

Agenda



County of Inyo Board of Supervisors

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

NOTICE TO THE PUBLIC: This meeting is accessible to the public both in person and via Zoom webinar. Individual Board members may participate remotely in accordance with applicable open meeting law requirements. In-person meetings will be conducted in accordance with local and State Department of Public Health orders and guidance and requirements of the California Division of Occupational Safety and Health (CalOSHA).

The Zoom webinar is accessible to the public at <https://zoom.us/j/868254781>. 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 unable to attend the Board meeting in person who wishes 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.

August 2, 2022 - 8:30 A.M.

1. **PUBLIC COMMENT ON CLOSED SESSION ITEM(S)** (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** – Name of case: *Inyo County v. Los Angeles Department of Water and Power*, Kern County Superior Court 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** – Name of case: *California v. Noeldner, Inyo County*, No. ICSI-CV-2020-65576.
4. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION – Pursuant to Government Code §54957** – Title: Water Director.
5. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION – Pursuant to Government Code §54957** – Title: County Administrator.

6. **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 Leslie Chapman, Assistant County Administrators Sue Dishion and Meaghan McCamman, Deputy Personnel Director Keri Oney, County Counsel John-Carl Vallejo, Health and Human Services Director Marilyn Mann, and Chief Probation Officer Jeff Thomson.

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.
7. **PLEDGE OF ALLEGIANCE**
 8. **REPORT ON CLOSED SESSION AS REQUIRED BY LAW**
 9. **PUBLIC COMMENT** (Comments may be time-limited)
 10. **COUNTY DEPARTMENT REPORTS**
 11. **PROCLAMATION** - Request Board approve a proclamation declaring August 2022 as Child Support Awareness Month in Inyo County.

CONSENT AGENDA (Items that are considered routine and are approved in a single motion; approval recommended by the County Administrator)

12. **Agricultural Commissioner - ESWMA** - Request Board: A) declare Ford F450 truck, VIN 1FDXF47R88EB95204/Asset No. 8524, and Utility Bed as surplus; B) authorize Motor Pool to offer the vehicle for sale utilizing the Public Surplus auction site; and C) authorize Motor Pool to utilize either the previously approved consignment auction agreement with Enterprise Fleet Management or another auctioneer for the removal and sale of vehicle if it remains unsold after the Public Surplus process.
13. **County Administrator - Motor Pool** - Request Board authorize issuance of blanket purchase orders for vehicle maintenance and purchase of tires for Motor Pool, contingent upon the adoption of the Fiscal Year 2022-2023 Budget, to Bishop Automotive, \$90,000; and Mr. K's, \$40,000.
14. **County Administrator - Risk Management** - Request Board approve proposed Ordinance 1282, titled, "An Ordinance of the Board of Supervisors of the County of Inyo, State of California, Amending Section 12.18.100 of the Inyo County Code Pertaining to Insurance Requirements."
15. **County Counsel** - Request Board approve proposed Ordinance 1283, titled, "An Ordinance of the Board of Supervisors, County of Inyo, State of California, Repealing Section 18.78.350 of the Inyo County Code."
16. **Planning Department** - Request Board authorize the Chair to sign the Memorandum of Understanding between the Bureau of Land Management (BLM), and Inyo County regarding the National Environmental Protection Act process for the Southern California Edison Silver Peak Transmission project and the County Administrative Officer to sign the letter of acceptance to participate.

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

17. **County Counsel** - Request Board:
 - A) Consider and potentially approve proposed Resolution No. 2022-26 calling an election to present to the voters a proposed Ordinance amending Chapter 3.20 of the Inyo County Code to authorize collection of Transient Occupancy Tax on all short-term rental activities located within the unincorporated area of the County and ordering consolidation of said election with the consolidated general election called for November 8, 2022 (*4/5ths vote required*); and
 - B) Introduce and waive further reading of proposed Ordinance 1284, amending Chapter 3.20 of the Inyo County Code to authorize collection of a Transient Occupancy Tax on all short-term rental activities located within the unincorporated area of the County, subject to voter approval; and
 - C) Direct staff to amend the ordinance for adoption at the Board's next regularly-scheduled meeting after the November 8, 2022, election, or as soon thereafter as possible, if the Transient Occupancy Tax Equal Share Act is approved by a majority of the voters.

18. **County Counsel** - Request Board:
 - A) Waive further reading of proposed Ordinance 1285, titled, "An Ordinance of the Board of Supervisors, County of Inyo, State of California, Repealing and Replacing Title VI of the Inyo County Code Related to Purchasing," and schedule enactment for August 9, 2022 in the Board of Supervisors Chambers, County Administrative Center, Independence; and
 - B) Approve Resolution No. 2022-27, titled, "A Resolution of the Board of Supervisors, County of Inyo, State of California, Amending the Inyo County Purchasing Policy," and authorize the Chairperson to sign.

19. **County Administrator - Emergency Services** - Request Board waive further reading of proposed Ordinance 1286 titled, "An Ordinance of the Board of Supervisors, County of Inyo, State of California, Amending Inyo County Code Section 18.78.190 and Adding Chapter 18.83 to the Inyo County Code to Permit the Habitation of Temporary Emergency Dwellings After a Disaster," and schedule enactment for August 9, 2022 in the Board of Supervisors Chambers, County Administrative Center, Independence.

20. **Public Works** - Request Board approve the license agreement between the County of Inyo and Skydive Yosemite DBA Skydive Mount Whitney of Mariposa, CA for the non-exclusive use of the Lone Pine/Death Valley Airport for conducting skydiving activities for the period of March 1, 2022 through June 30, 2023, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained.

21. **Clerk of the Board** - Request Board approve the minutes of the regular Board of Supervisors meeting of July 19, 2022.

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

- 11 A.M.**
22. **County Administrator** - Request Board approve the staff recommendation to negotiate a Memorandum of Understanding with the Sierra Business Council to operate the Small Business Resource Center at 269 N. Main St., Bishop and implement the SBRC Business Plan developed by AccompanyCo; and bring the MOU back to the Board for final approval.

- 11:30 A.M. 23. **Great Basin Unified Air Pollution Control District** - Request Board receive presentation on wildfire smoke monitoring from Great Basin Unified Air Pollution Control District.
- 1 P.M. 24. **Environmental Health** - Request Board: A) conduct workshop on Micro-Enterprise Home Kitchen Operations (MEHKO); and B) provide any follow-up direction to staff as necessary.

CORRESPONDENCE - ACTION

25. **Inyo Council for the Arts** - Request Board authorize closure of the Millpond Recreation Area to the public from 2 p.m. Thursday, September 15, 2022 through 12 p.m. Monday, September 19, 2022, to accommodate the 30th Annual Millpond Music Festival.

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

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

BOARD MEMBERS AND STAFF REPORTS

CORRESPONDENCE - INFORMATIONAL

27. **Auditor-Controller** - Actual count of money in the hands of the Treasurer made on July 20, 2022, in accordance with Section 2690 of Government Code.