

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.

May 1, 2012

9:00 a.m. INVOCATION by Supervisor Richard Cervantes

PLEDGE OF ALLEGIANCE

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

1. **PUBLIC COMMENT**
2. **COUNTY DEPARTMENT REPORTS** (Reports limited to two minutes)
3. **INTRODUCTION** - Ms. Jodi Benson, a new Social Worker in the Health and Human Services Department will be introduced to the Board.

CONSENT AGENDA (Approval recommended by the County Administrator)

COUNTY ADMINISTRATOR

4. **Emergency Services** – Request Board continue the local emergency as a result of the Inyo Complex Oak Creek Mud Flows.

HEALTH AND HUMAN SERVICES

5. **Social Services** – Request Board approve Amendment No. 1 to the Contract between the County of Inyo and Life Remedies and Celebrations of In-Home Supportive Services (IHSS) Employer of Record Services, extending the term of the Contract from an ending date of June 30, 2012 to June 30, 2014 at a reduced annual amount of \$80,000, and increasing the Contract by \$180,000 for a total amount not to exceed \$443,941, contingent upon the Board's adoption of future budgets and the possibility of early termination contingent upon the State's implementation of the re-structuring of the IHSS Program; and authorize the Chairperson to sign.

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

6. **ROAD DEPARTMENT** – Request authorization to purchase 2 CARB Compliant Diesel Dump Trucks, a 2002 Volvo and a 2007 Sterling, and approve the purchase orders to Big Truck & Equipment Sales in an amount not to exceed \$71,325.11, including sales tax, delivery and document fees, and LKO-Acme Truck Parts and Equipment in an amount not to exceed \$64,676.89 including sales, tax, delivery and document fees.

7. **PLANNING** – Request Board receive an update regarding the Desert Renewable Energy Conservation Plan and authorize the Chairperson to sign correspondence in regards thereto.
8. **WATER** – Request Board consider the attached Draft Agenda for the upcoming Standing Committee meeting to be held in Los Angeles on May 4, 2012, and provide direction to the County's Standing Committee representatives.
9. **COUNTY ADMINISTRATOR – Personnel** – Request Board A) approve the revised job description for the position of Deputy Director of Public Works and set the new salary as Range 88 (\$6,370 – \$7,740) and B) find that consistent with the adopted Authorized Position Review Policy: (a) the availability of funding for the position comes from the General Fund and, possibly, certain Non-General Fund departments depending on job responsibilities and associated budget allocations as certified by the County Administrator and concurred with by the Auditor-Controller; (b) the position could possibly be filled by internal candidates meeting the qualifications for the position, however, an open recruitment is appropriate to ensure the position is filled with the best qualified candidate; and C) approve the hiring of one Deputy Director of Public Works at Range 88 (\$6,370 - \$7,740).
10. **COUNTY ADMINISTRATOR – Integrated Waste Management** – Request Board amend the FY 2011-12 County Budget as follows: A) increase estimated revenue in Solid Waste Budget Unit 045700, Operating Transfers In (*Revenue Code #4998*) by \$200,000; B) increase appropriations in General Revenues & Expenditures Budget Unit 011900, Operating Transfers Out (*Object Code #5801*) by \$200,000; and C) decrease appropriations in Contingencies – General Budget Unit 087100 by \$200,000. (*4/5's vote required.*)
11. **CLERK OF THE BOARD** – Request approval of the minutes of the Board of Supervisors Meetings of A) April 10, 2012; and B) April 17, 2012.

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

- 11:00 a.m. 12. **COUNTY COUNSEL** – County Counsel will conduct a workshop with the Board on the Ralph M. Brown Act regarding local agency decisions, conducting open and closed meetings, etc.

WORKSHOPS AND PRESENTATIONS (To be considered at the Board's convenience)

CORRESPONDENCE - ACTION

BOARD MEMBERS AND STAFF REPORTS

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

13. **PUBLIC COMMENT**

CLOSED SESSION

14. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Pursuant to Government Code §54956.9(a))** – *B3 Partners, LLC, an Oregon limited liability company v. the County of Inyo, the Inyo County Board of Supervisors, et al.*, Inyo County Superior Court Case No. SICV CV 1253471.
15. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (Pursuant to Government Code §54956.9(c))** – Decision whether to initiate litigation (one case).
16. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Deputy Sheriffs Association (DSA) - Negotiators: Labor Relations Administrator Sue Dishion, Information Services Director Brandon Shults, and Planning Director Josh Hart.
17. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Elected Officials Assistants Association (EOAA) - Negotiators: Chief Probation Officer Jeff Thomson and Labor Relations Administrator Sue Dishion.

18. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Inyo County Correctional Officers Association (ICCOA) - Negotiators: Labor Relations Administrator Sue Dishion.
19. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: ICEA - Negotiators: Labor Relations Administrator Sue Dishion, Director of Child Support Services Susanne Rizo, Chief Probation Officer Jeff Thomson.
20. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code § 54957.6].** – Instructions to Negotiators re: wages, salaries and benefits – Employee Organization: Inyo County Probation Peace Officers Association (ICPPOA) – Negotiators: CAO Kevin Carunchio and Labor Relations Administrator Sue Dishion.
21. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Law Enforcement Administrators Association (LEAA) - Negotiators: CAO Kevin Carunchio and Labor Relations Administrator Sue Dishion.

REPORT ON CLOSED SESSION AS REQUIRED BY LAW

CORRESPONDENCE - INFORMATIONAL

22. **PUBLIC WORKS** – Agenda for the May 7, 2012, Northern Inyo Airport Advisory Committee Meeting.

DRAFT AGENDA

INYO COUNTY/LOS ANGELES STANDING COMMITTEE

1:00 p.m.
May 4, 2012

Board Room 1555-H, John Ferraro Building
111 North Hope Street
Los Angeles, California

The public will be offered the opportunity to comment on each agenda item prior to any action on the item by the Standing Committee or, in the absence of action, prior to the Committee moving to the next item on the agenda. The public will also be offered the opportunity to address the Committee on any matter within the Committee's jurisdiction prior to adjournment of the meeting.

1. **Action Item:** Approval of documentation of actions from February 24, 2012 meeting.
2. Lower Owens River Project
 - a. Consultation with California Department of Fish and Game regarding agenda item 2b
 - b. **Action Item:** Setting Seasonal Habitat Flow - Consideration of Technical Group recommendation regarding setting the seasonal habitat flow.
 - c. Consultation with California Department of Fish and Game regarding agenda item 2d
 - d. **Action Item:** Establishment of Dry Year Blackrock Management Plan - Consideration of Technical Group recommendation regarding the Blackrock Waterfowl Management Area flooded acreage
3. Report on status of evaluation of vegetation parcel Blackrock 94.
4. Report on status of Green Book revisions.
 - a. Facilitator Status
 - b. Ecological Society of America participation
 - c. Vegetation monitoring task
 - d. New well installation task
 - e. New or improved operational triggers for pumping wells task
 - f. Schedule
5. Runoff and operations update.
6. Report on Owens Lake Groundwater Evaluation Project.
7. Report on status on Water Agreement land releases
8. Report on status of Technical Group evaluation of E/M project water use and water supply.
9. Public Comment.
10. Confirm schedule for future Standing Committee meetings.
11. Adjourn.

Standing Committee meeting protocols (Adopted May 11, 2011)

The Inyo/Los Angeles Long-Term Water Agreement (LTWA) define the Standing Committee in Section II:

As agreed by the parties, the Department representatives on the Standing Committee shall include at least one (1) member of the Los Angeles City Council, the Administrative Officer of the City of Los Angeles, two (2) members of the Board of Water and Power Commissioners, and three (3) staff members. The County representatives on the Standing Committee shall be at least one (1) member of the Inyo County Board of Supervisors, two (2) Inyo County Water Commissioners, and three (3) staff members.

The LTWA further provides that:

Regardless of the number of representatives from either party in attendance at a Standing Committee or Technical Group meeting, Inyo County shall have only one (1) vote, and Los Angeles shall have only one (1) vote.

The Standing Committee adopts the following protocol for future Standing Committee meetings.

1. In order for the Standing Committee to take action at a meeting, representation at the meeting will consist of at least four representatives of Los Angeles, including one member of the Los Angeles City Council or Water and Power Commission, and four representatives of Inyo County, including one member of the Board of Supervisors.
2. A Chairperson from the hosting entity will be designated for each meeting.
3. In the event that an action item is on the meeting agenda, Los Angeles and Inyo County shall each designate one member to cast the single vote allotted to their entity at the onset of the meeting. The Chairperson may be so designated. Agenda items that the Standing Committee intends to take action on will be so designated on the meeting agenda.
4. If representation at a Standing Committee meeting is not sufficient for the Standing Committee to act, the Standing Committee members present may agree to convene the meeting for the purpose of hearing informational items.
5. Meeting agendas shall include any item within the jurisdiction of the Standing Committee that has been proposed by either party.
6. The public shall be given the opportunity to comment on any agenda item prior to an action being taken. The public will be given the opportunity to comment on any non-agendized issue within the jurisdiction of the Standing Committee prior to the conclusion of each scheduled meeting. At the discretion of the Chairperson, reports from staff or reopening of public comment may be permitted during deliberations.
7. The Chairperson may limit each public comment to a reasonable time period. The hosting entity will be responsible for monitoring time during public comment.
8. Any actions taken by the Standing Committee shall be described in an action item summary memorandum that is then transmitted to the Standing Committee at its next meeting for review and approval. This summary memorandum shall also indicate the Standing Committee members present at the meeting where actions were taken.
9. Standing Committee meetings shall be voice recorded by the host entity and a copy of the recording shall be provided to the guest entity.
10. (Added February 24, 2012) The Standing Committee may also receive comments/questions in written form from members of the public. Either party may choose to respond, however, when responding to a public comment/question, whether verbally or in writing, any statements made by either party may represent the perspective of that party or the individual making the response, but not the Standing Committee as a whole (unless specifically agreed to as such by the Standing Committee). When either party responds in writing to public comment/question, that response will be concurrently provided to the other party.