

MINUTES



County of Inyo Board of Supervisors

July 6, 2021

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 8:38 a.m., on July 6, 2021, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present in person and broadcasting over webinar per California Governor Executive Order N-25-20: Chairperson Jeff Griffiths, presiding, Dan Tothoroh, Rick Pucci, Jennifer Roeser, and Matt Kingsley. Also present: County Administrative Officer Clint Quilter, Assistant Clerk of the Board Darcy Ellis, and County Counsel Marshall Rudolph.

Public Comment

Chairperson Griffiths asked if there was any public comment pending for items not calendared on the agenda.

There were no letters submitted for items not calendared on the agenda, and nobody requested to speak via Zoom.

Closed Session

Chairperson Griffiths recessed open session at 8:39 a.m. to convene in closed session with all Board members present to discuss the following item(s): No. 2 **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; No. 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); and *In Re Purdue Pharma, L.P., et al.*, Case No. 19-23649 (RDD) (Bankr. S.D.N.Y.); and No. 4 **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 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 Griffiths recessed closed session and reconvened the meeting in open session at 10:03 a.m. with all Board members present.

Pledge of Allegiance

Assistant Clerk of the Board Ellis 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 Griffiths asked if there was any public comment pending for items not calendared on the agenda.

Supervisor Pucci announced that Air Force Colonel Robert "Bob" Waggoner, a U.S. war hero and friend, had recently passed. He noted that Col. Waggoner was shot down over North Vietnam on September 12, 1966 while flying his 25th mission, and was subsequently held as a prisoner of war for six-and-a-half years. Supervisor Pucci said he would like to honor this hero and his family by requesting today's meeting be adjourned in his memory.

Harold McDonald thanked the County for the presentation to the Board by HHS and IMACA on

homelessness issues and resources. He said the presentation showed a large portion of the local homeless population live in their cars, thus highlighting the real need for a safe parking project. He asked that the Board regularly update the public on efforts to bring such a project to fruition.

Supervisor Kingsley acknowledged the recent passing of Harry Williams, a local water and environmental advocate. He said Mr. Williams was very passionate about many issues and on a personal level was a great guy. Supervisor Kingsley also noted it feels good to be back in the Board Room after almost a year-and-a-half of Zoom meetings. Supervisors Griffiths and Pucci echoed the sentiments about Mr. Williams.

County Department Reports

Clerk-Recorder-Registrar of Voters Danielle Sexton reported that the State has set the gubernatorial recall election for September 14; the new Clerk-Recorder software system is up and running; and the office is open again to the public as of July 1.

Public Works Director Mike Errante announced that the County has commenced the lease for the Consolidated Office Building and staff will be moving in as of today. He also reported the North Round Valley Bridge Project started last week.

Introductions

The following new employees were introduced to the Board: Sandra Facincani, Child Support Officer, Child Support Services; and Daniela Alvarado, Office Clerk III, HHS.

COVID-19 Staff Update

The Board heard staff's weekly update on the local COVID-19 response, including new cases, ongoing testing, and continued vaccination efforts, as well as state and national response efforts and trends.

Child Support Services – Media Solutions Sole-Source P.O.

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to: A) declare Media Solutions of Sacramento, CA a sole-source provider of digital advertising; and B) authorize issuance of a purchase order in the amount of \$30,000 payable to Media Solutions of Sacramento, CA for the provision of four-week webinar series and video promotion for Child Support Awareness Month 2021. Motion carried unanimously.

Clerk of the Board – Fish & Wildlife Commission Appointment

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to appoint Ms. Gaye Mueller to an unexpired four-year term on the Inyo Fish & Wildlife Commission ending October 6, 2021. Motion carried unanimously.

Information Services – Annual ONESolution Invoice

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to authorize the annual payment for the agreement between Superior LLC and the County of Inyo for Cash Receipting Maintenance and OS Support Maintenance, MKSSQL Support for the ONESolution Enterprise Finance, Database Management, Micro Focus Server Maintenance and Accounting System, in an amount not exceed \$52,000.00 for the period of July 1, 2021 through June 30, 2022, contingent upon the Board's adoption of the Fiscal Year 2021-2022 Budget. Motion carried unanimously.

Motor Pool – Inyo-Mono Body Shop Sole-Source P.O.

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to: A) declare Inyo Mono Body Shop of Bishop, CA a sole-source provider of an emergency body repair of 2 Sheriff vehicles; and B) authorize the issuance of a purchase order in an amount not to exceed \$14,029.93, payable to Inyo Mono Body Shop of Bishop, CA. Motion carried unanimously.

Personnel – Side Letter with ICPPOA

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to approve the side letter with Inyo County Probation Peace Officer Association and the County of Inyo, effective July 8, 2021, and authorize the Chairperson to sign. Motion carried unanimously.

Personnel – Reso # 2021-37 (Non-Rep) and Reso # 2021-28 (Management)

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to approve and authorize the Chairperson to sign: A) Resolution No. 2021-37 titled, "A Resolution of the Board of Supervisors, County of Inyo, State of California, Setting Salary and Other Terms and Conditions of Employment for Non-Represented Employees Employed in the Several Offices or Institutions of the County of Inyo, Which Shall Supersede Any Prior Resolutions Pertaining to That Subject to the Extent They Are Inconsistent;" and B) Resolution No. 2021-38, titled, "A Resolution of the Board of Supervisors, County of Inyo, State of California, Setting Salary and Other Terms and Conditions of Employment for Management Employees Employed in the

Several Offices or Institutions of the County of Inyo, Which Shall Supersede any Prior Resolutions Pertaining to that Subject to the Extent They Are Inconsistent." Motion carried unanimously.

*Personnel –
Atkinson, Andelson
et al Contract*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci 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, 2021 through June 30, 2022, contingent upon the Board's adoption of the Fiscal Year 2021-2022 Budget, and authorize the Chairperson to sign the contract and HIPPA Business Associate Agreement, contingent upon all appropriate signatures being obtained. Motion carried unanimously.

*Risk Management –
FY 21-22
CSAC Dues*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to approve the payment of Fiscal Year 2021-2022 California State Association of Counties (CSAC) dues in the amount of \$13,411, contingent upon adoption of the Fiscal Year 2021-2022 Budget. Motion carried unanimously.

*HHS – HMA Unspent
Grant Funds
Payment*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to approve a payment to Health Management Associates, Inc. (HMA) in the amount of \$21,498.89 for unspent grant funds used to expand access to Medical Assisted Treatment in County criminal justice settings. Motion carried unanimously.

*Public Works – HSIP
Centerline Striping
Project Plans &
Specs*

Moved by Supervisor Kingsley and seconded by Supervisor Pucci to approve the plans and specifications for the HSIP Centerline Striping Project and authorize the Public Works Director to advertise the project. Motion carried unanimously.

*Water Department –
FY 21-22 LORP
Work Plan*

Moved by Supervisor Kingsley and seconded by Supervisor Roeser to approve the 2021-2022 Fiscal Year Lower Owens River Project Annual Work Plan, implementation of which is contingent on approval by the L.A. Board of Water and Power Commissioners. Motion carried unanimously.

*Ag Commissioner –
Federal Weekly
Hours Standard for
Sheepherders/Reso
2021-39*

Ag Commissioner Nate Reade presented a resolution urging adoption of the Federal Weekly Hours Standard for California sheepherders. Supervisor Roeser asked that something be added to note the environmental benefits of sheep and goat grazing. The Chair postponed the item and directed Mr. Reade to present a revised letter later in the meeting.

*Public Works – CSA2
Appointments*

Moved by Supervisor Totheroh and seconded by Supervisor Pucci to reappoint Mr. Scott McKenzie and Mr. David Tanksley to the County Service Area No. 2 Advisory Committee, each to four-year terms ending July 6, 2025. Motion carried unanimously 4-0, with Supervisor Kingsley out of the room at the time of the vote.

*HHS-Behavioral
Health – Bakersfield
Recovery Contract*

Moved by Supervisor Totheroh and seconded by Supervisor Pucci to ratify and approve the agreement between the County of Inyo and Bakersfield Recovery Services, Inc. of Bakersfield, CA for the provision of residential alcohol and drug treatment services in an amount not to exceed \$25,000 for the period of July 1, 2021 through June 30, 2022, contingent upon the Board's approval of the Fiscal Year 2021-2022 Budget, and authorize the Chairperson to sign contract and QSO/BA Agreement, contingent upon all appropriate signatures being obtained. Motion carried unanimously.

*HHS-Fiscal –
FY 21-22 CDA
Contract*

Moved by Supervisor Kingsley and seconded by Supervisor Roeser to ratify and approve a contract with the California Department of Aging for regional services to seniors, provided through the Eastern Sierra Area Agency on Aging, in the amount of \$1,134,754.00 for the period of July 1, 2021 through June 30, 2022, contingent upon the Board's adoption of the Fiscal Year 2021-2022 budget, and authorize the HHS Director to sign the Standard Agreement (STD 213), Information Integrity and Security Statement Certification, Contractor Certification Clause, and the California Civil Rights Laws Certification. Motion carried unanimously.

Environmental Health

Moved by Supervisor Totheroh and seconded by Supervisor Pucci to ratify and approve Amendment No. 1 to the contract between the County of Inyo and the California Association of

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| <i>– CAEHA Amendment 1</i> | Environmental Health Administrators (CAEHA), extending the contract end date to December 31, 2021 and increasing the contract by \$60,000 for a total not-to-exceed amount of \$140,000, contingent upon the Board's approval of the Fiscal Year 2021-2022 Budget, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously. |
| <i>Ag Commissioner – Federal Weekly Hours Standard for Shepherders/Reso # 2021-39</i> | Ag Commissioner Nate Reade presented the revised resolution for the Board's consideration. Moved by Supervisor Roeser and seconded by Supervisor Pucci to approve as amended Resolution No. 2021-39, titled, "A Resolution of the Board of Supervisors, County of Inyo, State of California, Urging Adoption of the Federal Weekly Hours Standard for Shepherders in California," and authorize the Chairperson to sign. Motion carried unanimously. |
| <i>Public Works – Sierra Employment Services Amendment 1</i> | Moved by Supervisor Kingsley and seconded by Supervisor Totheroh to ratify and approve Amendment No. 1 to the agreement between the County of Inyo and Sierra Employment Services, Inc., extending the term date through September 30, 2021 and increasing the contract by \$10,000 for a total not-to-exceed amount of \$30,000, contingent upon the Board's adoption of Fiscal Year 2021-2022 Budget, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously. |
| <i>Recycling & Waste – Geo-Logic Associates Contract</i> | Moved by Supervisor Kingsley and seconded by Supervisor Pucci to ratify and approve the contract between the County of Inyo and Geo-Logic Associates, Inc. for Solid Waste Engineering Services, with a term of three (3) years from July 1, 2021 to June 30, 2024, with two optional one-year extensions, for a five-year not-to-exceed amount of \$766,959.00, contingent upon the Board's adoption of future budgets; and B) authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously. |
| <i>Recycling & Waste – TEAM Engineering Contract</i> | Moved by Supervisor Pucci and seconded by Supervisor Totheroh to ratify and approve the contract between the County of Inyo and TEAM Engineering & Management, Inc. of Bishop, CA for the provision of Landfill Monitoring & Reporting Services for the period of July 1, 2021 through June 30, 2024 (with the two one-year extensions), in an amount not to exceed \$913,309 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. |
| <i>Personnel – Leslie Chapman Contract Amendment 1</i> | Moved by Supervisor Totheroh and seconded by Supervisor Roeser to approve Amendment No. 1 to the contract between the County of Inyo and Leslie Chapman for provision of professional services as Assistant County Administrator at a monthly salary of \$12,365, effective July 8, 2021, and authorize the County Administrator to sign. Motion carried unanimously. |
| <i>County Counsel – Compensation Waiving Policy</i> | Moved by Supervisor Kingsley and seconded by Supervisor Roeser to consider and potentially approve proposed "Inyo County Policy Regarding Officers and Employees Waiving Compensation," and provide any desired direction to staff. Motion carried unanimously. |
| <i>Clerk of the Board – Approval of Minutes</i> | Moved by Supervisor Pucci and seconded by Supervisor Totheroh to approve the minutes of the regular Board of Supervisors meetings of June 1, June 8, and June 15, 2021, and the special meeting of June 29, 2021. Motion carried unanimously. |
| <i>Correspondence- Action – Millpond Closure</i> | Moved by Supervisor Kingsley and seconded by Supervisor Pucci to approve Inyo Council for the Arts' request to close Millpond Recreation Area to the public from 8 a.m. Friday, September 17, 2021 through 8 p.m. Sunday, September 19, 2021 in order to accommodate the 29th Annual Millpond Music Festival. Motion carried unanimously 4-0, with Chairperson Griffiths recused. |
| <i>Public Comment</i> | The Chairperson solicited public comment for the final public comment period. The Assistant Clerk of the Board did not receive any emailed comments and nobody requested to speak to the Board via the "hand-waving" feature on Zoom. |
| <i>Board Member and Staff Reports</i> | Supervisor Totheroh reported attending meetings of the Great Basin Unified Air Pollution Control District Board and Eastern Sierra Area Agency on Aging Advisory Committee. |

Chairperson Griffiths reported having meetings every day during the recent break, including meetings of the City of Bishop-County of Inyo Liaison Committee, First 5, IMACA, and Eastern Sierra Transit Authority. He also reported on touring the new Consolidated Office Building and attending RCRC events in Mammoth, the memorial service for Skandar Reid, and veterans housing meeting.

Supervisor Pucci reported that the guidelines for safe parking sites provided by IMACA have been helpful as supervisors respond to location ideas from constituents. He also thanked the Bishop Volunteer Fire Department for a great July 4 show.

Supervisor Roeser reported attending meetings of the Great Basin Unified Air Pollution Control District and First 5. She also thanked all of the volunteers who put together the July 4 celebrations in Big Pine and Independence.

Supervisor Kingsley reported attending the RCRC events in Mammoth. He also thanked Information Services Director Scott Armstrong and Senior Budget Analyst Denelle Carrington with helping get the Board members situated with their computers for the first in-person meeting in a year and a half. He said he appreciated being able to still broadcast the meetings over Zoom.

Adjournment

Chairperson Griffiths adjourned the meeting in memory of Air Force Colonel Robert "Bob" Waggoner at 11:55 a.m. to 8:30 a.m. Tuesday, July 20, 2021 in the County Administrative Center in Independence.

Chairperson, Inyo County Board of Supervisors

*Attest: LESLIE CHAPMAN
Clerk of the Board*

by: _____
Darcy Ellis, Assistant