

# MINUTES



# County of Inyo Board of Supervisors

## January 25, 2022

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 January 25, 2022 in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present via webinar per California Assembly Bill 361: Chairperson Dan Totheroh, presiding, Jeff Griffiths, Rick Pucci, Matt Kingsley, and Jennifer Roeser. Also present: County Administrator Leslie Chapman, Assistant County Administrator Sue Dishion, and County Counsel John-Carl Vallejo.

- Public Comment* The Chairperson asked for public comment related to Closed Session items.
- The Assistant Clerk of the Board had not received additional written comment and nobody requested to speak to the Board via the "hand-raising" feature on Zoom.
- Closed Session* Chairperson Totheroh recessed open session at 8:30 a.m. to convene in closed session with all Board members present to discuss the following item(s): No. 2 **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to paragraph (1) of subdivision (d) of Government Code §54956.9 – Inyo County v. Wilder Barton, Inc.**, Inyo County Superior Court Case No. SICV-CV-1964071; and No. 3 **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Significant exposure to potential litigation pursuant to paragraph (2) of subdivision (d) Government Code §54956.9: one case.**
- Open Session* Chairperson Totheroh recessed closed session and reconvened the meeting in open session at 10 a.m. with all Board members present.
- Pledge of Allegiance* Supervisor Pucci led the Pledge of Allegiance.
- Report on Closed Session* County Counsel Vallejo reported that no action was taken during closed session that is required to be reported.
- Public Comment* Chairperson Totheroh asked for public comment on items not calendared on the agenda.
- Comments were heard from Wes French and Cari Arnal opposing COVID-19 mandates, and from Lynette McIntosh, who was upset that Rhonda Erickson's letter was not read in its entirety last week.
- County Department Reports* Environmental Health Director Jerry Oser provided the Board an update on his department's billing.
- HHS Director Marilyn Mann gave a weekly update on COVID-19 in Inyo County.
- Introductions* The following new employees were introduced to the Board: Christian E. "Christy" Milovich, Assistant County Counsel; Kimball C. Pier, Deputy Director-Behavioral Health; Kevin "Buddy" Diggs II, Equipment Mechanic Trainee I, Public Works; Jeremiah Harris, Custodian, Public Works; and Brad Hathaway, Heavy Equipment Mechanic, Public Works.
- County Counsel – Administrative Legal Assistant* Moved by Supervisor Griffiths and seconded by Supervisor Pucci to:
- A) Approve the job description for the Administrative Legal Assistant to the County Counsel;
  - B) Change the authorize strength in the County Counsel Department by deleting one (1) full-time Administrative Legal Secretary at Range 70 and adding one (1) full-time Administrative Legal Assistant to the County Counsel, Range 70;
  - C) Find that, consistent with the adopted Authorized Position Review Policy:

1. the availability of funding for one (1) Administrative Assistant to the County Counsel exists in the General Fund, as certified by County Counsel and concurred with by the County Administrator and Auditor-Controller; and
2. the vacancy can be filled by internal candidates meeting the qualifications for the positions; and

D) Approve the internal recruitment and hiring of one (1) Administrative Legal Assistant to the County Counsel at Range 70 (\$4,943 - \$6,012).

Motion carried unanimously.

*Sheriff – Animal Control Officer I-II*

Moved by Supervisor Roeser and seconded by Supervisor Kingsley for the Board to find, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Animal Control Officer I/II exists in the General Fund, as certified by the Sheriff and concurred with by the County Administrator and Auditor-Controller; B) the vacancy can be filled by internal candidates meeting the qualifications for the position; C) approve the internal recruitment and hiring of one (1) Animal Control Officer I/II at Range 56 (\$3,562 - \$4,321) or Range 60 (\$3,908 - \$4,747), depending on qualifications; and D) authorize the Sheriff's Office to backfill the resulting vacancy. Motion carried unanimously.

*Sheriff – Office Tech I-II*

Moved by Supervisor Griffiths and seconded by Supervisor Roeser for the Board to find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Office Technician I/II 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 internal recruitment, but open recruitment is more appropriate to ensure qualified applicants apply; and C) approve the hiring of one (1) Office Technician I-II at Range 055-059 (\$3,477 - \$4,636), depending on qualifications. Motion carried unanimously.

*Clerk of the Board – Child Care Planning Council Appointment*

Moved by Supervisor Pucci and seconded by Supervisor Roeser to appoint Ms. Brittany Nelson to the Discretionary Category position on the Child Care Planning Council, to a three-year term ending December 1, 2024. Motion carried unanimously.

*County Counsel – Jarvis Fay Gibson LLP Contract Amendment 3*

Moved by Supervisor Pucci and seconded by Supervisor Roeser to approve Amendment No. 3 to the agreement between the County of Inyo and Jarvis Fay Gibson LLP of Oakland, CA, increasing the contract to an amount not to exceed \$190,000, updating the Scope of Work and the Schedule of Fees, contingent upon the Board's approval of future budgets, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.

*HHS-First 5 – Commission Appointments*

Moved by Supervisor Pucci and seconded by Supervisor Roeser to appoint Ms. Josie Rogers and Ms. Lindsey Ricci each to a three-year term on the First 5 Commission ending December 5, 2024. Motion carried unanimously.

*HHS-Health/Prevention – 2022 CDPH COVID Investigation MOU*

Moved by Supervisor Pucci and seconded by Supervisor Roeser to ratify and approve the 2022 Memorandum of Understanding between the County of Inyo and the California Department of Public Health for the provision of Emergency Medical and Health Disaster Assistance relating to COVID-19 Case Investigation and Contact Tracing beginning January 20, 2022 and in effect until terminated by either party, and authorize the HHS Director to sign. Motion carried unanimously.

*Public Works – Blizzard Fire Sole-Source P.O.*

Moved by Supervisor Pucci and seconded by Supervisor Roeser to declare Blizzard Fire Protection of Mammoth Lakes, CA a sole-source provider of fire extinguisher servicing and replacements and hood suppression systems service and repair; and B) authorize the issuance of a blanket purchase order in an amount not to exceed \$15,000, payable to Blizzard Fire Protection of Mammoth Lakes, CA. Motion carried unanimously.

*Public Works – Asphaltic Emulsion Purchase*

Moved by Supervisor Pucci and seconded by Supervisor Roeser to: A) declare VSS Emultech of Bakersfield, CA the successful bidder for thirteen (13) tons of asphaltic emulsion per Bid RD21-09; and B) authorize the purchase of thirteen (13) tons of asphaltic emulsion plus three additional tons of asphaltic emulsion as included in Bid Additive Alternate 1, for a total not-to-exceed amount of \$25,114.00. Motion carried unanimously.

*Public Works –*

Moved by Supervisor Pucci and seconded by Supervisor Roeser to:

*Easement Resolutions No. 2022-02 & 2022-03*

- A) Approve Resolution No. 2022-02, titled, "A Resolution of the Board of Supervisors of the County of Inyo Superseding Resolution 2020-43 and Accepting a Highway Easement Deed Across APN 033-490-02 for the Realignment of a Portion of Walker Creek Road," and authorize the Chairperson to sign; and
- B) Approve Resolution No. 2022-03, titled, "A Resolution of the Board of Supervisors of the County of Inyo Superseding Resolution 2021-20 and Accepting a Highway Easement Deed Across APN 033-510-05 for the Realignment of a Portion of Walker Creek Road," and authorize the Chairperson to sign.

Motion carried unanimously.

*Public Works – Airport Parking Rates/Reso. #2022-04*

Moved by Supervisor Pucci and seconded by Supervisor Roeser to approve Resolution No. 2022-04, titled, "A Resolution of the Board of Supervisors, County of Inyo, State of California, Setting Rates for Vehicle Parking at the Bishop Airport," and authorize the Chairperson to sign. Motion carried unanimously.

*Public Works – ESE Amendment 4*

Moved by Supervisor Pucci and seconded by Supervisor Roeser to approve Amendment No. 4 to the agreement between the County of Inyo and Environmental Science Associates of Sacramento, CA, adding to the Scope of Work and increasing the not-to-exceed limit to \$656,358, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.

*CAO-Advertising County Resources – Mid-Year Written Film Commission Report*

Film Commissioner Chris Langley presented his Fiscal Year 2021-2022 Mid-Year Report to the Board.

*Public Comment*

The Chairperson asked for public comment on items not calendared on the agenda. The Assistant Clerk of the Board had not received additional written comment and nobody requested to speak to the Board via the "hand-raising" feature on Zoom.

*Board Member and Staff Reports*

Supervisor Griffiths said he attended a CSAC meeting last week.

Supervisor Kingsley said he has a Southern Inyo Airport Advisory Commission meeting tomorrow and then will head to Southeast Inyo for visits with constituents on Thursday and Friday.

County Counsel Vallejo gave an update on the Indians Wells Valley Groundwater Authority.

Chairperson Totheroh reported on a few meetings, including an ESAAA meeting.

*Adjournment*

Chairperson Totheroh adjourned the meeting at 11:10 a.m., to 8:30 a.m. Tuesday, February 1, 2022 in the County Administrative Center in Independence.

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Chairperson, Inyo County Board of Supervisors

*Attest: LESLIE L. CHAPMAN  
Clerk of the Board*

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