

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 3, 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 (two cases).
3. **PUBLIC EMPLOYMENT [Pursuant to Government Code §54957]** – Titles: Environmental Health Director; Health and Human Services Director.
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.

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: Alicia Salamanca, Prevention Specialist, and Chelsea D. Stockton, Office Clerk III, Health and Human Services.

CONSENT AGENDA (Approval recommended by the County Administrator)

CORONER

9. Request Board approve the contract between the County of Inyo and Duane Eugene Whitbey for Personal Services for a total contract amount not to exceed \$45,000 for the term of November 1, 2017 through December 31, 2019, contingent upon the Board's approval of future budgets, and authorize the Chairperson to sign.

10. Request Board approve Amendment No. 1 to the contract between the County of Inyo and Jeffrey E. Mullenhour for Personal Services as a County Officer, amending the contract by: A) changing the end date of the contract to December 31, 2017; B) decreasing the contract amount by \$38,000 for a total contract amount not to exceed \$20,000; and C) changing the Schedule of Fees, effective November 1, 2017 through December 31, 2017, from \$1,350/month to \$675/month.

COUNTY ADMINISTRATOR

11. ***Recycling & Waste Management*** – Request Board: A) approve the purchase of a Caterpillar 938M Front End Wheel Loader; B) award the contract in an amount not to exceed \$262,378.25 to Quinn Company of Lancaster, CA; and C) authorize the County Administrator or designee to sign all documents relevant to the purchase of the loader.

PUBLIC WORKS

12. ***Road Department*** – Request Board: A) declare Hi Desert Truck Driving School of Lancaster, CA a sole-source provider of training services for obtaining commercial vehicle licensing; and B) approve a purchase order to Hi Desert Truck Driving School of Lancaster, CA in an amount not to exceed \$35,000, including expenses already incurred this fiscal year, for current training services for obtaining commercial vehicle licensing.

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

13. ***PROBATION*** – Request Board: A) ratify and approve the Master Subscription Services Agreement between the County of Inyo and CaseloadPRO of Salida, CA for the provision of case management services for an online case management system for the Inyo County Probation Department for a beginning period of July 1, 2017 to renew each month at a monthly rate of \$1,200 for 32 users, contingent upon the Board's adoption of future budgets; and B) authorize Chief Probation Officer Jeff Thomson to sign.
14. ***HEALTH AND HUMAN SERVICES*** – Request Board approve a letter of support addressed to the California Department of Public Health Emergency Preparedness Office on behalf of Inyo County for Inyo and Mono County Health Care Coalitions to join as a single Health Care Coalition under the Hospital Preparedness Program, and authorize the Inyo County Health Officer to sign.
15. ***HEALTH AND HUMAN SERVICES*** – Request Board ratify and approve the Local Area Agreement for First 5 California Funds, for the period of July 1, 2017 to June 30, 2017, in order to receive \$1.5 million, with an annual project allocation of \$375,000, and authorize the First 5 Director to sign the agreement between First 5 California and First 5 Inyo County.
16. ***HEALTH AND HUMAN SERVICES*** – Request Board ratify and approve Amendment A02 to the contract between the County of Inyo Department of Health and Human Services and California Department of Public Health for the California Women, Infants, and Children Contract, shifting funds for years 2 through 4 to reflect actual expenditures invoiced for a total amount not to exceed \$1,479,808 for the period of October 1, 2015 through September 30, 2019, contingent upon the Board's approval of future budgets; and authorize Interim HHS Director Marilyn Mann to sign Standard Agreement No 15-10070 Amendment A02.
17. ***HEALTH AND HUMAN SERVICES – Behavioral Health*** – Request Board ratify and approve payment of the Fiscal Year 2016-2017 invoice for the provision of psychiatric inpatient services in an amount not to exceed \$3,664 for the period of November 28, 2016 until December 2, 2016.
18. ***HEALTH AND HUMAN SERVICES*** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Assistant to the HHS Director exists in non-General Fund and I.C. GOLD Fund budgets, as certified by the Interim HHS Director and concurred with by the County Administrator and the Auditor-Controller; B) where internal candidates meet the qualification 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) Assistant to the HHS Director at Range 70 (\$4,479 - \$5,448).
19. ***HEALTH AND HUMAN SERVICES – Social Services*** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Office Technician III exists in a non-General Fund budget, as certified by the Interim HHS 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 as a State Merit position, an external recruitment would be more appropriate to ensure qualified applicants apply; C) approve the hiring of one (1) Office Technician III at Range 63 (\$3,791 - \$4,613); and D) if an internal candidate is hired into the Office Technician III position, authorize HHS to backfill the resulting vacancy.

20. **HEALTH AND HUMAN SERVICES – Social Services** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Integrated Case Worker III exists in a non-General Fund budget, as certified by the Health and Human Services Interim 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; C) approve the hiring of one (1) Integrated Case Worker III at Range 67 (\$4,170 - \$5,062); and D) if an internal candidate is hired into the Integrated Case Worker III position, authorize HHS to backfill the resulting vacancy.
21. **CLERK-RECORDER-REGISTRAR OF VOTERS** – Request Board: A) authorize the Clerk-Recorder to declare Dominion Voting Systems as the successful bidder for the lease or purchase of a New Voting System; and B) authorize the Clerk-Recorder to enter into further negotiations with Dominion Voting Systems for the lease or purchase of a New Voting System.
22. **PUBLIC WORKS – Road Department** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Equipment Mechanic I/II position exists in the 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, 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) full-time Equipment Mechanic I at Range 58, plus a 2.5% tool allowance, or one (1) full-time Equipment Mechanic II at Range 60, plus a 2.5% tool allowance, depending on qualifications.
23. **PUBLIC WORKS – Road Department** – Request Board: A) approve a resolution titled, “A Resolution of the Board of Supervisors, of the County of Inyo, State of California, Identifying Projects to be Funded by Road Maintenance and Rehabilitation Funds Pursuant to SB 1: the Road Repair and Accountability Act;” B) approve the recommended project lists attached to satisfy the documentation requirements to receive SB 1: Road Repair and Accountability Act 2017 funding from the Road Maintenance and Rehabilitation Account (RMRA); C) authorize the Public Works Department to apply for and submit all required documentation to receive the Inyo County allotment of SB 1: Road Repair and Accountability Act 2017 funding; and D) authorize the Public Works Director, or his designee, to sign for the RMRA funding and all associated supporting documents.
24. **WATER DEPARTMENT** – Request Board: A) discuss the upcoming inaugural meeting of the Owens Valley Groundwater Authority (OVGA) and provide direction to the Board’s OVGA representative and staff; and B) approve a resolution titled, “A Resolution of the Inyo County Board of Supervisors Authorizing an Application to Be Made to Receive Grant Funding for the Owens Valley Groundwater Basin.”
25. **COUNTY ADMINISTRATOR** – Request Board: A) approve Amendment No. 2 to the Memorandum of Understanding between the County of Inyo and the Superior Court of California, Inyo County, as it pertains to Juvenile Dependency Counsel Costs and Responsibilities, and authorize the County Administrative Officer to sign contingent on signatures by the Court; and B) authorize the County Administrator, on behalf of the County, to exercise the Termination of Juvenile Dependency Costs Arrangement clause contained in the proposed amendment if, in the future, he determines it is in the County’s interests to do so.
26. **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.
27. **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.

28. **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.
29. **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.
30. **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.
31. **CLERK OF THE BOARD** – Request Board approve the minutes from the regular Board of Supervisors meeting of September 5, 2017, including the Fiscal Year 2017-2018 Budget Hearings.

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

- 11 a.m.
32. **CLERK-RECORDER-REGISTRAR OF VOTERS** – Request Board: A) conduct a public hearing to consider an ordinance titled, “An Ordinance of the Inyo County Board of Supervisors Amending Sections 3.24.020, 3.24.040, 3.24.050, 3.24.060, 3.24.080, 3.24.100, 3.24.100, 3.24.150, and Adding Section 3.24.180 to the Inyo County Code Pertaining to Real Property Tax Transfer;” and B) waive the first reading of the ordinance and schedule the adoption for 11 a.m. Tuesday, October 10, 2017 in the Board of Supervisors Room, County Administrative Center, Independence.
 33. **PLANNING** – Request Board: A) conduct a public hearing on the following actions for an 8.92-acre site located between South Lake Road and Mt. Tom View Drive, west of the community of Bishop (APN 014-270-18):
 - General Plan Amendment No. 2017-02/Silcott changing the General Plan designations from Open Space and Recreation (OSR) and Natural Hazards (NH) to Residential Estate (RE), Residential Rural Medium Density (RRM) and NH to best match the requested zoning and current uses on the property; and
 - a proposed ordinance titled, “An Ordinance of the Board of Supervisors of the County of Inyo, State of California, Approving Zone Reclassification No. 2017-02/Silcott and Amending the Zoning Map of the County of Inyo by Rezoning a 8.92-Acre Parcel Located Between South Lake Road and Mt. Tom View Drive, West of the Community of Bishop (APN 014-270-18) from Open Space with a 40-Acre Minimum (OS-40) and OS-40 with a Snow Avalanche Hazard Overlay (SAHO) To Rural Residential with a 5-Acre Minimum (RR-5.0) And RR-5.0 SAHO; and Rural Residential with a 2.5-Acre Minimum (RR-2.5) and RR-2.5 SAHO;”
 and B) approve a resolution 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 Zone Reclassification No 2017-02/Silcott and General Plan Amendment No. 2017-02/Silcott;” and C) waive the first reading of the ordinance and schedule the adoption for 11 a.m. Tuesday, October 10, 2017 in the Board of Supervisors Room, County Administrative Center, Independence.
 34. **PROBATION** – Request Board: A) conduct a public hearing to consider an ordinance titled, “An Ordinance of the Board of Supervisors, County of Inyo, State of California, Revising Inyo County Probation Department Fee Schedule;” and B) waive the first reading of the ordinance and schedule the adoption for 11 a.m. Tuesday, October 10, 2017 in the Board of Supervisors Room, County Administrative Center, Independence.

35. **SHERIFF** – Request Board: A) conduct a public hearing to consider an ordinance titled, “An Ordinance of the Inyo County Board of Supervisors Amending Section 8.28.040 to the Inyo County Code Pertaining to Animal Control Shelter Fees;” and B) waive the first reading of the ordinance and schedule the adoption for 11 a.m. Tuesday, October 10, 2017 in the Board of Supervisors Room, County Administrative Center, Independence.
36. **COUNTY COUNSEL** – Request Board: A) receive information from staff pertaining to the fee charged for County Counsel services, when billable; B) consider and discuss: 1. whether the amount of the fee, which has not been adjusted in over 20 years, should be increased to more fully recover the County’s current costs of providing such services, and 2. whether the County’s current policy of providing 10 hours per year of free County Counsel legal services to schools and special districts should be continued, modified, or eliminated; and C) potentially introduce and waive further reading of a 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 the County Counsel Legal Services.”
37. **COUNTY COUNSEL/CLERK OF THE BOARD** – Request Board waive the first reading of a proposed ordinance titled, “An Ordinance of Inyo County, State of California, Repealing Inyo County Ordinance No. 37 (1951),” and schedule adoption for 11 a.m. Tuesday, October 10, 2017 in the Board of Supervisors Room, County Administrative Center, Independence.

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

38. **PUBLIC COMMENT**

CORRESPONDENCE – ACTION

39. **Southern Inyo Fire Protection District** – Request Board approve the re-scheduling of Southern Inyo Fire Protection 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.

CORRESPONDENCE – INFORMATIONAL

40. **California Fish and Game Commission** – Notice of proposed regulatory action relating to use of dogs for pursuit/take of mammals or for dog training.
41. **Inyo County Sheriff’s Department** – July and August 2017 Sheriff’s Department and Jail overtime reports.

BOARD MEMBERS AND STAFF REPORTS