

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.

August 16, 2016

8:30 a.m. 1. PUBLIC COMMENT

CLOSED SESSION

2. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION.** Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9. (one case)
3. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION.** (Paragraph (1) of subdivision (d) of Government Code Section 54956.9). *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)
4. **CONFERENCE WITH LABOR NEGOTIATORS [Pursuant to Government Code §54957.6]** – 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); Law Enforcement Administrators' Association (LEAA). Unrepresented employees: all. Agency designated representatives: County Administrative Officer Kevin Carunchio, Assistant County Administrator Rick Benson, Deputy Personnel Director Sue Dishion, Information Services Director Brandon Shults, County Counsel Marshall Rudolph, and Assistant County Counsel John Vallejo.

OPEN SESSION

10:00 a.m. PLEDGE OF ALLEGIANCE

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

The following employees will be introduced to the Board: Cindy Reeves, Office Clerk II, Motor Pool; and Robert Lee Sunman; Equipment Operator I, Integrated Waste Management.

CORONER

9. Request Board approve the contract between the County of Inyo and John Thatcher Bright for personal services for the term of August 16, 2016 through December 31, 2019, for a total contract amount not to exceed \$45,000, contingent upon the adoption of future budgets, and authorize the Chairperson to sign.

COUNTY ADMINISTRATOR/SHERIFF'S DEPARTMENT

10. ***Emergency Services*** – Request Board: A) approve the submittal of the 2016 Homeland Security Grant Program grant application; and B) direct the County Administrator, as the Director of Emergency Services and the Authorized Agent as designated with Governing Body Resolution 2016-28, to sign the grant application and accompanying documents as well as execute any actions necessary to obtain the Fiscal Year 2016 Homeland Security Grant Program Grant and related federal financial assistance by the Department of Homeland Security through the State of California.

COUNTY ADMINISTRATOR

11. ***Parks and Recreation*** – Request Board approve the concession agreement between the County of Inyo and Brown's Supply, Inc. for the operation and maintenance of the Millpond Campground and, contingent upon obtaining all necessary signatures, authorize the Chairperson to sign.
12. ***Recycling and Waste Management*** – Request Board: A) approve the contract between the County of Inyo and Geo-Logic Associates, Inc. for Solid Waste Engineering Services, with a term for three years from August 16, 2016 to June 30, 2019, with two optional one-year extensions for a five-year not-to-exceed amount of \$584,005 (\$110,000 for the first year with maximum annual CPI increases up to 3 percent); and B) authorize the Chairperson to sign the contract subject to and contingent upon obtaining all appropriate signatures and the adoption of future County budgets.
13. ***Recycling and Waste Management*** – Request Board: A) award the bid and approve the contract between the County of Inyo and Chuck Stewart of Olancho, California for the period of August 9, 2016 through June 30, 2019 in an amount not to exceed \$17,284.31 (\$5,592 for the first year and up to a 3 percent CPI increase each of the following two years) subject to Board adoption of future county budgets; and B) authorize the Chairperson to sign the contract contingent upon obtaining the appropriate signatures.
14. ***Recycling and Waste Management*** – Request Board: A) award the bid and approve the contract between the County of Inyo and Preferred Septic and Disposal, Inc. for Waste Disposal Hauling Services from the Olancho, Keeler, and Darwin transfer stations for the period of August 2, 2016 through June 30, 2019, in an amount not to exceed \$116,496 (\$38,832 per year for three years) subject to Board adoption of future budgets; B) authorize the inclusion of recycling, illegal dumping cleanup, and other services noted in Attachment A of the contract, as part of the trash disposal services contract; and C) authorize the Chairperson to sign the agreement contingent upon obtaining the appropriate signatures.
15. ***Recycling and Waste Management*** – Request Board approve and authorize the Chairperson to sign the Consent to Assignment of Rights Letter with Benz Sanitation, Inc., dba Ridgecrest Sanitation.

HEALTH AND HUMAN SERVICES

16. Request Board approve the Medi-Cal Data Privacy and Security Agreement between the California Department of Health Care Services and the Inyo County Department of Health and Human Services for the period of September 1, 2016 through August 31, 2019, and authorize the Director of Health and Human Services to sign, with copies remitted to the Board Clerk for the Board's files.

PLANNING

17. Request Board approve Resolution No. 2016-___ titled, "A Resolution of the Board of Supervisors of the County of Inyo, State of California, Certifying That the Provisions of the California Environmental Quality Act (CEQA) Have Been Met and Making Certain Findings With Respect to; and Approving the General Plan Correction of Land-Use Designation for 2290 Dixon Lane, Bishop Community, Inyo County, California (APN 10-352-01)."

PUBLIC WORKS

18. Request Board approve Amendment #1 to the contract dated June 28, 2016 between the County of Inyo and AndersonPenna Partners, Inc., which modifies the existing contract by changing the regular hourly wage rate and the lodging rate.
19. Request Board: A) award the Construction Contract for the Lone Pine/Death Valley Airport Airfield Lighting and Visual Aids Improvement Phase I Construction Project to Spiess Construction Co., Inc. of Santa Maria, California in the amount of \$349,626.80; B) approve and award the Construction Contract with Spiess Construction Co., Inc. in the amount of \$349,626.80; C) authorize the Chairperson to execute the Project Construction Contract contingent upon obtaining appropriate signatures; and D) 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.
20. Request Board approve the contract between the County of Inyo and Utility Cost Management LLC for the provision of Utility Billing Audit services in an amount not to exceed 50 percent of the savings it obtains for the County for the three-year period of September 1, 2016 through August 30, 2019, and authorize the Chairperson to sign.
21. **Road Department** – Request Board: A) authorize the Road Department to dispose of two items, already identified as surplus, by selling them as scrap to Brown's Salvage; and B) authorize the Road Department to trade a tire machine located in Shoshone, also already identified as surplus, to the Caltrans station located in Shoshone for the cost of disposal.
22. **Road Department** – Request Board approve the closure of portions of North Pa Ha Lane, Diaz Lane, and Barlow Lane on Friday, September 23, 2016 between the hours of 9 a.m. and 12:30 p.m. for the California Indian Day Parade.

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

23. **COUNTY ADMINISTRATOR** – Request Board review a written argument in favor of the County's Cannabis Business Tax Measure being submitted to the voters on November 18, 2016, and potentially approve the Board's filing of said argument with the Clerk-Recorder (County Elections Official) in accordance with Elections Code Section 9162, with such revision (if any) to the draft argument as the Board may deem appropriate.
24. **WATER DEPARTMENT** – Request Board authorize the Water Department to submit a grant application to the Wildlife Conservation Board (WCB), California Streamflow Enhancement Program (SEP), funded under 2016 Proposition 1 funding.
25. **WATER DEPARTMENT** – Request Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for six seasonal field assistant positions exists in the Fiscal Year 2016-2017 Salt Cedar Budget as certified by the Water Director and concurred with by the County Administrator and the Auditor-Controller; B) where due to the seasonal nature of the positions it is unlikely that the positions could be filled by internal candidates meeting the qualifications for the positions, therefore an open recruitment would be appropriate to ensure qualified applicants apply; and C) approve the hiring of six seasonal Field Assistant I's at Range 050PT (\$14.46 - \$17.56 per hour) for the period of October 1, 2016 through March 30, 2017, contingent upon adoption of the Fiscal Year 2016-2017 budget.

26. **DISTRICT ATTORNEY** – Request Board find that, consistent with the Authorized Position Review Policy: A) the availability of funding for one BPAR Legal Secretary I-II comes from the District Attorney’s General Fund Budget, as certified by the District Attorney, and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates meet the qualifications for the position, the position could possibly be filled through an internal recruitment, however an open recruitment is more appropriate to ensure a qualified applicant pool; and C) authorize the hiring of one BPAR Legal I Secretary, Range 56 (\$3,163 - \$3,839), or one BPAR Legal Secretary II, Range 60 (\$3,471 - \$4,216), depending on qualifications, through open recruitment.
27. **PUBLIC WORKS** – Request Board find that, consistent with the Authorized Position Review Policy: A) the availability of funding for Road Superintendent comes from the non-General Fund Road 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 an internal recruitment would be appropriate; and C) authorize the hiring of one Road Superintendent, Range 78 (\$5,303-\$6,445).
28. **PUBLIC WORKS** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for Building Inspector comes from the General Fund- Building and Safety, as certified by the Public Works Director, and concurred with by the County Administrator and the Auditor-Controller; B) where internal candidates meet the qualifications, the vacancy could possibly be filled through an internal recruitment, however it would be more appropriate to fill the position through an open recruitment; and C) authorize the hiring of one Building Inspector at Range 68 (\$4,188 - \$5,088).
29. **HEALTH & HUMAN SERVICES – Behavioral Health** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one full-time Behavioral Health Division Office Clerk III exists in the non-General Fund Behavioral Health and Drinking Driver Program budgets, as certified by the Health and Human Services Director 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 by an internal candidate, but an open recruitment would be more appropriate to ensure more qualified candidates apply; and C) approve the hiring of one full-time Office Clerk III at Range 52 (\$2,880 - \$3,500).
30. **SHERIFF** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one Deputy Sheriff position exists in the General Fund, as certified by the Sheriff and concurred with by the County Administrator and the Auditor-Controller; B) where internal candidates may meet the qualifications for the position, the vacancy could be filled by an internal candidate, but an open recruitment would be more appropriate to ensure the most qualified candidates apply; and C) approve the open recruitment and hiring of one Deputy Sheriff position at Range 67SA-SC (\$4,149 - \$5,565) and authorize up to the E step for a qualified lateral applicant.
31. **BOARD OF SUPERVISORS – Supervisor Tillemans** – Request Board consider and adopt Resolution No. 2016-_____ titled, “A Resolution of the Board of Supervisors, County of Inyo, State of California, Waiving Solid Waste Disposal and Gate Fees at Bishop-Sunland Landfill for the Big Pine Cemetery District for Green and Wood Waste in an Amount Not to Exceed \$500 for a 30-Day Period.”
32. **PLANNING** – Request Board review the U.S. Forest Service’s Scoping Notice for the Bishop and Pine Creek Fuels Reduction Project and authorize the Chairperson to sign correspondence in regards thereto.
33. **CLERK-RECORDER-REGISTRAR OF VOTERS** – Request Board conduct a workshop on Inyo County’s voting technology.
34. **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.
35. **COUNTY ADMINISTRATOR – Emergency Services** – Request Board discuss and consider staff’s recommendation regarding continuation of 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.
36. **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.

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

- 11 a.m. 37. **PLANNING** – Request Board review the draft of the County’s final comment letter prepared for the Draft Inyo National Forest Plan Revision and the Draft Environmental Impact Statement; provide input and then potentially authorize the Chairperson to sign the letter and direct staff to send it.
- 1:30 p.m. 38. **HEALTH & HUMAN SERVICES/PROBATION** – Request Board review Agreements for providing out-of-county bed space for juvenile offenders; the draft notice to the State of the County’s intent to convert the full-time Juvenile Hall to a Special Purpose Facility (aka a weekend-only juvenile hall); the Memorandum of Understanding for continued operation of the Juvenile Court School (aka the Keith Bright School); and, the updated *Area Resource Center Plan For Serving Children, Juveniles and Their Families*; and, if deemed acceptable to the Board:
- A) Approve the individual Agreements between Inyo County and Tulare, Kern, El Dorado and Nevada counties for bed space for out-of-county placements of detained/committed Inyo County youth, and authorize the Chairperson to sign contingent on all appropriate signatures being obtained;
 - B) Direct the Chief Probation Officer to provide notification to the Board of State Community Corrections (BSCC) of Inyo County’s decision to convert the full-time Inyo County Juvenile Center facility to a Special Purpose (e.g., weekend-only) facility effective on a date to be determined by your Board;
 - C) Approve the Memorandum of Understanding Between the County of Inyo, Inyo County Board of Education, Inyo County Superintendent of Schools, and Bishop Unified School District Regarding The Provision of Juvenile Services And The Operation of A Court School, and authorize the Chairperson, Chief Probation Officer, and Health and Human Services Director to sign contingent on all required signatures being obtained; and,
 - D) Approve the updated proposed *Area Resource Center Plan for Serving Children, Juveniles and Their Families*.

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

39. **PUBLIC COMMENT**

BOARD MEMBERS AND STAFF REPORTS

CORRESPONDENCE - ACTION

40. **INYO COUNTY FISH AND WILDLIFE COMMISSION** – Request Board approve a \$3,000 expenditure from the Inyo Fine Fund and an additional \$2,000 expenditure (if the money is available) to purchase trout from the Desert Springs Trout Farm for planting in the Bishop Creek Drainage in mid-September, contingent upon matching funds from the Bishop Chamber of Commerce.

CORRESPONDENCE - INFORMATIONAL

41. **SHERIFF** – Sheriff’s Special Appropriations Report for the period of July 1, 2015 to June 30, 2016.