

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.

September 25, 2018

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] – County of Inyo v. Los Angeles Department of Water and Power, Kern Superior Court Case No. BVC-18-101260; Case No. BVC-18-101261; and Case No. BVC-18-101262.**
3. **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 County Superior Court Case No. BCV-18-101513-KCT (CEQA).**
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: Acting County Administrative Officer Clint Quilter, Assistant County Administrator Ken Walker, Deputy Personnel Director Sue Dishion, County Counsel Marshall Rudolph, and Assistant County Counsel John Vallejo.**
5. **PUBLIC EMPLOYMENT [Pursuant to Government Code §54957] – Title: Environmental Health Director.**
6. **CONFERENCE WITH REAL PROPERTY NEGOTIATORS [Pursuant to Government Code §54956.8] – Property: APN 010-490-12, Bishop, California. Agency Negotiators: Clint Quilter, Acting County Administrator, and Marshall Rudolph, County Counsel. Negotiating parties: Inyo County and Inyo County Development LLC. Under negotiations: price and terms of payment.**

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. **PUBLIC COMMENT**
9. **COUNTY DEPARTMENT REPORTS (Reports limited to two minutes)**

DEPARTMENTAL – PERSONNEL ACTIONS

10. **ASSESSOR** – Request Board approve the at-will contract with Tracy Morgan as the Assistant Assessor at a monthly salary of \$7,378 and authorize the Acting County Administrator to sign, contingent upon all appropriate signatures being obtained.
11. **SHERIFF** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Animal Services Shelter Attendant exists in the General Fund, as certified by the Sheriff and concurred with by the Acting County Administrator and the 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 applicants apply; and C) approve the hiring of one (1) Shelter Attendant, Range 42A-C (\$2,381 - \$2,625).
12. **WATER DEPARTMENT** – Request Board: A) approve the Deputy Water Director job description; B) authorize a change in the authorized strength in the Water Department by adding one (1) full time Deputy Water Director, Range 88 (\$7,034 - \$8,547); C) find that, consistent with the Authorized Position Review Policy: 1. the availability of funding for one (1) Deputy Water Director exists in a non-General Fund budget, as certified by the Water Director and concurred with by the Acting County Administrator and Auditor-Controller; and 2. where internal candidates may meet the qualifications for the position, the vacancy could possibly be filled by an internal candidate, but an open recruitment is more appropriate to ensure qualified applicants apply; and D) authorize the Acting County Administrator to sign the at-will contract with Aaron Steinwand as the Deputy Water Director at a monthly salary of \$8,547, effective October 4, 2018, contingent upon all appropriate signatures being obtained.
13. **HEALTH & HUMAN SERVICES** – Request Board, per the Fiscal Year 2018-2019 Board Approved Budget:
 - A) Find that, consistent with the adopted Authorized Position Review Policy:
 1. the availability of Social Services, Mental Health and other non-General Fund budget funding exists to support the positions for which funding was authorized in the 2018-2019 County Budget approved on September 11, 2018; and
 2. where internal candidates meet the qualifications for these positions, vacancies may be filled through internal recruitment, but an open recruitment for these positions would be more appropriate to ensure qualified applicants apply;
 - B) Authorize the following changes in the HHS authorized strength:
 1. Delete one (1) Behavioral Health Nurse (Range 80)
 2. Delete two (2) Rehabilitation Specialists (Range 60)
 3. Delete two (2) Office Technician II's (Range 59)
 4. Delete one (1) WIC Program Manager (Range 74) upon the retirement of current employee
 5. Delete one (1) Health and Human Services Specialist (Range 53)
 6. Delete one (1) Social Worker IV (Range 73-non-clinical position)
 7. Add two (2) Social Worker IV/Psychotherapists (Range 81)
 8. Add one (1) Administrative Analyst (Range 70)
 9. Add one (1) Prevention Program Manager (Range 74) upon the retirement of current WIC Program Manager
 10. Add one (1) Prevention Specialist (Range 60)
 11. Add one (1) BPAR Dietician (Range 74)
 12. Add one (1) Registered Nurse/Public Health Nurse (Range 80);
 - C) Approve the hiring of the following positions:
 1. Two (2) Social Worker IV/Psychotherapists at Range 73/81 (\$4,900[73a] - \$7,201[81e])
 2. One (1) Administrative Analyst at Range 68/72 (\$4,357[68a] - \$5,815[72e])
 3. One (1) Public Health Nurse/Registered Nurse at Range 78/80 (\$5,518[78a] - \$7,035[80e])
 4. One (1) Prevention Program Manager (following retirement of current WIC Program Director) at Range 74 (\$5,021-\$6,103)
 5. One (1) Prevention Specialist at Range 60 (\$3,612 - \$4,387)
 6. One (1) BPAR Registered Dietician Nutritionist at Range 74 (\$26.37 - \$32.05); and
 - D) Approve the job descriptions for the Registered Dietician Nutritionist and the Prevention Program Manager.
14. **HEALTH & HUMAN SERVICES** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of non-General Fund Social Services and Mental Health funding exists for the position of Administrative Analyst I/II, as certified by the HHS Director and concurred with by the Acting 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 either an

Administrative Analyst I, Range 68 (\$4,357 - \$5,294), or Administrative Analyst II, Range 70 (\$4,569 - \$5,557), dependent upon qualifications.

15. **HEALTH & HUMAN SERVICES – Behavioral Health** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Office Clerk III exists in the non-General Fund Behavioral Health and Drinking Driver Program budgets, as certified by the HHS Director and concurred with by the Acting 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 (1) full-time Office Clerk III, Range 52 (\$2,997 - \$3,641).
16. **HEALTH & HUMAN SERVICES – Behavioral Health** – Request Board ratify and approve the contract between the County of Inyo and Dr. Brian McKinney for jail psychiatry services in an amount not to exceed \$16,000 for the period of September 15, 2018 to June 30, 2019 and authorize the Chairperson to sign the contract and the HIPAA Business Association Agreement, contingent upon all appropriate signatures being obtained.
17. **HEALTH & HUMAN SERVICES – Social Services** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the requested position of Social Worker I, II, III or IV exists in the non-General Fund Social Services budget as certified by the HHS Director and concurred with by the Acting 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 with a State Merit System position, an open recruitment would be more appropriate to ensure qualified applicants apply; C) approve the hiring of one Social Worker, either a I at Range 64 (\$3,964 - \$4,817), a II at Range 67 (\$4,253 - \$5,163), a III at Range 70 (\$4,569 - \$5,557), or a IV at Range 73 (\$4,900 - \$5,960), dependent upon qualifications; and D) if an internal candidate is hired into the Social Worker I,II, III or IV position, authorize HHS to backfill the resulting vacancy.
18. **COUNTY ADMINISTRATOR – Library** – Request Board, consistent with the Fiscal Year 2018-2019 Board Approved Budget: A) reclassify two (2) APAR (1-\$19.99) Librarian Specialist I, Range 48PT positions to two (2) APAR (1-\$19.99) Librarian I, Range PT54 positions; and B) change the authorized staffing of the Library as follows:
 1. Delete two (2) APAR (1-\$19.99) Librarian Specialist I, Range 48PT positions and add two (2) APAR (1-\$19.99) Librarian I, Range PT54 positions.
19. **COUNTY ADMINISTRATOR – Motor Pool/Parks/Recycling & Waste** – Request Board, consistent with the Fiscal Year 2018-2019 Board Approved Budget: A) reclassify the BPAR Office Clerk II, Range 50 (\$2,860 - \$3,478) to a full-time Office Technician I, Range 55 (\$3,213 - \$3,907); and B) change the authorized staffing of the Motor Pool, Parks and Recycling and Waste Management as follows:
 1. Delete one (1) BPAR Office Clerk II, Range 50 (\$2,860 - \$3,478) and add one (1) full-time Office Technician I, Range 55 (\$3,213 - \$3,907).
20. **COUNTY ADMINISTRATOR – Parks and Recreation** – Request Board: A) increase the authorized strength within the Parks and Recreation Department by adding one (1) full-time Parks Specialist I, Range 56 (\$3,292 - \$3,994), as approved in the Fiscal Year 2018-19 Budget; and B) find that, consistent with the Authorized Position Review Policy:
 1. the availability of funding for the Parks Specialist I exists in the Parks and Recreation Budget;
 2. where internal candidates meet the qualifications of the position, the vacancy could be filled through an internal recruitment; and
 3. approve the hiring of one (1) full-time Parks Specialist I at Range 56 (\$3,292 - \$3,994), depending on qualifications.

CONSENT AGENDA (Approval recommended by the County Administrator; taken in one motion)

COUNTY ADMINISTRATOR

21. ***Information Services*** – Request Board change the Information Services (IS) Geographic Information Systems (GIS) Technician series (ranges I through IV) job title to GIS Analyst. (*This request does not include a change to the salary range.*)
22. ***Personnel*** – Request Board approve the agreement between the County of Inyo and CPS HR Consulting for Executive Recruitment Services for the Risk Manager position, in an amount not to exceed \$23,000, and authorize the Acting County Administrator to sign, contingent upon all

appropriate signatures being obtained.

COUNTY COUNSEL

23. Request Board approve a contract between the County of Inyo and Thomson Reuters for online legal research for a three-year period commencing November 1, 2018 for a total amount of \$42,617.33, contingent upon the Board's adoption of future budgets, and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained.
24. Request Board receive the 2018 Conflict of Interest Code Biennial Reports from the following Local Agencies: Big Pine Community Services District, Big Pine Fire Protection District, Big Pine Unified School District, Independence Cemetery District, Independence Fire Protection District, Indian Creek-Westridge Community Service District, Keeler Community Service District, Lone Pine Community Service District, Lone Pine Fire District, Lone Pine Unified School District, Mt. Whitney Cemetery District, Northern Inyo Healthcare District, Olancho Community Services District, Owens Valley Unified School District, Pioneer Cemetery District, Sierra Highlands Community Services District, Sierra North Community Service District, Southern Inyo Fire Protection District, Starlite Community Services District.
25. Request Board: A) receive and approve the 2018 Conflict of Interest Code Biennial Reports from the following County Departments: Administration, Agriculture/Weights and Measures, Assessor, Auditor-Controller, Child Support Services, Clerk-Recorder, Coroner, County Counsel, District Attorney, Farm Advisor, Health and Human Services, Planning, Probation, Treasurer, and Water; and B) receive and approve the amended Conflict of Interest Code for the following departments: Administration, Agriculture/Weights and Measures, Auditor-Controller, District Attorney, Health and Human Services, and Planning.

HEALTH AND HUMAN SERVICES

26. Request Board approve an annual bulk purchase of Eastern Sierra Transit Authority bus passes for Health and Human Services programs, in an amount not to exceed \$28,718.01.
27. **Behavioral Health** – Request Board approve the Memorandum of Understanding between Kern Behavioral Health and Recovery and Inyo County Health and Human Services Behavioral Health that allows Inyo County access to Turning Point Crisis Stabilization Unit in Ridgecrest, CA and authorize the Deputy HHS Director of Behavioral Health and the Chairperson to sign.

PUBLIC WORKS

28. **Road Department** – Request Board approve the closure of portions of North Pa Ha, Diaz, and Barlow lanes in Bishop on Friday, September 28, 2018 between the hours of 8:30 a.m. and 1 p.m.

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

29. **BOARD OF SUPERVISORS – Supervisor Griffiths** – Request Board receive update from Inyo-Mono Advocates for Community Action on the Continuum of Care program.
30. **PLANNING** – Request Board receive an overview of the objection forms prepared by staff, at the Board's direction, related to wilderness boundaries of the proposed South Sierra and Piper Mountain Wilderness Areas, and potentially direct staff to submit to the Inyo National Forest.
31. **HEALTH AND HUMAN SERVICES – Public Health and Prevention** – Request Board ratify and approve the Allocation Agreement between the County of Inyo and California Department of Public Health for the provision of the local Tobacco Control Program, in an amount not to exceed \$302,415 for the period of July 1, 2018, through June 30, 2019, and the HHS Director to sign.
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.
37. **CLERK OF THE BOARD** – Request Board approve the minutes of the regular Board of Supervisors meetings of August 7, 2018, August 14, 2018, August 21, 2018, and August 28, 2018.

TIMED ITEMS (Items will not be considered before scheduled time but may be considered any time after the scheduled time)

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| 11 a.m. | 38. PLANNING – Request Board enact an ordinance titled, “An Ordinance of the Board of Supervisors of the County of Inyo, State of California, Approving Zone Reclassification No. 2018-07/In Ernest Holdings Ltd. Liability Company and Amending the Zoning Map of the County of Inyo by Rezoning a 0.34 Acre Parcel Located at 225 North Mount Whitney Drive (APN 005-073-34) in the Unincorporated Community of Lone Pine from Multiple Residential (R-2) to Single Residence or Mobilehome Combined (RMH).” |
| | 39. AG COMMISSIONER – Request Board: A) conduct a public hearing on a proposed ordinance titled “An Interim Ordinance of the Board of Supervisors of the County of Inyo, State of California Pursuant to Government Code Section 65858 Prohibiting Cultivation of Industrial Hemp and Declaring the Urgency Thereof;” and B) waive the first reading of and enact said ordinance. |
| 1:30 p.m. | 40. BOARD OF SUPERVISORS – Request Board: A) review proposed revisions to the County’s Legislative Platform; B) direct any additional desired changes, additions, or deletions; C) approve the updated Legislative Platform, if appropriate and as amended; and D) direct staff to transmit a copy to the County’s contracted federal advocacy service providers. |

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)

41. **PUBLIC COMMENT**

BOARD MEMBER AND STAFF REPORTS

CORRESPONDENCE – INFORMATIONAL

42. **Auditor-Controller** – Actual county of money in the hands of the Treasurer made on September 17, 2018.
43. **County Administrator – Economic Development** – Information report regarding destination marketing advertisement in the Reel Rock 13 European Film Tour.

44. **Treasurer-Tax Collector** – Report of the secured tax delinquency rate within the Southern Inyo Fire Protection District’s special tax assessment as of June 30, 2018.
45. **Treasurer-Tax Collector** – 2017-2018 Annual Transient Occupancy Tax (TOT) report and Historical Collections report