

MINUTES



County of Inyo Board of Supervisors

November 7, 2023

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 7, 2023, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Jennifer Roeser, presiding, Trina Orrill, Scott Marcellin, Matt Kingsley, and Jeff Griffiths. Also present: County Administrator Nate Greenberg, County Counsel John-Carl Vallejo, and Assistant Clerk of the Board Darcy Ellis.

Closed Session Public Comment

The Chairperson asked for public comment related to closed session items and comment was given by Inyo County Public Defenders Gerard Harvey and Victoria Campbell.

Closed Session

Chairperson Roeser recessed open session at 8:34 a.m. to convene in closed session with all Board members present to discuss the following item(s): No. 2 **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 Administrator Sue Dishion, Deputy Personnel Director Keri Oney, County Counsel John-Carl Vallejo, Senior Budget Analyst Denelle Carrington, Amanda Philips, and Jack Hughes; No. 3 **Public Employment – Pursuant to Government Code §54957** – Title: Public Defender; and No. 4 **Conference with Real Property Negotiators – Pursuant to paragraph (1) of subsection (b) of Government Code §54956.8** – Property: Laws Railroad Museum & Historical Site, Silver Canyon Rd., Bishop. Agency Negotiators: Nate Greenberg, John-Carl Vallejo, Meaghan McCamman. Negotiating parties: Inyo County and Bishop Museum and Historical Society. Under negotiation: price and terms of payment.

Open Session

Chairperson Roeser recessed closed session and reconvened the meeting in open session at 10:05 a.m. with all Board members present.

Pledge of Allegiance

Veteran Services Officer Gordon Greene led the Pledge of Allegiance, which Chairperson Roeser dedicated to all veterans.

Report on Closed Session

County Counsel Vallejo reported that the Board met under Item Nos. 2 and 3 and that no actions were taken during closed session required to be reported. He said the Board would meet again to discuss Item Nos. 2 and 4 later in the meeting.

Public Comment

Chairperson Roeser asked for public comment related to items not calendared on the agenda and public comment was received from Lauralyn Hundley, Linda Chaplin, and Environmental Director for Lone Pine Paiute Shoshone Tribe Mel Joseph.

County Department Reports

Auditor-Controller Amy Shepherd and Treasurer Tax-Collector Alisha McMurtrie provided updates on an industry-wide outage which affected County employees receiving direct deposit paychecks and said that Payroll expects to have issues resolved by Wednesday.

Supervisor Kingsley thanked staff including Assistant County Administrator Sue Dishion for the open line of communication to employees during this stressful and unanticipated issue.

Clerk-Recorder Danielle Sexton provided updates on upcoming election deadlines.

Farm Advisor Dustin Blakey introduced two new University of California Cooperative

Extension employees to the Board: 4-H Program Representative Amy Phillips and Area Community and Economic Development Advisor Aaron Wilcher.

*Clerk of the Board –
Approval of Minutes*

Moved by Supervisor Orrill and seconded by Supervisor Marcellin to approve the minutes from the regular Board of Supervisors meeting of October 17, 2023. Motion carried unanimously.

*CAO-Emergency
Services –
SWCA Agreement
Amendment No. 2*

Moved by Supervisor Orrill and seconded by Supervisor Marcellin to approve Amendment No. 2 to the contract between the County of Inyo and SWCA Environmental Consultants, amending Section 5, to include paragraph 5C - Byrd Anti-Lobbying Amendment. Motion carried unanimously.

*District Attorney –
Victim/Witness
Assistance Program
Grant Acceptance*

Moved by Supervisor Orrill and seconded by Supervisor Marcellin to: A) authorize acceptance of the Inyo County Victim/Witness Assistance Program (VW 23 32 0140) Grant from the Governor's Office of Emergency Services for Fiscal Year 2023-2024; and B) authorize the District Attorney to sign any documentation to accept and utilize the grant on behalf of the County, including any extensions or amendments thereto. Motion carried unanimously.

*HHS-
Behavioral Health –
BHAB Appointments*

Moved by Supervisor Orrill and seconded by Supervisor Marcellin to fill two vacancies on the Behavioral Health Advisory Board by appointing Mr. Claude "Pete" Peters to the three-year term designated for a veteran of the U.S. armed forces, ending June 30, 2026, and reappointing Ms. Lynn Martin to a three-year term designated for a client, ending June 30, 2026. Motion carried unanimously.

*HHS-EMCC –
Committee
Appointments*

Moved by Supervisor Orrill and seconded by Supervisor Marcellin to approve the following appointments to the Emergency Medical Care Committee (EMCC):

- A) Bret Russell II to represent Bishop Volunteer Fire Department for an unexpired term ending December 31, 2024;
- B) David Alcon to represent the Southern Inyo Fire Protection District for an unexpired term ending December 31, 2024;
- C) Lisa Davis to represent Bishop Area Provider (Sierra Life Flight) for the term beginning January 1, 2024 and ending December 31, 2025;
- D) Joe Cappello to represent Independence Volunteer Fire Department for the term beginning January 1, 2024 and ending December 31, 2025;
- E) Chelsea Benbrook to represent Olancho-Cartago Volunteer Fire Department for the term beginning January 1, 2024 and ending December 31, 2025;
- F) Mike Patterson to represent Air Ambulance Provider (Sierra Life Flight) for the term beginning January 1, 2024 and ending December 31, 2025;
- G) Pete Schlieker to represent Big Pine Volunteer Fire Department for the term beginning January 1, 2024 and ending December 31, 2025;
- H) Wendy Derr, Member at Large, for the term beginning January 1, 2024 and ending December 31, 2025; and
- I) Lorenzo Tovar, Member at Large, for the term beginning January 1, 2024 and ending December 31, 2025.

Motion carried unanimously.

*HHS-First 5 –
Innovative Partnerships
MOU*

Moved by Supervisor Orrill and seconded by Supervisor Marcellin to ratify and approve the agreement between the County of Inyo and the Child Abuse Prevention Council of Sacramento of North Highlands, CA for the provision of Innovative Partnerships Sierra Sacramento Child Abuse Prevention Council Region Project for the period of July 1, 2023, through June 30, 2024 and authorize the Health & Human Services Director to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.

*HHS-
Behavioral Health –
MHSOAC Agreement
Amendment No. A.1*

Moved by Supervisor Orrill and seconded by Supervisor Marcellin to approve Amendment No. A.1 to the agreement between the County of Inyo and Mental Health Services Oversight and Accountability Commission (MHSOAC) of the State of California, amending Exhibit A and/or extending the term end date from December 31, 2026 to June 30, 2028, and authorize the Health and Human Services- Behavioral Health Deputy Director to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.

HHS-

Moved by Supervisor Orrill and seconded by Supervisor Marcellin to: A) Declare Inyo County

<i>Behavioral Health – ICOE/North Star Counseling Program Contract</i>	Office of Education (ICOE) of Independence, CA a sole-source provider for Prevention Early Intervention (PEI) Services; B) ratify and approve the contract between the County of Inyo and ICOE for the implementation of the Mental Health Services Act (MHSA) PEI North Star Counseling Program Services in an amount not to exceed \$80,000 for the period of August 1, 2023 through June 30, 2024, and C) authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.
<i>HHS-First 5 – ICOE/IMPACT Implementation Services Agreement</i>	Moved by Supervisor Orrill and seconded by Supervisor Marcellin to ratify and approve the sole-source contract between the County of Inyo and Inyo County Office of Education for the provision of IMPACT Implementation Services in an amount not to exceed \$75,404.00 for the period of August 2, 2023 through June 30, 2025, 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>Probation – Electronic Monitoring Program</i>	Moved by Supervisor Orrill and seconded by Supervisor Marcellin to: A) appoint the Chief Probation Officer and the Sheriff as Co-County Correctional Administrators; and B) approve the Probation Department's electronic monitoring program. Motion carried unanimously.
<i>Public Works – County Service Area No. 2 Easement Purchase/ Reso. No. 2023-36</i>	Moved by Supervisor Orrill and seconded by Supervisor Marcellin to approve Resolution No. 2023-36, titled, "A Resolution of the Board of Supervisors of the County of Inyo, State of California, Sitting as the Governing Body of County Services Area Two, Accepting and Authorizing the Execution and Recording of a Deed of Easement and Easement Agreement Granting an Easement Over 151 Sumac Road to the District," and authorize the Chairperson to sign. Motion carried unanimously.
<i>Public Works – Environment Science Associates Agreement Amendment No. 5</i>	Moved by Supervisor Orrill and seconded by Supervisor Marcellin to: A) approve the decrease in fees for Amendments 1-3 in the amount of \$65,000.00; B) approve Amendment No. 5 to the agreement between the County of Inyo and Environmental Science Associates of Sacramento, CA, extending the term end date from November 15, 2023 to November 15, 2025; and C) approve the increase of fees in the amount of \$36,669.00 for the increased scope of work for a new not-to-exceed amount of \$628,027.00 and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.
<i>Public Works – United Rentals Sole-Source Provider and Contract Authorization</i>	Moved by Supervisor Orrill and seconded by Supervisor Marcellin to: A) Declare United Rentals of Ridgecrest, CA a sole-source provider of equipment rentals; and B) Ratify and approve the additional amount of \$45,000 for United Rentals of Ridgecrest, CA and authorize the increase of a contract to an amount not to exceed \$165,222.63, payable to United Rentals of Ridgecrest, CA for equipment rentals in the event the agreement needs to be extended for the continued runoff damages and repairs caused by Tropical Storm Hillary. Motion carried unanimously.
<i>Public Works-Road Department – John Deere 624 P-Tier Wheel Loader Purchase Request</i>	Moved by Supervisor Orrill and seconded by Supervisor Marcellin to authorize issuance of a purchase order in an amount not to exceed \$282,283.03, payable to Coastline Equipment Company of Las Vegas, NV for one (1) John Deere 624 P-Tier Wheel Loader. Motion carried unanimously.
<i>Public Works-Road – John Deere Utility Cab Tractor Purchase Request</i>	Moved by Supervisor Orrill and seconded by Supervisor Marcellin to authorize issuance of a purchase order in an amount not to exceed \$63,144.72, payable to RDO Equipment Company of Riverside, CA for one (1) new John Deere 5075E Cab Utility Tractor. Motion carried unanimously.
<i>Public Works – Delegating Authority/ Reso. No. 2023-37</i>	Moved by Supervisor Orrill and seconded by Supervisor Marcellin to approve Resolution No. 2023-37, titled, "A Resolution of the Board of Supervisors of the County of Inyo, State of California, Delegating Authority to the Director of Public Works to Execute all Agreements with Caltrans Pertaining to the Old Sherwin Grade and Whitney Portal Road Emergency Repair Project," and authorize the Chairperson to sign. Motion carried unanimously.
<i>Public Works – Jail Administration</i>	Moved by Supervisor Orrill and seconded by Supervisor Marcellin to: A) Award the contract for the Jail Administration Remodel to Pagenkopp Company, Inc. of Big Pine, CA as the

<i>Remodel Project</i>	successful bidder; B) approve the construction contract between the County of Inyo and Pagenkopp Company, Inc of Big Pine, CA in the amount of \$215,898.99, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained; and C) authorize the Public Works Director to execute all other project contract documents, including contract change orders, to the extent permitted by Public Contract Code Section 20142 and other applicable laws. Motion carried unanimously.
<i>Planning Department – Rural Southwest Desert Brownfields Coalition Presentation/MOA Update Request</i>	Planning Director Cathreen Richards introduced Eileen Christiansen from Beck Environmental, who provided a presentation on the Rural Southwest Desert Brownfields Coalition program and its projects in the Inyo County. Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to approve the Memorandum of Agreement and authorize the Chairperson to sign. Motion carried unanimously.
<i>CAO – Short Term Rental Moratorium Extension/ Proposed Interim Ordinance No. 1302</i>	Chairperson Roeser began a public hearing at 10:50 a.m. and asked if there was anyone requesting to provide public comment. Public comment was given by Sharon White, Gavin Wilkinson, Lynn Greer, and David Faroodi. Chairperson Roeser closed the public hearing at 11:03 a.m. Moved by Supervisor Marcellin and seconded by Supervisor Orrill to approve proposed Ordinance 1302 titled, "An Interim Ordinance of the Inyo County Board of Supervisors Extending the Temporary Moratorium Suspending the Establishment of New Short-Term Rentals in All Land Use Designations Throughout the Unincorporated Area of the County.". Motion carried unanimously.
<i>CAO – Bishop Operating Area 911 Ambulance Service Provider Selection</i>	Moved by Supervisor Griffiths and seconded by Supervisor Orrill to: A) Approve an agreement between Inyo County and Cal-Ore Life Flight LLC (DBA Sierra Life Flight) based on their August 7, 2023 proposal and authorize the Board Chair to sign. Motion carried unanimously. Moved by Supervisor Orrill and seconded by Supervisor Griffiths to: B) Approve the cost-sharing Memorandum of Understanding between Inyo County, the City of Bishop, and Bishop Paiute Tribe and authorize the County Administrator to sign. Motion carried 3-2, with Supervisors Kingsley and Roeser in opposition. Moved by Supervisor Marcellin and seconded by Supervisor Orrill to: C) Amend the Fiscal Year 2023-2024 EMS-Emergency Med Services Budget (011404) as follows: increase estimated revenue in Other Agencies (4599) by \$106,327 and increase appropriation in Professional Services (5265) by \$169,352; and D) Amend the Fiscal Year 2023-2024 Contingencies Budget (087100) as follows: decrease appropriation in Contingencies (5901) by \$63,025. Motion carried unanimously.
<i>CAO – Caltrans Right-of-Way Vacation</i>	Moved by Supervisor Kingsley and seconded by Supervisor Marcellin to approve the draft letter from Inyo County to Caltrans regarding State Highway Right of Way Vacation 196 and authorize the Chairperson to sign. Motion carried unanimously.
<i>Closed Session</i>	Chairperson Roeser recessed open session to return to closed session at 12:39 p.m. and reconvened the meeting in open session at 1:59 p.m. with all Board members present.
<i>Report on Closed Session</i>	County Counsel Vallejo reported that the Board met under Item Nos. 2 and 4 and that no action was taken during closed session that is required to be reported.
<i>Recess/Reconvene</i>	Chairperson Roeser recessed the regular meeting of the Board of Supervisors and reconvened as the Inyo County Board of Equalization at 2:00 p.m. (Separate minutes.) The Chairperson adjourned the Inyo County Board of Equalization meeting and reconvened as the Capital Asset Leasing Corporation at 3:10 p.m. (Separate minutes.)

The Chairperson adjourned the Capital Asset Leasing Corporation meeting and reconvened the regular meeting of the Board of Supervisors at 3:17 p.m. with all Board members present.

*Water Department –
Inyo County/Los
Angeles Standing
Committee Meeting*

Water Director Dr. Holly Alpert requested Board direction for the County's Standing Committee representatives in advance of the Inyo County/Los Angeles Standing Committee meeting scheduled for November 9, 2023.

Board members requested Dr. Alpert communicate concern regarding excessive vegetation due to the recent higher-than-average precipitation levels.

*CAO-Personnel –
Elected Official
Salaries/Ordinance
Amendment*

Moved by Supervisor Kingsley and seconded by Supervisor Orrill to waive the first reading of an ordinance titled, "An Ordinance of the Board of Supervisors, County of Inyo, State of California, Amending Subsections 2.88.040(B) and 2.88.040(G) of the Inyo County Code Regarding Certain Elected Official Salaries," and set enactment for Tuesday, November 28, 2023, in the Board of Supervisors Chambers in Independence. Motion carried unanimously.

*CAO –
Strategic Planning
Introduction*

CAO Greenberg provided an introduction to the proposed strategic planning process and offered the Board and staff an opportunity to discuss objectives. He said additional workshops will be forthcoming, with the ultimate goal of having a Board-approved Strategic Plan.

*Board of Supervisors –
Appointment of CSAC
Director and Alternate*

The Board discussed nominating from among its members a "Director" and "Alternate" to serve on the California State Association of Counties (CSAC) Board of Directors for 2023-2024.

Moved by Supervisor Marcellin and seconded by Supervisor Griffiths to nominate to the CSAC Board of Directors Supervisor Orrill as "Director" for the entirety of 2023-2024 and Supervisor Griffiths as "Alternate" to serve for the entirety of 2023-2024. Motion carried unanimously.

*Board of Supervisors –
Appointment of
RCRC, GSFA,
GSCA, and ESJPA
Delegates and
Alternates*

Moved by Supervisor Griffiths and seconded by Supervisor Orrill to: A) appoint Supervisor Kingsley as the "Delegate" and Supervisor Roeser as "Alternate" representing Inyo County on the boards of directors for the Rural County Representatives of California, Golden State Finance Authority, and Golden State Connect Authority; and B) appoint Supervisor Kingsley as "Delegate" and Public Works Deputy Director of Recycling & Waste Management Cap Aubrey as the "Alternate" to represent Inyo County on the board of the Environmental Services Joint Powers Authority. Motion carried unanimously.

*Item Pulled:
CAO –
2024 Board Meeting
Calendar*

The following item was pulled from the meeting for review at a later time and date:

- 38) **2024 Board Meeting Calendar**
County Administrator | Nate Greenberg
30 minutes (5min. Presentation / 25min. Discussion)

Recommended Action: Provide direction to staff regarding the structure of the 2024 Board of Supervisors Meeting Calendar.

Public Comment

Chairperson Roeser asked if there was any public comment pending for items not calendared on the agenda and there was no one wishing to speak.

*Board Member & Staff
Reports*

Chairperson Roeser asked if there were any Board members wishing to report on anything and there was no one wishing to speak.

Chairperson Roeser reminded attendees that the Board will be dark until November 28, 2023.

Adjournment

The Chairperson adjourned the meeting at 3:55 p.m. to 8:30 a.m. Tuesday, November 28, 2023, in the County Administrative Center in Independence.

Chairperson, Inyo County Board of Supervisors

*Attest: NATE GREENBERG
Clerk of the Board*

by: _____
Darcy Ellis, Assistant