

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 27, 2017

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 §54956.9 (one case).
3. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** – Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code §54956.9 (one case).
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); IHSS Workers; 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, County Counsel Marshall Rudolph, and Assistant County Counsel John Vallejo.
5. **PUBLIC EMPLOYMENT [Pursuant to Government Code §54957]** – Titles: Environmental Health Director; Health and Human Services Director; and Planning Director.
6. **PUBLIC EMPLOYMENT EVALUATION [Pursuant to Government Code §54957]** – Title: Chief Probation Officer.

OPEN SESSION

10:00 a.m. PLEDGE OF ALLEGIANCE

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

AUDITOR-CONTROLLER

10. Request Board authorize the Auditor-Controller to sign a Memorandum of Understanding (MOU) between the County of Inyo and the Superior Court of California, County of Inyo to jointly agree upon a payment method for Superior Court's share of the CalPERS Unfunded Actuarial Liability (UAL).

CHILD SUPPORT SERVICES

11. Request Board approve the contract between the County of Inyo and Gerardo Ramos for the provision of Spanish interpretive services for the Department of Child Support in an amount not to exceed \$30,000 for the term of July 1, 2017 to June 30, 2019, contingent upon the Board's adoption of future budgets, and authorize the Chairperson to sign.

COUNTY ADMINISTRATOR

12. **Personnel** – Request Board approve: A) a contract between the County of Inyo and Cathreen Richards for the provision of personal services as the Planning Director at a monthly salary of \$8,500.00, effective June 29, 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.
13. **Personnel** – Request Board approve the contract between the County of Inyo and Atkinson, Andelson, Loya, Ruud & Romo for the provision of Legal Services – General Labor and Employment Advice, and representation in the amount of \$220,000 for the period of July 1, 2017 to June 30, 2018, contingent upon the Board's adoption of the Fiscal Year 2017-2018 budget, and authorize the Chairperson to sign.
14. **Public Defender** – Request Board approve Amendment No. 1 to the agreement between the County of Inyo and Elizabeth Corpora for the provision of Professional Services as a Public Defender (Dependency Cases, Delinquency Cases, Child Support Cases, Patients' Rights Advocate Cases, Mental and Conservatorship Cases) extending the end date to June 30, 2020 and increasing the contract amount by \$340,500, contingent upon the Board's adoption of future budgets, and authorize the Chairperson to sign.
15. **Recycling and Waste Management** – Request Board approve Amendment No. 1 to the agreement between the County of Inyo and Talon Services for the provision of concrete crushing services at the Bishop-Sunland Landfill, extending the end date from June 30, 2017 to August 31, 2017 and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained.
16. **Risk Management** – Request Board approve Contract Amendment No. 7 to the agreement between the County of Inyo and John D. Kirby, APC for the provision of Civil Litigation Attorney Services for the period of July 1, 2017 through December 31, 2017, increasing the amount of the contract to \$302,000, and authorize the Chairperson to sign.
17. **Risk Management** – Request Board approve the agreement between the County of Inyo and Porter Scott, A Professional Corporation (Carl Fessenden, Esq., Contact) for the provision of Civil Litigation Attorney Services in an amount not to exceed \$230,000 for the period of July 1, 2017 through June 30, 2018, contingent upon the Board's adoption of future budgets, and authorize the Chairperson to sign.

COUNTY ADMINISTRATOR/PUBLIC WORKS

18. **Emergency Services** – Request Board accept contractor Michael Baker International's Multi-Jurisdictional Hazard Mitigation-Project Manager Change Notice and authorize the Board Chairperson to sign the written approval for Michael Baker International to enter into a Subconsultant Agreement with Placeworks, to assist with the finalization and completion of the Inyo County Multi-Jurisdictional Hazard Mitigation Plan.

HEALTH AND HUMAN SERVICES

19. **Behavioral Health** – Request Board approve the contract between the County of Inyo and Anne Sippi Treatment Group for residential placement for an adult conserved under the Laterman Petris Short Act, in an amount not to exceed \$35,000 for the period of July 1, 2017 to June 30, 2018 contingent upon the Board's adoption of the Fiscal Year 2017-2018 Budget, and authorize the Chairperson to sign the contract and the HIPAA Business Associate Agreement.
20. **Behavioral Health** – Request Board approve the contract between the County of Inyo and Charis Youth Center for the provision of mental health services within a residential placement setting in an amount not to exceed \$35,000 for the period of July 1, 2017 to June 30, 2018, contingent upon the Board's adoption of the Fiscal Year 2017-2018 budget, and authorize the Chairperson to sign the contract and the HIPAA Business Associate Agreement.
21. **Behavioral Health** – Request Board approve the contract between the County of Inyo and Jeanette Sprague, MFT for the provision of bilingual mental health services as part of the Mental Health Service Act Community Services and Support Plan in an amount not to exceed \$15,000 for the period of July 1, 2017 to June 30, 2018, contingent upon the Board's adoption of the Fiscal Year 2017-2018 budget, and authorize the Chairperson to sign the contract and the HIPAA Business Associate Agreement.
22. **Social Services** – Request Board appoint HHS Acting Director Marilyn Mann as the interim representative to the County Welfare Directors Association of California, beginning July 1, 2017 and continuing until the appointment of a new HHS Director.
23. **Social Services** – Request Board approve the agreement between the County of Inyo and the Inyo County Superintendent of Schools for the provision of Stage I Child Care Services, in an amount not to exceed \$150,000 for the period of July 1, 2017 through June 30, 2018, contingent upon the Board's adoption of the Fiscal Year 2017-2018 budget, and authorize the Chairperson to sign.

PLANNING

24. Request Board approve the contract between the County of Inyo and the Inyo Local Agency Formation Commission to provide staff services in the amount not to exceed \$21,114 for the period of July 1, 2017 through June 30, 2018, authorize the Chairperson to sign, and 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 2017-2018 Budget.
25. **Yucca Mountain Repository Assessment Office** – Request Board: A) approve Amendment No. 1 to the contract between the County of Inyo and the Hydrodynamics Group to amend all sections relating to the term of the agreement to be July 1, 2016 to June 30, 2018, contingent upon the Board's adoption of future budgets, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained; and B) approve Amendment No. 3 to the agreement between the County of Inyo and Andy Zdon & Associates to amend all sections relating to the Contractor's title to be Partner Engineering and Science, Inc./Andy Zdon, to all sections relating to the term of the agreement to be July 1, 2016 to June 30, 2018, contingent upon the Board's adoption of future budgets, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained.

PROBATION

26. Request Board: A) declare Siemens Industry, Inc. of Fresno, Calif. a sole-source contractor; B) approve the contract between the County of Inyo and Siemens Industry, Inc. of Fresno, Calif. for the provision of a semi-annual inspection and maintenance of equipment services (fire and safety equipment – Fire Suppression System) in an amount not exceed \$21,726 for a three-year term (July 1, 2017 through June 30, 2020) with options to extend a fourth and fifth year, contingent upon the Board's adoption of future budgets; and C) authorize the Chairperson to sign.

PUBLIC WORKS

27. Request Board approve Amendment No. 1 to Standard Contract 116 with Wilder Barton for the operation and maintenance of the Independence, Laws and Lone Pine town water systems, increasing the contract amount not to exceed \$706,668 and extending the term through December 31, 2017 unless terminated earlier, contingent upon the adoption of future budgets, and authorize the Chairperson to sign contingent upon all appropriate signatures being obtained.
28. Request Board approve a resolution 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 South Street HVAC Replacement Project."

WATER DEPARTMENT

29. Request Board approve: A) a High-Flow Amendment to the 2017-2018 Work Plan to allow for additional contracted services from the LORP MOU Consultants Mark Hill and Bill Platts; and B) approve the Consultants contract between the County of Inyo and LORP MOU consultants Mark Hill and Bill Platts (formerly, Ecosystem Sciences), serving as independent contractors, for the provision of biological resources consulting services in the amount of \$38,070 for Mark Hill and \$35,970 for Bill Platts (dba Platts Consulting) for a total amount not to exceed \$74,040 for the period of July 1, 2017 through June 30, 2018, subject to the Board's approval of the High Flow Amendment to the Work Plan, and authorize the Chairperson to sign contingent on all appropriate signatures being obtained.

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

30. **PLANNING** – Request Board receive a presentation from Inyo National Forest Supervisor Ed Armenta on the status of the Forest Plan Revision.
31. **BOARD OF SUPERVISORS** – ***Supervisors Matt Kingsley and Jeff Griffiths*** – Request Board consider and approve sending a letter in opposition of Assembly Bill 1250 – Counties and Cities: Contracts for Personal Services, and authorize the Chairperson to sign.
32. **PLANNING** – Request Board authorize a change in the Planning Department Authorized Strength by deleting one (1) Associate Planner position at Range 74 (\$4,826 - \$5,586) and adding one (1) Assistant Planner at Range 70 (\$4,391 - \$5,341), effective June 27, 2017; and then find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for this requested position exists in the Planning Department budget, as certified by the Interim Planning 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 through an internal recruitment, but an open recruitment would be more appropriate to ensure qualified candidates apply; and C) approve the hiring of one (1) Assistant Planner at Range 70 (\$4,391 - \$5,341).
33. **COUNTY ADMINISTRATOR** – ***Information Services*** – Request Board find that, consistent with the Authorized Position Review Policy: A) the availability of funding for one (1) Network and Operations Analyst and one (1) Programmer Analyst position exists in the planned Fiscal Year 2017-2018 budget, as certified by the Information Services Director 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, but an open recruitment would more appropriate to ensure qualified candidates apply; and C) approve the hiring of one (1) Network and Operations Analyst I-IV, Range 68 (\$4,188 - \$5,088) to Range 79 (\$5,427 - \$6,600), and one (1) Programmer Analyst I-IV, Range 68 (\$4,188 - \$5,088) to Range 79 (\$5,427 - \$6,600), dependent on qualifications.
34. **HEALTH AND HUMAN SERVICES** – ***Public Health*** – Request Board authorize the temporary modification of the Health and Human Services Department Authorized Strength by increasing the authorized strength by one (1) full-time Correctional Nurse, Range 78 (\$5,303 - \$6,445, plus a 5% stipend) effective June 29, 2017 and deleting a Correctional Nurse, Range 78 (\$5,303 - \$6,445, plus a 5% stipend), effective July 14, 2017; and then find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for this requested position exists in the Health budget, as certified by the HHS Director and concurred with by the County Administrator and the Auditor-Controller; and B) approve the hiring of one (1) full-time Correctional Nurse, Range 78 (\$5,303 - \$6,445, plus a 5% stipend).

35. **PUBLIC WORKS** – Request Board find that, consistent with the Authorized Position Review Policy: **A)** the availability of funding for one (1) Office Technician I/II exists within the Public Works Department’s Building & Maintenance, Public Works, Building & Safety, Road and Local Transportation budgets, as certified by the Public Works Director and concurred with by the County Administrator and Auditor-Controller; and **B)** where internal candidates meet the qualifications for the position, the vacancy could be filled through an internal recruitment, but an open recruitment would be more appropriate to ensure qualified candidates apply; and **C)** authorize the hiring of one (1) Office Technician I/II at Range 55 (\$3,088 - \$3,754) to Range 59 (\$3,389 - \$4,118).
36. **COUNTY ADMINISTRATOR – Recycling & Waste Management** – Request Board approve the contract between the County of Inyo and Fort Independence Tribe to provide services processing recyclables collected at Inyo County Manned Solid Waste Facilities, in the amount of \$6,666 per year for the three-year period of July 1, 2017 through June 30, 2020, in an amount not to exceed \$20,000 over the three-year period, contingent upon the Board’s adoption of the Fiscal Year 2017-2018 and future budgets, and authorize the Chairperson to sign contingent upon all appropriate signatures being obtained.
37. **COUNTY ADMINISTRATOR – Emergency Services** – Request Board discuss and consider staff’s recommendation to continue and amend Resolution 2017-15, which confirms the declaration and continued existence of the local emergency known as the “Here it Comes Emergency.”
38. **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.
39. **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.
40. **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.
41. **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.
42. **CLERK OF THE BOARD** – Request Board approve the minutes from the regular meeting of May 16, 2017 and the special meeting of June 2, 2017.

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

- 11:30 a.m.
43. **PROBATION** – Request Board review the proposed Youth Early Intervention Program to be offered to Local School Districts to provide early intervention services to at-risk youth in an effort to keep them out of the juvenile justice system.
 44. **HEALTH AND HUMAN SERVICES/PROBATION** – Request Board receive a presentation reviewing the status of the Juvenile Services Transition.

- 1:30 p.m. 45. **WATER DEPARTMENT** – Request Board:
- A) conduct a public hearing to decide whether to:
 - 1) file notice with the California Department of Water Resources to become the Groundwater Sustainability Agency for the portion of the Fish Slough Subbasin of the Owens Valley Groundwater Basin (Basin 6-12.02) that lies within Inyo County; and/or
 - 2) file notice with the California Department of Water Resources to become the Groundwater Sustainability Agency for any portion of the Owens Valley Subbasin (Basin 6-12.01) for which the Los Angeles Department of Water and Power has filed to become a Groundwater Sustainability Agency
 - B) adopt resolution(s) as necessary (to be provided); and
 - C) direct staff to proceed to file the required notification(s) with the Department of Water Resources within 30 days.
- 2:30 p.m. 46. **COUNTY COUNSEL** – Request Board: A) receive staff presentation regarding legal options for regulating parking and vending in the County’s rights of way (including mobile businesses and “peddling”); B) potentially direct staff to either revise and/or prepare new County ordinances on these topics; and C) provide any other desired direction to staff.

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

47. PUBLIC COMMENT

BOARD MEMBERS AND STAFF REPORTS

CORRESPONDENCE – ACTION

- 48. ***Inyo Council for the Arts*** – Request Board approve a resolution titled, “A Resolution of the Board of Supervisors, County of Inyo, State of California Designating Inyo Council for the Arts as the County’s Partner to the California Arts Council.”
- 49. ***Mesa Community Services District*** – Request Board approve the re-scheduling of Mesa Community Services District Governing Board Elections from odd-numbered years to even-numbered years in accordance with Elections Code 1303(b) and Senate Bill 415 (2015-2016 Regular Session), and approve the consolidation of the District’s Governing Body Elections with the Statewide General Election pursuant to Elections Code 10404.
- 50. ***Sierra Highlands Community Services District*** – Request Board approve the re-scheduling of Sierra Highlands Community Services District Governing Board Elections from odd-numbered years to even-numbered years in accordance with Elections Code 1303(b) and Senate Bill 415 (2015-2016 Regular Session), and approve the consolidation of the District’s Governing Body Elections with the Statewide General Election pursuant to Elections Code 10404.