

# MINUTES



# County of Inyo Board of Supervisors

**August 28, 2018**

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 August 28, 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 8:32 a.m. to convene in closed session with all Board members present to discuss the following items: No. 2 **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: Acting County Administrative Officer Clint Quilter, Assistant County Administrator Ken Walker, Deputy Personnel Director Sue Dishion, County Counsel Marshall Rudolph, and Assistant County Counsel John Vallejo; No. 3 **PUBLIC EMPLOYMENT [Pursuant to Government Code §54957]** – Title: County Administrator; No. 4 **PUBLIC EMPLOYMENT [Pursuant to Government Code §54957]** – Title: Deputy Water Director; and No. 5 **CONFERENCE WITH REAL PROPERTY NEGOTIATORS [Pursuant to Government Code §54956.8]** – Property: APN 010-490-12, Bishop, California. Agency Negotiators: Clint Quilter, Acting County Administrator, and Marshall Rudolph, County Counsel. Negotiating parties: Inyo County and Inyo County Development LLC. Under negotiations: price and terms of payment.

*Open Session* Chairperson Totheroh recessed closed session and reconvened the meeting in open session at 10:05 a.m. with all Board members present. The Board would be returning to closed session at some point to continue discussions.

*Pledge* Supervisor Kingsley 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 Totheroh asked for public comment during the second public comment period.

Mike Johnston of Bishop spoke to follow up on an email he sent the Board regarding the need for residents to set up defensible space around their homes. Supervisors noted that funding opportunities are available through local fire safe councils.

*County Department Reports* Acting Public Works Director Mike Errante informed the Board of a culvert failure compromising the roadway at East Line Street and Poleta Road. He said the Road Department is working with DWP on a fix, which would require realignment of the canal.

*Clerk-Recorder-Registrar of Voters – ProDocument Solutions Printing Costs* Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to: A) approve the costs of ProDocument Solutions, Inc. (also known as ProVoteSolutions) printing the election materials for the November 6, 2018 General Election in an amount not to exceed \$30,000; and B) authorize the pre-payment of \$7,195 to ProDocumentSolutions, Inc. (estimated half of the total estimated printing cost) in order to obtain a 2% discount. Motion carried unanimously.

*CAO-Advertising  
County Resources –  
Final FY 18-19  
Payments*

Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to approve the following final payments from the 2017-2018 Advertising County Resources Budget: \$3,357 to the Lone Pine Chamber of Commerce for the Images of Inyo Shoot Out Photo Contest, \$4,439 to the Lone Pine Chamber of Commerce for the Inyo County Visitor Guide, and \$3,157 to the Lone Pine Chamber of Commerce for the Death Valley Visitor Guide; \$4,261 to the Bishop Chamber of Commerce and Visitors Bureau to help host the 2018 California State High School Rodeo Finals; and \$1,875 to the Big Pine American Legion Post 457 for the 2018 Big Pine Fishing Derby. Motion carried unanimously.

*Environmental Health  
– IDEXX Labs Sole-  
Source*

Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to: A) declare IDEXX Laboratories, Inc. a sole-source provider of certain water laboratory supplies; and B) approve the purchase of water testing supplies from IDEXX Laboratories, Inc. by use a blanket purchase order in an amount not to exceed \$30,000 for the period of August 28, 2018 through June 30, 2019, contingent upon the Board's adoption of the Fiscal Year 2018-2019 Budget. Motion carried unanimously.

*Public Works –  
Caltrans Grant  
Submittal*

Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to: A) approve the submittal of an application for a Caltrans Highway Safety Improvement Program grant; and B) authorize the Public Works Director/Acting Public Works Director to execute the grant agreements and other documents related to the grant. Motion carried unanimously.

*Public Works – AIP  
Grant Submittal/  
Reso # 2018-35*

Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to: A) approve a resolution titled, "A Resolution of the Board of Supervisors of the County of Inyo, State of California Authorizing the Submittal of Applications, Accepting Allocation of Funds, and Authorizing the Execution of Grant Agreements with the California Department of Transportation for an Airport Improvement Program (AIP) Matching Grant;" and B) authorize the Public Works Director/ Acting Public Works Director to sign any documents required to apply for and accept subject funds on behalf of the County of Inyo. Motion carried unanimously.

*Public Works – FAA  
Grant Agreement for  
LP Airport Pavement  
Rehab Design*

Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to: A) approve the grant agreement between the County of Inyo and the Federal Aviation Administration for the Lone Pine Airport Pavement Rehab Design Project, in a maximum amount of \$186,750, contingent upon review and approval of agreement by County Counsel, contingent upon appropriate signatures being obtained; and B) authorize the Public Works Director/Acting Public Works Director to sign the agreement on behalf of the County. Motion carried unanimously.

*Treasurer-Tax  
Collector –  
Bid4Assets Sole  
Source Contract*

Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to: A) declare Bid4Assets, Inc. a sole-source provider of online public tax auctions; B) approve a contract between the County of Inyo and Bid4Assets, Inc. to provide technical expertise and services to host an online tax-defaulted land auction in an amount not to exceed \$11,500 for the period of October 1, 2018 through June 30, 2019, contingent upon the Board's adoption of the Fiscal Year 2018-2019 Budget; and C) authorize the Chairperson to sign. Motion carried unanimously.

*Child Support –  
Proclamation  
Declaring August  
Child Support  
Awareness Month*

Supervisor Griffiths asked that the agenda item be pulled from Consent to Departmental for further discussion. Child Support Director Susanne Rizo presented a proclamation asking the Board to declare August Child Support Awareness Month in Inyo County, and thanked and acknowledged her staff for their hard work and dedication. Supervisor Griffiths likewise expressed his gratitude. Moved by Supervisor Griffiths and seconded by Supervisor Pucci to approve a proclamation declaring August 2018 as Child Support Awareness Month in Inyo County.

*Treasurer-Tax  
Collector – JetPay  
Payment Services  
Contract*

Supervisor Kingsley asked that the agenda item be pulled from Consent to Departmental for further discussion. He asked how Southeast Inyo County residents would access the system if they have little or no access to the Internet. Treasurer-Tax Collector Alisha McMurtrie said solutions to the Wi-Fi issue, such as possible kiosks and handheld devices that can be used in the field and then have data downloaded at the office, were identified as a priority in the Request for Proposals released by her office. Moved by Supervisor Kingsley and seconded by Supervisor Pucci to: A) approve the contract between the County of Inyo and JetPay Payment Services, FL, LLC for the provision of countywide electronic payment services for the period of August 28, 2018 through August 27, 2021; and B) authorize the Treasurer-Tax Collector to sign the contract and all subsequent merchant agreements. Motion carried unanimously.

*Planning – INF  
Presentation on Final  
Forest Plan Revision*

Inyo National Forest Supervisor Tammy Randall-Parker and Resource and Planning Staff Officer Leeann Murphy gave a presentation to the Board on the Final INF Forest Plan Revision and Final Environmental Impact Statement (EIS), explaining that a 60-day objection period is under way. She thanked the County for being a cooperative agency during the development of the plan and said the MOU between the County and INF is being used as a model for agencies around the country. Board members asked several questions of Randall-Parker and Murphy regarding differences between the draft plan and the Final Plan. Supervisor Griffiths noted some of the wilderness boundaries that the Board asked be adjusted for the sake of carving out certain routes were not adjusted and designating the area wilderness will prevent those routes from being revisited for possible motorized use as promised during the Travel Management process. Supervisor Griffiths thanked the INF for positive changes related to more focus on sustainable recreation and partnerships, and called it a really good culture change. Supervisor Kingsley said he was disappointed that the County gave very specific feedback as requested, and for the first time expressed support of wilderness – with common sense ideas for making it work for everyone – and the County's suggestions were ignored. He also expressed concerns that proposed wilderness will be managed as wilderness, as did Supervisor Pucci, who also said he had suggested streamlining the permitting process but could find no mention in the Final Plan, other than rising fees for permits. Supervisor Tillemans said the rationale for decisions included in the document out for review should include rationale for why the County's suggestions were not incorporated into the document and supported an Objection Letter that provided background on the process thus far, including instructions given to the County to give specific suggestions, which it did. Supervisor Kingsley said he supported an Objection Letter that addresses the County's wilderness concerns and is OK with the letter mentioning the permitting process, even though it's outside of the scope of a land management plan, because it is important to the County. Planning Director Cathreen Richards said she would return in a couple weeks with a letter for the Board to review. Earl Wilson of Lone Pine said Richards did a good review of the plan and said the INF should be applauded for the items it did modify in response to comments. He added he still has a problem with limiting access to public lands to handicapped.

*HHS-ESAAA/IC-  
GOLD – BPAR  
Program Services  
Assistant I-III*

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) BPAR Program Services Assistant I, II or III exists in a non-General Fund budget, as certified by the HHS Director and concurred with by the Acting County Administrator and Auditor-Controller; B) where due to the part-time nature of this position it is unlikely the vacancy could be filled by internal candidates meeting the qualifications for the position, an open recruitment would be more appropriate to ensure qualified candidates apply; and C) approve the hiring of one (1) BPAR PSA I at Range 39PT (\$11.93 - \$14.48/hr.), BPAR PSA II at Range 42PT (\$12.75 - \$15.52/hr.) or BPAR PSA III at Range 50PT (\$15.35 - \$18.63/hr.) depending on qualifications. Motion carried unanimously.

*HHS – UC Davis  
Extension Contract*

Moved by Supervisor Pucci and seconded by Supervisor Kingsley to ratify and approve the contract between the County of Inyo and the Regents of the University of California, on behalf of its Davis Campus University Extension, for training services in an amount not to exceed \$118,575 for the period of July 1, 2018 through June 30, 2019, contingent upon the Board's adoption of the Fiscal Year 2018-2019 Budget, and authorize the Chairperson to sign. Motion carried unanimously.

*Public Works –  
Closure of Sunland  
Drive Section*

Acting Public Works Director Mike Errante explained that increased safety measures have been in put in place on the 840-foot section of Sunland Drive east of Gerkin Road due to an increase in accidents, yet are still proving ineffective. He said after consultation with Caltrans, Public Works determined the best remedy is permanently closing the section of roadway. Supervisor Tillemans said he appreciated the proactive approach to dealing with an issue that is escalating despite good efforts to solve it. Supervisor Griffiths said he didn't think the closure would be much of an inconvenience. Errante said temporary barriers would be established across the roadway until a permanent closure could be affected. Moved by Supervisor Tillemans and seconded by Supervisor Pucci to authorize the Public Works Director to permanently close an 840-foot section of Sunland Drive, from Gerkin Road to U.S. 395, for safety concerns due to an increase in accidents at the intersection of Gerkin Road and Sunland Drive. Motion carried unanimously.

*CAO/Public Works –  
Air Service Update*

Acting CAO Quilter provided an update to the Board on commercial air service in the Eastern Sierra in advance of tonight's special joint meeting with the Mammoth Lakes Town Council. The update included a proposed schedule for rolling out commercial air service and news from his August 23 meeting with the FAA that Bishop Airport is the only rural airport in the Southern District office eligible to apply for \$1 billion in Supplemental AIP funds for Federal Fiscal Years 2018, 2019, and 2020. He said the FAA is very enthusiastic about Bishop Airport and seeing it succeed. Quilter said he would be giving a similar presentation at the special meeting scheduled for 5:30 p.m. tonight.

*Public Comment*

The Chairperson 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 tried watching last week's Board meeting live on the Internet while he was out of town but encountered technical difficulties.

Supervisor Tillemans said he and his family attended a documentary screening at the Eastern California Museum over the weekend.

Supervisor Griffiths offered more information about funding opportunities for fire safe councils.

County Counsel Rudolph said he would be at a county counsel conference the rest of the week.

The Assistant Clerk of the Board provided an update on efforts to compile department heads' proposed changes to the Legislative Platform and said it is scheduled to come before the Board on September 25.

*Closed Session*

Chairperson Totheroh recessed open session at 12:08 p.m. to convene in closed session with all Board members present to continue discussion and possible action as appropriate on previously noted closed session items.

*Open Session*

Chairperson Totheroh recessed closed session and reconvened the meeting in open session at 1:07 p.m. with all Board members present.

*Report on Closed  
Session*

County Counsel Rudolph reported that no action was taken that is required to be reported.

*Adjournment*

Chairperson Totheroh adjourned the meeting at 1:07 p.m. to a special joint session with the Mammoth Lakes Town Council at 5:30 p.m. Tuesday, August 28, 2018 in the Mammoth Town Council Chambers in Mammoth Lakes, CA.

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Chairperson, Inyo County Board of Supervisors

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

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