipment is being assigned – home confinement equipment to GPS to SCRAM devices, which monitor for alcohol intake – and range from \$3 to \$15 per day. He said a federal sliding scale based on poverty levels is applied. He said a minimum fee is always charged because the County cannot lose money to offer the service but there are resources that can help the inmate or probationer pay the fee. Supervisor Griffiths said it would be pennywise but pound foolish to put someone in jail because they could not afford the option of the electronic monitoring program. He said he has witnessed Drug Court graduates wanting to keep their SCRAM devices because they feel they keep them sober. He said if the sliding fee scale can help keep somebody sober, it benefits the community in the long run. Thomson said the determining factors for approving program participation are whether it will save bed space in the jail, but more importantly whether it will allow a person to stay in the community, keep their job, and keep providing for their family. Supervisor Kingsley said the program seems like a better way to approach certain cases. Supervisor Pucci asked whether the program is voluntary, and Thomson said to the extent that it is offered in lieu of confinement. The SCRAM device, however, is a term of probation. Moved by Supervisor Griffiths and seconded by Supervisor Pucci to approve the amended rules, regulations, and administrative policy Inyo County Probation Department's electronic monitoring program. Motion carried unanimously.

*COUNTY COUNSEL –  
PARKING ORDINANCE  
NO. 1208 ENACTMENT*

County Counsel Marshall Rudolph noted that the Board has had much discussion over the past several weeks about parking, mobile vending, and related issues, and at its last meeting, introduced and waived the first reading of an ordinance to regulate parking on certain streets at certain times in Lone Pine and Independence. He again thanked Deputy County Counsel Terry Walker for all of her hard work on the issue. Supervisor Pucci wanted to know whether the ordinance presented today for enactment had the height limit in Lone Pine raised from six feet to seven as discussed at the last meeting, and Rudolph said the change had indeed been made. Chairperson Tillemans asked for public input. Von Riesen of South Washington Street in Independence said he has been dealing with big rigs parking near the park overnight for 15 years and said the ordinance's prohibition on commercial vehicles weighing 10,000 pounds or more parking on certain streets in Independence between 2 and 6 a.m. would not solve the problem, which he said is the trucks traveling to and from their parking spots. He said the trucks drive in and out from about 9 p.m. to 7 a.m., parking 50 feet away from his home and waking him up three to four times a night. He also noted that residential streets were not meant to accommodate that kind of traffic. Rudolph clarified that the County is somewhat limited to what it can do by the Vehicle Code, which specifically cites 2-6 a.m. as the window in which these types of vehicles can be prohibited from parking in residential areas. He also said a 2-6 a.m. ban in theory should deter drivers if they know they can't park overnight. He also said staff would have to research the possibility of a ban on these types of vehicles driving in residential streets. Riesen said he and his wife have done extensive research into the matter and discovered an ordinance in Ridgecrest that prevents big rigs from entering a residential area near the Home Depot. Rudolph thanked Riesen for the lead and said he would be happy to look into it. Chairperson Tillemans said he understands Riesen's frustration and said this ordinance brings the County one step closer to solving the problem. He also thanked staff for its hard work and attention to detail. Supervisor Kingsley reiterated his position that he does not enjoy creating new rules and regulations but feels these were necessary given the situation in Lone Pine. Chairperson Tillemans asked staff to continue researching other ordinances and what other jurisdictions have done to address big rigs driving on residential streets. Supervisor Pucci said the County does have regulations in place regarding vehicles over 10,000 pounds driving on County roads. Moved by Supervisor Kingsley and seconded by Supervisor Pucci to enact an ordinance titled, "Ordinance of the Board of Supervisors, County of Inyo, State of California, Adding Section 10.36.100 to the Inyo County Code Pertaining to Parking Restrictions Within 100 feet of Certain Intersections; and Adding Section 10.36.110 to the Inyo County Code Pertaining to Parking Restrictions Between 2:00 A.M. and 6:00 A.M." Motion carried unanimously.

*BOARD AND STAFF  
REPORTS*

Supervisor Kingsley said he attended a Great Basin Air Pollution Control District Board meeting last week where the District's idea for imposing an archaeological district on the Owens Dry Lake was discussed. He said he has asked the District to make a presentation on its proposal to the Board of Supervisors. Kingsley said he also attended an RCRC meeting this week where there was discussion about the Cap and Trade Bill that was approved yesterday.

Supervisor Pucci said he had the privilege of attending the Junior Livestock Show Auction and said it was a record year.

Supervisor Totheroh said he also attended last week's Air Pollution Control District Board meeting.

Chairperson Tillemans reported that there was a community meeting in Big Pine about using recycled water for Restoration and Community Projects. He said there was a lot of great input on possible projects but he was disappointed to learn that LADWP will not be commenting until after the feasibility study, as he had hoped to be able to tap into staff's expertise. He also attended the HHS Volunteer Dinner which was well attended and where Keri Oney did a great job of conveying messages on behalf of Supervisor Kingsley and CAO Carunchio.

Supervisor Griffiths said he was looking forward to attending the NACo Conference in Ohio.

CAO Carunchio reported on updates from yesterday's Unified Command meeting, including that South Lake began to spill last week, Lake Sabrina levels are dropping, and LADWP has scaled back its water crews and sent additional personnel back to Los Angeles. He said both he and Sheriff Lutze extended their appreciation for the good communication and proactive work that has been done during the Here It Comes Emergency. He also noted that LADWP is doing a lot of excavation work on the aqueduct and said the tailings have so far just been left on the

floodplain. He said the system is still at or above capacity but peak flows are probably over. He said favorable weather patterns, proactive work and cooperative efforts have helped to mitigate impacts and attenuate the runoff, which should not be mistaken for a Chicken Little situation. He also said the recent economic development trip to Washington, D.C. has resulted in a German manufacturing firm expressing interest in relocating to Inyo County to establish a sustainable forestry program through woodlots. He said the firm is currently working with staff.

*ADJOURN*

Chairperson Tillemans adjourned the meeting at 12:07 p.m. to 8:30 a.m. Tuesday, August 1, 2017 in the County Administrative Center in Independence.

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Chairperson, Inyo County Board of Supervisors

*Attest: KEVIN D. CARUNCHIO  
Clerk of the Board*

by: \_\_\_\_\_  
*Darcy Ellis, Assistant*