

MINUTES



County of Inyo Board of Supervisors

September 10, 2019

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 8:32 a.m., on September 10, 2019, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Vice Chairperson Matt Kingsley, presiding, Dan Tothoroh, Jeff Griffiths, and Mark Tillemans. Absent: Rick Pucci

Public Comment Vice Chairperson Kingsley asked for public comment during the first public comment period and there was no-one wishing to address the Board.

Closed Session Vice Chairperson Kingsley recessed open session at 8:33 a.m. to convene in closed session with all Board members present except Chairperson Pucci to discuss the following items: No. 2 **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** – Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code §54956.9 (one case); and No. 3 **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 Dishion, County Counsel Marshall Rudolph, Health and Human Services Director Marilyn Mann, and Chief Probation Officer Jeff Thomson.

Open Session Vice Chairperson Kingsley recessed closed session and reconvened the meeting in open session at 10:06 a.m. with all Board members present except Chairperson Pucci.

Pledge The Assistant Clerk of the Board led the Pledge of Allegiance.

Urgency Item Added Vice Chairperson Kingsley announced that there was a request to add an urgency item to the agenda – a resolution declaring a local emergency as a result of the Taboose Fire that flared up over the weekend. Moved by Supervisor Griffiths and seconded by Supervisor Tothoroh to add consideration and possible approval of the resolution declaring a local emergency as agenda item #20A, based on the finding that it needs to be addressed before the next Board meeting on September 17, and only became necessary – and thus only came to the attention of the Board and staff – after publication of today's agenda. Motion carried unanimously 4-0, with Chairperson Pucci absent.

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

Public Comment Vice Chairperson Kingsley asked for public comment during the second public comment period and there was no-one wishing to address the Board.

County Department Reports Sheriff Jeff Hollowell introduced the following to provide updates and information on the Taboose Fire: Taro Pusina, Interagency Fire Management Officer for the Bishop Field Office and Inyo National Forest; Norm Walker, Commander of the Type II Incident Management Team; Glenn Barley, CalFire's Unit Chief for San Bernardino-Inyo-Mono; and Steve Nelson, Manager of the BLM Bishop Field Office. Hollowell also provided an update on road closures and possible re-population of evacuated areas. Supervisors Tillemans, Griffiths, and Kingsley praised the amazing multi-agency cooperative effort – which included volunteer fire departments – to fight the fire and keep the public safe and informed with the latest, most accurate information.

HHS Director Marilyn Mann, as a resident of Big Pine, thanked the Sheriff, local law enforcement and paid and volunteer fire fighters who routinely respond to these large-scale emergencies to keep the communities safe. She added that HHS did work with the agencies to ensure emergency sheltering was in place for those being evacuated. Mann also reported that it is Suicide Prevention Week and urged the public to take time each day to think about community members suffering from depression and to reach out to those struggling.

Clerk-Recorder Kammi Foote provided an update to the Board on her office's collection of the State-mandated \$75 tax on all recorded documents, which goes back to the State for homelessness and housing programs. She noted almost a full year of collection totaled \$100,000, and reminded the Board that the legislation authorizing the tax includes a commitment for equitable redistribution. She urged the Board to keep Inyo County's contribution in mind as the County applies for grants related to homelessness and/or housing.

Introductions

HHS Director Marilyn Mann introduced new Re-Entry Coordinator Nancy Martinez and HHS Services Supervisor Kelli Braithwaite; and Public Works Director Mike Errante introduced new Building/Maintenance Worker Matt Johnston.

Items Pulled from Agenda

Vice Chairperson Kingsley announced the following items were being pulled from today's agenda and would be brought back for the Board's consideration at a later date:

12. **Public Works** – Request Board: A) award the contract for the Bishop Airport Taxiway Rehabilitation Project to Qualcon Contractors Inc. of Minden, NV as the successful bidder; B) approve the construction contract between the County of Inyo and Qualcon Contractors Inc. of Minden, NV in the amount of \$4,722,055, 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.

13. **Public Works** – Request Board: A) award the contract for the Runway Rehabilitation Project at the Lone Pine/Death Valley Airport to Granite Construction Inc. of Bakersfield, CA as the successful bidder; B) approve the construction contract between the County of Inyo and Granite Construction Inc. of Bakersfield, CA in the amount of \$1,816,900, 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.

HHS-Prevention – CMSP Agreement Extension

Moved by Supervisor Griffiths and seconded by Supervisor Totheroh to approve a no-cost extension of Inyo County's Wellness & Prevention Pilot Project Grant Agreement with the County Medical Services Program (CMSP) Governing Board, and authorize HHS Director Marilyn Mann to sign the Agreement Amendment. Motion carried unanimously 4-0, with Chairperson Pucci absent.

Planning – USGS Joint Funding Agreement

Moved by Supervisor Griffiths and seconded by Supervisor Totheroh to approve and authorize the Chairperson to sign the Joint Funding Agreement with the U.S. Geological Survey for Wells and Springs Monitored in the Amargosa Desert in the amount of \$8,000 for the period of October 1, 2019 through September 30, 2020. Motion carried unanimously 4-0, with Chairperson Pucci absent.

Public Works – Peterson-Chase BPMP Deck Sealing Contract

Moved by Supervisor Griffiths and seconded by Supervisor Totheroh to award the contract for the BPMP Deck Sealing Project to Peterson-Chase General Engineering Construction, Inc. of Irvine, CA as the successful bidder; B) approve the construction contract between the County of Inyo and Peterson-Chase General Engineering Construction, Inc. of Irvine, CA in the amount of \$111,816.50, 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 4-0, with Chairperson Pucci absent.

Public Works – Hunt Propane

Moved by Supervisor Griffiths and seconded by Supervisor Totheroh to approve the contract between the County of Inyo and Hunt Propane of Bishop, CA for the provision of Liquefied Propane Gas for designated County facilities in an amount not to exceed \$608,190 for the

Contract period of October 1, 2019 through June 30, 2022, contingent upon available funding and the Board's approval of future budgets, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously 4-0, with Chairperson Pucci absent.

Public Works- Building & Safety – Jail Water Heater Re-Pipe N.O.C./Reso # 2019-40 Moved by Supervisor Griffiths and seconded by Supervisor Totheroh to approve Resolution No. 2019-40, 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 Jail Water Heater Re-Pipe Project," and authorize the Chairperson to sign. Motion carried unanimously 4-0, with Chairperson Pucci absent.

Road Dept. – 711 Materials Sole-Source P.O. Moved by Supervisor Griffiths and seconded by Supervisor Totheroh to: A) declare 711 Materials, Inc. of Bishop, CA a sole-source provider of ready-mixed controlled low strength material (CLSM); and B) authorize the issuance of a purchase order in an amount not to exceed \$15,000.00, payable to 711 Materials, Inc. of Bishop, CA for approximately 100 cubic yards of CLSM. Motion carried unanimously 4-0, with Chairperson Pucci absent.

Road Dept. – Spiess Construction Contract Moved by Supervisor Griffiths and seconded by Supervisor Totheroh to: A) award the contract for the Onion Valley Road Storm Damage Project to Spiess Construction Co., Inc of Santa Maria, CA as the successful bidder; B) approve the construction contract between the County of Inyo and Spiess Construction Co., Inc of Santa Maria, CA in the amount of \$522,350.00, 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 4-0, with Chairperson Pucci absent.

Recycling & Waste Management – Waive Purchasing Policy for Vehicle Purchase Moved by Supervisor Totheroh and seconded by Supervisor Tillemans to waive the Purchasing Policy requirement to obtain three bids and choose a vendor before seeking Board approval for purchase of a vehicle over \$10,000, and authorize the purchase of a used mechanic service truck from a vendor to be determined by the Assistant County Administrator for the use within the Recycling and Waste Management Program in an amount not to exceed \$75,000.00 including tax and delivery. Motion carried unanimously 4-0, with Chairperson Pucci absent.

CAO-Budget – Approval of Final FY 19-20 Budget/Reso # 2019-41 CAO Quilter introduced for approval the Final Fiscal Year 2019-2020 Budget, which incorporates the changes to the CAO Recommended Budget directed by the Board last week. He again thanked County departments and the Budget Team of Auditor-Controller Amy Shepherd and Senior Management Analyst Denelle Carrington for their hard work in balancing the budget. CAO Quilter reviewed the changes directed the Board, noting no additional changes are being recommended by staff. Supervisor Kingsley said he has received some feedback from the public on spending the additional Fund Balance and also heard positive comments about the budget and Board's focus on parks improvements. He cautioned that the public should remember this year's surplus is a one-time occurrence and thus should be put towards one-time costs. Supervisor Totheroh praised the Budget Team for prudently budgeting to a lower Fund Balance than was actually realized. Moved by Supervisor Totheroh and seconded by Supervisor Griffiths to: A) adopt the Fiscal Year 2019-2020 as recommended by the County Administrator and as amended, and as directed on September 3, 2019; and B) approve Resolution No. 2019-41, titled, "A Resolution of the Board of Supervisors, County of Inyo, State of California, Adopting the Final Budget for Fiscal Year 2019-2020." Motion carried unanimously 4-0, with Chairperson Pucci absent.

CAO – GSFA Revised JPA/Reso # 2019-42 CAO Quilter presented and Supervisor Kingsley further explained a request from RCRC's Golden State Finance Authority to approve proposed revisions to the GSFA Memorandum of Understanding with member counties. Supervisor Kingsley noted and County Counsel Rudolph confirmed that counties' legal staffs were able to review the revisions in advance. Supervisor Griffiths asked whether Inyo County has been able to take advantage of the housing programs offered by the GSFA and CAO Quilter said not as of yet but the opportunities are there. Moved by Supervisor Griffiths and seconded by Supervisor Totheroh to approve Resolution No. 2019-42, titled, "A Resolution of the Board of Supervisors, County of Inyo, State of California Approving Proposed Revisions to the Golden State Finance Authority Joint Powers Agreement," and authorize the Chairperson to sign. Motion carried unanimously 4-0, with Chairperson Pucci absent.

Post Agenda Item – Emergency Services – Taboose Fire Emergency/Reso # 2019-43 Moved by Supervisor Tillemans and seconded by Supervisor Griffiths to: A) approve Resolution No. 2019-43 titled, “A Resolution of the Board of Supervisors, County of Inyo, State of California, Proclaiming the Existence of a Local Emergency Known as the Taboose Fire Emergency;” and B) authorize the County Administrative Officer or his designee to make revisions to the resolution, as appropriate or if requested by the Office of Emergency Services, and to proceed in executing the resolution without further review by your Board.

Clerk of the Board – BP Cemetery District Appointment Moved by Supervisor Tillemans and seconded by Supervisor Totheroh to: A) appoint Ms. June Shaw to an unexpired four-year term on the Big Pine Cemetery District Board of Trustees ending May 31, 2023; and B) direct staff to hold off on advertising the Board of Trustees' remaining long-time vacancy until the district has identified additional, serious candidates for the position.

Clerk of the Board – Approval of Minutes Moved by Supervisor Totheroh and seconded by Supervisor Griffiths to approve the minutes of the regular Board of Supervisors meeting of August 27, 2019. Motion carried unanimously 3-0, with Chairperson Pucci absent and Supervisor Tillemans abstaining. Moved by Supervisor Totheroh and seconded by Supervisor Griffiths to approve the minutes of the regular Board of Supervisors meeting of September 3, 2019, and the Budget Hearings of September 3, 2019. Motion carried unanimously 4-0, with Chairperson Pucci absent.

HHS – Adopting Ordinance 1245 (First 5 Alternate) HHS Director Marilyn Mann presented for approval an ordinance that would allow the addition of an at-large alternate to the First 5 Commission to help ensure a quorum at meetings. Moved by Supervisor Griffiths and seconded by Supervisor Totheroh to approve an ordinance titled, "An Ordinance of the Board of Supervisors, County of Inyo, State of California, Amending Section 2.50.060 of the Inyo County Code, Pertaining to the Membership of the Children and Families Commission." Motion carried unanimously 4-0, with Chairperson Pucci absent.

Public Comment Vice Chairperson Kingsley asked for public comment during the final public comment period and there was no-one wishing to address the Board.

Board Member and Staff Reports Supervisor Griffiths gave an update on the Governor’s Task Force on homelessness, on which he represents rural counties, and reported on the following: attending a CSAC Board meeting in Sacramento last week; Inyo’s Cannabis Business License Program winning a CSAC Merit Award; meeting with the new state director of Social Services; being asked to lead a panel on foster care at the December CSAC conference; meeting with Inyo County Superintendent of Schools Barry Simpson; meeting with CAO Quilter about the Eastern Sierra Recreational Partnership; attending last night’s Bishop City Council meeting; the Millpond Music Festival coming up Sept. 20-22; SCE holding a public meeting in Bishop on October 3; and perhaps creating a proclamation for the 25th anniversary of the creation of Death Valley National Park.

County Counsel Rudolph reported he will be at a conference the rest of the week.

CAO Quilter said he gave an update to the City Council on the Consolidated Office Building and committed to discussing cosmetic issues with City staff. He also noted that the County opened up an Emergency Operations Center in response to possible evacuations as a result of the Taboose Fire.

Supervisor Kingsley said he is working on collecting the County’s raffle/auction items for the upcoming RCRC conference, attended a Great Basin Unified Air Pollution Control District meeting last week, and will be heading to D.C. tomorrow for the PILT Fly-In.

Adjournment Vice Chairperson Kingsley adjourned the meeting at 11:22 a.m. to 8:30 a.m. Tuesday, September 17, 2019 in the County Administrative Center in Independence.

Chairperson, Inyo County Board of Supervisors

Attest: CLINT G. QUILTER

Clerk of the Board

by: _____
Darcy Ellis, Assistant