

MINUTES



County of Inyo Board of Supervisors

June 18, 2024

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 June 18, 2024, in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Matt Kingsley, presiding, Scott Marcellin, Jeff Griffiths, Jennifer Roeser and Trina Orrill. Also present: County Administrator Nate Greenberg, Assistant County Counsel Christian Milovich, and Assistant Clerk of the Board Darcy Ellis.

- Closed Session* The Chairperson asked for public comment related to closed session items and there was no one wishing to speak.
- Public Comment*
- Closed Session* Chairperson Kingsley recessed open session at 8:32 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, Deputy Personnel Director Keri Oney, County Counsel John-Carl Vallejo, Assistant County Counsel Christy Milovich, and Assistant Director of Budgets and General Services Denelle Carrington; No. 3 **Conference with Legal Counsel – Anticipated Litigation – Significant exposure to potential litigation pursuant to paragraph (2) of subdivision (d) Government Code §54956.9**: two potential cases. Facts and circumstances: Rejection of Appeal Nos. 2023-02, 2023-03 of Renewable Energy Permits issued to Barker Solar; and No. 3B **Conference with Legal Counsel - Existing Litigation - Pursuant to paragraph (1) of subdivision (d) of Government Code section 54956.9** - Name of case: *Southern California Edison Company v. California State Board of Equalization, et al.* Case number: 30-2023-01328239-CU-MC-CXC.
- Open Session* Chairperson Kingsley recessed closed session and reconvened the meeting in open session at 10:32 a.m. with all Board members present.
- Pledge of Allegiance* Assistant County Counsel Milovich led the Pledge of Allegiance.
- Report on Closed Session* Assistant County Counsel Milovich reported that the Board met under Item Nos. 2 through 3B and noted the Board decision (by unanimous vote), to proceed with legally defending the County for both anticipated and existing litigation items.
- Public Comment* The Chairperson asked for public comment related to items not calendared on the agenda and public comment was received from Lauralyn Hundley, Erick Schat, Jr., and Mel Joseph.
- County Department Reports* Chairperson Kingsley asked if there were any County departments wishing to provide reports and/or updates and there was no one wishing to speak.
- Clerk of the Board – Approval of Minutes* Moved by Supervisor Marcellin and seconded by Supervisor Orrill to approve the minutes from the regular Board of Supervisors meeting of June 4, 2024. Motion carried unanimously.
- CAO – Wildan Engineering Contract Amendment* Moved by Supervisor Marcellin and seconded by Supervisor Orrill to approve Amendment No. 1 to the contract between the County of Inyo and Willdan Engineering of San Bernardino, CA, extending the term end date from June 30, 2024, to June 30, 2025, contingent upon

No. 1	approval of the Fiscal Year 2024-2025 budget and authorize the Chairperson to sign. Motion carried unanimously.
<i>CAO-Advertising County Resources – Film Commissioner Contract Extension FY 24-25</i>	Moved by Supervisor Marcellin and seconded by Supervisor Orrill to authorize staff to exercise the County's option to extend the current Film Commissioner agreement with Mr. Jesse Steele to June 30, 2025, per paragraph 2.a. of the agreement, and adjust the rate according to paragraph 3.d., pending Board approval of the 2024-2025 Budget, and to send Mr. Steele notice of the extension. Motion carried unanimously.
<i>CAO – ESCOG IMBC Agreement</i>	Moved by Supervisor Marcellin and seconded by Supervisor Orrill to approve the Agreement between Inyo County and the ESCOG JPA as the Board of the Inyo-Mono Broadband Consortium regarding the processing of reimbursement requested under the California Advance Services Fund Grant and authorize the Chairperson to sign. Motion carried unanimously.
<i>CAO – Design Path Studios Amendment No. 3</i>	Moved by Supervisor Marcellin and seconded by Supervisor Orrill to approve Amendment No. 3 to the agreement between the County of Inyo and Design Path Studios of Encinitas, CA, extending the term end date from June 30, 2024, to June 30, 2025, contingent upon approval of the Fiscal Year 2024-2025 Budget, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.
<i>CAO-Emergency Services – ESRI Enterprise License Agreement Approval</i>	<p>Moved by Supervisor Marcellin and seconded by Supervisor Orrill to:</p> <ul style="list-style-type: none"> A) Declare Environmental Systems Research Institute, Inc. (ESRI) of Redlands, CA a sole-source provider of Geographic Information System software; B) Ratify and approve the three (3) year renewal of the ESRI Enterprise License Agreement (ELA) in an amount not to exceed \$85,000; and C) Authorize the County Administrator, or his designee, to sign on behalf of the County of Inyo to enter into the three-year ELA with ESRI, for the time period of February 13, 2023, through February 13, 2025, pending Board approval the Fiscal Year 2024-2025 Budget. <p>Motion carried unanimously.</p>
<i>CAO-Emergency Services – Continue Tropical Storm Hilary Emergency</i>	Moved by Supervisor Marcellin and seconded by Supervisor Orrill to continue the local emergency proclaimed in response to Tropical Storm Hilary. Motion carried unanimously.
<i>CAO – Broadband Technical Assistance Reimbursement Requests</i>	Moved by Supervisor Marcellin and seconded by Supervisor Orrill to authorize the County Administrator or designee to submit SF-270 forms (Request for Advance or Reimbursement) to the U.S. Department of Agriculture Rural Utilities Service on behalf of the County for Broadband Technical Assistance grant reimbursement requests and authorize the Chairperson to sign the Form 675 to document the authorization to submit SF-270 forms for grant reimbursement requests. Motion carried unanimously.
<i>CAO-Information Services – Microsoft Enterprise Enrollment Agreement</i>	Moved by Supervisor Marcellin and seconded by Supervisor Orrill to ratify and approve the Enterprise Enrollment Agreement between the County of Inyo and Microsoft of Redmond, WA, through their licensing solutions partner Dell, Inc. of Round Rock, TX, for the provision of Microsoft product subscription services in an amount not to exceed \$251,700 per year (\$755,100 for the period of July 1, 2023 through June 30, 2026), contingent upon the Board's approval of future budgets, and authorize the Information Services Director to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.
<i>CAO-Museum – Library of Congress Teaching with Primary Sources Grant</i>	Moved by Supervisor Marcellin and seconded by Supervisor Orrill to ratify and authorize the acceptance of a grant from the Library of Congress Teaching with Primary Sources program through the Metropolitan State University of Denver for the Eastern California Museum for the period of April 2022 through June 30, 2024 (as amended), for \$25,000. Motion carried unanimously.
<i>HHS-Fiscal – Eastern Sierra</i>	Moved by Supervisor Marcellin and seconded Supervisor Orrill to ratify the revised Memorandum of Understanding (MOU) between the County of Inyo, County of Mono, and

*Continuum of Care
MOU*

the Eastern Sierra Continuum of Care to establish the responsibilities of each party as they relate to the Regionally Coordinated Homeless Action Plan incorporated into the application for Homeless Housing, Assistance and Prevention Round 5 (HHAP-5) funding for the period of March 26, 2024 to June 30, 2029, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained. Motion carried unanimously.

*HHS-Social Services –
Redwood Toxicology
Contract Amendment
No. 1*

Moved by Supervisor Marcellin and seconded by Supervisor Orrill to approve Amendment No. 1 to the agreement between Inyo County and Redwood Toxicology to amend the Schedule of Fees including the updated pricing schedule with the inclusion of saliva swabs, urine testing, and follow-up testing for laboratory confirmation of all positive screenings related to the swabs. Motion carried unanimously.

*Planning Department-
Yucca Mountain
Oversight –
Roux Associates, Inc.
(Andy Zdon) Contract
Amendment No. 3*

Moved by Supervisor Marcellin and seconded by Supervisor Orrill to:

- A) Approve Amendment No. 3 to the contract between the County of Inyo and Roux Associates Inc. (Andy Zdon) to amend:
 - Section 2 – Term, to July 1, 2021, through June 30, 2025;
 - Term to July 1, 2021 - June 30, 2025, on Attachments A-E as applicable. Section 3 - CONSIDERATION at Subsection D - Limit payable under Agreement. Shall not exceed \$90,000;
 - The "not to exceed" amount to be \$90,000 on Attachments A-E as applicable; and
 - Attachment D – Insurance Requirements; and
- B) Authorize the Chairperson to sign.

Motion carried unanimously.

*Planning Department –
LAFCo FY 24-25
Contract*

Moved by Supervisor Marcellin and seconded by Supervisor Orrill to:

- A) Approve the contract between the County of Inyo and the Inyo Local Agency Formation Commission (LAFCo) to provide staff services in the amount not to exceed \$17,468.80 for the period of July 1, 2024, through June 30, 2025;
- B) Authorize the Chairperson to sign; and
- C) Direct the Planning Department and County Counsel to provide services as outlined in the contract contingent upon the Board's adoption of a Fiscal Year 2024-2025 Budget.

Motion carried unanimously.

*Public Works-
Recycling & Waste
Management –
Advanced Chemical
Transport, Inc.
Contract*

Moved by Supervisor Marcellin and seconded by Supervisor Orrill to:

- A) Award the bid for the removal of household hazardous waste (HHW) to Advanced Chemical Transportation, Inc, dba ACTenviro of Sacramento, CA;
- B) Approve the contract between County of Inyo and ACTenviro of Sacramento, CA in an amount not to exceed \$81,114 for the period of July 1, 2024, through June 30, 2027, subject to Board approval of future County budgets, and
- C) Authorize the Chairperson to sign the contract.

Motion carried unanimously.

*Sheriff –
COPS Technology &
Equipment Grant*

Moved by Supervisor Marcellin and seconded by Supervisor Orrill to authorize the submittal of a grant to the Department of Justice FY 2024 Technology & Equipment Program. Motion carried unanimously.

*USFS & BLM –
Summer Fire Season
Presentation*

Inyo National Forest Services Forest Supervisor Lesley Yen, Interagency Forest Field Management Office Larry Pingel, BLM Field Manager Sherri Lisius, and NOAA Meteorologist Chris Smallcomb provided a collaborative presentation on the upcoming summer fire season.

Public comment was made by Lynn Greer.

*Treasurer-Tax
Collector –
Proposed Business
License Program
Presentation*

Treasurer-Tax Collector Alisha McMurtrie provided a presentation on a proposed County of Inyo business license program and suggested schedule with a projected "go live" date of January 1, 2025.

Public comment was received from Lauralyn Hundley, Lynn Greer, Charles James, and Spencer McNeal.

Board members engaged in lengthy discussion about the potential program, urging staff to gather as much public feedback as possible per the proposed outreach schedule.

Recess/Reconvene

The Chairperson recessed the regular Board meeting to return to closed session at 12:57 p.m. and reconvened the meeting in open session at 1:42 p.m. with all Board members present. No subsequent action was taken that is required to be reported by law.

*CAO –
Eastern Sierra Air
Alliance Update & Air
Service Contribution
Approval*

CAO Greenberg introduced the item and Deputy Public Works Director for Airports Ashley Helms provided the Board with a presentation and updates on the Bishop Airport and Regional Air Service.

Board members thanked staff for their time then voiced questions and concerns about the current cost share agreement.

Supervisor Marcellin said he would like to see continued financial resources put toward advertising and eventually, additional options for connecting flights.

Supervisor Orrill suggested additional financial contributions earmarked for bolstering tourism through advertising, a stronger representative presence at the table for Inyo, and itemized invoices for the purpose of transparency.

Supervisor Griffiths said he would like more information on data collected and agreed with Supervisor Orrill about the governance piece, noting that three-quarters of the group are Mono County/Mammoth representatives. Griffiths said tourism for Inyo is important but giving residents the ability to fly out of the area locally provides a better quality of life and is just as important.

Supervisor Roeser was concerned with governance structure and questioned information provided in the cost share agreement document which could potentially set precedence for a future MOU. Roeser suggested dollars be put toward infrastructure improvements, a shuttle service, and advertising rather than the subsidy and noted that Inyo's contributions through infrastructure development – including valuable staff time grant fund matches – at the Bishop Airport needed to be taken into stronger consideration.

Supervisor Kingsley said he would love to see someone from the City of Bishop on the oversight committee and requested a break-down of funding streams for the Bishop Airport. Kingsley said he feels that the money put into the Bishop Airport is a good investment for the County and it seems short-sighted to continuously come back and question meeting a commitment made years ago.

Chairperson Kingsley asked if there was anyone wishing to provide public comment and there was no one wishing to speak.

Moved by Supervisor Griffiths and seconded by Supervisor Orrill to:

- A) Approve the 2023-2024 Commercial Air Service Revenue Guarantee Cost Sharing Agreement with Mammoth Lakes Tourism and authorize the Board Chair to sign;
- B) Approve the appropriation of \$196,000 from the Contingencies object code - 5901 into the Commercial Air Subsidy object code - 5543 in the Bishop Airport Budget (150100)); and
- C) Approve the payment of Invoice #2519 from Mammoth Lakes Tourism in the amount of \$196,000.

Motion carried 4-1, with Supervisor Roeser voting no.

*CAO –
FY 24-25 Preliminary
Budget Adoption*

Moved by Supervisor Roeser and seconded by Supervisor Griffiths to adopt the modified Fiscal Year 2023-2024 Board Approved Budget as the Preliminary Budget for Fiscal Year 2024-2025 and approve the Fixed Assets as recommended by staff. Motion carried unanimously.

Public Comment

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

Board Member & Staff Reports

Supervisor Griffiths said he recently attended a National Association of Counties leadership training in Washington, D.C., will be attending an upcoming meeting for the California State Association of Counties in Alameda County, and traveling to Sacramento to testify on SB 1032.

CAO Greenberg said he participated in an Eastern Sierra Conservancy tour and will attend various upcoming 2024-2025 budget meetings. Greenberg reminded Board members that he will attend next week's Board meeting remotely and thanked Crystal Geysler for generous contributions given to local fire agencies in response to assistance provided on the recent Cartago Fire.

Assistant Clerk of the Board and Public Relations Liaison Ellis reminded attendees that next week's Board meeting will be held at the Clint Quilter Consolidated Office Building in Bishop with a regular start time.

Supervisor Kingsley said will not be able to attend the Board meeting next week and said he recently attended a Western Governors Conference in Lake Tahoe.

Adjournment

The Chairperson adjourned the meeting at 3:47 p.m. to 8:30 a.m. Tuesday, June 25, 2024, at the Quilt Quilter Consolidated Office Building in Bishop.



Chairperson, Inyo County Board of Supervisors

*Attest: NATE GREENBERG
Clerk of the Board*

by: 

Darcy Ellis, Assistant