

MINUTES



County of Inyo Board of Supervisors

November 1, 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 November 1, 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* Vice Chairperson Roeser asked if there was any public comment pending for items not calendared on the agenda and there was none.
- 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 Public Employee Performance Evaluation – Pursuant to Government Code §54957** – Title: Agricultural Commissioner; **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 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; and **No. 5 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 10:02 a.m. with all Board members present except Supervisor Totheroh.
- Pledge of Allegiance* Supervisor Griffiths 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.
- Presentation – Friends of the Lone Pine Airport* Board received a presentation from Anna Montgomery of Friends of the Lone Pine Airport on the recent Third Annual Lone Pine Backcountry Fly-in, as well as the current activities of the non-profit group.
- Public Comment* Vice Chairperson Roeser asked if there was any public comment pending for items not calendared on the agenda.
- Public comment was received from Lauralynn Hundley.
- County Department Reports* HHS Director Marilyn Mann said that October 24-27, the local volunteer group known as "Everyone Can Honor Other Ethnicities" or "ECHOE," helped sponsor the Mexican Consulate in Bishop and gave an update on flu and COVID shot clinics throughout the County.

Public Works Director Mike Errante thanked Independence Fire Chief Joe Cappello for an

expedient response to the fire at the Commander's House last Thursday and noted that there will be a Caltrans sponsored free dump day at Bishop landfill and the Big Pine transfer station this upcoming Saturday.

CAO-Emergency Services – Discontinue Local Emergency/Fairview Fire

Moved by Supervisor Pucci and seconded by Supervisor Kingsley to discuss and consider staff's recommendation to terminate the local emergency that was proclaimed in response to the Fairview Fire in July 2022. Motion carried 4-0, with Supervisor Totheroh absent.

CAO-Emergency Services – Continue Local Emergency/Death Valley Flash Floods

Moved by Supervisor Pucci and seconded by Supervisor Kingsley to discuss and consider staff's recommendation to continue the local emergency proclaimed in response to flash flooding in Death Valley National Park in August 2022. Motion carried 4-0, with Supervisor Totheroh absent.

CAO-Emergency Services – Continue Local Emergency/South County Flash Floods

Moved by Supervisor Pucci and seconded by Supervisor Kingsley to discuss and consider staff's recommendation to continue the local emergency proclaimed in response to flash flooding due to Tropical Storm Kay in South County in September 2022. Motion carried 4-0, with Supervisor Totheroh absent.

CAO-Emergency Services – Continue Local Emergency/"Here It Comes Emergency"

Moved by Supervisor Pucci and seconded by Supervisor Kingsley to discuss and consider staff's recommendation to continue the local emergency known as the "Here It Comes Emergency" that was proclaimed in anticipation of run-off conditions from near record snowpack in 2017 posing extreme peril to the safety of property and persons in Inyo County. Motion carried 4-0, with Supervisor Totheroh absent.

County Counsel – AB 361 Status

Moved by Supervisor Pucci and seconded by Supervisor Kingsley to adopt findings pursuant to AB 361 that: A) the Board reconsidered the circumstances of the existing State of Emergency issued on March 4, 2020, in response to the COVID-19 pandemic; and B) local officials continue to recommend measures to promote social distancing, and/or the state of emergency continues to directly impact the ability of the members to meet safely in person. Motion carried 4-0, with Supervisor Totheroh absent.

Public Works – General Services Administration Lease Agreement

Moved by Supervisor Pucci and seconded by Supervisor Kingsley to ratify and approve the lease agreement between the County of Inyo and the General Services Administration for the real property described as Room 104 in the Airport Annex Building at 703 Airport Rd., in an amount not to exceed \$180 per month for the period of May 15, 2022 through May 14, 2027, and authorize the Public Works Director to sign, contingent upon all appropriate signatures being obtained. Motion carried 4-0, with Supervisor Totheroh absent.

Public Works- Road Department – Dump Truck Purchase

Moved by Supervisor Pucci and seconded by Supervisor Kingsley to authorize the purchase of one (1) new 2024 Freightliner dump truck from PB Loader Corporation of Fresno, CA in an amount not to exceed \$204,279.95. Motion carried 4-0, with Supervisor Totheroh absent.

Sheriff – HSGP 2022 Grant Application Submittal

Moved by Supervisor Pucci and seconded by Supervisor Kingsley to A) approve the submittal of the Federal Fiscal Year 2022 HSGP Application and authorize the County Administrator, as the designated Authorized Agent, to sign the grant application, as well as any and all accompanying documents, by approving the "Governing Board Resolution;" and B) authorize the Chairperson to sign the addendum letter. Motion carried 4-0, with Supervisor Totheroh absent.

Public Works – Armstrong Consultants Master Services Agreement

Ashley Helms introduced the following members of the Armstrong Consultants team to the Board: Director of Planning Justin Pietz, Director of Engineering Chris Nocks, and Reno Office Manager Mike Dikun.

Public comment was made by Linda Chapman.

Moved by Supervisor Griffiths and seconded by Supervisor Pucci to approve the master services agreement between the County of Inyo and Armstrong Consultants of Grand Junction, CO for the provision of Airport Planning, Engineering and Architectural Services in an amount not to exceed \$10,000 for the period of November 1, 2022 through October 31, 2027, contingent upon the Board's approval of future budgets, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried 4-0, with Supervisor Totheroh absent.

*Public Works –
American Asphalt
Contract Change
Orders &
Grandview/Knight
Manor Slurry Project
N.O.C./
Reso #2022-44*

Item 18 – a request for the Board to approve a resolution authorizing the filing of a Notice of Completion for the Grandview/Knight Manor Slurry Project – was pulled from the Consent Calendar and moved to the Regular Agenda so it could be approved after Item 21 – a request for the Board to approve change orders for the same project. Public Works Director Mike Errante suggested the Board combine both items for approval. Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to: A) Amend the Fiscal Year 2022-2023 Road Budget (034600) by increasing appropriation in Construction In Progress (5700) by \$43,968.00 (4/5ths vote required); B) Approve Change Orders 1 & 2 to the contract between the County of Inyo and American Asphalt South Inc. of Riverside CA, that increase the contract to an amount not to exceed \$506,735.01, and authorize the Public Works Director to sign; and C) approve Resolution No. 2022-44 titled, "A Resolution of the Board of Supervisors of the County of Inyo, State of California Authorizing the Recording of a Notice of Completion for the Grandview and Knight Manor Slurry Seal Project," and authorize the Chairperson to sign, contingent on Change Orders 1 & 2 being approved. Motion carried 4-0, with Supervisor Totheroh 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 meetings for October 25, 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 Lauralynn Hundley and Anna Montgomery.

*Board Member and
Staff Reports*

CAO Nate Greenberg said he spent last week in Carmel for the California Association of County Executives meeting.

Supervisor Griffiths said he attended a First 5 meeting, mentioned the start of the Child Abuse Prevention Council, gave a status on program success stories for local programs and agencies including Triple P Parenting Program, Wild Iris, North Star Counseling, Office of Education, Kern Regional Center, and You, Me, and 3; and said he had attended events with ECHOE and the Mexican Consulate last week.

Supervisor Roeser spoke about having a Mobile Office Meeting in Deep Springs last Friday.

Supervisor Kingsley mentioned there would be a Great Basin Unified Air Pollution Control District meeting Thursday in the Board room in Independence.

Closed Session

Vice Chairperson Roeser recessed open session at 11a.m. to convene in closed session with all Board members present except Supervisor Totheroh to continue discussion and possible action as appropriate on previously noted closed session items.

Open Session

Vice Chairperson Roeser recessed Closed Session and reconvened the regular meeting of the Board of Supervisors at 1:36 p.m. with all Board members present except Supervisor Totheroh.

*Report on Closed
Session*

County Counsel Vallejo reported that no action was taken during closed session that is required to be reported.

Adjournment

Vice Chairperson Roeser adjourned the meeting at 1:36 p.m. to 8:30 a.m. Tuesday, November 8, 2022, in the County Administrative Center in Independence.

Chairperson, Inyo County Board of Supervisors

*Attest: NATE GREENBERG
Clerk of the Board*

*by: _____
Darcy Ellis, Assistant*