

MINUTES



County of Inyo Board of Supervisors

April 21, 2020

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 8:35 a.m., on April 21, 2020, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present via videoconferencing per California Governor Executive Order N-25-20: Chairperson Matt Kingsley, presiding, Dan Tothoroh, Jeff Griffiths, Rick Pucci, and Mark Tillemans.

Pledge

Chairperson Kingsley led the Pledge of Allegiance.

Public Comment

Chairperson Kingsley asked the Assistant Clerk of the Board whether there was any public comment emailed for today's meeting.

The Assistant Clerk of the Board said there were not.

County Department Reports

Clerk-Recorder Kammi Foote reported on legislation in the works at the State and Federal levels to allow all vote-by-mail ballots in upcoming elections. She said even if the legislative efforts don't pan out, she believes Inyo County will have a safe election in November, at a reasonable cost, that also allows for voting at the polls for those who prefer that experience.

Water Director Dr. Aaron Steinwand told the Board LADWP released its annual operations plan as scheduled yesterday, and it proposes the highest amount of groundwater pumping since 1990 – which he said is a concern for the Water Department and the County. He noted that the County will be providing its response to the plan in 9 days.

HHS Director Marilyn Mann reported that, in observance of Child Abuse Prevention Month, there will be a moment of silence on Friday in memoriam of all the children who have lost their lives to abuse.

COVID-19 Staff Update

HHS Director Marilyn Mann provided the latest local statistics on COVID-19 cases, reiterating the recommendation to always wear cloth masks when socially distancing at 6 feet is not possible. She added that the HHS' team is working with Assistant County Administrator Leslie Chapman on the recovery effort, attempting to identify data points to aid in decision-making.

The Chairperson asked the Assistant Clerk of the Board if any public comment had been provided for this item. The Assistant Clerk of the Board read an email from Tamara Cohn of Independence, who asked, "Does Inyo County Public Health have a mechanism in place to gather a weekly count of the number of Influenza-like Illnesses and Covid-like syndromic cases? If so, can that information be shared with the public? If not, how does Inyo plan on addressing this specific criteria category?" Mann commented that they are attempting to gather data from clinics and hospitals, but noted the data is only one prong of a larger effort.

Public Health Officer Dr. James Richardson elaborated on the latest statistics and what appears to be a downward trend in positive diagnoses. He said one of the determining factors in re-opening businesses as such will be an increase in the intervals between cases, and added that the warmer weather forecast could provide a seasonal drop in cases.

Sheriff Jeff Hollowell said the County is at a point where things are progressing smoothly under the leadership of the CAO. He confirmed that the CDFW will be postponing the fishing opener in Inyo, Mono, Alpine, and Sierra counties until either the Governor or Public Health Officers rescind their Stay-at-Home and social distancing orders. He said the CDFW will open the seasons when the counties send letters announcing they have determined it will be safe to do so.

Assistant County Administrator Leslie Chapman spoke more about the work on a plan to re-open the County in a careful and controlled manner, noting that doing so too soon, causing businesses to have to shut down again, will be devastating for the economy.

CAO Quilter said he is thankful to be working with the department heads and officials tasked with the COVID-19 response and is proud to be associated with them.

Wild Iris – Child Abuse Prevention & Sexual Assault Awareness Proclamations

Wild Iris Executive Director Matthew O'Connor thanked the Board for considering approval of proclamations declaring April as Child Abuse Prevention Month and Sexual Assault Awareness Month in Inyo County. He gave a program update, noting that due to Stay-at-Home and social distancing orders Wild Iris will be ramping up its outreach online. He said Wild Iris generally operates at capacity and with the rise of domestic violence incidents, providing services has been a challenge. He said on the positive side, when the quarantines are over, Wild Iris will have improved capacity to deliver services remotely and hopefully reach more individuals. He said there has been a dramatic decrease in child abuse reports statewide but it's not reflective of reality – it's the result of victims being unable to reach out for help while their abusers are home with them all the time. He said there are a lot of children locked at home right now with people who abuse them physically, emotionally, and sexually, and Wild Iris and the community will be dealing with the resulting trauma for months if not years. Supervisor Griffiths said he appreciates the work Wild Iris is always doing, and, since there is a lot of abuse and other situations that people are in no position to report or deal with right now, Wild Iris will be busier than ever. Supervisor Tillemans said O'Connell did a great job framing the issue and he is glad the Board could serve as a platform to get the information out there. Supervisor Pucci said he hoped Wild Iris would be able to get the word out that victims can and should still call for assistance. Supervisor Griffiths read aloud the proclamation declaring April Child Abuse Prevention Month in Inyo County. Moved by Supervisor Pucci and seconded by Supervisor Tillemans to approve the proclamation. Motion carried unanimously. Supervisor Griffiths then read aloud the proclamation declaring April Sexual Assault Awareness in Inyo County. Moved by Supervisor Tillemans and seconded by Supervisor Pucci to approve that proclamation as well. Motion carried unanimously.

HHS- Health/Prevention – Delete Office Tech III & Add Admin Secretary II

Moved by Supervisor Totheroh and seconded by Supervisor Griffiths to:

- A) Change the Authorized Strength in the Health and Human Services, Public Health and Prevention Division by:
 - 1. Deleting one (1) office Technician III Range 63 (\$3,944-\$4,799) and
 - 2. Adding one (1) Administrative Secretary II at Range 60 (\$3,684-\$4,475); and
- B) Find that, consistent with the adopted Authorized Position Review Policy:
 - 1. The availability of funding for the requested position exists in non-General fund Health Budget, as certified by the Health and Human Services Director and concurred with by the County Administrator, and Auditor-Controller; and
 - 2. Where internal candidates meet the qualifications for the position, the vacancy could possibly be filled through an internal recruitment; however, an external recruitment would be more appropriate to ensure qualified applicants apply; and
 - 3. Approve the hiring of one (1) Administrative Secretary II at Range 60 (\$3,684-\$4,475).

Motion carried unanimously.

Ag Commissioner- ESWMA – CDFW Contract

Moved by Supervisor Tillemans and seconded by Supervisor Pucci to: A) approve Contract No. P1960020 between the County of Inyo Department of Agriculture - Eastern Sierra Weed Management Area and the California Department of Fish and Wildlife (CDFW) for the provision of noxious weed control services, in an amount not to exceed \$13,500.00, for the period of "Upon Approval by CDFW" to June 30, 2022; and B) authorize Agricultural Commissioner Nathan Reade to sign the contracts on behalf of the County of Inyo Department of Agriculture. Motion carried unanimously.

CAO-Advertising County Resources – Final FY 18-19 Payment

Moved by Supervisor Tillemans and seconded by Supervisor Pucci to approve a final payment of \$800 from the 2018-19 Advertising County Resources Budget to the Bishop Area Chamber of Commerce and Visitors Bureau for the 2019 Dispersed Camping Brochure. Motion carried unanimously.

CAO-Emergency

Moved by Supervisor Tillemans and seconded by Supervisor Pucci to: A) approve Amendment No. 1 to the Agreement between the County of Inyo and Benjamin Ditto for the provision of

<i>Services – Benjamin Ditto Contract Amendment 1</i>	COVID-19 informational videos, increasing the contract to an amount not to exceed \$20,000, and authorize the CAO to sign; and B) authorize an increase of the CAO's purchasing authority with Ben Ditto by \$10,000, to a total not-to-exceed amount of \$30,000, for the purchase of professional video services. Motion carried unanimously.
<i>County Counsel – CCN Contract</i>	Moved by Supervisor Tillemans and seconded by Supervisor Pucci to approve proposed legal services agreement with Cox, Castle & Nicholson LLP, for a term of April 21, 2020, to June 30, 2021, with a contract limit of \$15,000, contingent upon the Board's adoption of future budgets, and authorize the Board Chairperson to sign, contingent on all appropriate signatures being obtained. Motion carried unanimously.
<i>HHS-First 5 – Commission Appointments</i>	Moved by Supervisor Tillemans and seconded by Supervisor Pucci to appoint and/or reappoint the following individuals to the First 5 Children and Families Commission: Anna Scott to a three-year term ending April 20, 2023 to be filled by the Health & Human Services Director or her designee; and Keri Oney to a three-year term ending April 20, 2023 to be filled by the designee of the Health & Human Services Director, as defined in Health & Safety Code Section 130140. Motion carried unanimously.
<i>Public Works – Wadell Engineering Amendment 3</i>	Moved by Supervisor Tillemans and seconded by Supervisor Pucci to approve Amendment No. 3 to the agreement between the County of Inyo and Wadell Engineering Corporation (WEC) of Burlingame, CA, to increase the contract to an amount not to exceed \$438,301.00, contingent upon approval of future budgets, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.
<i>Public Works – Bishop Library Exterior Project Bid Award/Blasting and Coatings Enterprise Contract</i>	Moved by Supervisor Tillemans and seconded by Supervisor Pucci to: A) award the contract for the Bishop Library Exterior Coating Removal Project to Blasting and Coatings Enterprises Inc. of Canyon Country, CA as the successful bidder; B) approve the construction contract between the County of Inyo and Blasting and Coatings Enterprises Inc. of Canyon Country, CA in the amount of \$27,320.50, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained; 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>Sheriff – Adamson Police Products Blanket P.O.</i>	Authorize issuance of a blanket purchase order in an amount not to exceed \$5,000, payable to Adamson Police Products of Los Alamitos, CA for miscellaneous law enforcement gear, and increase spending authority to \$40,100 through the end of the fiscal year. Motion carried unanimously.
<i>Sheriff – Ratify & Increase American Security Spending</i>	Chairperson Kingsley asked the Assistant Clerk of the Board whether any members of the public emailed comments about the agenda item. The Assistant Clerk of the Board said nobody had. Moved by Supervisor Tillemans and seconded by Supervisor Pucci to ratify and approve an increase of Sheriff Security purchasing authority with American Security Group of Vista, CA by \$8,054, to a total not-to-exceed amount of \$60,675, for security system repairs. Motion carried unanimously.
<i>County Counsel – ADA and Self-Evaluation Transition Plan/Reso # 2020-17</i>	County Counsel Rudolph presented for Board approval a resolution to approve an updated ADA Self-Evaluation and Transition Plan for Inyo County. He said the ADA legally requires local governments to analyze their ADA compliance and barriers to services, and develop plans for removing those barriers. Rudolph explained that the document has been in the works for many months if not years, and builds off some work done by the former Risk Manager. He said the document is a tremendous improvement over what the County had previously, and is meant to be a living document. Rudolph noted that Appendix A of the resolution includes a list of projects that the resolution will authorize the current ADA Task Force to amend without returning for Board approval. He credited the members of the ADA Task Force for their hard work and expertise: Risk Manager Aaron Holmberg, Public Works Director Mike Errante, Deputy Public Works Director Chris Cash, Program Integrity and Quality Assurance Manager Stephanie Tanksley, Building Inspector Tyson Sparrow, Assistant County Administrator Leslie Chapman, Deputy County Counsel Grace Chuchla, and the Inyo-Mono Association for the Handicapped. Rudolph also acknowledged Public Works, which will be implementing a lot of the elements of the plan. Chairperson Kingsley asked the Assistant Clerk of the Board whether any members of the public emailed comments about the agenda item. The Assistant Clerk of

the Board said nobody had. Moved by Supervisor Totheroh and seconded by Supervisor Pucci to approve Resolution No. 2020-17, titled, "A Resolution of the Board of Supervisors of the County of Inyo, State of California, Approving an Updated ADA Self-Evaluation and Transition Plan for Inyo County," and authorize the Chairperson to sign. Motion carried unanimously.

*Public Works –
SB 1 Project
List/Reso # 2020-18*

Chairperson Kingsley asked the Assistant Clerk of the Board whether any members of the public emailed comments about the agenda item. The Assistant Clerk of the Board said nobody had. Moved by Supervisor Griffiths and seconded by Supervisor Totheroh to: A) approve proposed Resolution No. 2020-18, titled, "A Resolution of the Board of Supervisors, County of Inyo, State of California, Identifying Projects to be Funded by Road Maintenance and Rehabilitation Funds Pursuant to SB 1: The Road Repair and Accountability Act," and authorize the Chairperson to sign; B) approve the recommended project lists attached to satisfy the documentation requirements to receive SB1, Road Repair and Accountability Act of 2017 funding from the Road Maintenance and Rehabilitation Account (RMRA); and C) authorize the Public Works department to apply for and submit all required documentation to receive the Inyo County allotment of SB 1, Road Repair and Accountability Act of 2017 funding and authorize the Public Works department head, or his designee, to sign for the RMRA funding and all associated supporting documents. Motion carried unanimously.

*Public Works –
DuBois and King
Sole-Source Contract*

Public Works Director Mike Errante reported that the County still has its eyes set on Fall 2020 for introducing commercial air service to Bishop Airport and found consultants to help with operational programs, leases, and engaging numerous stakeholders. Associate Engineer Ashley Helms said the proposed contract is for on-call services, so the actual total cost of the contract will be determined by the amount of services provided. She said Public Works can also return for Board approval of a contract extension if additional operational guidance is needed during the first year or two of commercial air service. ME – still have eyes set for fall 2020 to do commercial air service. Chairperson Kingsley asked the Assistant Clerk of the Board whether any members of the public emailed comments about the agenda item. The Assistant Clerk of the Board said nobody had. Moved by Supervisor Griffiths and seconded by Supervisor Pucci to: A) declare DuBois and King Inc. of Randolph, VT a sole-source provider of on-call professional consulting, planning and engineering services; B) ratify and approve the agreement between the County of Inyo and DuBois and King Inc. of Randolph, VT for the provision of professional consulting, planning, and engineering services in an amount not to exceed \$100,000 for the period of April 1, 2020 through April 31, 2021, contingent upon the Board's approval of the Fiscal Year 2020-2021 Budget; and C) authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.

*HHS – CDA
Agreement
FP-1920-16*

Chairperson Kingsley asked the Assistant Clerk of the Board whether any members of the public emailed comments about the agenda item. The Assistant Clerk of the Board said nobody had. Moved by Supervisor Totheroh and seconded by Supervisor Griffiths to ratify and approve the Standard Agreement for Contract Number FP-1920-16, between the County of Inyo and the California Department of Aging, in the amount of \$143,750 for February 2, 2020 through June 30, 2021, contingent upon the Board's approval of the Fiscal Year 2020-2021 Budget, and authorize the HHS Director to sign the Standard Agreement Amendment. Motion carried unanimously.

*HHS-
Health/Prevention –
FY 19-20 CMS Plan
& Budget Ratification*

Chairperson Kingsley asked the Assistant Clerk of the Board whether any members of the public emailed comments about the agenda item. The Assistant Clerk of the Board said nobody had. Moved by Supervisor Tillemans and seconded by Supervisor Pucci to ratify and approve the Fiscal Year 2019-2020 Children's Medical Services (CMS) Plan and Budgets and authorize the Chairperson to sign the Certification Statements. Motion carried unanimously.

*HHS-Social Services
– ICOE Contract
Ratification*

Chairperson Kingsley asked the Assistant Clerk of the Board whether any members of the public emailed comments about the agenda item. The Assistant Clerk of the Board said nobody had. Moved by Supervisor Griffiths and seconded by Supervisor Totheroh to ratify and approve the contract between the County of Inyo and the Inyo County Office of Education for the provision of Stage I Child Care Services, in an amount not to exceed \$150,000.00, for the period of July 1, 2019 through June 30, 2020, and authorize Chairperson to sign contingent upon all appropriate signatures being obtained. Motion carried unanimously.

*Clerk of the Board –
Approval of Minutes*

Moved by Supervisor Tillemans and seconded by Supervisor Pucci to approve the minutes of the regular Board of Supervisors meetings of March 3, 2020, March 10, 2020, March 17, 2020,

April 7, 2020, and April 14, 2020, as well as the minutes of the special meetings of March 24, 2020, and March 31, 2020. Motion carried unanimously.

Public Comment

Chairperson Kingsley asked the Assistant Clerk of the Board whether any additional public comment had been emailed during the meeting.

The Assistant Clerk of the Board said that none had.

Board Member and Staff Reports

Supervisor Tillemans reported he and Supervisor Pucci attended an LTC meeting last week and Kern County has withdrawn its membership. He said they will attempt to engage with Kern County officials.

Supervisor Griffiths said he had a CSAC Executive Board meeting last week, is continuing to attend calls with FEMA and CalOES to stay up-to-date on the coronavirus pandemic, and will have meetings of the First 5 board, Financial Advisory Commission, and Bishop Chamber of Commerce to attend via Zoom.

CAO Quilter announced that as part of the first CARES Act, Inyo County received \$30,000 for the Bishop and Lone Pine airports, and \$1,000 for the Independence Airport.

Chairperson Kingsley said he has been busy engaging on legislative issues, including the next relief package that might contain funding for rural hospitals.

Closed Session

Chairperson Kingsley recessed open session at 10:15 a.m. to convene in closed session with all Board members to discuss the following item(s): No. 24 **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** – Significant exposure to potential litigation pursuant to paragraph (2) of subdivision (d) of Government Code §54956.9: one potential case. Circumstances: threatened litigation regarding proposed groundwater ordinance; No. 25 **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** – Significant exposure to potential litigation pursuant to paragraph (2) of subdivision (d) of Government Code §54956.9: two potential cases; No. 26 **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** – Title: County Administrative Officer; and No. 27 **CONFERENCE WITH COUNTY'S LABOR NEGOTIATORS** – 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 Kingsley recessed closed session and reconvened the meeting in open session at 1:34 p.m. with all Board members present.

Report on Closed Session

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

Adjournment

Chairperson Kingsley adjourned the meeting at 1:34 p.m. to 8:30 a.m. Tuesday, April 28, 2020 in the County Administrative Center in Independence.

Chairperson, Inyo County Board of Supervisors

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

by: _____
Darcy Ellis, Assistant