

MINUTES



County of Inyo Board of Supervisors

May 15, 2018

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 8:34 a.m., on May 15, 2018, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Dan Totheroh, presiding, Rick Pucci, Jeff Griffiths, Mark Tillemans, and Matt Kingsley.

Public Comment Chairperson Totheroh asked for public comment during the first public comment period and there was no-one wishing to address the Board.

Closed Session Chairperson Totheroh recessed open session at 8:34 a.m. to convene in closed session with all Board members present to discuss the following items: No. 2 **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to paragraph (1) of subdivision (d) of Government Code §54956.9] – County of Inyo v. Los Angeles Department of Water and Power**, Inyo County Superior Court Case No. SICVCV 18-61899 (Well 385); No. 3 **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to paragraph (1) of subdivision (d) of Government Code §54956.9] – County of Inyo v. Los Angeles Department of Water and Power**, Inyo County Superior Court Case No. SICVCV 18-61899 (Well 385); and No. 4 **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); IHSS Workers; 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, County Counsel Marshall Rudolph, and Assistant County Counsel John Vallejo.

Open Session Chairperson Totheroh recessed closed session and reconvened the meeting in open session at 10:25 a.m. with all Board members present.

Pledge Supervisor Pucci 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 but the Board would be returning to closed session to continue discussions at some point.

Public Comment Chairperson Totheroh asked for public comment during the second public comment period and there was no-one wishing to address the Board.

County Department Reports Clerk-Recorder-Registrar of Voters Kammi Foote notified the Board that AB 1950, which the Board previously supported in an attempt to alleviate financial strain on miners filing claims with her office, had died in committee and conversations have now begun with regard to reviving it.

Inyo-Mono Veterans Service Representative Jessica Allmon shared outreach statistics with the Board and other program updates.

Assistant County Administrator Rick Benson announced that today was his last Board meeting, as he was officially retiring Thursday, and said it has been a privilege and joy to work with the Board.

Chief Probation Officer Jeff Thomson reported that today is National Peace Officers Memorial Day, and provided an update on impacts to probation programs from the Governor's May

Budget Revise.

BOS-Griffiths/VSO – National Military Appreciation Month Proclamation

Supervisor Griffiths presented for the Board’s consideration a proclamation declaring May 2018 as National Military Month in Inyo County. He said the national observance was brought to his attention by Veterans Service Representative Jessica Allmon, who he invited to share more information with the Board. Allmon described the observance’s origins and then read the proclamation aloud. Moved by Supervisor Griffiths and seconded by Supervisor Pucci to approve a proclamation titled, “A Proclamation of the County of Inyo, State of California Declaring May 2018 National Military Appreciation Month in Inyo County.”

Auditor-Controller/Treasurer-Tax Collector – OVGA Financial Services Agreement

Moved by Supervisor Tillemans and seconded by Supervisor Pucci to: A) approve an agreement between the Owens Valley Groundwater Authority and the County of Inyo for provision of financial services; and B) authorize the Auditor-Controller and Treasurer-Tax Collector to execute the agreement. Motion carried unanimously.

Motor Pool – Surplus Vehicle Declaration & Auction

Moved by Supervisor Tillemans and seconded by Supervisor Pucci to: A) declare the vehicles and equipment identified in Exhibit A as surplus; B) authorize Motor Pool to offer the vehicles and equipment 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.

Motor Pool – Bishop Ford Contract Award & P.O.

Moved by Supervisor Tillemans and seconded by Supervisor Pucci to award a contract to Bishop Ford in the amount of \$213,708.18 for the purchase of six (6) 2018 Ford Police Interceptor Utilities and approve a purchase order to Bishop Ford in the amount of \$213,708.18. Motion carried unanimously.

Personnel – CPS HR Consulting Employee Engagement Contract

Moved by Supervisor Tillemans and seconded by Supervisor Pucci to authorize the County Administrator to sign an Agreement between the County of Inyo and CPS HR Consulting for Employee Engagement Services, in an amount not to exceed \$33,450 for the term May 15, 2018 through June 30, 2019, contingent on refinements to Employee Engagement Survey Services Proposal and all required signatures being obtained on associated Agreement. Motion carried unanimously.

Probation – Tulare County Contract Amendment 2

Moved by Supervisor Tillemans and seconded by Supervisor Pucci to approve Amendment No. 2 to the agreement between the County of Inyo and County of Tulare, extending the term by one year, effective July 1, 2018 and expiring June 30, 2019, and authorize the Chairperson to sign. Motion carried unanimously.

Public Works – Maintained Mileage Log/Reso#2018-25

Moved by Supervisor Tillemans and seconded by Supervisor Pucci to: A) approve a resolution titled, “A Resolution of the Board of Supervisors, County of Inyo, State of California, Annual Certification of the 2017 Maintained Mileage Log;” and B) authorize the Public Works Department to file the resolution with the District 9 Office of the State of California Department of Transportation. Motion carried unanimously.

Sheriff – Lexipol Sole-Source & Manual Cross-Reference Purchase

Moved by Supervisor Tillemans and seconded by Supervisor Pucci to: A) declare Lexipol of Irvine, CA a sole-source provider of policy manual cross-reference services; and B) approve the purchase of the Lexipol In-Custody Manual Cross Reference in an amount not to exceed \$3,170, increasing the Sheriff’s Department’s purchasing authority with Lexipol for Fiscal Year 2017-2018 to an amount not to exceed \$12,620. Motion carried unanimously.

Sheriff – Siemens Sole-Source and Contract

Moved by Supervisor Tillemans and seconded by Supervisor Pucci to: A) declare Siemens Industry, Inc. of Fresno, CA a sole-source provider of fire and safety equipment maintenance services; B) approve a three-year contract between the County of Inyo and Siemens Industry, Inc. for the provision of maintenance of fire and safety equipment in an amount not to exceed \$70,710 for the period of July 1, 2018 to June 30, 2021, contingent upon the Board’s adoption of future budgets; and C) authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.

Planning – DVNP
Board of Supervisors MINUTES

Death Valley National Park Superintendent Mike Reynolds and Public Information Officer Abby

Saline Valley Warm Springs Plan Alternatives

Wines gave a presentation on the Draft Saline Valley Warm Springs Management Plan and Draft Environmental Impact Statement (DEIS), which describes how to manage the remote area as non-intrusively as possible, while retaining as much of the area's character as possible, while still protecting natural resources. Reynolds noted that public scoping began in 2012, alternative development started in 2014, and the Park has now identified 5 specific alternatives. Wines said the preferred alternative is modeled on alternative #3 (Community Engagement – focus on involving user groups in cooperative management) with some adjustments, and described the alternative in detail. Planning Director Cathreen Richards then reviewed comments previously submitted by the County and how they relate to the DEIS, explaining that all but two of the County's concerns – the elimination of the Warm Springs autoshop facility and lack of an intensive development alternative – have been addressed. Supervisor Griffiths said he didn't think the latter was an issue and said he supported the preferred alternative, but felt the proposed fencing to keep the wild burros out should blend in with the environment as much as possible. He suggested including the comment that the Park Service takes a more in-depth look at what art is considered "culturally important" to the area. Supervisor Kingsley said Reynolds and his team have done a great job coming up with a balanced plan to manage such a unique area. He said he agreed with Supervisor Griffiths about the art and asked that the Park make it a goal to retain as much of the "Hippie" character as possible. He also advocated for implementation rolling out at a slow pace to give users time to adjust to changes. Chairperson Totheroh said he was also OK with there being no intensive development alternative and removal of the autoshop since anyone traveling to such a remote area should know the risks and be self-reliant. Earl Wilson of Lone Pine asked about outreach outside of Inyo County and Wines listed upcoming public meetings. CAO Carunchio lauded Reynolds and his staff for such an open approach to the plan. Planning staff was directed to return in June with a comment letter for Board consideration.

Water Dept. – Direction for Inyo Standing Comm. Members

Water Director Dr. Bob Harrington reviewed the items included on the draft agenda for the May 31 Inyo-Los Angeles Standing Committee meeting in Los Angeles. With regard to item #7, Supervisor Tillemans asked that the Bartell Parcel be referred to as the Bartell/Blake Parcel. Supervisor Kingsley noted that several of the items were still in fluid states, and with at least one Technical Group meeting scheduled before May 31, there is an opportunity for the issues to be narrowed down somewhat. Harrington said of the agenda items, one is straightforward, one is subject to litigation and shouldn't be discussed, and others are still evolving. Supervisor Pucci said he would be more comfortable going to the Standing Committee meeting with some solid direction, even if it meant having to schedule another public meeting after the Technical Group meeting. Supervisor Tillemans said the Board could schedule a special meeting if it had to. Audience member Daris Moxley of Bishop noticed on the agenda that the Committee is being asked to approve the minutes of the last meeting – held April 11, 2017. She said the County should do something to make LADWP have more meetings with Inyo County.

BOS – Proclamation – Honoring Judge Dean Stout

In honor of Superior Court Judge Dean T. Stout's upcoming retirement, the Board had prepared a ceremonial proclamation expressing both gratitude and praise for Stout's 21 years on the bench, and his even longer legal career and legacy of community service and support. By consensus of the Board, the proclamation, titled, "A Proclamation of the Board of Supervisors, County of Inyo, State of California in Honor of Judge Dean T. Stout," was read aloud and then presented to Judge Stout by all five Supervisors. Stout was asked to say a few words, at which time he thanked the Board for the proclamation and its thoughtful and generous comments, and said it has been a pleasure to work with the Board and County Administration for the past two decades with civility and collegiality. He also said he appreciated the Memorandum of Understanding with the County that allows joint oversight of the Chief Probation Officer through one of the first arrangements of its kind in the State.

The Chair then opened the floor to Board and audience comments. Supervisor Griffiths said Judge Stout has always been an inspiration, especially for the compassion he shows the community and the dedication he has for his work. Supervisor Pucci thanked Judge Stout and his entire family, who he has had the privilege of knowing since 1980. He said his dedication to the community and its people is tremendous and the proclamation is not long enough to thank Judge Stout for everything he has done. Supervisor Kingsley said Judge Stout has a stellar reputation in both the North and South ends of the county and he is going to be missed. Chief Probation Officer Jeff Thomson said it has been an honor and privilege to serve Judge Stout for the last 17 years. He said his dedication to the men, women, and children of the county are undeniable, his vision is outstanding (having introduced the Drug Court Program to Inyo along with Thomson's predecessor), and he is a true workhorse. Thomson said he will miss his friend

and mentor. CAO Carunchio said Inyo County is a place of legends but it's very seldom to have the opportunity to occupy the same time and space as living legends who have done so much for so many. He said as comprehensive as the proclamation is, the words are backed up by even more deeds not mentioned. He said Judge Stout is someone who practices principles in all his affairs, and has built a legacy that will live on. Sheriff Lutze said Judge Stout is a man respected by the community and his whole career has balanced a very astute legal mind with compassion and an understanding of human behavior. He said he has always looked up to Judge Stout and will miss him. Supervisor Tillemans said he knows Judge Stout is a humble man but wanted to recognize his commitment to family. D.A. Tom Hardy said it has been a true honor serving the court system with Judge Stout over the years in various capacities. He said it has been an honor to work with him and an honor to learn so much from him as well.

Recess for Lunch

Chairperson Totheroh recessed the meeting at 12:15 p.m. for a brief lunch break and reconvened the meeting at 12:40 p.m. with all Board members present except Supervisor Pucci.

*Water Dept. –
Withdraw GSA
Status (Reso#2018-
26)/Joint DWR Letter*

Water Director Dr. Bob Harrington presented for approval the next steps necessary in the process to make the Owens Valley Groundwater Authority the sole Groundwater Sustainability Agency for the Owens Valley Groundwater Basin, as intended when it was created. Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to resolve (by approving Resolution No. 2018-26) to withdraw Inyo County's status as a Groundwater Sustainability Agency in the Owens Valley Groundwater Basin contingent on other GSAs within the Basin also rescinding their GSA status, and acceptance by the Department of Water Resources of the Owens Valley Groundwater Authority as the exclusive GSA for the Basin. Motion carried unanimously 4-0, with Supervisor Pucci absent. Moved by Supervisor Tillemans and seconded by Supervisor Griffiths to sign a joint letter to the California Department of Water Resources to be signed by the four existing GSAs in the Basin indicating that they collectively are GSAs for the entire Basin, they are each members of the OVGA and support the OVGA's intention to become the GSA for the Basin, they jointly agree this is a non-material change to their respective boundaries, and have adopted resolutions with these findings. Motion carried unanimously 4-0, with Supervisor Pucci absent.

*CAO-
Personnel/Clerk-
Recorder-Registrar of
Voters/Auditor-
Controller/County
Counsel – Election
Worker Policy*

CAO Carunchio presented for approval an Election Worker Policy to replace and clarify the County Employee Worker Program memorandum of March 20, 2014. He said the Clerk-Recorder-Registrar of Voters worked closely with the Auditor-Controller, Personnel, Risk Management, and County Counsel to develop the policy, which identifies myriad local, state, and federal laws and regulations governing the use of precinct workers and election workers, and how they apply to County employees and community volunteers. Clerk-Recorder Kammi Foote said the policy is likely not perfect but she is in support of it. Moved by Supervisor Tillemans and moved by Supervisor Kingsley to approve the County of Inyo Election Worker Policy. Motion carried unanimously 4-0, with Supervisor Pucci absent.

*Clerk-Recorder-
Registrar of Voters –
Workshop – New
Voting System*

Clerk-Recorder-Registrar of Voters Kammi Foote provided the Board an update on the new voting system, now that it is in full use as of the April 10, 2018 Special Election. She compared the new system to the old system in terms of both cost and efficiency, pointing to the improvements and benefits of the new system. She cautioned, however, that with the new system comes major cybersecurity requirements. She said while Inyo County is probably not a target for hacking, it is a threat that nevertheless must be taken seriously. Foote also offered updates on new election laws, including the benefits of conditional voter registration.

*Here It Comes
Emergency*

Moved by Supervisor Griffiths and seconded by Supervisor Totheroh to continue the local emergency known as the "Here It Comes Emergency" that was proclaimed in anticipation of run-off conditions from near-record snowpack posing extreme peril to the safety of property and persons in Inyo County. Motion carried unanimously 4-0, with Supervisor Pucci absent.

*Rocky Road
Emergency*

Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to continue the local emergency known as the "Rocky Road Emergency" that was proclaimed as the result of flooding, mud, and rock landslides and deep snow drifts over portions of Inyo County caused by an atmospheric river weather phenomena that began January 3, 2017 and continued throughout February. Motion carried unanimously 4-0, with Supervisor Pucci absent.

Land of Even Less

Moved by Supervisor Tillemans and seconded by Supervisor Griffiths to continue the "Land of

Water Emergency EVEN Less Water Emergency” that was proclaimed as a result of extreme drought conditions that existed until recently in the County, while considering how to address the ongoing hydrologic issues in West Bishop. Motion carried unanimously 4-0, with Supervisor Pucci absent.

Gully Washer Emergency Moved by Supervisor Tillemans and seconded by Supervisor Griffiths to continue the local emergency known as the “Gully Washer Emergency” that resulted in flooding in the central, south and southeastern portion of Inyo County during the month of July, 2013. Motion carried unanimously 4-0, with Supervisor Pucci absent.

DV Down But Not Out Emergency Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to continue the local emergency known as the “Death Valley Down But Not Out Emergency” that was proclaimed as a result of flooding in the central, south and southeastern portion of Inyo County during the month of October, 2015. Motion carried unanimously 4-0, with Supervisor Pucci absent.

Public Comment Chairperson Totheroh asked for public comment during the final public comment period and there was no-one wishing to address the Board.

Board Member and Staff Reports Supervisor Kingsley said he attended a Naturalization Ceremony Friday at Manzanar and called it a great event.

Supervisor Tillemans said he was invited to the Manzanar flagpole dedication on Memorial Day and planned to attend prior to the Big Pine Memorial Day event.

Chairperson Totheroh said he attended an Owens Valley Groundwater Authority meeting last week and participated in the flying of green kites with the Progress House group in honor of Mental Health Awareness Month.

Supervisor Griffiths said he attended a Drug Court graduation, joined Mono County Supervisor Bob Gardner on a tour of the Buttermilk with the new Inyo National Forest Supervisor, and also attended a reading and discussion with the Poet Laureate of California in addition to a meeting of the Eastern Sierra Transit Authority, which continues to recruit for an Executive Director.

Closed Session Chairperson Totheroh recessed open session at 1:14 p.m. to convene in closed session with all Board members present except Supervisor Pucci to continue discussion and possible action as appropriate on previously noted closed session items.

Open Session The Chairperson recessed closed session and reconvened the meeting in open session at 2:10 p.m. with all Board members present except Supervisors Pucci and Kingsley.

Report on Closed Session County Counsel Rudolph reported that no action was taken during closed session that is required to be reported.

Adjournment Chairperson Totheroh adjourned the meeting at 2:10 p.m. to a special meeting at 10 a.m. Wednesday, May 30, 2018 in the County Administrative Center in Independence.

Chairperson, Inyo County Board of Supervisors

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

by: _____
Darcy Ellis, Assistant

