

Agenda



County of Inyo Board of Supervisors

Board of Supervisors Room
County Administrative Center
224 North Edwards
Independence, California

NOTICE TO THE PUBLIC: In order to minimize the spread of the COVID-19 virus, Governor Newsom signed Assembly Bill 361 – Brown Act: Remote Meetings During a State of Emergency that suspends certain requirements of the Brown Act. Please be advised that the Board of Supervisors Chambers are closed to the public, and the Board will be conducting its meetings online.

Board Members and Staff will participate via Zoom webinar, accessible to the public at <https://zoom.us/j/868254781>. Individuals will be asked to provide their name and an email address in order to access the videoconference. Anyone who does not want to provide their email address may use the following generic, non-functioning address to gain access: donotreply@inyocounty.us.

The meeting may also be accessed by telephone at the following numbers: (669) 900-6833; (346) 248-7799; (253) 215-8782; (929) 205-6099; (301) 715-8592; (312) 626-6799. Webinar ID: 868 254 781.

Anyone wishing to make either a general public comment or a comment on a specific agenda item prior to the meeting or as the item is being heard, may do so either in writing or by utilizing the Zoom "hand-raising" feature when appropriate during the meeting (the Chair will call on those who wish to speak). Generally, speakers are limited to three minutes. Written public comment, limited to **250 words or less**, may be emailed to the Assistant Clerk of the Board at boardclerk@inyocounty.us. Your comments may or may not be read aloud, but all comments will be made a part of the record. Please make sure to submit a separate email for each item that you wish to comment upon.

Public Notices: (1) In Compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting please contact the Clerk of the Board at (760) 878-0373. (28 CFR 35.102-35.104 ADA Title II). Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting. Should you because of a disability require appropriate alternative formatting of this agenda, please notify the Clerk of the Board 72 hours prior to the meeting to enable the County to make the agenda available in a reasonable alternative format. (Government Code Section 54954.2). (2) If a writing, that is a public record relating to an agenda item for an open session of a regular meeting of the Board of Supervisors, is distributed less than 72 hours prior to the meeting, the writing shall be available for public inspection at the Office of the Clerk of the Board of Supervisors, 224 N. Edwards, Independence, California and is available per Government Code § 54957.5(b)(1).

Note: Historically the Board does break for lunch; the timing of a lunch break is made at the discretion of the Chairperson and at the Board's convenience.

November 16, 2021 - 8:30 AM

1. **PUBLIC COMMENT** (Comments may be time-limited)

CLOSED SESSION

2. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to paragraph (1) of subdivision (d) of Government Code §54956.9** – Names of cases: *LADWP v. Inyo County et al.* (CA 5th District Court of Appeal Case No. F081389) and *Inyo County v. LADWP* (Kern County Sup. Ct. Case Nos. BCV-18-101260-TSC, BCV-18-101261-TSC, and BCV-18-101262-TSC).
3. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to paragraph (1) of subdivision (d) of Government Code §54956.9** – Names of cases: *County of Inyo et al. v. Amerisourcebergen Drug Corporation et al* (National Prescription Opiate Litigation – Northern District of Ohio, MDL 2804); *In Re Purdue Pharma, L.P., et al.*, Case No. 19-23649 (RDD) (Bankr. S.D.N.Y.); and *In Re Mallinckrodt PLC et al*, Case No. 20-12522 (JTD) (Bankr. Del. Dist.).
4. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION –** Significant exposure to potential litigation pursuant to paragraph (2) of subdivision (d) Government Code §54956.9: one potential case.

OPEN SESSION (With the exception of timed items, all open-session items may be considered at any time and in any order during the meeting in the Board's discretion.)

- 10 A.M.
5. **PLEDGE OF ALLEGIANCE**
 6. **REPORT ON CLOSED SESSION AS REQUIRED BY LAW**
 7. **PUBLIC COMMENT** (*Comments may be time-limited*)
 8. **COUNTY DEPARTMENT REPORTS** (*Reports limited to two minutes*)
 9. **INTRODUCTIONS** - The following new employees will be introduced to the Board: Elsa Fitch, Engineering Assistant II, Public Works; Robert Ross, Engineering Assistant I, Public Works; and Thomas Hennessey, Gate Attendant, Recycling & Waste Management.
 10. **COVID-19 STAFF REPORT**

DEPARTMENTAL - PERSONNEL ACTIONS

11. **County Administrator - Personnel** - Request Board: A) waive the first reading of proposed Ordinance 1275 titled, "An Ordinance of the Board of Supervisors, County of Inyo, State of California, Amending Section 2.88.040 of the Inyo County Code to Provide for a correction in the Salary for Certain Elected County Officials, Excluding Members of the Board of Supervisors," B) and set enactment for November 23, 2021 in the Board of Supervisors Chamber, Independence.
12. **County Counsel** - Request approve Amendment No. 1 to the employment agreement between the County of Inyo and Grace Chuchla for the provision of personal services as a Deputy Counsel effective November 16, 2021.
13. **Health & Human Services** - Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Assistant Director of Health and Human Services (HHS) exists in one or more non-General Fund 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 through an internal recruitment, but an open recruitment is more appropriate to ensure qualified applicants apply; C) approve the hiring of one (1) Assistant Director of HHS at Range 92 (\$8,394 - \$10,204); and D) if an internal candidate is hired as a result of the open recruitment, authorize HHS to backfill the resulting vacancy.
14. **Public Works - Parks & Recreation** - Request Board approve the hiring of a Parks Specialist II at Range 54 (\$3,392-\$4,127) , Step E.
15. **Sheriff** - Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Office Technician I-III exists in the General Fund, as certified by the Sheriff 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 through an internal recruitment, but an open recruitment is more appropriate to ensure qualified applicants apply; and C) approve the hiring of one (1) Office Technician I-III, Range 55-63 (\$3,477 - \$5,091), up to step E depending on qualifications.

16. **Clerk-Recorder - Elections** - Request Board: A) declare Granicus, LLC of Saint Paul, MN a sole-source provider of electronic management of Conflict of Interest Form 700 software DisclosureDocs; and B) authorize payment in an amount not to exceed \$11,000, payable to Granicus, LLC for the provision of software subscription services of DisclosureDocs/eDisclosureDocs for Fiscal Year 2021-2022.
17. **County Administrator - Information Services** - Request Board ratify and approve purchases from Dell USA L.P. for an amount not to exceed \$156,000 for the purchase of 116 Dell Latitude 5520 laptop computers with 3-year warranties, 116 Dell Monitors and 116 Dell docking stations, pursuant to the Technology Refresh Initiative.
18. **County Counsel** - Request Board adopt findings pursuant to AB 361 that: A) the Board reconsidered the circumstances of the existing State of Emergency issued on March 4, 2020, in response to the COVID-19 pandemic; and B) local officials continue to recommend measures to promote social distancing, and/or the state of emergency continues to directly impact the ability of the members to meet safely in person.
19. **Health & Human Services - Social Services** - Request Board ratify and approve the agreement between the County of Inyo and Binti, Inc. for the provision of an online web portal for Resource Family Approval application and approval process management, for a total not to exceed \$19,103 for the period of July 1, 2021 through June 30, 2024 contingent upon adoption of future budgets; and authorize the HHS Director to sign the agreement.
20. **Public Works** - Request Board approve Amendment 2 to the contract with LSC Transportation Consultants, Inc., of Tahoe City, CA, in the amount of \$45,097 to update the 2023 Regional Transportation Plan, and \$69,510 to develop a Local Road Safety Plan, thereby increasing the amount of the contract to an amount not to exceed \$159,742, and to extend the end date of the contract to December 31, 2023, contingent upon the Board's approval of future budgets, and authorize the Chairperson to sign.
21. **Public Works** - Request Board authorize a purchase order in an amount not to exceed \$41,181, payable to LN Curtis of Walnut Creek, CA for firefighter personal protective equipment.
22. **Public Works** - Request Board authorize an increase of the Public Works Department's purchasing authority with International Distribution Network of Riverside, CA by \$2,573 to a total not-to-exceed amount of \$12,443.17, for the purchase of security cameras.
23. **Public Works** - Request Board: A) declare Trim Const. / Allen's Garage Doors of Bishop, CA a sole-source provider; and B) authorize a purchase order in an amount not to exceed \$19,100.00 payable to Trim Const. / Allen's Garage Doors of Bishop, CA for the purchase and installation of industrial doors at the Posse Hut/Search and Rescue Building.
24. **Sheriff** - Request Board: A) declare Dooley's Enterprises, Inc. of Anaheim, CA a sole-source provider of ammunition; and B) authorize the issuance of a purchase order in an amount not to exceed \$44,955 payable to Dooley's Enterprises, Inc. of Anaheim, CA for ammunition.

25. **Water Department** - Request Board approve the 2020-2021 Lower Owens River Project (LORP) Annual Accounting Report.

DEPARTMENTAL (To be considered at the Board's convenience)

26. **County Administrator** - Request Board provide direction to staff regarding how to proceed with filling the unexpired term for the Office of Inyo County Sheriff.
27. **Board of Supervisors** - Request Board: A) approve a letter supporting Caltrans District 9's Proposition 68 grant submittal for the Mammoth 395 Wildlife Crossing Project, and authorize the Chairperson to sign; and B) authorize the Inyo Fish & Wildlife Commission to send a similar letter.
28. **County Administrator - Economic Development** - Request Board: A) conduct workshop on the Eastern Sierra Small Business Resource Center Project including information on how the project came to fruition, status of the physical space, the community stakeholder workgroup, the business and operation plan, and launch of the center; and B) provide any follow-up direction to staff as necessary.
29. **County Administrator** - Request Board approve the lease agreement between the County of Inyo and SSW19, LLC of Bishop, CA, for the real property described as 269 Main Street, Bishop, California 93514, in an amount not to initially exceed \$3,000 per month for the period of December 1, 2021 through November 30, 2031, contingent upon the Board's approval of future budgets, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained.
30. **Water Department** - Request Board provide direction to the Owens Valley Groundwater Authority representatives in advance of the Owens Valley Groundwater Authority special meeting scheduled for November 18, 2021.
31. **Public Works** - Request Board:
A) amend the Fiscal Year 2021-2022 Bishop Airport Terminal Budget (630400) as follows: increase estimated revenue in Federal Grants (4998) by \$17,547; increase estimated revenue in Operating Transfers In (4998) by \$127,453; increase appropriation in Construction in Progress (5700) by \$95,000; and increase appropriation in External Charges (5124) by \$50,000 (*4/5ths vote required*); and
B) amend the Fiscal Year 2021-2022 CAO-ACO Budget (010201) as follows: increase appropriation in Operating Transfers Out (5801) by \$127,453 (*4/5ths vote required*).
32. **County Counsel** - Request Board approve proposed Ordinance 1273 titled, "An Ordinance of the Board of Supervisors of the County of Inyo, State of California, Repealing Chapter 1.12 of the Inyo County Code Regarding Supervisorial Districts."
33. **Clerk of the Board** - Request Board nominate and confirm a delegate and at least one alternate to serve on the Rural County Representatives of California's (RCRC) Environmental Services Joint Powers Authority Board of Directors for calendar year 2022.
34. **Clerk of the Board** - Request Board approve the minutes of the regular Board of Supervisors meetings of October 5, October 12, October 19, October 26, and November 2, and the special Board meeting of October 7.

TIMED ITEMS (Items will not be considered before scheduled time but may be considered any time after the scheduled time.)

35. **11 a.m. - County Counsel** - Request Board conduct a noticed hearing as part of the 2021 redistricting process.
36. **11 a.m. - Planning** - Request Board:
 - A) Receive a presentation from staff;
 - B) Conduct a public hearing on the following actions:
 - Approval of General Plan Amendment (GPA) 2021-03/W. McNeal
 - Approve proposed Ordinance 1274 - Zone Reclassification (ZR) 2021-03/McNeal, amending the Zoning Map of the County of Inyo; and
 - C) Certify that the provisions of the California Environmental Quality Act have been met.

COMMENT (Portion of the Agenda when the Board takes comment from the public and County staff)

37. ***PUBLIC COMMENT***

BOARD MEMBERS AND STAFF REPORTS

CORRESPONDENCE - INFORMATIONAL

38. **Inyo/Mono Fire Safe Councils** - Letter from the Fire Safe Councils of Inyo and Mono counties to the Inyo and Mono boards of supervisors outlining three objectives with which they are seeking assistance and cooperation.
39. **California Department of Alcoholic Beverage Control** - Application for Person-to-Person Transfer of an On-Sale Beer and Wine Seasonal alcohol license from Lake Sabrina Boat Landing, LLC to Smith Sierra Properties, Inc.
40. **California Fish and Game Commission** - A notice of proposed changes in regulations concerning big game preference points reinstatement and tag refunds due to public land closures.