

# 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 5, 2012

**9:00 a.m. INVOCATION** by Supervisor 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. **BOARD OF SUPERVISORS – Supervisor Marty Fortney** – Request Board approve the Resolution honoring William Eichenbaum Inyo County 2012 EMS Provider of the Year and, after approval, present the Resolution to Mr. Eichenbaum.

#### **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.
5. **Information Services** – Request Board declare Fluid Sound a sole source provider of emergency services audio and visual components and authorize the purchase of various audio and visual components for County of Inyo Emergency Operations Centers from Fluid Sound as recommended by Staff in an amount not to exceed \$51,975.
6. **Integrated Waste Management** – Request approval of the Agreement between the County of Inyo and Shred Pro Inc., for document shredding services for the period of July 1, 2012 through June 30, 2015, at a rate of \$12,000 for FY 2012-13 and a total amount not to exceed \$37,090.80, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.
7. **Integrated Waste Management** – Request approval of the Agreement between the County of Inyo and Ramona Barker for maintenance services at the Olancha Transfer Station for the period of July 1, 2012 through June 30, 2015, at the rate of \$3,480 for FY 2012-13 and a total amount not to exceed \$10,756.33, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign.

8. ***Developmental Disabilities Area Board #12*** – Request Board make the following appointments to the Developmental Disabilities Area Board #12: A) reappoint Ms. Joan Stathem to complete an unexpired three year term ending December 31, 2013; and B) Mr. Donnie Tobias to complete an unexpired three year term ending December 31, 2014. (*Notice of vacancy resulted in requests for appointment being received from Ms. Stathem and Mr. Tobias*).

#### **HEALTH AND HUMAN SERVICES**

9. ***Behavioral Health Services*** – Request Board ratify and approve the Contract between the County of Inyo and Casa Pacifica Centers for Children and Families for the provision of mental health services, in an amount not to exceed \$30,000 for the period of April 1, 2012 through June 30, 2012; and authorize the Chairperson to sign.
10. ***Behavioral Health Services*** – Request approval of the Contract between the County of Inyo and Casa Pacifica Centers for Children and Families for the provision of mental health services for the period of July 1, 2012 through June 30, 2013, in an amount not to exceed \$30,000, contingent upon the Board's adoption of a FY 2012-13 budget; and authorize the Chairperson to sign.
11. ***Behavioral Health Services*** – Request approval of the Contract between the County of Inyo and Crestwood Behavioral Health Inc. for residential placement for adults in a locked facility or an enhanced board and care, for the period of July 1, 2012 through June 30, 2013, in an amount not to exceed \$30,000, contingent upon the Board's adoption of a FY 2012-13 budget; and authorize the Chairperson to sign.
12. ***Behavioral Health Services*** – Request approval of the Contract between the County of Inyo and Country Villa Merced Behavioral Health Center for residential placement for adults in a locked facility for the period of July 1, 2012 through June 30, 2013, in an amount not to exceed \$30,000, contingent upon the Board's adoption of a FY 2012-13 budget; and authorize the Chairperson to sign.
13. ***Behavioral Health Services*** – Request Board A) approve Inyo County's participation in the California Mental Health Services Authority, a Joint Powers Authority; B) designate the Behavioral Health Director to serve as a member of the Board of Directors; C) assign the Statewide Prevention Early Intervention (PEI) funds in the Amount of \$100,000 and the PEI Training and Capacity Building funds in the amount of \$8,400 to CalMHSA for use in statewide prevention projects; and D) approve the Department to issue a warrant in the amount of \$108,400 to CalMHSA from the MHSA Trust.
14. ***Social Services*** – Request approval to pay County Welfare Directors Association of California (CWDA) dues for Fiscal Year 2012-13 in an amount not to exceed \$13,965, contingent upon the Board's adoption of a FY 2012-13 budget.

#### **ROAD DEPARTMENT**

15. Request Board declare Nielsen's Equipment Maintenance a sole source provider of replacement and programming of radio equipment; and approve the Contract between the County of Inyo and Nielsen's Equipment Maintenance for the replacement and programming of approximately 100 2-way radios, for the period of July 1, 2012 through May 31, 2013, in an amount not to exceed \$85,000 contingent upon the Board's adoption of a FY 2012-13 Budget and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.
16. Request approval of the 2011-2012 Federal Apportionment Exchange Program and State Match Program Agreement with the California Department of Transportation in the amount of \$673,353 plus a State match of \$100,000 for a total not to exceed \$773,353; and authorize the Chairperson to sign.

### **SHERIFF'S DEPARTMENT**

17. Request Board ratify the payments due to the Bishop K-Mart for the purchase of animal food and supplies for the care of animals kept at the Big Pine Animal Shelter in the amount of \$12,614.45.
18. Request approval of the 2012 Financial & Operations Plan for Controlled Substance Operations with the U.S. Forest Service for reimbursements in the amount of \$7,000, contingent upon the Board's adoption of a FY 2012-13 budget; and authorize Sheriff Lutze and the Chairperson to sign the Agreement and all necessary documents.
19. Request Board declare Siemens Industry, Inc. a sole source provider of fire and safety equipment maintenance and approve the Contract between the County of Inyo and Siemens Industry, Inc., for the provision of maintenance of equipment services for the period of July 1, 2012 through June 30, 2015, in an amount not to exceed \$66,648, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.
20. Request Board declare Kill A Watt Energy Solutions a sole source provider of generator/transfer switch maintenance and approve the Contract between the County of Inyo and Kill A Watt Energy Solutions for maintenance of the generator/transfer switch at Ibex Pass Repeater Site for the period of July 1, 2012 through June 30, 2017, in an amount not to exceed \$27,077, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

### **PROBATION**

21. Request Board A) approve offering Mono County a reduced rate of \$75 per day for each juvenile committed for more than ninety days in the Inyo County Juvenile Center; and B) approve the Agreement between the County of Inyo and Mono County for the placement of Mono County juvenile commitments in the Inyo County Juvenile Center, reflecting the reduced rate, contingent upon Mono County accepting the offer and approving and signing the updated Agreement; and authorize the Chairperson to sign.

### **PUBLIC WORKS**

22. Request Board award the bid to and approve the Contract with Mission Janitorial & Abrasive Supplies for the purchase of janitorial supplies for the period of June 5, 2012 through June 30, 2015, in an amount not to exceed \$75,000, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

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

23. **DISTRICT ATTORNEY** - Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the position exists as certified by the District Attorney and concurred with by the County Administrator and the Auditor-Controller; B) where internal candidates meet the qualifications for the position of Chief Investigator, the position could be filled through a closed County recruitment; and C) approve the hiring of one Chief Investigator at Range SC 81-SE 81 (\$5,821 - \$7,431) through a closed County recruitment.
24. **DISTRICT ATTORNEY** - Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of grant funding for the position exists as certified by the District Attorney and concurred with by the County Administrator and the Auditor-Controller; B) where internal candidates meet the qualifications for the position of Victim Witness Assistant, the vacancy could possibly be filled by internal recruitment, however, an open recruitment is more appropriate to ensure a sufficient number of qualified candidates apply; and C) approve the hiring of one Victim Witness Assistant at Range 54 (\$2,840 - \$3,454) contingent upon continued grant funding.

25. **HEALTH AND HUMAN SERVICES – Behavioral Health Services** - Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the position exists in the Mental Health Budget as certified by Health and Human Services Director and concurred with by the County Administrator and the Auditor-Controller; B) where internal candidates meet the qualifications for the position of Case Manager, the vacancy could possibly be filled through an internal recruitment, however, an open recruitment is more appropriate to ensure a sufficient number of qualified candidates apply; and C) approve the hiring of one Case Manager I at Range 57 (\$3,046 - \$3,701) or II at Range 60 (\$3,271 – \$3,973) contingent upon the qualifications of the applicants.
26. **PLANNING** - Request Board 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 Planning Director and concurred with by the County Administrator and the Auditor-Controller; B) where internal candidates meet the qualifications for the position of Planning Coordinator, the position could possibly be filled through an internal recruitment, however, an open recruitment is appropriate to ensure the position is filled with the best qualified candidate; and C) approve the hiring of one Planning Coordinator at Range 66 (\$3,757 – \$4,574).
27. **SHERIFF – Veterans Service Office** - Request Board A) approve the job description for the Veteran Services Representative; B) change the authorized strength by deleting one Case Manager III position at Range 64 (\$3,590 - \$4,393) and by adding one Veteran Services Representative at Range 67 (\$3,852 - \$4,676); and C) find that consistent with the adopted Authorized Position Review Policy: (a) the availability of funding for the position comes from the General Fund as certified by the Sheriff and concurred with by the County Administrator and the Auditor-Controller; B) where internal candidates meet the qualifications for the position of Veteran Services Representative, the position could possibly be filled by internal recruitment, however, an open recruitment may be more appropriate to ensure a sufficient number of qualified candidates apply; and C) approve the hiring of one Veteran Services Representative at Range 67 (\$3,852 - \$4,676).
28. **PUBLIC WORKS** – Request Board A) approve a Public Utility Easement for the installation of power lines and appertent facilities adjacent to the Inyo County Road Shop on Mazourka Canyon Road; B) authorize the Chairperson to sign the Easement Deed; and C) authorize the Public Works Department to record the deed.
29. **WATER DEPARTMENT** – Request approval of the 2012-2013 Fiscal Year Lower Owens River Project Work Plan and Budget.
30. **COUNTY ADMINISTRATOR** – Request approval of the following:
  - A) resolution titled “A Resolution of the Board of Supervisors, County of Inyo, State of California, Adopting a Money Purchase Plan, Naming the County Administrator as Coordinator, and Authorizing the County Administrator to Execute all Necessary Agreements incidental to Administration of the Plan”;
  - B) the ICMA Retirement Corporation Governmental Money Purchase Plan and Trust Adoption Agreement, and authorize the Chairperson to sign;
  - C) a resolution titled “A Resolution of the Board of Supervisors, County of Inyo, State of California, adopting a 457 Deferred Compensation Plan, Naming the County Administrator as Coordinator, and Authorizing the County Administrator to Execute all Necessary Agreements incidental to Administrator of the Plan”;
  - D) a resolution titled “A Resolution of the Board of Supervisors, County of Inyo, State of California, Authorizing the retirement Plan to Permit Loans”;
  - E) Approve the Administrative Services Agreement and authorize the Chairperson to sign.
31. **COUNTY ADMINISTRATOR – Fish and Wildlife Commission** – Request Board appoint two members to the Inyo Fish and Wildlife Commission to complete unexpired four year terms ending October 6, 2015. (*Notice of vacancy resulted in requests for appointment being received from Mr. Toby Dickinson, Mr. Gary Gunsolley, and Mr. Doug Brown*)
32. **CLERK OF THE BOARD** – Request approval of the minutes of the Board of Supervisors Meetings of A) May 8, 2012 and B) May 15, 2012.

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

- 11:30 a.m. 33. **HEALTH AND HUMAN SERVICES** – Request Board A) conduct a **public hearing** on an ordinance titled “An Ordinance of the Board of Supervisors of the County of Inyo, State of California, Revising Inyo County Driving-Under-the-Influence Program Fees” that will increase the Program fees; and B) waive the first reading of the ordinance and schedule the enactment for 11:30 a.m., Tuesday, June 12, 2012, in the Board of Supervisors Room, at the County Administrative Center, in Independence.
- 1:15 p.m. 34. **NOTICE OF MEETING – BOARD OF EQUALIZATION MEETING** – The Board of Supervisors will convene as the Board of Equalization to consider the following:
- A) Request approval of an Agreement between the Inyo County Board of Equalization and Coso Power Developers, C/O Terra-Gen Powers, Inc., to waive the 2 year hearing deadline for Coso’s Applications for Changed Assessment No. 2010-44, 2010-45 and 2010-46. (*Agreement to be presented prior to consideration of this request.*)

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

35. **ROAD DEPARTMENT** – Request Board conduct a workshop to discuss Road Department equipment needs and funding options to allow the Road Department to meet those needs and to stay in compliance with California Air Resources Board (CARB) On-Road and Off-Road Diesel regulations and provide input to Staff on further actions.

**CORRESPONDENCE - ACTION**

**BOARD MEMBERS AND STAFF REPORTS**

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

36. **PUBLIC COMMENT**

**CLOSED SESSION**

37. **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.
38. **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.
39. **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.
40. **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.
41. **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.
42. **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.

43. **REAL PROPERTY NEGOTIATIONS [CONFERENCE WITH REAL PROPERTY NEGOTIATOR Pursuant to Government Code §54956.8]** – Mt. Whitney Fish Hatchery, Independence, California – Negotiating Parties: County Administrator and State of California – Negotiations: Terms and Conditions.

**REPORT ON CLOSED SESSION AS REQUIRED BY LAW**

**CORRESPONDENCE - INFORMATIONAL**

44. **SHERIFF'S DEPARTMENT** – Sheriff and Jail Overtime Reports for the months of February, March and April of 2012.
45. **INYO NATIONAL FOREST** – Notification of “Decision Notice and Finding of No Significant Impact for the Digital 395 Middle-Mile Project”.