

Agenda



County of Inyo Board of Supervisors

Board of Supervisors Room
County Administrative Center
224 North Edwards
Independence, California

All members of the public are encouraged to participate in the discussion of any items on the Agenda. Anyone wishing to speak, please obtain a card from the Board Clerk and indicate each item you would like to discuss. Return the completed card to the Board Clerk before the Board considers the item (s) upon which you wish to speak. You will be allowed to speak about each item before the Board takes action on it.

Any member of the public may also make comments during the scheduled "Public Comment" period on this agenda concerning any subject related to the Board of Supervisors or County Government. No card needs to be submitted in order to speak during the "Public Comment" period.

Public Notices: (1) In Compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting please contact the Clerk of the Board at (760) 878-0373. (28 CFR 35.102-35.104 ADA Title II). Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting. Should you because of a disability require appropriate alternative formatting of this agenda, please notify the Clerk of the Board 72 hours prior to the meeting to enable the County to make the agenda available in a reasonable alternative format. (Government Code Section 54954.2). (2) If a writing, that is a public record relating to an agenda item for an open session of a regular meeting of the Board of Supervisors, is distributed less than 72 hours prior to the meeting, the writing shall be available for public inspection at the Office of the Clerk of the Board of Supervisors, 224 N. Edwards, Independence, California and is available per Government Code § 54957.5(b)(1).

Note: Historically the Board does break for lunch; the timing of a lunch break is made at the discretion of the Chairperson and at the Board's convenience.

October 17, 2017

8:30 a.m. 1. PUBLIC COMMENT

CLOSED SESSION

2. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to Paragraph (1) of subdivision (d) of Government Code §54956.9]** – Name of case: *Inyo County Probation Peace Officers Association v County of Inyo and DOES 1 through 100*, inclusive, Inyo County Superior Court Case No. SI CV PT 1659467
3. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Paragraph (1) of subdivision (d) of Government Code Section 54956.9]** – Name of case: *Wagner et al. v County of Inyo*, U.S. District Court, Case No. 1:17-cv-00969-DAD-JLT.
4. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** – Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code §54956.9 (two cases).
5. **PUBLIC EMPLOYMENT [Pursuant to Government Code §54957]** – Title: Health and Human Services Director.

OPEN SESSION

10:00 a.m. PLEDGE OF ALLEGIANCE

6. **REPORT ON CLOSED SESSION**
7. **PUBLIC COMMENT**
8. **COUNTY DEPARTMENT REPORTS** (*Reports limited to two minutes*)

CONSENT AGENDA (Approval recommended by the County Administrator)

CLERK-RECORDER-REGISTRAR OF VOTERS

9. Request Board issue an order declaring appointed-in-lieu of election those candidates submitted for the special districts for the November 7, 2017 Uniform District Election as per the attached Clerk's Certificates.

COUNTY ADMINISTRATOR

10. ***Parks & Recreation*** – Request Board: A) declare BearSaver of Ontario, CA a sole-source provider of bear-resistant trash/recycle bins for County campgrounds; and B) approve a purchase order to BearSaver of Ontario, CA in the amount of \$10,240 for 10 trash/recycle bins for County campgrounds.
11. ***Purchasing*** – Request Board: A) declare the Hanigan Company, Inc. of Riverside, CA the successful bidder for printing services for Fiscal Year 2017-2018 per Bid No. 2017-07; and B) award the contract for Bid No. 2017-07 to the Hanigan Company, Inc. of Riverside, CA in the amount of \$12,915 for Fiscal Year 2017-2018, authorizing purchase orders to be approved for various County Departments to order printing services from the Hanigan Company, Inc.

HEALTH AND HUMAN SERVICES

12. Request Board approve Amendment No. 1 to the Phase I Memorandum of Understanding Phase I between and among Kern, Inyo and Mono counties outlining the provision of services under the Federal Workforce Innovation and Opportunity Act, formerly named the Workforce Investment Act of 1998, for the period of July 1, 2016 through June 30, 2019, and authorize the Interim HHS Director to sign and submit as instructed.

PUBLIC WORKS

13. Request Board: A) declare Raftelis Financial Consultants, Inc. of Los Angeles, CA a sole-source provider of Rate Study Services; B) approve a contract with Raftelis Financial Consultants, Inc. of Los Angeles, CA for the provision of Rate Study Services for the Lone Pine, Independence, and Laws Town Waters Systems in an amount not to exceed \$30,985 for the period of October 17, 2017 to June 30, 2018; and C) authorize the Chairperson to sign, contingent on all appropriate signatures being obtained.
14. Request Board: A) approve the plans and specifications for the Inyo County Jail HVAC Replacement Project; and B) authorize the Public Works Director to advertise and bid the project.
15. Request Board: A) declare Stephen Newcombe Service, LLC of Lake Arrowhead, CA as the low bidder for the purchase of two (2) Meyers Pro-B Steel Pickup Snow Plows with mounting frames; B) approve a purchase order to Stephen Newcombe Service, LLC of Lake Arrowhead, CA in the amount of \$10,998.68 for the purchase of two (2) Meyers Pro-B Steel Pickup Snow Plows with mounting frames; and C) authorize payment of any associated fees/taxes/delivery that may be required to comply with State and/or Federal regulations.

DEPARTMENTAL (To be considered at the Board's convenience)

16. **BOARD OF SUPERVISORS – Supervisor Totheroh – COUNTY ADMINISTRATOR/WATER DEPARTMENT/COUNTY COUNSEL** – Request Board: A) receive a briefing regarding the inaugural meeting of the Owens Valley Groundwater Authority (OVGA) held on October 5, 2017; B) consider the request of Owens Valley Groundwater Authority Board of Director that member agencies review and identify desired changes to the Joint Powers Agreement forming the OVGA, and confirm the Inyo County Board of Supervisors' intention to review and consider possible changes to the Joint Powers Agreement only after the OVGA Board of Directors has been fully constituted by all members indicating their respective funding commitments and voting shares allocated accordingly – probably in 2018; and C) authorize and direct County staff to: 1) continue to provide minimum level of staff support to the Owens Valley Groundwater Authority, at no charge to the OVGA, for and until the OVGA Board of Directors is fully constituted, and for no more than four (4) meetings of the OVGA; and 2) once the OVGA Board is fully constituted with funding commitments confirmed and votes allocated, continue to provide staff support to the OVGA, reimbursed on a full cost recovery basis, until such time the OVGA enters into professional service agreements with member agencies to provide such staff services.
17. **HEALTH AND HUMAN SERVICES** – Request Board ratify and approve the three-year contract between the County of Inyo and the Department of Health Care Services for Drug Medi-Cal services for substance abuse treatment for an annual amount of \$78,077 and a total contract amount not to exceed \$234,231, for the period beginning July 1, 2017 through June 30, 2020, contingent upon the Board's adoption of future budgets, and authorize the Chairperson to sign five (5) Standard Agreements, one (1) Contractor Certification Clause, and one (1) California Civil Rights Laws Certification.

18. **PLANNING** – Request Board review the Grant Application Guide for Caltrans Sustainable Transportation Planning Fiscal Year 2017-2018 Sustainable Communities Grant from the SB 1: Road Repair and Accountability Act, provide input, and authorize staff to submit a grant application.
19. **PUBLIC WORKS** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Custodian I or II exists in the Building and Maintenance Budget, as certified by the Public Works Director and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates meet the qualifications for the position, the vacancy could possibly be filled through an internal recruitment, but an external recruitment would be more appropriate to ensure qualified applicants apply; and C) approve the hiring of one (1) Custodian I or II at Range 50 \$2,804 - \$3,410) or Range 54 (\$3,074 - \$3,739), depending on qualifications.
20. **COUNTY ADMINISTRATOR – Personnel** – Request Board: A) approve the contract between the County of Inyo and Kathe Barton for the provision of personal services as the Environmental Health Director at a monthly salary of \$8,585.00, effective October 19, 2017 and authorize the Chairperson to sign; and B) approve a resolution titled, “A Resolution of the Board of Supervisors, County of Inyo, State of California, Amending Resolution 2006-09, Changing Salary and/or Terms and Conditions of Employment for Appointed Officials Employed in the Several Offices or Institutions of the County of Inyo” and authorize the Chairperson to sign.
21. **COUNTY ADMINISTRATOR – Grand Jury** – Request Board approve the report to the Honorable Dean Stout, Presiding Judge, Inyo County Superior Court, responding to the findings and recommendations in the 2016-2017 Grand Jury Final Report and authorize the County Administrator to sign the transmittal letter.
22. **COUNTY ADMINISTRATOR – Emergency Services – SHERIFF** – Request Board: A) review the proposed Fiscal Year 2017 Homeland Security Grant Program Application and, if deemed acceptable; B) approve the submittal of the Fiscal Year 2017 Homeland Security Grant Program Application and authorize the County Administrator, as the designated Authorized Agent, to sign the grant application, as well as any and all accompanying documents, by approving a resolution titled, “Governing Board Resolution No. 2017-52” designating the County Administrator/Director of Emergency Services as the County’s Authorized Agent to execute for, and on behalf of Inyo County, an application to be filed with the California Governor’s Office of Emergency Services for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and sub-awarded through the State of California; and C) authorize the Chairperson to sign the Resolution Addendum letter.
23. **COUNTY ADMINISTRATOR – Emergency Services** – Request Board discuss and consider staff’s recommendation regarding continuation of the local emergency known as the “Here It Comes Emergency” that was proclaimed in anticipation of run-off conditions from near-record snowpack posing extreme peril to the safety of property and persons in Inyo County.
24. **COUNTY ADMINISTRATOR – Emergency Services** – Request Board discuss and consider staff’s recommendation regarding continuation of the local emergency known as the “Rocky Road Emergency” that was proclaimed as the result of flooding, mud, and rock landslides and deep snow drifts over portions of Inyo County caused by an atmospheric river weather phenomena that began January 3, 2017 and continued throughout February.
25. **COUNTY ADMINISTRATOR – Emergency Services** – Request Board discuss and consider staff’s recommendation to continue the local emergency known as the “Land of EVEN Less Water Emergency” that was proclaimed as a result of extreme drought conditions that existed until recently in the County, while considering how to address the ongoing hydrologic issues in West Bishop.
26. **COUNTY ADMINISTRATOR – Emergency Services** – Request Board discuss and consider staff’s recommendation regarding continuation of the local emergency known as the “Gully Washer Emergency” that resulted in flooding in the central, south and southeastern portion of Inyo County during the month of July, 2013.
27. **COUNTY ADMINISTRATOR – Emergency Services** – Request Board discuss and consider staff’s recommendation regarding continuation of the local emergency known as the “Death Valley Down But Not Out Emergency” that was proclaimed as a result of flooding in the central, south and southeastern portion of Inyo County during the month of October, 2015.
28. **CLERK OF THE BOARD** – Request Board approve the minutes of the regular Board of Supervisors meetings of September 12, 2017.

TIMED ITEMS (Items will not be considered before scheduled time)

- 11 a.m. 29. **COUNTY COUNSEL** – Request Board: A) adopt the proposed ordinance titled, “An Ordinance of the Board of Supervisors of the County of Inyo, State of California, Amending Section 3.80.030 of the Inyo County Code, Pertaining to the Fee for County Counsel Legal Services;” B) conduct a public hearing regarding a proposed resolution increasing the County Counsel legal services fee to \$151 per attorney hour, which is an amount that does not exceed the County’s costs of providing such services; and C) adopt the proposed resolution, titled, “A Resolution of the Board of Supervisors, County of Inyo, State of California Increasing the County Counsel Legal Services Fee.” *(Note that the fee increase adopted by the resolution would take effect concurrently with the above-referenced ordinance amending Section 3.80.030 of the Inyo County Code.)*
- 11:03 a.m. 30. **CAPITAL ASSET LEASING CORPORATION** – *The Board will convene as the Capital Asset Leasing Corporation Board of Directors to consider the following:*
A) Election of Officers – *The Board will elect a President, Secretary and Treasurer for the Corporation.*
B) Approval of Minutes – *Request approval of the October 18, 2016 Capital Asset Leasing Corporation meeting minutes.*
C) Financial Report – *Inyo County Treasurer-Tax Collector Alisha McMurtrie has submitted a Financial Report on the Corporation.*
- 1:30 p.m. 31. **PLANNING DEPARTMENT** – Request Board: A) conduct the first public hearing to consider submitting an application for 2017 Community Development Block Grant funding and, if necessary, set a second public hearing date for November 21, 2017, meeting the requirement of 30 days between the two public hearings before applications are due on December 1, 2017; and B) consider general projects that the County can submit an application for, including the Southern Inyo Fire Protection District. *(Specific applications will be considered on November 21 if that hearing is deemed necessary.)*

COMMENT (Portion of the Agenda when the Board takes comment from the public and County staff)

32. **PUBLIC COMMENT**

CORRESPONDENCE - INFORMATIONAL

33. **Department of Alcohol and Beverage Control** – Application for person-to-person transfer of beer and wine importer and wholesaler licenses from R&S Beverage Company L-Pship, 647 N. Main St., Bishop, CA 93514.

BOARD MEMBER AND STAFF REPORTS