

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.

November 6, 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** – Mr. Kenneth Bradfute, Network and Operations Analyst, 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.
5. **Public Defender** – Request approval of the Contract between the County of Inyo and Jeremy Ibrahim for the provision of professional services as a Public Defender (Misdemeanors – North County) for the period of January 1, 2013 through December 31, 2015 in an amount not to exceed \$399,000, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

ROAD DEPARTMENT

6. Request approval of Amendment No. 1 to the Contract between the County of Inyo and Nielsen's Equipment Maintenance for the purchase and installation of routine and emergency communication equipment, amending the scope of work and schedule of fees and increasing the Contract by \$6,000 to a total not to exceed \$91,000, and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

7. **SHERIFF'S DEPARTMENT** - Request Board find that consistent with the adopted Authorized Position Review Policy, A) the availability of funding for the requested positions 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 Correctional Officer, the positions could possibly be filled through an internal recruitment, however, an open recruitment would be more appropriate to ensure the positions are filled with the most qualified applicants; and C) approve the hiring of two Correctional Officers at Range 64 (\$3,590 – \$4,363).
8. **ROAD DEPARTMENT** – Request approval to purchase from Charters Sales Company, two CARB compliant diesel tractor trucks in the amount of \$88,531.29 each, including sales tax, DMV and documentation fees.
9. **HEALTH AND HUMAN SERVICES** – Request Board provide direction to staff to either:
 - (A) redistribute the Request for Proposals (RFP) for Ombudsman/Elder Abuse Prevention Services, in an amount not to exceed \$53,648 annually, including:
 - (a) the re-writing of the RFP to include additional requirements from the California Department of Aging including no more than a one-year contract period, composition of the RFP Evaluation Panel, the appeal deadline, dates for a Bidders' Conference;
 - (b) specific performance outcomes for contractor;
 - (c) the provision of the required Bidders' Conference; and
 - (d) the return to Board for awarding of the contract after all bids are received and scored: or
 - B) move forward with a pilot plan to provide Ombudsman/Elder Abuse Prevention Services with HHS staff, beginning April 1, 2013 through June 30, 2016 and beyond, contingent upon outcomes, and including:
 - (a) increasing the authorized strength by adding one Human Services Supervisor at Range 66 (\$3,757 - \$4,574); and
 - (b) find that consistent with the adopted Authorized Position Review Policy, (i) the availability of funding for the requested position exists, as certified by the Health and Human Services Director and concurred with by the County Administrator, and the Auditor-Controller; (ii) where internal candidates meet the qualifications for the position of Human Services Supervisor, the position could be filled through an internal recruitment, however, an open recruitment would be more appropriate to ensure qualified applicants apply; (iii) approve the hiring of one Human Services Supervisor at Range 66 (\$3,757-\$4,574);
 - (c) authorize extending the existing interim contract for Ombudsman services through March 31, 2013, in the amount of \$20,236, for a total amount not to exceed \$40,236; and
 - (d) authorize the development of specific performance outcomes, and reporting periods, to be brought back for Board review.
10. **HEALTH AND 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 exists, as certified by the 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 Social Worker, the position could be filled through an internal recruitment, however, an open recruitment would be more appropriate to ensure a sufficient number of qualified applicants apply, if one is not found on an existing list; and C) approve the hiring of one Social Worker II at Range 64 (\$3,590 – \$4,363) or III at Range 67 (\$3,852 – \$4,676), contingent upon qualifications.
11. **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 requested position exists, in the Mental Health Budget, as certified by the 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 Account Technician, the position could possibly be filled through an internal recruitment, however, an open recruitment would be more appropriate to ensure qualified applicants apply; and C) approve the hiring of one Account Technician I at Range 55 (\$2,910 – \$3,537) or II at Range 59 (\$3,194 – \$3,880), or III at Range 63 (\$3,502 – \$4,261) depending upon qualifications.

12. **HEALTH AND 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 exists, in the Social Services Budget, as certified by the 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 Account Technician, the position could possibly be filled through an internal recruitment, however, an open recruitment would be more appropriate to ensure qualified applicants apply; and C) approve the hiring of one Account Technician I at Range 55 (\$2,910 – \$3,537) or II at Range 59 (\$3,194 – \$3,880), or III at Range 63 (\$3,502 – \$4,261) depending upon qualifications.
13. **HEALTH AND HUMAN SERVICES – ESAAA** – The Board of Supervisors/Eastern Sierra Area Agency on Aging Governing Board will receive and discuss updates regarding current issues affecting the delivery of senior services in Inyo County and the Eastern Sierra encompassed by Public Service Area 16, providing direction as appropriate.
14. **PLANNING** – Request Board receive an update regarding the Desert Renewable Energy Conservation Plan.
15. **WATER DEPARTMENT** – Request Board provide direction to the County’s Standing Committee Representatives regarding A) the attached Agenda for the November 8, 2012 Inyo County/Los Angeles Standing Committee meeting to be held in Los Angeles; and B) address LADWP’s request to the Standing Committee concerning the McNally Ponds Enhancement/Mitigation Project.
16. **CLERK OF THE BOARD** – Request approval of the minutes of the Board of Supervisors Meetings of A) October 9, 2012; and B) October 16, 2012.

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

- 11:30 a.m. 17. **COUNTY ADMINISTRATOR – Information Services** – the Board will convene in a workshop on Information Services status and goals.

CORRESPONDENCE - ACTION

18. **INYO COUNTY CHILD CARE PLANNING COUNCIL** – Request approval of the Council Bylaws changing the membership of the Council.

BOARD MEMBERS AND STAFF REPORTS

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

19. **PUBLIC COMMENT**

CLOSED SESSION

20. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION [Pursuant to Government Code §54956.9(C)]**. – decision whether to initiate litigation (one case).
21. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to Government Code §54956.9(a)]**. *City of Los Angeles, Department of Water and Power of the City of Los Angeles v. Inyo County Board of Supervisors, et al.*, Inyo County Superior Court Case No. 12908; Blackrock 94 Dispute Resolution
22. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code § 54957.6]**. - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Deputy Sheriff’s Association (DSA) - Negotiators: Labor Relations Administrator, Sue Dishion, Information Services Director, Brandon Shults, and Planning Director Josh Hart.
23. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code § 54957.6]**. Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Elected Officials Assistant Association (EOAA) - Negotiators: Chief Probation Officer Jeff Thomson and Labor Relations Administrator Sue Dishion.
24. **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.

25. **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 Child Support Services Susanne Rizo, and Chief Probation Officer Jeff Thomson.
26. **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.
27. **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

28. **SHERIFF'S DEPARTMENT** – Sheriff and Jail Overtime Report for the month of September 2012.
29. **ENVIRONMENTAL HEALTH** – Proposition 65 Report of a diesel spill at the site of a traffic accident on Trona Road, 20 miles north of Trona.

AGENDA
**INYO COUNTY/LOS ANGELES
STANDING COMMITTEE**

1:00 p.m.
November 8, 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 September 26, 2012 meeting
2. Runoff and operations update
3. **Action Item:** Resolution of issue regarding the McNally Ponds Enhancement/Mitigation Project water supply
4. Report on resolution of issue regarding vegetation parcel Blackrock 94
5. Report on status of Green Book revisions
6. Report on Owens Lake Groundwater Evaluation Project
7. Report on Saltcedar treatment/removal
8. Report on weed control in Owens Valley
9. Report on status of Technical Group evaluation of enhancement/mitigation projects
10. Update on Water Agreement Section XV, Release of City Owned Lands
11. Presentation of Phase II of the Lower Owens River Project recreational use plan
12. Public Comment
13. Confirm schedule for future Standing Committee meetings
14. 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.