

# 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 fewer 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.

### January 8, 2019

**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] – Los Angeles Department of Water and Power v. County of Inyo, Kern Superior Court Case No. BCV-18-101513-KCT (CEQA).**
3. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – [Pursuant to paragraph (1) of subdivision (d) of Government Code §54956.9] – County of Inyo v. Los Angeles Department of Water and Power, Kern Superior Court Case Nos. BVC-18-101260; BVC-18-101261; and BVC-18-101262.**
4. **CONFERENCE WITH LABOR NEGOTIATORS [Pursuant to Government Code §54957.6] – Regarding 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. County designated representatives – Administrative Officer Clint Quilter, 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] – Title: Public Works Director.**
6. **PUBLIC EMPLOYMENT [Pursuant to Government Code §54957] – Title: Water Director.**

**OPEN SESSION** (With the exception of timed items, all open-session items may be considered at any time and in any order during the meeting in the Board's discretion.)

**10:00 a.m. PLEDGE OF ALLEGIANCE**

7. **REPORT ON CLOSED SESSION**
8. **ELECTION OF OFFICERS – The Board will elect a Chairperson and Vice-Chairperson for Calendar 2019.**
9. **PUBLIC COMMENT**
10. **COUNTY DEPARTMENT REPORTS (Reports limited to two minutes)**

11. **INTRODUCTIONS** – New Risk Manager Aaron Holmberg will be introduced to the Board.
12. **PROCLAMATION – Supervisor Kingsley** – Request Board: A) approve a proclamation titled, “A Proclamation of the Board of Supervisors, County of Inyo, State of California Honoring Olancho-Cartago Fire Chief Steve Davis on the Occasion of His Retirement;” and B) present the proclamation to Chief Davis.
13. **PROCLAMATION – Health & Human Services** – Request Board approve a proclamation declaring January 2019 as Positive Parenting Awareness Month in Inyo County.

#### **DEPARTMENTAL – PERSONNEL ACTIONS**

14. **COUNTY ADMINISTRATOR – Recycling & Waste Management** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Gate Attendant exists in the Solid Waste Budget, as certified by the Department Head and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates may meet the qualifications for the position, the vacancy could possibly be filled through an internal recruitment, but an open recruitment is more appropriate to ensure qualified candidates apply; and C) approve the hiring of one (1) Gate Attendant, Range 48 (\$2,740 - \$3,320), from the recently established eligibility list.
15. **ASSESSOR** – Request Board: A) consistent with the Fiscal Year 2018-2019 Board Approved Budget, change the authorize strength in the Assessor's Office by adding one (1) full-time Auditor-Appraiser II, Range 72 (\$4,787 - \$5,815) and; B) find that, consistent with the adopted Authorized Position Review Policy: 1) the availability of funding for the requested position exists in the General Fund, as certified by the Assessor and concurred with by the County Administrator and Auditor-Controller; 2) where internal candidates meet the qualifications for the position, an internal recruitment is appropriate; and 3) approve the hiring of one (1) Auditor-Appraiser II, Range 72 (\$4,787 - \$5,815).
16. **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 IC-GOLD Fund budgets, as certified by the HHS Director 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 possibly be filled through an internal recruitment, but an open recruitment is more appropriate to ensure qualified applicants apply; and C) approve the hiring of one (1) Assistant to the HHS Director at Range 70 (\$4,569 - \$5,557).
17. **HEALTH & HUMAN SERVICES – Eastern Sierra Area Agency on Aging/IC-GOLD** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of non-General Fund Community Mental Health funding for the position of A-PAR Program Services Assistant (PSA) I or II exists, as certified by the HHS Director and concurred with by the County Administrator and Auditor-Controller; B) where due to the part-time nature of this position it is unlikely that the vacancy could be filled by internal candidates meeting the qualifications for the position, an open recruitment is more appropriate to ensure qualified applicants apply; and C) approve the hiring of one (1) A-PAR PSA I at Range 39PT (\$11.93 - \$14.48/hr.) or PSA II at Range 42PT (\$12.75 - \$15.52/hr.), depending upon qualifications.
18. **HEALTH & 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 Clerk II exists in a non-General Fund budget, as certified by the HHS Director and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates may meet the qualifications for the position, the vacancy could possibly be filled through an internal recruitment, but as a State Merit System position, an open recruitment is more appropriate to ensure qualified applicants apply; and C) approve the hiring of one (1) Office Clerk II at Range 50 (\$2,860 - \$3,478).
19. **PUBLIC WORKS** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the requested Airport Supervisor Operations position exists within the Airport Budgets, as certified by the Public Works Director 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 possibly be filled through an internal recruitment, but an open recruitment is more appropriate to ensure qualified candidates apply; and C) authorize the hiring of one (1) Airport Supervisor Operations at Range 63 (\$3,867 - \$4,705).

20. **SHERIFF** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Deputy Sheriff position exists in the General Fund, as certified by the Sheriff and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates may meet the qualifications for the position, the vacancy could possibly be filled by an internal recruitment but an open recruitment is more appropriate to ensure qualified candidates apply; and C) approve the hiring of one (1) Deputy Sheriff, Range 67SA-SC (\$4,317 – \$5,791), and authorize up to the E step for a qualified lateral applicant.

**CONSENT AGENDA** (Approval recommended by the County Administrator)

**COUNTY ADMINISTRATOR**

21. **Advertising County Resources** – Request Board approve a final payment of \$650 from the Fiscal Year 2017-2018 Advertising County Resources Budget to the Bishop Area Chamber of Commerce for the 2018 Inyo County FAM Tours.
22. **Information Services** – Request Board: A) approve a lease agreement with Canon Financial Services, having a term of 60 months in an amount estimated not to exceed \$90,000 per year (based on the estimated number of copies using actual copy counts of Fiscal Year 2017-2018), contingent on adoption of future budgets for fiscal years covered by the term of the agreement; and B) authorize the Chairperson to sign.
23. **Parks & Recreation** – Request Board approve request from Mr. Allan Johnson to reserve all campsites at Portagee Joe Campground October 10 through October 12, 2019.

**PUBLIC WORKS**

24. Request Board: A) award the three-year (January 8, 2019 – December 31, 2021) contract for the Inyo County Floor Cleaning Services to Toss Properties of Ridgecrest, CA in an amount not to exceed \$80,418 with an annual limit of \$26,806; B) authorize the Chairperson to sign, contingent upon Board approval of future budgets and appropriate signatures being obtained; and C) authorize the Public Works Director to sign all other contract documents, including change orders, to the extent permitted pursuant to Section 20142 of the Public Contract Code and other applicable law.
25. Request Board approve Amendment No. 19 to the County of Inyo Standard Contract No. 156 between the County of Inyo and Wadell Engineering Corporation to increase the contract amount by \$29,400 for a total not-to-exceed amount of \$2,790,593, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained.

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

26. **BOARD OF SUPERVISORS – Supervisor Kingsley** – Request Board change its previous policy direction and assign Assistant County Counsel John Vallejo to serve as the Alternate Director to the Indian Wells Groundwater Authority Board of Directors.
27. **TREASURER-TAX COLLECTOR** – Request Board approve the 2019 Statement of Investment Policy with recommended changes.
28. **TREASURER-TAX COLLECTOR** – Request Board approve Resolution No. 2019-01, titled, “A Resolution of the Board of Supervisors of the County of Inyo Delegating to the County Treasurer its Investment Authority Pursuant to Section 53607 of the Government Code.”
29. **WATER DEPARTMENT** – Request Board consider the Letter of Interest received for appointment to the Water Commission and appoint one Water Commissioner to an unexpired four-year term ending December 31, 2022.
30. **HEALTH & HUMAN SERVICES – Health** – Request Board ratify and approve Agreement No. 18-95039 between the County of Inyo Health and Human Services and the California Department of Health Care Services for the Medi-Cal Inmate Program (MCIP) in the amount of \$100,087.11 for the period of July 1, 2018 to June 30, 2019, and authorize the HHS Director to sign.

31. **COUNTY ADMINISTRATOR – Recycling & Waste Management** – Request Board consider approval of Resolution No. 2019-02, titled, “A Resolution of the Board of Supervisors, County of Inyo, State of California, Waiving Solid Waste Disposal and Gate Fees for Trash and Litter Removal During the Lower Owens River Clean-up.”
32. **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.
33. **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.
34. **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.
35. **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.
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 but may be considered any time after the scheduled time)

- 11 a.m. 37. **AG COMMISSIONER** – Request Board:
- A) conduct a public hearing on the consideration of county commercial cannabis licenses for
    - retail classification licenses in cannabis Zone 5C
    - cultivation in excess of 5,000 square feet classification licenses in Zone 5C
    - retail classification licenses in Zone 5G
    - cultivation in excess of 5,000 square feet classification licenses in Zone 5G
    - manufacturing level 1 classification licenses in Zone 5G, and
    - microbusiness classification licenses in Zone 5G;
  - B) conditionally approve those applications that exceeded the 80% minimum threshold as set forth in Inyo County code section 5.40.090(H) and authorize issuance of licenses contingent on the applicant paying the fees established, and applicants obtaining all applicable permits and licenses required by the County and the state of California including payment of all required fees and taxes; and
  - C) deny those applications that failed to meet the 80% minimum requirement and authorize final letters of rejection.

**Note: The agenda items listed below may be considered by the Board at any time during the meeting in the Board’s discretion, including before scheduled timed items.**

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

39. **PUBLIC COMMENT**

**BOARD MEMBER AND STAFF REPORTS**

**CORRESPONDENCE – INFORMATIONAL**

40. **Inyo County Sheriff** – Sheriff’s Office and Jail overtime report for November 2018.
41. **Department of Alcoholic Beverage Control** – Application for Person-to-Person and Premise-to-Premise Transfer of Off-Sale Beer and Wine License from Whole Living LLC to Nicholas Scira of Creekside RV Park, 1949 South Lake Rd., Bishop, CA.