

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.

June 2, 2015

8:30 a.m. 1. PUBLIC COMMENT

CLOSED SESSION

2. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: ICEA - Negotiators - County Administrative Officer, Kevin Carunchio, Assistant County Administrator, Rick Benson, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults.
3. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Law Enforcement Administrators' Association (LEAA) - Negotiators: - County Administrative Officer, Kevin Carunchio, Assistant County Administrator, Rick Benson, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults.
4. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Pursuant to Government Code §54956.9(d)(1) – Native American Heritage Commission v. Inyo County Planning Department and Inyo County Board of Supervisors, Inyo County Superior Court Case No. SICVPT 1557557 (Munro Petition for Writ of Mandate.)**
5. **CONFERENCE WITH LEGAL COUNSEL -ANTICIPATED LITIGATION [Pursuant to Government Code §54956.9(d)(4)]** - decision whether to initiate litigation (two cases).

OPEN SESSION

10:00 a.m. PLEDGE OF ALLEGIANCE

6. **REPORT ON CLOSED SESSION AS REQUIRED BY LAW.**
7. **PUBLIC COMMENT**
8. **INTRODUCTION –** Dustlyne Beavers, a Re-Entry Service Coordinator in the Health and Human Services Department will be introduced to the Board

COUNTY ADMINISTRATOR

9. **Risk Management** – Request approval of Amendment No. 2 to the Contract between the County of Inyo and John D. Kirby, A.P.C., for the provision of litigation services, increasing the Contract amount by \$25,000 to a total amount not to exceed \$250,000; and authorize the Chairperson to sign.

AGRICULTURAL COMMISSIONER

10. Request Board A) declare Gaines Measurement & Control, Inc., a sole-source provider of bell provers and B) approve the purchase of one reconditioned 2 ft. bell prover for the purpose of verifying the accuracy of gas meters from Gaines Measurement & Control, Inc., in an amount not to exceed \$17,740.

HEALTH AND HUMAN SERVICES

11. **Behavioral Health Services** – Request approval of the Contract between the County of Inyo and the State of California Dept. of Health Services for the provision of County mental health services for the period of July 1, 2015 through June 30, 2016; authorize the Mental Health Director to sign the agreement and Certification Clause; and transmit a signed copy to the Clerk of the Board for the Board's files.
12. **Behavioral Health Services** – Request approval of the Contract between the County of Inyo and Crestwood Behavioral Health Inc., for residential placement for adults in a locked facility or an enhanced board and care, for the period of July 1, 2015 through June 30, 2016, in an amount not to exceed \$30,000, contingent upon the Board's adoption of a FY 2015-16 budget; and authorize the Chairperson to sign.
13. **Behavioral Health Services** – Request approval of the Contract between the County of Inyo and Merced Behavioral Health Center for residential placement for adults in a locked facility, for the period of July, 2015 through June 30, 2016, in an amount not to exceed \$35,000 contingent upon the Board's adoption of a FY 2015-16 budget; and authorize the Chairperson to sign.
14. **Health Services** – Request approval of Agreement No. 14-10895 between the County of Inyo and the California Department of Public Health, implementing a project for Ebola preparedness and response for the period of July 2, 2015 through September 30, 2016, in the amount of \$65,379, contingent upon the Board's adoption of future budgets; authorize the Health and Human Services Director to sign the Agreement, the Certification Regarding Lobbying, the Non-Supplantation Certification, and the Letter of Acceptance; and transmit a signed copy to the Clerk of the Board for the Board's files.
15. **Mental Health Services** – Request Board A) declare I.D.E.A. Consulting a sole source provider of certain behavioral health consultation services for the FY 2015-16; and B) approve the Contract and the HIPAA Business Associate Agreement between the County of Inyo and I.D.E.A. Consulting for behavioral health consultation service for the period of July 1, 2015 through June 30, 2016, in an amount not to exceed \$20,000, contingent upon the Board's adoption of a FY 2015-16 budget; and authorize the Chairperson to sign.
16. **Mental Health Services** – Request Board A) declare Gary Ernst a sole source provider of certain mental health fiscal consultation services for FY 2015-16; and B) approve the Contract and HIPPA Business Associate Agreement between the County of Inyo and Gary C. Ernst for fiscal consulting services for the period of July 1, 2015 through June 30, 2016, in an amount not to exceed \$15,000, contingent upon the Board's adoption of a FY 2015-16 budget; and authorize the Chairperson to sign.
17. **Social Services** – Request approval of the Contract between the County of Inyo and the Regents of the University of California on behalf of its Davis Campus University Extension, for training services for the period of July 1, 2015 through June 30, 2016, in an amount not to exceed \$77,025, contingent upon the Board's adoption of a FY 2015-16 budget; and authorize the Chairperson to sing.

ROAD DEPARTMENT

18. Request award and approve the Contract between the County of Inyo and Granite Construction Company for the purchase of plant mixed asphalt products, for the period of May 15, 2015 through June 30, 2016, in an amount not to exceed \$64,800 including sales tax; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

SHERIFF

19. Request Board declare the California Department of Justice as a sole source provider of fingerprint processing and verification services and approve the purchase of fingerprint processing and verification services from the California Department of Justice in the amount of \$5,000.

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

20. **CHILD SUPPORT SERVICES** – Request Board find that, consistent with the adopted Authorized Position Review Policy: a) the availability of funding for a Child Support Officer position comes from the Child Support Fund, as certified by the Director of Child Support Services and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates meet the qualifications for the position, the vacancy could be filled through an internal recruitment; however, an open recruitment would be more appropriate to ensure qualified applicants apply; and C) approve the hiring of Child Support Officer I at Range 57 (\$3,046 - \$3,701), or II at Range 60 (\$3,271-\$3,973) depending on qualifications.
21. **SHERIFF'S DEPARTMENT** – Request Board find that, consistent with the adopted Authorized Position Review Policy: a) the availability of funding for a Gate Attendant position exists, as certified by the Department Head and concurred with by the County Administrator and the Auditor-Controller; B) where internal candidates meet the qualifications for the position, the vacancy could be filled through an internal recruitment; and C) authorize the hiring of an Animal Services Supervisor at Range 64 (\$3,375 - \$4,539).
22. **COUNTY ADMINISTRATOR – Recycling and Waste Management** – Request Board find that, consistent with the adopted Authorized Position Review Policy: a) the availability of funding for Gate Attendant position comes from the General Fund, as certified by the Auditor-Controller and concurred with by the County Administrator; B) where internal candidates meet the qualifications for the position, the vacancy could possibly be filled through an internal recruitment; however, an open recruitment would be more appropriate to ensure sufficient applicants apply; and C) approve the hiring of one Gate Attendant at Range 48 (\$2,581 - \$3,128).
23. **AGRICULTURAL COMMISSIONER** – Request approval of the Contract between the County of Inyo and SCI Consulting Group for the administration and levying of the 1998 Owens Valley Mosquito Abatement Program Assessment and the 2005 Mosquito Control and Disease Prevention Assessment for the period of July 1, 2015 through June 30, 2018, at the rate of \$37,500 per year, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.
24. **HEALTH AND HUMAN SERVICES – Behavioral Health Services** – Request Board ratify and approve Amendment No. A01 to the Agreement between the County of Inyo and the California Department of Health Care Services for the provision of substance use disorder services, increasing funding for FY 2014-15 by \$15,764 for a total amount for the three year period of the Contract to \$1,257,275, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign.
25. **PLANNING** – Request Board accept a presentation from staff about coordination with Forest Service staff regarding the Inyo National Forest Plan Update/Revision and provide input.
26. **PLANNING** – Request Board review draft correspondence to the BLM regarding the West Mojave Route Network Project and Plan Amendment Environmental Impact Statement; and authorize the Chairperson to sign.

27. **WATER DEPARTMENT** – Request Board

A) approve language for and the Grant Agreement between the County of Inyo and the State Water Resources Control Board for the purchase and installation of a drinking water vending machine and associated infrastructure and connections, and one year of operation and maintenance, for the period of April 30, 2014 through February 28, 2017; authorize the Water Director to sign any documentation to accept and utilize the Grant, contingent upon the MOU being signed by the Southern Inyo Fire Protection District, and transmit a copy to the Clerk of the Board for the Board's files;

B) amend the Water Department Budget Unit 024102 by (a) increasing revenue in State Grants (*Revenue Code #4498*) by \$80,221; (b) increasing appropriations in Professional Services (*Object Code #5265*) by \$80,221 for FY 2014-15, contingent upon the Budget Officer's concurrence; (*4/5's vote required*); c) direct staff to include any balances left from all grant funding for this project in the FY 2014-15 budget, in FY 2015-16 Water Department Budget Unit 024102, contingent upon the Board's adoption of a FY 2015-16 budget, contingent upon the Board's adoption of a FY 2015-16 budget; and

C) approve the Memorandum of Understanding between the County of Inyo and Southern Inyo Fire Protection District for the District to be responsible for operation, testing, and repair of the vending machine; and authorize the Water Director to sign and transmit a copy to the Clerk of the Board for the Board's files.

28. **COUNTY ADMINISTRATOR - Emergency Services** - Request Board continue the local emergency, The Death Valley Road eater Emergency, that resulted in flooding in the eastern portion of Inyo County during the month of August 2012, per Resolution #2012-32, as recommended by the County Administrator.

29. **COUNTY ADMINISTRATOR – Emergency Services** - Request Board continue the local emergency, The Gully Washer Emergency that resulted in flooding in the central, south and southeastern portion of Inyo County during the month of July, 2013, as recommended by the County Administrator.

30. **COUNTY ADMINISTRATOR - Emergency Services** - Request Board continue the local emergency, The Canyon Crusher Emergency, that resulted in flooding in the portions of Inyo County during the month of August, 2013, was recommended by the County Administrator.

31. **COUNTY ADMINISTRATOR - Emergency Services** – Request Board continue the local emergency, known as the “Land of EVEN Less Water Emergency” that was proclaimed as a result of extreme drought conditions that exist in the County as recommended by the County Administrator.

32. **CLERK OF THE BOARD** – Request approval of the minutes of the Board of Supervisors meetings of A) May 5, 2015; B) May 12, 2015; and C) May 19, 2015.

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

11:00 a.m. 33. **WATER DEPARTMENT** - Request Board A) consider the attached draft agenda for the June 4, 2015 Inyo/LA Standing Committee meeting to be held in Independence, and provide direction to the County's Standing Committee representatives; and B)

34. **WATER DEPARTMENT** – Request Board receive an update and consider approving letters to the State Lands Commission, and possibly the California Department of Fish & Wildlife regarding water requirements on the Owens Lake in light of drought conditions and recent State water regulations.

CORRESPONDENCE - ACTION

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

35. **COUNTY DEPARTMENT REPORTS** (*Reports limited to two minutes*)

36. **PUBLIC COMMENT**

BOARD MEMBERS AND STAFF REPORTS

CORRESPONDENCE - INFORMATIONAL

AGENDA
**INYO COUNTY/LOS ANGELES
STANDING COMMITTEE**

11:00 a.m.
June 4, 2015

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

The public will be offered the opportunity to comment on each agenda item prior to any action on the item by the Standing Committee or, in the absence of action, prior to the Committee moving to the next item on the agenda. The public will also be offered the opportunity to address the Committee on any matter within the Committee's jurisdiction prior to adjournment of the meeting.

1. **Action Item:** Approval of documentation of actions from May 7, 2015 meeting.
2. Runoff and operations update
 - a. Eastern Sierra runoff and operations
 - b. Water availability for Owens Valley and Los Angeles
 - c. First six-month Operations Plan
3. **Action item:** Program for reasonable reductions in irrigation water supply for Los Angeles-owned lands in Owens Valley, for recreation and wildlife projects, for projects implemented as part of the Inyo/Los Angeles Long Term Water Agreement, projects associated with the 1997 Memorandum of Understanding, and for enhancement/mitigation projects.
4. **Action item:** Consideration of Standing Committee approval of reductions in water supplied to the McNally Ponds and Pasture Enhancement/Mitigation Project.
5. Public Comment.
6. Confirm schedule for future Standing Committee meetings.
7. Adjourn.

Standing Committee meeting protocols (Adopted May 11, 2011)

The Inyo/Los Angeles Long-Term Water Agreement (LTWA) define the Standing Committee in Section II:

As agreed by the parties, the Department representatives on the Standing Committee shall include at least one (1) member of the Los Angeles City Council, the Administrative Officer of the City of Los Angeles, two (2) members of the Board of Water and Power Commissioners, and three (3) staff members. The County representatives on the Standing Committee shall be at least one (1) member of the Inyo County Board of Supervisors, two (2) Inyo County Water Commissioners, and three (3) staff members.

The LTWA further provides that:

Regardless of the number of representatives from either party in attendance at a Standing Committee or Technical Group meeting, Inyo County shall have only one (1) vote, and Los Angeles shall have only one (1) vote.

The Standing Committee adopts the following protocol for future Standing Committee meetings.

1. In order for the Standing Committee to take action at a meeting, representation at the meeting will consist of at least four representatives of Los Angeles, including one member of the Los Angeles City Council or Water and Power Commission, and four representatives of Inyo County, including one member of the Board of Supervisors.
2. A Chairperson from the hosting entity will be designated for each meeting.
3. In the event that an action item is on the meeting agenda, Los Angeles and Inyo County shall each designate one member to cast the single vote allotted to their entity at the onset of the meeting. The Chairperson may be so designated. Agenda items that the Standing Committee intends to take action on will be so designated on the meeting agenda.
4. If representation at a Standing Committee meeting is not sufficient for the Standing Committee to act, the Standing Committee members present may agree to convene the meeting for the purpose of hearing informational items.
5. Meeting agendas shall include any item within the jurisdiction of the Standing Committee that has been proposed by either party.
6. The public shall be given the opportunity to comment on any agenda item prior to an action being taken. The public will be given the opportunity to comment on any non-agendized issue within the jurisdiction of the Standing Committee prior to the conclusion of each scheduled meeting. At the discretion of the Chairperson, reports from staff or reopening of public comment may be permitted during deliberations.
7. The Chairperson may limit each public comment to a reasonable time period. The hosting entity will be responsible for monitoring time during public comment.
8. Any actions taken by the Standing Committee shall be described in an action item summary memorandum that is then transmitted to the Standing Committee at its next meeting for review and approval. This summary memorandum shall also indicate the Standing Committee members present at the meeting where actions were taken.
9. Standing Committee meetings shall be voice recorded by the host entity and a copy of the recording shall be provided to the guest entity.
10. (Added February 24, 2012) The Standing Committee may also receive comments/questions in written form from members of the public. Either party may choose to respond, however, when responding to a public comment/question, whether verbally or in writing, any statements made by either party may represent the perspective of that party or the individual making the response, but not the Standing Committee as a whole (unless specifically agreed to as such by the Standing Committee). When either party responds in writing to public comment/question, that response will be concurrently provided to the other party.