

MINUTES



County of Inyo Board of Supervisors

May 5, 2020

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 8:35 a.m., on May 5, 2020, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present via videoconferencing per California Governor Executive Order N-25-20: Chairperson Matt Kingsley, presiding, Dan Tothoroh, Jeff Griffiths, Rick Pucci, and Mark Tillemans.

- Pledge* Chairperson Kingsley led the Pledge of Allegiance.
- Public Comment* Chairperson Kingsley asked the Assistant Clerk of the Board whether there was any public comment emailed for today's meeting for items not calendared on the agenda.
- The Assistant Clerk of the Board read a letter submitted by Jerry Core of Bishop, complaining about delays to a project in Laws as a result of what he characterized as punitive behavior by County staff.
- County Department Reports* HHS Director Marilyn Mann reported that May is Mental Health Awareness Month, and while there won't be the annual kite flying event this year, Prevention and Behavioral Health staff are still planning various activities.
- COVID-19 Staff Update* HHS Director Marilyn Mann reported that the Governor has established a phased reopening strategy for the state that will allow individual counties to accelerate through each phase at a faster rate. She said the Public Health Officer will have to attest to a county's readiness to receive the variance and the Board of Supervisors will have to send a letter supporting the attestation. She said HHS/Public Health was prepared to bring the matter before the Board on Friday during a special meeting.
- Public Health Officer Dr. James Richardson reported that the Governor will be modifying his stay-at-home order Thursday and Friday, and Inyo County will keep its restrictions in place for short-term rentals and non-essential travel. He noted that there have been more than 25,000 cases of coronavirus in Los Angeles County with 1,200 deaths, and that's the main population that will be traveling to Inyo County when it's reopened. He said public health officials are doing everything they can to prevent a local resurgence in cases, although there will probably be a second wave. He said he nevertheless believed Inyo County is prepared for a reopening.
- Sheriff Jeff Hollowell reported that his deputies are still assisting the BLM and LADWP in contacting dispersed campers/people camping in closed areas. He noted that there has been an increase in visitors and they are still being cooperative when asked to leave closed areas.
- Emergency Services & HHS – MOU with Bishop Unified School District* Moved by Supervisor Pucci and seconded by Supervisor Griffiths to: A) approve the Memorandum of Understanding between the County of Inyo and the Bishop Unified School District of Bishop, CA, for the use of the Bishop High School Gym as an Alternate Care Site during the COVID-19 pandemic; and B) authorize the County Administrative Officer/Director of Emergency Services to sign the MOU. Motion carried unanimously.
- Recycling & Waste Management – Paradigm Software P.O.* Moved by Supervisor Pucci and seconded by Supervisor Griffiths to authorize a purchase order in an amount not to exceed \$8190.00, payable to Paradigm Software of Cockeysville, Maryland, for the Lone Pine Scale Weigh Station Program License. Motion carried unanimously.
- HHS-Social Services* Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve Amendment No.

*– UC Davis
Amendment 1*

1 to the contract between the County of Inyo and the Regents of the University of California, on behalf of the Davis Campus University Extension, extending the contract by three months to September 30, 2020 to allow cancelled trainings to be rescheduled, and authorize the Chairperson to sign. Motion carried unanimously.

*Planning –
Hydrodynamics
Amendment 4*

Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve Amendment No. 4 to the contract between the County of Inyo and the Hydrodynamics Group LLC, extending the term end date from June 30, 2020 to June 30, 2021 contingent upon the Board's adoption of future budgets, and authorize the Chairperson to sign. Motion carried unanimously.

*Planning – Partner
Engineering/Andy
Zdon Amendment 4*

Moved by Supervisor Pucci and seconded by Supervisor Griffiths to approve Amendment No. 4 to the contract between the County of Inyo and Partner Engineering/Andy Zdon, increasing the contract to an amount not to exceed \$30,000 and extending the term end date from June 30, 2020 to June 30, 2021, contingent upon the Board's adoption of future budgets, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.

*Public Works – LP
Dog Park/Clair
Concrete Contract*

Moved by Supervisor Pucci and seconded by Supervisor Griffiths to: A) award the contract for the Lone Pine Dog Park Project to Clair Concrete, Inc. of Bishop, CA as the successful bidder; B) approve the construction contract between the County of Inyo and Clair Concrete, Inc. of Bishop, CA in the amount of \$76,980.00 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.

*CAO-Budget –
Third Quarter
Financial Report*

CAO Clint Quilter introduced the Fiscal Year 2019-2020 Third Quarter Final Report, once again thanking his budget team of Sr. Budget Analyst Denelle Carrington and Auditor-Controller Amy Shepherd for their assistance in preparing the document. He noted that, because of the COVID-19 pandemic, Inyo County has been and will continue to experience extreme challenges with service delivery and the resources to deliver service. CAO Quilter provided an overview of the financial forecast and issues impacting Inyo's budget – such as a major reduction in Transient Occupancy Tax – and reviewed for the Board the Third Quarter Budget. Auditor-Controller Shepherd acknowledge that Fiscal Year 2000-2001 will be a difficult revenue year but she thinks department heads will be ready to help the County pare down their budgets. She also said she applauded the Board for its conservative budgeting in past years, noting that if the Board hadn't budgeted to the projected fund balance in FY 19-20 (which was much less than what it turned out to be) and put some of the excess in a Fund Balance Trust, the County would be looking at cutting millions of dollars instead of trimming down in smaller increments. Supervisors Griffiths, Kingsley, and Tothoroh agreed that Inyo County is better positioned to absorb the upcoming financial hit because of conservative budgeting. Moved by Supervisor Griffiths and seconded by Supervisor Tothoroh to: A) accept the Fiscal Year 2019-2020 Third Quarter Financial Report as presented; B) approve the specific budget action items and recommendations discussed in the report and represented in Attachments A & B, and authorize the Auditor-Controller to make the budget adjustments as listed in Attachments A & B (*4/5ths vote required*); C) authorize the County Administrator and Auditor-Controller to make any additional year-end adjustments, as may be necessary within each fund (*4/5ths vote required*); D) approve the Preliminary Fiscal Year 2020-2021 Budget Calendar (Attachment C) with regard to the proposed dates for the Budget Hearings and adoption of the Final Budget; and E) direct the County Administrator and Auditor-Controller to prepare a modified rollover budget for the start of Fiscal Year 2020-2021 and present it for approval on June 9th or June 16, 2020. Motion carried unanimously.

*HHS-
Health/Prevention –
CERG Agreement*

Moved by Supervisor Tothoroh and seconded by Supervisor Pucci to approve the COVID Emergency Response Grant (CERG) Agreement with the County Medical Services Program and accept \$100,000 in COVID emergency response funding, and authorize the County Administrator and HHS Director to sign. Motion carried unanimously.

*Planning – LEAP
Grant/Reso #
2020-19*

Planning Director Cathreen Richards requested authorization to apply for a LEAP Grant to hire a consultant for the 2020 Housing Element update, which is due by July 2021. Must be updated by July 2021. Moved by Supervisor Pucci and seconded by Supervisor Tothoroh to direct staff to submit a Local Early Action Planning (LEAP) Grant application and authorize the Chairperson to sign proposed Resolution No. 2020-19 authorizing the application for and

receipt of LEAP Planning Grant Funds. Motion carried unanimously.

Closed Session

Chairperson Kingsley recessed open session at 9:52 a.m. to convene in closed session with all Board members to discuss the following item(s): No. 24 **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: threatened litigation regarding proposed groundwater ordinance; No. 25 **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** – Significant exposure to potential litigation pursuant to paragraph (2) of subdivision (d) of Government Code §54956.9: two potential cases; No. 26 **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** – Title: County Administrative Officer; and No. 27 **CONFERENCE WITH COUNTY'S LABOR NEGOTIATORS** – 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 Clint Quilter, Assistant County Administrator Leslie Chapman, Deputy Personnel Director Sue Dishon, County Counsel Marshall Rudolph, Health and Human Services Director Marilyn Mann, and Chief Probation Officer Jeff Thomson.

Open Session

Chairperson Kingsley recessed closed session and reconvened the meeting in open session at 10:45 a.m. with all Board members present.

Report on Closed Session

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

PW-Building & Safety – Proposed Title 14 Ordinance

Building Inspector Tyson Sparrow introduced a proposed ordinance to update Building & Safety Standards in the Inyo County Code, by replacing the existing Title 14 with a newly revised version. He noted Inyo County's Title 14 is long overdue for an update to bring it in line with the rest of the state. Moved by Supervisor Pucci and seconded by Supervisor Tothoroh and seconded by Supervisor Tothoroh to read the title and waive further reading of the proposed ordinance titled, "An Ordinance of the Board of Supervisors, County of Inyo, State of California, Repealing and Replacing Title 14 of the Inyo County Code Related to Building and Safety Standards," and schedule enactment for 10:30 a.m. on Tuesday, May 12, 2020, in the Board of Supervisors Chambers, County Administrative Center, Independence.

Public Comment

Chairperson Kingsley asked the Assistant Clerk of the Board whether any additional public comment had been emailed during the meeting.

The Assistant Clerk of the Board said that none had.

Board Member and Staff Reports

Supervisor Griffiths reported attending a LAFCo meeting last week, a meeting of the HHS NACo policy committee, and a sustainable recreational partnership meeting. He said there will also be a virtual graduation for Cerro Coso students at the end of the week.

Chairperson Kingsley said he will be making a trip out to the Death Valley area tomorrow to meet with constituents.

Closed Session

Chairperson Kingsley recessed open session at 10:45 a.m. to convene in closed session with all Board members present to continue discussion and possible action as appropriate on previously noted closed session items.

Open Session

Chairperson Kingsley recessed closed session and reconvened the meeting in open session at 11:10 p.m. with all Board members present. No action was taken during closed session that is required to be reported.

Adjournment

Chairperson Kingsley adjourned the meeting at 11:10 a.m. to 8:30 a.m. Tuesday, May 12, 2020 in the County Administrative Center in Independence.

*Attest: CLINT G. QUILTER
Clerk of the Board*

*by: _____
Darcy Ellis, Assistant*