

MINUTES



County of Inyo Board of Supervisors

October 15, 2024

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 8:33 a.m., on October 15, 2024, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Vice Chairperson Scott Marcellin, presiding, Jeff Griffiths, Jennifer Roeser and Trina Orrill. Also present: County Administrator Nate Greenberg, County Counsel John-Carl Vallejo, and Assistant Clerk of the Board Darcy Ellis. Absent: Supervisor Kingsley.

<i>Closed Session</i> <i>Public Comment</i>	The Vice Chairperson asked for public comment related to closed session items and there was no one wishing to speak.
<i>Closed Session</i>	County Counsel Vallejo announced that Item No. 2 would be pulled from the agenda for review at a later date, and the Vice Chairperson recessed open session at 8:33 a.m. to convene in closed session with all Board members present except Supervisor Kingsley to discuss the following item: No. 3 Conference with County's Labor Negotiators – Pursuant to Government Code §54957.6 – Regarding employee organizations: Deputy Sheriff's Association (DSA); 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, Deputy Personnel Director Keri Oney, County Counsel John-Carl Vallejo, Assistant County Counsel Christy Milovich, Auditor-Controller Amy Shepherd, and Assistant CAO Denelle Carrington.
<i>Open Session</i>	Vice Chairperson Marcellin recessed closed session and reconvened the meeting in open session at 10:03 a.m. with all Board members present except Supervisor Kingsley.
<i>Pledge of Allegiance</i>	Supervisor Roeser led the Pledge of Allegiance.
<i>Report on Closed Session</i>	County Counsel Vallejo reported that the Board met under Item No. 3 and no action was taken during closed session that is required to be reported.
<i>Public Comment</i>	The Vice Chairperson asked for public comment related to items not calendared on the agenda and public comment was received from Lauralyn Hundley and Trevor Warner.
<i>Public Works – Jail Admin. Remodel Project</i> <i>Change Order 4</i>	Moved by Supervisor Roeser and seconded by Supervisor Orrill to approve Change Order 4 to the contract between the County of Inyo and Pagenkopp Company, Inc. of Big Pine, CA, increasing the total contract value to \$435,379.89, and authorize the Public Works Director to sign. Motion carried 4-0 with Supervisor Kingsley absent.
<i>HHS-Health & Prevention – Tobacco Control Program Contract</i>	Moved by Supervisor Roeser and seconded by Supervisor Orrill to ratify and approve the agreement between the County of Inyo and the California Department of Public Health of the State of California for the provision of operation of the local Tobacco Control Program in an amount not to exceed \$300,000 for the period of July 1, 2024 through June 30, 2025, and authorize the Health & Human Services Director or appointed designee to sign the Allocation Agreement CTCP-21-14 and quarterly Prospective Payment Invoices. Motion carried 4-0 with Supervisor Kingsley absent.
<i>HHS-Social Services – Resource Family Approval Legal</i>	Moved by Supervisor Roeser and seconded by Supervisor Orrill to ratify and approve the Standard Agreement between the County of Inyo and California Department of Social Services for the provision of legal consultation and legal representation in administrative

*Representation
Agreement*

action appeals associated with the Resource Family Approval program for no cost for the period of July 1, 2024, to June 30, 2027, and authorize the Chairperson to sign. Motion carried 4-0 with Supervisor Kingsley absent.

*CAO –
2024-2025 CARE
Court Funding
Agreement*

Moved by Supervisor Roeser and seconded by Supervisor Orrill to approve the 2024-2025 Community Assistance, Recovery and Empowerment (CARE) Court Funding Agreement and authorize the Assistant County Administrative Officer to sign. Motion carried 4-0 with Supervisor Kingsley absent.

*Public Works –
Walker Creek Bridge
Project Apparent Low
Bidder Disqualification*

Moved by Supervisor Roeser and seconded by Supervisor Orrill to:

- A) Find that, pursuant to Public Contract Code section 5103, the apparent low bidder for the Walker Creek Bridge Replacement Project, MWC Group, Inc. must be disqualified due to mathematical errors;
- B) Find that Steelhead Constructors JV of Redding, CA is the successful bidder for the project; and
- C) Direct the Public Works Director to develop for upcoming Board approval a contract with Steelhead Constructors JV for the Walker Creek Bridge Replacement Project.

Motion carried 4-0 with Supervisor Kingsley absent.

*CAO-Risk
Management –
Denial of Claim Against
the County*

Moved by Supervisor Roeser and seconded by Supervisor Orrill to:

- A) Deny the claim filed by County retiree Kelley Williams, related to alleged loss of retirement benefits, alleged unpaid overtime, and alleged penalties; and
- B) Direct the Risk Manager, in consultation with County Counsel, to send notice to the claimant of the denial.

Motion carried 4-0 with Supervisor Kingsley absent.

*CAO –
Bishop-Sunland,
Independence, and
Lone Pine Landfill
Purchases*

CAO Greenberg and County Counsel Vallejo explained that the landfill purchases will allow the County to deal directly with mandators and regulatory entities without having to go through a landlord, would streamline the process for updating permits, and create possible grant funding opportunities.

Supervisor Griffiths said that although he appreciates improved working relationships with the Los Angeles Department of Water and Power, he wishes it has not taken 10 years to get to this point and hopes to resolve additional land tenure challenges moving forward.

The Vice Chair asked if there was anyone from the public wishing to speak and comment was received from Trevor Warner.

Moved by Supervisor Roeser and seconded by Supervisor Griffiths to:

- A) Approve the Agreement of Purchase and Sale of Real Property and Escrow Instructions between the County of Inyo and the Los Angeles Department of Water and Power;
- B) Approve the Water Exchange Agreement between the County of Inyo and the Los Angeles Department of Water and Power;
- C) Approve the Amendment to the Agreement to Transfer the Lone Pine Town Water System;
- D) Approve the Amendment to the Agreement to Transfer the Independence Town Water System;
- E) Approve the Initial Study / Mitigated Negative Declaration applicable to the approvals of the above agreements and amendments; and
- F) Authorize the County Administrative Officer to sign the agreements and amendments and take all related necessary actions.

Motion carried 4-0 with Supervisor Kingsley absent.

*CAO –
Small Business
Resource Center
Federal Appropriation
Acceptance/
Reso. No. 2024-35*

Moved by Supervisor Griffiths and seconded by Supervisor Orrill to approve Resolution No. 2024-35, titled, "A Resolution of the Board of Supervisors, County of Inyo, State of California, Approving the Acceptance of a Congressional Appropriation for Furniture, Fixtures, and Equipment for the Small Business Resource Center," and authorize the Chairperson to sign. Motion carried 4-0 with Supervisor Kingsley absent.

*County Counsel –
Creation of
Assessment Appeals
Board*

County Counsel introduced the item and along with the Assistant Clerk of the Board/Public Relations Liaison Darcy Ellis answered Board member questions.

Supervisor Orrill discussed the need to be thorough and not rush through the recruitment process.

CAO Greenberg said the second reading of the proposed ordinance is scheduled for November 5, and appointments to the Board could be made in December. Ellis said she would send out a Notice of Vacancy for the positions today to give ample time for individuals to apply.

Moved by Supervisor Griffiths and seconded by Supervisor Orrill to waive further reading of the proposed ordinance titled, "An Ordinance of the Board of Supervisors, County of Inyo, State of California Creating Chapter 3.25 of the Inyo County Code Establishing the Inyo County Local Assessment Appeals Board and Modifying Section 3.28.030 of the Inyo County Code to Replace the References to the Local Board of Equalization with References to the Assessment Appeals Board," and schedule enactment for November 5, 2024 in the Board of Supervisors Chambers, County Administrative Center, Independence. Motion carried 4-0 with Supervisor Kingsley absent.

*Public Works –
LADWP Town Water
System Allotments
Invoice*

CAO Greenberg provided a background on the invoice and explained how questioned overages were disputed and memos created to document those corrections. Greenberg said resolving those issues will allow for cost savings, system improvements, and the possibility of future water conservation efforts to the Town Water system as a whole.

County Counsel supported Greenberg's views and said it could possibly lead to further discussion for how town water systems might operate in the future.

Supervisors thanked negotiators for work done to bring the cost of the invoice down by 60% and acknowledged recent progress on negotiations with the Los Angeles Department of Water & Power.

Moved by Supervisor Griffiths and seconded by Supervisor Roeser to:

- A) Amend the Fiscal Year 2024-2025 Water System Budget 152198 as follows: increase appropriation in Utilities Object Code 5351 by \$112,229; and
- B) Authorize payment to the Department of Water and Power of the City of Los Angeles, CA for prior-year invoices in the amount of \$112,229 for annual water allotment overages from 2002-2003 through 2022-2023.

Motion carried 4-0 with Supervisor Kingsley absent.

*Board Member & Staff
Reports*

Supervisor Roeser said she attended a Department of Fish and Wildlife meeting and thanked the DFW and constituents for their input. Roeser congratulated Assistant Clerk of the Board/Public Relations Liaison Darcy Ellis on her recent marriage.

Supervisor Orrill said she attended the DFW meeting and Board meetings in Tecopa and Charleston View. Orrill thanked Supervisor Roeser for her efforts with the DFW meeting, local organizations who have worked to set up recent candidate forums, and acknowledged Tecopa residents' show of support for current, soon-to-be retired District 5 Supervisor Matt Kingsley.

Supervisor Griffiths congratulated Ellis on her recent marriage and said he attended the meeting in Tecopa.

CAO Greenberg said he attended the southeast county Board meetings and one with the Southern Inyo Fire Protection District and County staff to discuss the fire house projects for Tecopa and Charleston View. Greenberg thanked Treasurer Tax-Collector Alisha McMurtrie for having the foresight to look into potential property site locations for those projects. Greenberg said he also met with the GIS team to discuss strategic planning.

Assistant Clerk of the Board/Public Relations Liaison Darcy Ellis announced that Southern California Edison just released a notification about a possible Public Safety Power Shutoff in the Bishop area Thursday due to high wind.

Supervisor Marcellin said he attended meetings in Tecopa and Charleston View as well as meetings with the Bishop Lions Club and Department of Fish and Wildlife and said he will be attending a Local Transportation Commission meeting tomorrow in Independence. Marcellin said there will be a retirement party for Supervisor Kingsley in Tecopa on November 15.

Recess/Reconvene

Vice Chairperson Marcellin recessed the regular meeting of the Board of Supervisors for a break at 11:05 a.m. and reconvened the meeting at 11:48 a.m. with all Board members present except Supervisor Kingsley

The Vice Chairperson adjourned the regular meeting of the Board of Supervisors and reconvened as the Capital Asset Leasing Corporation at 11:48 a.m. (Separate minutes.)

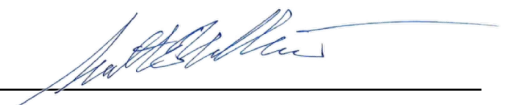
The Vice Chairperson adjourned the Capital Asset Leasing Corporation meeting and reconvened the regular meeting of the Board of Supervisors at 11:53 a.m. with all Board members present except Supervisor Kingsley.

Public Comment

Vice Chairperson Marcellin asked for public comment related to items not calendared on the agenda and there was no one wishing to speak.

Adjournment

The Vice Chairperson adjourned the meeting at 11:54 a.m. to 8:30 a.m. Tuesday, November 5, 2024, in the County Administrative Center in Independence.



Vice Chairperson, Inyo County Board of Supervisors

Attest: *NATE GREENBERG*
Clerk of the Board

by: 

Darcy Ellis, Assistant