

# MINUTES



# County of Inyo Board of Supervisors

## November 8, 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 November 8, 2022, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present per California Assembly Bill 361: Vice Chairperson Jennifer Roeser, presiding, Jeff Griffiths, Rick Pucci, and Matt Kingsley. Also present: County Administrator Nate Greenberg, County Counsel John-Carl Vallejo, Assistant Clerk of the Board Darcy Ellis, and Office Technician Hayley Carter. Absent: Dan Totheroh.

*Public Comment* The Vice Chairperson asked for public comment related to Closed Session items and no one requested to speak.

*Closed Session* Vice Chairperson Roeser recessed open session at 8:31 a.m. to convene in closed session with all Board members except Supervisor Totheroh to discuss the following item(s): No. 2 **Conference with Real Property Negotiators – Pursuant to Government Code Section 54956.8** – A. Property: Laws Railroad Museum & Historical Site Silver Canyon Rd., Bishop, CA 93514. Agency Negotiator: Nate Greenberg, Meaghan McCamman, John-Carl Vallejo, Shawn Lum. Negotiating Parties: Inyo County and Laws Railroad Museum & Historical Society. Under Negotiation: price and terms of payment. B. Properties: 124 N. Main St. and 605 S. Main St., Lone Pine, CA 93545. Agency Negotiator: Nate Greenberg, Meaghan McCamman, John-Carl Vallejo. Negotiating Parties: Inyo County and Raelene Arrington. Under Negotiation: price and terms of payment; No. 3 **Conference with County's Labor Negotiators – Pursuant to Government Code §54957.6** – 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 Nate Greenberg, Assistant County Administrators Sue Dishion and Meaghan McCamman, Deputy Personnel Director Keri Oney, County Counsel John-Carl Vallejo, Senior Budget Analyst Denelle Carrington, Health and Human Services Director Marilyn Mann, and Chief Probation Officer Jeff Thomson; No. 4 **Public Employee Performance Evaluation – Pursuant to Government Code §54957** – Title: County Administrator.

*Open Session* Vice Chairperson Roeser recessed closed session and reconvened the meeting in open session at 10:11 a.m. with all Board members present except Supervisor Totheroh.

*Pledge of Allegiance* Supervisor Kingsley 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.

*Proclamation – Veterans Day* Veterans Service Officer Gordon Greene read aloud a proclamation recognizing November 11, 2022, as Veterans Day in Inyo County. Information was provided about the 75<sup>th</sup> anniversary celebration to be held this Friday for the Bishop VFW Post, including the renaming of the post after Colonel Robert "Bob" Waggoner.

Moved by Supervisor Griffiths and seconded by Supervisor Pucci to approve the proclamation declaring November 11, 2022, as Veterans Day in the Inyo County. Motion carried unanimously 4-0, with Supervisor Totheroh absent.

*Public Comment* Vice Chairperson Roeser asked if there was any public comment pending for items not calendared on the agenda. Public comment was made by Lauralynn Hundley and Linda

Chaplin.

*County Department Reports*

HHS Director Marilyn Mann reported that she had attended a Pediatric Surge Tabletop with Mono County Public Health last week and that First 5 is working on finalizing the annual toy drive.

Public Works Director Mike Errante said that the department was receiving a new grader today and that Road crews were working diligently to prepare for the upcoming winter storms.

*District Attorney – Victim/Witness Assistance Program FY 22-23 Grant*

Moved by Supervisor Pucci and seconded by Supervisor Kingsley to: A) authorize acceptance of the Inyo County Victim/Witness Assistance Program (VW 22 31 0140) Grant from the Governor's Office of Emergency Services for Fiscal Year 2022-2023; and B) authorize the District Attorney to sign any documentation to accept and utilize the grant on behalf of the County, including any extensions or amendments thereto. Motion carried 4-0, with Supervisor Totheroh absent.

*PW-Road Dept – Sunset Road Closure*

Moved by Supervisor Pucci and seconded by Supervisor Kingsley to approve the closure of Sunset Road in Bishop, between the hours of 8:30 a.m. and 2:30 p.m. on November 29, 2022, for the purpose of Southern California Edison's use of a crane to place a utility pole, in the backyard at 2672 Sunset Road. Motion carried 4-0, with Supervisor Totheroh absent.

*Agriculture Dept. – Ag Advisory Committee New Name/ Reso #2022-46*

Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve Resolution No. 2022-46, titled, "A Resolution of the Board of Supervisors of the County of Inyo, State of California, Rescinding and Replacing Resolution 2006-28, Re-Establishing the Agriculture Resource Advisory Board under the New Name 'Agriculture Advisory Committee,'" and authorize the Chairperson to sign. Motion carried 4-0, with Supervisor Totheroh absent.

*HHS-Behavioral Health – Budget Amendment/ Crestwood Agreement Amendment 1*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to: A) Amend the Fiscal Year 2022-2023 Community Mental Health Budget (045200) as follows: increase revenue in Operating Transfer In (4998) by \$143,000 and increase appropriation in Support and Care-1099 (5508) by \$143,000 (*4/5ths vote required*); B) Amend the Fiscal Year 2022-2023 Local Health & Welfare-Mental Health Realignment (500463) as follows: increase appropriation in Operating Transfers Out (5801) by \$143,000 (*4/5ths vote required*); and C) Approve Amendment No. 1 to the contract between the County of Inyo and Crestwood Behavioral Health, Inc. of Sacramento, CA, increasing the contract by \$143,000 to an amount not to exceed \$203,000, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried 4-0, with Supervisor Totheroh absent.

*County Counsel/Planning Dept. – Panamint Valley Limestone Quarry Vested Mining Rights/ Reso #2022-47*

Board received an introduction from Assistant County Counsel Christian Milovich, and the Vice Chair opened the public hearing at 10:44 a.m.

Planning Department Associate Planner and SMARA representative for Inyo County Ryan Standridge presented information and gave a timeline in support of granting Vested Mining Rights for the Panamint Valley Limestone Quarry.

Mark Harrison, attorney for Shawn Barker Construction Inc., was present and available to answer questions specializing in land use and mining rights.

Public comment was heard from Linda Chaplin and the Vice Chair closed the public hearing at 11:11 a.m.

The Board was tasked with making four determinations in order to memorialize a determination of vested mining rights: 1) the quarry's operations commenced before the May 20, 1970 vesting date; 2) the geographic scope of the vested mining use extends to the entire tract of land which the operator objectively intended to devote to mining uses; 3) the fundamental nature and operational scope of the quarry and; 4) no termination or abandonment of the vested right.

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to: A) Find the recognition and confirmation of Vested Mining Rights is not a project subject to CEQA and direct staff to file a notice of exemption; and B) Adopt the proposed Resolution No. 2022-47 memorializing a determination of Vested Mining Rights, requiring the submission of an updated reclamation

plan and financial assurances prior to any mining activity at the quarry that expands beyond the area already under the approved reclamation plan and covered by the current financial assurances, and adopting factual findings in support of the determination of Vested Mining Rights. Motion carried 4-0, with Supervisor Totheroh absent.

The Board allowed owner Shawn Barker to speak, and he gave additional information about the operation.

*CAO –  
Permanent Local  
Housing Plan/  
Reso #2022-48*

Assistant CAO Meaghan McCamman gave a brief presentation on the draft Permanent Local Housing Plan. The Vice Chair opened the public hearing at 11:27 a.m., and with nobody requesting to speak, closed the public hearing at 11:28 a.m.

Moved by Supervisor Griffiths and seconded by Supervisor Pucci to approve Resolution No. 2022-48, titled, "Authorizing Resolution for Projects Utilizing Permanent Local Housing Allocation Funds," and authorize the Chairperson to sign. Motion carried 4-0, with Supervisor Totheroh absent.

*Clerk of the Board –  
Approval of Minutes*

Moved by Supervisor Griffiths and seconded by Supervisor Pucci to approve the minutes of the regular Board of Supervisors meeting of November 1, 2022. Motion carried 4-0, with Supervisor Totheroh absent.

*Public Comment*

Vice Chairperson Roeser asked if there was any public comment pending for items not calendared on the agenda and comment was received from Linda Chaplin.

*Board Member and  
Staff Reports*

CAO Nate Greenberg said he attended the City County Liaison meeting and will be attending a community meeting in Tecopa with Supervisor Kingsley, a Fire Chiefs Meeting, a meeting in Southern CA with LADWP, and the annual CSAC conference.

John Vallejo said that he went to a County Counsel Association Conference in Sonora last week.

Assistant Clerk of the Board Darcy Ellis reported that notification had been received from the Fish and Wildlife Commission regarding John Frederickson's recent retirement, resulting in a current recruitment to fill the vacancy.

Supervisor Griffiths said he attended a discussion with Yosemite National Parks officials and a Sierra Nevada Conservancy meeting and will be attending a Homeless Action Team meeting for CSAC, a CSAC Executive Board meeting, and some of the planned Veterans Day activities.

Supervisor Pucci said he attended the City County Liaison meeting and the Northern Inyo Airport Advisory Meeting.

Supervisor Kingsley said he attended the Great Basin Unified Air Pollution Control District meeting and will be traveling with CAO Greenberg to Southeast County to meet with constituents tomorrow and Thursday.

Office Technician Hayley Carter thanked Veterans and mentioned noticing the green lights displayed at the courthouse for Operation Greenlight.

Supervisor Roeser said she attended the meeting with Yosemite officials last week, the Great Basin meeting, and would be attending the Veterans Day events coming up in Big Pine as well as those at the Bishop VFW.

*Adjournment*

Vice Chairperson Roeser adjourned the meeting at 11:47 a.m. to 8:30 a.m. Tuesday, November 29, 2022, in the County Administrative Center in Independence.

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Chairperson, Inyo County Board of Supervisors

*Attest: NATE GREENBERG  
Clerk of the Board*

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