

MINUTES



County of Inyo Board of Supervisors

May 10, 2022

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 May 10, 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, and Jennifer Roeser. Absent: Matt Kingsley. Also present: County Administrator Leslie Chapman, Assistant Clerk of the Board Darcy Ellis, and County Counsel John-Carl Vallejo.

Public Comment

The Chairperson asked for public comment related to Closed Session items and no one requested to speak. It was later discovered that there was no outgoing volume during this portion of the meeting and there were two individuals who had wanted to speak on Closed Session item #3: Sally Manning and Daris Moxley. Ms. Manning later submitted her comment via email, and Ms. Moxley made her comment during the first regular public comment period.

Closed Session

Chairperson Totheroh recessed open session at 8:31 a.m. to convene in closed session with all Board members in attendance – including Supervisor Kingsley who was absent for the rest of the meeting – 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 – Names of cases: *The City of Los Angeles, acting by and through its Department of Water and Power v. County of Inyo*, Kern County Superior Court Case No. BCV-18-101513- KCT; *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 – ANTICIPATED LITIGATION** – Significant exposure to potential litigation pursuant to paragraph (2) of subdivision (d) of Government Code §54956.9: one potential case. Circumstances: LADWP threat to challenge Inyo County's decision on the request to reduce irrigation water deliveries. (Supervisor Roeser recused herself from Item #3.)

Open Session

Chairperson Totheroh recessed closed session and reconvened the meeting in open session at 10:00 a.m. with Board member Kingsley absent and all others present.

Pledge of Allegiance

County Administrator Leslie Chapman led the Pledge of Allegiance.

Report on Closed Session

County Counsel Vallejo reported that only Supervisors Griffiths, Totheroh, Kingsley, and Pucci participated in discussions of Item #3. He said 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.

Public comments were made by Lauralyn Hundley, Wes French, Daris Moxley, and Jennifer Roeser.

County Department Reports

HHS Director Marilyn Mann provided the Board with an update and a handout from the State Department of Public Health on isolation and quarantine guidance, noting that Inyo County rescinded its isolation and quarantine health order last week. She also provided an update on the Continuum of Care.

Environmental Health Director Jerry Oser updated the Board on changes to the Public Resources Code and the Retail Food Code.

*CAO-Info Services –
Dell P.O.*

Moved by Supervisor Pucci and seconded by Supervisor Roeser to waive the competitive bidding requirement and authorize a purchase order in an amount not to exceed \$16,331.41, payable to Dell, Inc., of Round Rock, TX, for the purchase of 3 Microsoft (MS) Windows Server Datacenter licenses under the County's current MS Enterprise Agreement as an Affiliate Customer under the terms of the Riverside Agreement #8084445 with Microsoft. Motion carried unanimously 4-0, with Supervisor Kingsley absent.

*HHS-
Behavioral Health –
5150 Holds/Reso#
2022-16*

Moved by Supervisor Pucci and seconded by Supervisor Roeser to approve Resolution No. 2022-16, titled, "A Resolution of the Board of Supervisors, County of Inyo, State of California, Designating Certain Individuals as Professional Persons who are Authorized to Place Someone under a 72-hour 5150 Hold," and authorize the Chairperson to sign. Motion carried unanimously 4-0, with Supervisor Kingsley absent.

*Probation –
Siemens Contract
Amendment No. 3*

Moved by Supervisor Pucci and seconded by Supervisor Roeser to approve Amendment No. 3 to the agreement between the County of Inyo and Siemens Industry, Inc. of Fresno, CA to extend the agreement from July 1, 2022 to June 30, 2023, contingent upon the Board's approval of the Fiscal Year 2022-2023 Budget, and authorize the Chairperson to sign. Motion carried unanimously 4-0, with Supervisor Kingsley absent.

*Probation –
Tulare County Contract
Amendment No. 30192*

Moved by Supervisor Pucci and seconded by Supervisor Roeser to approve Amendment No. 30192 to the agreement between the County of Inyo and Tulare County and extend the agreement to July 1, 2022 through June 30, 2023, contingent upon the Board's approval of the Fiscal Year 2022-2023 budget, and authorize the Chairperson to sign. Motion carried unanimously 4-0, with Supervisor Kingsley absent.

*Probation –
El Dorado County
Modified Contract*

Moved by Supervisor Pucci and seconded by Supervisor Roeser to approve the modified agreement between the County of Inyo and the County of El Dorado to increase the daily rate per youth placed at El Dorado Juvenile Detention Facilities to \$350.00 for non-reserved beds, \$400.00 for Commitment Programming, and \$475.00 for Secure Track Programming, contingent upon the Board's approval of future fiscal year budgets, and authorize the Chairperson and Chief Probation Officer to sign. Motion carried unanimously 4-0, with Supervisor Kingsley absent.

*Probation –
Noble Software Group
Amendment No. 7*

Moved by Supervisor Pucci and seconded by Supervisor Roeser to approve Amendment No. 7 to the agreement between the County of Inyo and Noble Software Group, LLC. of Redding, CA to extend the agreement from July 1, 2022 to June 30, 2023 with the cost of \$6,004.95 for the annual hosting fee (up to 19 Users) and \$800 for quality assurance (IRR Site Access, 8 Users), and to remove Section 23 and add Section 22.5 to the agreement, contingent upon the Board's approval of the Fiscal Year 2022-2023 Budget, and authorize the Chairperson to sign. Motion carried unanimously 4-0, with Supervisor Kingsley absent.

*Public Works –
Resolution No. 2022-17
Terminal Expansion
Project*

Moved by Supervisor Pucci and seconded by Supervisor Roeser to approve Resolution No. 2022-17, titled, "A Resolution of the Board of Supervisors of the County of Inyo, State of California Authorizing the Recording of the Notice of Completion for the Terminal Expansion Project at the Bishop Airport," and authorize the Chairperson to sign. Motion carried unanimously 4-0, with Supervisor Kingsley absent.

*Public Works –
CALTRANS
Contract No.
X22-5948(103)*

Moved by Supervisor Pucci and seconded by Supervisor Roeser to approve the Fiscal Year 2021-2022 Federal Apportionment Program Federal Exchange and State Match Program, Agreement No. X22-5948(103), between the County of Inyo and the California Department of Transportation in the amount of \$673,353 plus a State match of \$100,000 for a total not to exceed amount of \$773,353, and authorize the Chairperson to sign. Motion carried unanimously 4-0, with Supervisor Kingsley absent.

*Public Works-Recycling
& Waste Management
Amendment No. 1*

Moved by Supervisor Pucci and seconded by Supervisor Roeser to: A) Approve and ratify Amendment No. 1 to the contract between the County of Inyo and TEAM Engineering & Management Inc. of Bishop, CA to: 1. Change the name of TEAM Engineering &

TEAM Contract Management Inc. to TEAM Environmental Inc.; 2. Add a subcontractor to the agreement, WOOD Environmental & Infrastructure Solutions, Inc.; and 3. Increase the not-to-exceed amount from \$913,309 to \$968,309 contingent upon the Board’s approval of future budgets; and B) Authorize the Chairperson to sign. Motion carried unanimously 4-0, with Supervisor Kingsley absent.

Public Works-Road Dept – Newman Signs, Inc. Bid No. RD22-02 Moved by Supervisor Pucci and seconded by Supervisor Roeser to: A) declare Newman Signs, Inc. of Jamestown, ND the successful bidder for assorted road signs per Bid No. RD22-02; and B) authorize the purchase of assorted road signs from Newman Signs in an amount not to exceed \$19,971.35. Motion carried unanimously 4-0, with Supervisor Kingsley absent.

Sheriff – Richard Eyer Animal Shelter Donation Moved by Supervisor Pucci and seconded by Supervisor Roeser, pursuant to Inyo County Code Section 6.26.020, to accept a donation of Animal Shelter dog play yard fencing from Richard Eyer on behalf of the County. Motion carried unanimously 4-0, with Supervisor Kingsley absent.

Water Dept. – Direction for Standing Committee Reps Supervisor Roeser recused at the start of the agenda item at 10:24 a.m. as she is an LADWP lessee with water allotments.

Water Department Director Dr. Aaron Steinwand presented and reviewed the agenda for the May 12, 2022 Standing Committee meeting, noting that Item #6 could be controversial.

Public comment was made by Sally Manning.

With regards to Item #6, the Board agreed that prior to Inyo agreeing to a reduction in allotments, LADWP should have a plan in place for reducing water usage in Los Angeles. County Counsel Vallejo Board members noted the importance of our representatives voicing this clearly and clarified that the Board recommended suggesting a reduction in outdoor water use in the L.A. City limits substantially similar to the reduction imposed by the Metropolitan Water District. With regard to agenda item #5, Supervisor Griffiths requested the Board’s Standing Committee representatives reiterate the County’s stance on LADWP’s draft pumping plan and make it clear that dispute resolution is an option for the County.

The Board took additional public comment from Jon Klusmire and Sally Manning, who both noted that the City of L.A. announced this morning it will be restricting outdoor water use to two days a week.

There was discussion about prioritizing water savings at the Fish Springs Fish Hatchery. Supervisor Griffiths suggested and the Board agreed that its Standing Committee representatives should obtain a political agreement from LADWP that it will meet its deadlines for the project involving regulating the flows on hatchery pumps.

Supervisor Roeser returned to the meeting at the conclusion of this agenda item at 11:02 a.m.

HHS-ESAAA – Amending Authorized Strength Moved by Supervisor Griffiths and seconded by Supervisor Roeser to amend the Authorized Strength in Behavioral Health by deleting three (3) A-Par Program Services Assistant (PSA) I-III positions and adding two (2) B-Par PSA I-III positions at Range 46 (\$16.25-\$19.84), Range 48 (\$17.11-\$20.72), or Range 50 (\$17.85-\$21.71). Motion carried unanimously 4-0, with Supervisor Kingsley absent.

Public Works – Engineering Assistant II Moved by Supervisor Griffiths and seconded by Supervisor Roeser to authorize the filling of the vacant Engineering Assistant II at a Step E. Motion carried unanimously 4-0, with Supervisor Kingsley absent.

Clerk of the Board – Approval of Minutes Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve the minutes of the regular Board of Supervisors meeting of May 3, 2022. Motion carried unanimously 4-0, with Supervisor Kingsley absent.

Public Comment

Chairperson Totheroh asked for public comment on items not calendared on the agenda and no comments were heard.

Board Member and Staff Reports

Supervisor Roeser said she attended a Great Basin Air Pollution Control Board meeting last week.

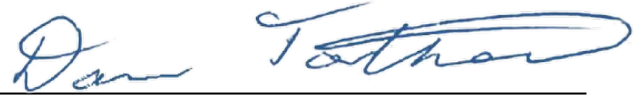
Supervisor Pucci reported attending the CalTrans memorial.

Supervisor Totheroh reported that he will be attending the Behavioral Health Advisory Board meeting on Wednesday and the Eastern Sierra Transportation Authority meeting Friday.

Supervisor Griffiths said he had attended and spoke at the Caltrans memorial, attended the Cerro Coso Community College graduation, volunteered at the Choo-Choo Swap Meet, and attended the Bishop City Council meeting.

Adjournment

Chairperson Totheroh adjourned the meeting at 11:12 a.m., to 8:30 a.m. Tuesday, May 17, 2022, in the County Administrative Center in Independence.



Chairperson, Inyo County Board of Supervisors

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

by: 
Darcy Ellis, Assistant