

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.

January 8, 2013

9:00 a.m. 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)

CONSENT AGENDA (Approval recommended by the County Administrator)

COUNTY ADMINISTRATOR

3. **Emergency Services** – Request Board continue the local emergency as a result of the Inyo Complex Oak Creek Mud Flows.
4. **Advertising County Resources** – Request Board A) declare Lone Pine Chamber of Commerce a sole-source contractor for the purpose of designing, constructing, staffing and removing the Inyo County Exhibit at the 2013 California State Fair; B) ratify and approve the Contract between the County of Inyo and the Lone Pine Chamber of Commerce to design, construct, staff and remove the Inyo County Exhibit at the 2013 California State Fair, in an amount not to exceed \$13,000; and authorize the County Administrator to sign, contingent upon the appropriate signatures being obtained; and C) authorize the County Administrator to sign any documents related to designating the Lone Pine Chamber of Commerce as the County's contractor for coordinating the Inyo County Exhibit at the 2013 California State Fair.
5. **Parks** – Request approval of the Lease between the County of Inyo and the Los Angeles Department of Water and Power for property utilized as Johnson Field ballpark, for the period of October 1, 2012 through September 30, 2017, at the rate of \$500 per year with a \$15 increase per year after that, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign.
6. **Child Care Planning Council** - Request Board appoint the following to the Child Care Planning Council, to complete a three-year terms ending November 4, 2015: Verna Sisk and Robyn Wisdom. (Notice of Vacancy resulted in requests for appointment being received from those being recommended for appoint).

CLERK-RECORDER

7. Request Board declare Kofile Preservation, Inc. (formerly Brown's River Moratti Co.) as a sole-source provider for preservation and conservation of historic records in the custody of the County Recorder; and approve the Contract between the County of Inyo and Kofile Preservations, Inc., for the provisions of preservation and conservation of official records in an amount not to exceed \$20,000, for the period not to exceed 6 months; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

PUBLIC WORKS

8. Request approval of Amendment No. 6 to the Contract between the County of Inyo and Nichols Consulting Engineers, Chtd. (NCE), increasing the amount of the Contract by \$48,000 to a total not to exceed \$249,680, extending the Contract to an ending date of September 30, 2013, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

ROAD DEPARTMENT

9. Request Board authorize the removal of an elm tree adjacent to the Eastern California Museum.

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

10. **TREASURER-TAX COLLECTOR** – Request approval of the Inyo County Treasury Investment Policy as submitted.
11. **TREASURER-TAX COLLECTOR** – Request approval of a resolution titled "A Resolution of the Board of Supervisors of the County of Inyo Delegating to the Inyo County Treasurer its Investment Authority Pursuant to Section 53607 of the Government Code.
12. **HEALTH AND HUMAN SERVICES – Behavioral Health Services** – Request approval of a proclamation declaring January 2013 as National Mentoring Month.
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. **COUNTY ADMINISTRATOR – Museum** – Request approval of a resolution titled "A Resolution of the Board of Supervisors of the County of Inyo, State of California, Authorizing the Friends of the Eastern California Museum Access to the Eastern California Museum for the Purpose of Performing Upgrades to the Museum Security System and Acceptance of the Donation of the Upgrades and Operation Thereof."
15. **COUNTY ADMINISTRATOR** – Request Board discuss and consider Staff's recommendation regarding continuation of the local emergency, The Death Valley Roadeater Emergency, that resulted in flooding in the eastern portion of Inyo County during the month of August 2012, per Resolution #2012-32.
16. **CLERK OF THE BOARD** – Request approval of the minutes of the December 11 and December 18, 2012 Board of Supervisors Meetings.

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

- 11:15 a.m. 17. **PLANNING** – Request Board enact an ordinance titled "Ordinance of the Board of Supervisors of the County of Inyo, State of California, Amending Sections 18.30.050, 18.33.040, 18.36.060 and 18.78.130 of the Inyo County Code" to clarify that home occupations are permitted as accessory uses consistently in all Residential Rural Residential and Open Space zones and amends the Home Occupations standards to be consistent with the California Home Foods Act and goals of the Inyo County General Plan.

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

18. **COUNTY COUNSEL** – The Board will conduct a Board of Equalization Training with County Counsel.
19. **COUNTY COUNSEL** – The Board will conduct a workshop with County Counsel on the Brown Act.
20. **COUNTY ADMINISTRATOR – COUNTY COUNSEL – PLANNING** - The Board of Supervisors will conduct a workshop with County staff that may include:
 - A) review the regulatory framework in which renewable energy facilities are permitted in the State of California;
 - B) receive an update regarding the status of the Hidden Hills Solar Energy Generating System (HHSEGS) project, proposed by BrightSource Energy in the Charleston View area, in the California Energy Commission's (CEC) permit process;
 - C) discuss the County statutes, ordinances, and regulations that are applicable to the HHSEGS project, including the County General Plan, Zoning Ordinance, and Title 21 (Renewable Energy Development), and would be enforced by the County if not for the CEC's sole permitting authority; and,
 - D) understand the preliminary cost estimates that County departments have identified regarding the construction impacts and operation impacts that the HHSEGS will have on County programs and services based on the information disclosed by BrightSource Energy, and how those costs could change based on additional information or alternative scenarios.

CORRESPONDENCE - ACTION

BOARD MEMBERS AND STAFF REPORTS

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

21. **PUBLIC COMMENT**

CLOSED SESSION

22. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to Government Code §54956.9(a)]** - *Center for Biological Diversity, a non-profit public interest corporation; Public Employees for environmental Responsibility, a national non-profit alliance of local, state, and federal resource professions, v. Inyo County and Inyo County Board of supervisors, Inyo County Superior Court Case No. SICVPT 12-53821.*
23. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION [Pursuant to Government Code §54956.9(c)]** – decision whether to initiate litigation (one case).
24. **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.
25. **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.
26. **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.

27. **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.
28. **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.
29. **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

30. **SHERIFF'S DEPARTMENT** – Sheriff's and Jail Overtime Report for the month of November, 2013.
31. **ENVIRONMENTAL HEALTH** – Proposition 65 Report of a diesel fuel spills at the site of a traffic accident
32. **LICENSES** – Alcoholic Beverage License Application for Fort Independence Indian Community Travel Plaza.
33. **CAL-EMA** – Financial Reconciliation and Application Closure for 2008 Oak Creek Mud Flows.
34. **AUDITOR-CONTROLLER** – Notice that in accordance with Section 26905 and 26921 of the Government code and your orders of February 5, 1956, an actual count of money in the hands of the Treasurer was made on December 27, 2012 and the count showed the funds to be in balance, pending written verification of inactive accounts.