

# MINUTES



# County of Inyo Board of Supervisors

**June 16, 2020**

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 8:30 a.m., on June 16, 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.

*Public Comment*

Chairperson Kingsley asked the Assistant Clerk of the Board whether there was any public comment emailed for today's meeting for items not calendared on the agenda.

The Assistant Clerk of the Board said one comment had been submitted in writing. She read aloud a letter from Monica Duarte, on behalf of Debra Nisbeth, a caregiver expressing concern about a lack of support from the In-Home Support Services Registry.

*Closed Session*

Chairperson Kingsley recessed open session at 8:33 a.m. to convene in closed session with all Board members to discuss the following item(s): No. 2 **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** – Los Angeles Department of Water and Power v. County of Inyo, Kern Superior Court Case No. BCV-18-101513-KCT (CEQA).; No. 3 **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 10:00 a.m. with all Board members present.

*Pledge of Allegiance*

Chairperson 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 Kingsley asked the Assistant Clerk of the Board whether there was any public comment emailed for today's meeting for items not calendared on the agenda.

Christina Rockwell, utilizing Zoom's hand-waving feature, expressed disappointment that she was not able to speak or have her comment read during the first public comment period. The Assistant Clerk of the Board located Ms. Rockwell's letter in the "Board Clerk" email account and read it aloud. In the letter, Ms. Rockwell expresses concern over a lack of In-Home Support Services caregivers in Inyo County, due to a lack of recruitment and promotion by the registry, and the minimum wage earned by care providers.

*County Department Reports*

The Chairperson opened the floor to Department Reports, and there was no one wishing to address the Board.

*COVID-19 Staff Update*

HHS Director Marilyn Mann noted that beginning this week, the County will only post COVID-19 updates on the website once a week. She reported that staff received word of two news

cases on Friday and Monday, and they are unrelated to the cases mentioned during last week's update. She said the new cases are not surprising, considering 12 new industries have started reopening and there is more travel in and out of the county. She said residents are still urged to continue following the public health safety measures.

Public Health Officer Dr. Richardson provided more information on the two new cases, one of whom was a local resident and the other an individual visiting family in Inyo County. He said one of the people the second case was visiting has also tested positive but is asymptomatic. He said there is a lot of misinformation and misapprehension in the public about mask wearing, and noted that a recent article in the New England Journal of Medicine stated Coronavirus can be spread by an individual who is simply speaking. He said the bottom line is social distancing and mask wearing is essential.

HHS Deputy Director-Public Health and Prevention Anna Scott gave an update on the first week of community-based COVID testing at sites in Bishop and Lone Pine. She said staff is working with Verily to introduce assisted online registration through Public Health offices. She said it was not recommended to have onsite registration because of traffic issues.

Chairperson Kingsley urged for more publicity about the availability of the testing and having firm, consistent site schedules. He added that he is concerned about the online registration being difficult for residents and serving as a deterrent.

Assistant County Administrator Leslie Chapman said staff is working to get the word out to residents and businesses on masking. She said the most complaints she hears now are from people who don't want to wear the masks, and others who are upset about people not wearing masks. She said the bottom line is the best way for businesses to stay open is employees and customers wearing mask. Ms. Chapman added that the weekly business seminars will shift focus from preparing to open, to how businesses reopened, what measures they implemented, and how customers reacted.

CAO Quilter said Ms. Mann and her team and support staff and Ms. Chapman have addressed the rapidly changing coronavirus situation with dedication, diligence, and compassion. He said it is easy for people to criticize or question decisions, but every decision has been well thought-out after daily, sometimes-9-hour meetings. He added that this team has done some incredible work to help ensure life can proceed as normally as possible during this time – evidenced by the fact that Inyo County is one of the few counties in the state that has found a way to cooperate with local fire departments to have July 4 fireworks shows.

*Child Support  
Services – CalServe  
Amendment 3*

Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve Amendment No. 3 to the Agreement between the County of Inyo and CalServe Inc. for the provision of nationwide service of process, extending the term of the agreement from July 1, 2020 to June 30, 2022 and modifying the schedule of fees. Motion carried unanimously.

*CAO – Eva S. Wasef  
Sole-Source Contract*

Moved by Supervisor Pucci and seconded by Supervisor Griffiths to: A) declare Eva S. Wasef, M.D. a sole-source provider of autopsy services in Inyo County; and B) approve the contract with Eva S. Wasef, M.D. for autopsy services for the term of July 1, 2020 through June 30, 2022 for a total contract amount not to exceed \$85,000, contingent upon the Board's adoption of future budgets, and authorize the Chairperson to sign. Motion carried unanimously.

*CAO – Gerard  
Harvey Contract  
Amendment 2*

Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve Amendment No. 2 to the contract between County of Inyo and Gerard B. Harvey for The Provision of Professional Services As A Public Defender (Misdemeanors - North County) extending the end date to June 30, 2023, increasing the contract amount by \$396,000, pending adoption of future budgets, and authorize the Chairperson to sign, contingent on all signatures being obtained. Motion carried unanimously.

*Personnel – Atkinson  
Et Al Contract*

Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve the contract between the County of Inyo and Atkinson, Andelson, Loya, Ruud & Romo for the provision of Legal Services-General Labor and Employment Advice, in the amount of \$320,000 for the term of July 1, 2020 through June 30, 2021, contingent upon the Board's adoption of the Fiscal Year 2020-2021 Budget, and authorize the Chairperson to sign the contract and HIPPA Business Associate Agreement. Motion carried unanimously.

<i>Recycling &amp; Waste Management – July 4 Closures</i>	Moved by Supervisor Pucci and seconded by Supervisor Griffiths to authorize the Inyo County Recycling and Waste Management Program to close the Bishop-Sunland Landfill, the Big Pine Transfer Station, and the Lone Pine Landfill on Saturday, July 4, 2020. Motion carried unanimously.
<i>Risk Management – Porter Scott Contract</i>	Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve the agreement between the County of Inyo and Porter Scott for the provision of legal services in an amount not to exceed \$210,000 for the period of July 1, 2020 through June 30, 2021, contingent upon the Board's approval of the Fiscal Year 2020-2021 Budget, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.
<i>HHS – Anne Sippi Treatment Group Contract</i>	Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve the contract between the County of Inyo and Anne Sippi Treatment Group for residential placement for adults conserved under Laterman Petris Short (LPS) Act, or other adults in need of this specialized high level of treatment, in an amount not to exceed \$63,000 for the period of July 1, 2020 to June 30, 2021, contingent upon the Board's adoption of the 2020-2021 Budget, and authorize the Chairperson to sign the Inyo County agreement as well as the Business Associate Agreement. Motion carried unanimously.
<i>HHS – MCAH Agreement</i>	Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve the Maternal Child and Adolescent Health (MCAH) Agreement No. 202014 between the County of Inyo and California Department of Public Health in the amount of \$137,353.95 in State and Federal reimbursement for the period of July 1, 2020 through June 30, 2021, contingent upon the Board's adoption of the Fiscal Year 2020-2021 Budget, and authorize Dr. James Richardson, MCAH Director, and the Board Chairperson to sign the Agreement Funding Application (AFA) Policy Compliance and Certification. Motion carried unanimously.
<i>HHS – CA Dept. of Aging Contract</i>	Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve Contract No. AP-2021-16 with the California Department of Aging for regional services to seniors, provided through the Eastern Sierra Area Agency on Aging, in the amount of \$1,004,395 for the period of July 1, 2020 through June 30, 2021, contingent upon the Board's adoption of the Fiscal Year 2020-2021 Budget, and authorize the HHS Director to sign the Standard Agreement, Information Integrity and Security Statement Certification, Contractor Certification Clause, and the California Civil Rights Laws Certification. Motion carried unanimously.
<i>HHS-First 5 – Grant Application Authorization</i>	Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve First 5 Inyo County submitting an application to be the lead agency on First 5 California Home Visiting Coordination Grant Request for Applications (RFA), for the period of July 1, 2020 to June 30, 2022, in order to apply for \$100,000, and authorize the HHS Director to sign the application. Motion carried unanimously.
<i>Public Works – City of Bishop Lease Amendment 1</i>	Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve Amendment No. 1 to the Lease with The City of Bishop for office space at 301 West Line Street, amending the contract to an annual lease with a month to month option to extend through Fiscal Year 2020-2021, with a monthly rent amount of \$3,437.33, contingent upon the Board's adoption of future budgets, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.
<i>Public Works – Cascade Software Systems Sole-Source Payment</i>	Moved by Supervisor Pucci and seconded by Supervisor Griffiths to: A) declare Cascade Software Systems of Montreal, Quebec, Canada a sole-source provider of Web and Mobile Service Request Software; and B) authorize payment to Cascade Software Systems of Montreal, Quebec, Canada in the amount of \$13,300 for Web and Mobile Facilities Service Request Software. Motion carried unanimously.
<i>CAO – Joint Occupancy Agreement Amendment 1</i>	CAO Quilter requested this item be moved to departmental from the Consent Agenda for explanation. He noted that an effort to make additional room in the Historic Courthouse has resulted in the need to amend the Joint Occupancy Agreement with the Judicial Council of California. He said only a draft is currently available, but he did not expect it to change and requested authorization to review the final document in concert with County Counsel and then present to the Board Chair for signature. Moved by Supervisor Griffiths and seconded by Supervisor Tillemans to approve Amendment No. 1 to the Joint Occupancy Agreement (Inyo Historic Courthouse) between the County of Inyo and the Judicial Council of California, to temporarily use and occupy certain space respectively within each other's Exclusive-Use

Areas, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained and a review of the final document by the CAO and County Counsel. Motion carried unanimously.

*CAO – Preliminary  
FY 2020-2021  
Budget*

Moved by Supervisor Tothoroh and seconded by Supervisor Pucci to adopt the modified Fiscal Year 2019-2020 Board Approved Budget as the Preliminary Budget for Fiscal Year 2020-2021 and approve the Fixed Assets as recommended by staff (*4/5ths vote required*). Motion carried unanimously.

*Water Department –  
FY 2020-2021 LORP  
Annual Work Plan*

Moved by Supervisor Tillemans and seconded by Supervisor Tothoroh to approve the 2020-2021 Fiscal Year LORP Annual Work Plan, implementation of which is contingent on approval of the same by the L.A. Board of Water and Power Commissioners. Motion carried unanimously.

*HHS-ESAAA – 4-  
Year Mono Co.  
Agreement  
Amendment  
Ratification*

Moved by Supervisor Tothoroh and seconded by Supervisor Tillemans to ratify and approve Amendment No. 3 to the four-year agreement with the County of Mono for the provision of Eastern Sierra Area Agency on Aging (ESAAA) services to Mono County-eligible residents, in the total amount not to exceed \$144,420 for the period beginning July 1, 2019 through June 30, 2020 and not exceeding the total four-year amount of \$424,912 for the period of July 1, 2016 through June 30, 2020. Motion carried unanimously.

*Public Works – ESA  
Amendment 3  
Ratification*

Moved by Supervisor Griffiths and seconded by Supervisor Tothoroh to ratify and approve Amendment No. 3 to the agreement between the County of Inyo and Environmental Science Associates of Sacramento, CA, modifying the Scope of Work, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.

*Purchasing – Declare  
Property  
Surplus/Authorize  
Transfer*

Moved by Supervisor Pucci and seconded by Supervisor Tothoroh to declare certain property surplus; B) due to the COVID-19 social distancing requirements, forgo a public auction for the Fiscal Year 2019-2020; C) authorize the transfer of county surplus on Wednesday, June 24, 2020, to public agencies per Government Code Section 25365 and to non-profit corporations per Government Code Section 25372 *by appointment only*; and D) allow the destruction of remaining surplus items at an estimated value under \$1,500 (*4/5ths vote required*). Motion carried unanimously.

*HHS/Probation – LP  
Building  
Purchase/Reso#  
2020-27*

HHS Director Marilyn Mann said her department, in partnership with Probation, is looking at developing a South County-based resource center. She said HHS currently leases part of the building, but this action would allow HHS to assume ownership, bring all of its staff into a single location, and make an area available for Probation. Chief Probation Officer Jeff Thomson called the building purchase a great opportunity to increase his department's footprint in Lone Pine and expand some groups and programs to the South County. Chairperson Kingsley said the County has worked to find a location like this for the past couple years, and the move will only improve services to residents. County Counsel Marshall Rudolph explained the action being requested, reviewing the various approvals and authorizations the Board would be making by approving the proposed resolution. Supervisor Griffiths asked whether any tenant improvements would be required in the future. Mann reported that the building is sound and would only require ADA upgrades that are being requested in the FY 2020-2021 Budget. Moved by Supervisor Kingsley and seconded by Supervisor Pucci to adopt proposed Resolution No. 2020-27 titled, "A Resolution of the Board of Supervisors of the County of Inyo, State of California, Approving the Proposed Purchase of Certain Real Property in Lone Pine (APN: 0050680500) and Authorizing and Ratifying the Health and Human Services Director's Signature on an Agreement and Such Other Documents as may be Necessary to Consummate the Purchase and Close Escrow, Including Signing a Certificate of Acceptance," and authorize the Chairperson to sign. Motion carried unanimously.

*Public Works –  
Proposed Streetside  
Ordinance & Reso#  
2020-28*

Moved by Supervisor Griffiths and seconded by Supervisor Tothoroh to: A) read title and waive further reading of the proposed ordinance titled, "An Ordinance of the Board of Supervisors of the County of Inyo, State of California, Adding Chapter 12.20 to the Inyo County Code and Amending Chapter 12.08 of the Inyo County Code," and schedule enactment for 10:30 a.m. July 7, 2020, in the Board of Supervisors Chambers, County Administrative Center, Independence; and B) approve Resolution No. 2020-28, titled, "A Resolution of the Board of Supervisors of the County of Inyo, State of California, Adopting the Inyo County Cost Sharing Policy for the Maintenance of the Streetside Apron," and authorize the Chairperson to sign. Motion carried unanimously.

*Public Comment* Chairperson Kingsley asked the Assistant Clerk of the Board whether there was any public comment emailed for today's meeting for items not calendared on the agenda.

The Assistant Clerk of the Board said nothing had been submitted. Nobody requested to speak to the Board via the "hand-waving" feature on Zoom.

*Board Member and Staff Reports* CAO Quilter said staff may be touching base soon with the Board regarding scheduling a special meeting.

Chairperson Kingsley said he traveled to Southeast Inyo County yesterday and spoke with business owners, who are having a harder time recovering from the COVID-19 shutdown because it is the end of their tourist season, not the beginning.

*Adjournment* Chairperson Kingsley adjourned the meeting at 11:35 a.m. to 8:30 a.m. Tuesday, July 7, 2020 in the County Administrative Center in Independence.

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Chairperson, Inyo County Board of Supervisors

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

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