

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.

February 12, 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.

CLERK-RECORDER

4. Request approval of the Amendment to the License Agreement with AtPac, for a one time fee in the amount not to exceed \$12,500 for service to truncate social security numbers in the Official Records to fulfill the remainder of the County Recorder's obligation under Government Code §27301(a) and authorize the Clerk-Recorder to sign.

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

5. **AGRICULTURAL COMMISSIONER** - Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the position of Mosquito Helper exists, as certified by the Interim Agricultural Commissioner, and concurred with by the County Administrator and Auditor-Controller; B) and where if the County was facing layoffs, the position could be filled by internal candidates meeting the qualifications for the position, but since no layoffs are pending, an open recruitment would be appropriate to ensure qualified applicants apply; and C) approve the hiring of one seasonal Mosquito Helper at Range 050PT (\$13.90 - \$16.87/hour).
6. **HEALTH AND HUMAN SERVICES – Social Services** - Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for an Office Manager position exists, as certified by the Director of Health and Human Services, and concurred with by the County Administrator and Auditor-Controller; B) and where if the County was facing layoffs, the position could be filled by internal candidates meeting the qualifications for the position, but since no layoffs are pending, an open recruitment would be appropriate to ensure qualified applicants apply; and C) approve the hiring of one Office Manager at Range 54 (\$2,480 - \$3,454).

7. **HEALTH AND HUMAN SERVICES** - Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for a Human Services Supervisor position exists, as certified by the Director of Health and Human Services, and concurred with by the County Administrator and Auditor-Controller; B) and where if the County was facing layoffs, the position could be filled by internal candidates meeting the qualifications for the position, but since no layoffs are pending, an open recruitment would be appropriate to ensure qualified applicants apply; and C) approve the hiring of one Human Services Supervisor at Range 66 (\$3,757 - \$4,574).
8. **PLANNING** – Request Board receive a presentation on the Southwest Solar Transformation Initiative.
9. **PLANNING** – Request Board discuss further the issues brought forth during the February 5th presentation from Mammoth Lakes Housing and subsequent discussions between Mammoth Lakes Housing and the County Auditor/Controller, and provide direction to staff on whether or not to participate in the program.
10. **WATER DEPARTMENT** – Request Board authorize staff to notify the Inyo-Mon Regional Water Management Group that the County is willing to act as grantee for the Proposition 84 Round 2 Implementation Grant application.
11. **COUNTY ADMINISTRATOR – Emergency Services** - 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.
12. **COUNTY ADMINISTRATOR** - Request Board approve a resolution titled "A Resolution of the Board of Supervisors of the County of Inyo, State of California, Declaring Its Intent to Grant Southern California Edison Company, a California Corporation, Its Successors and Assigns, the Right, Privilege and a Franchise to Transmit and Distribute Electricity for all Purposes as Authorized Under the Franchise."

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

- 9:30 a.m. 13. **OFFICE OF EDUCATION** – The Board will receive an update on the state of public education in Inyo County from Inyo County Superintendent of Schools, Dr. Terence McAteer.
- 11:30 a.m. 14. **PUBLIC WORKS – Town Water Systems** – Request Board A) conduct a public hearing on an ordinance titled "An Ordinance of Inyo County Instituting a Cross-Connection Control Program to Protect the Public Water System for the Communities of Independence, Lone Pine and Laws" that will provide the required protections of potable water for the town water systems operated by the County of Inyo in the communities of Independence, Lone Pine and Laws as required by California Code; B) waive the first reading of the ordinance and schedule the enactment for 11:30 a.m., Tuesday, February 19, 2013, in the Board of Supervisors Room, at the County Administrative Center in Independence.

CLOSED SESSION

- 1:00 p.m. 15. **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.

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

16. **PLANNING** – Request Board conduct a workshop regarding the draft Zoning Code/General Plan Update, and provide direction regarding code enforcement and special event permit issues.

CORRESPONDENCE - ACTION

BOARD MEMBERS AND STAFF REPORTS

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

17. **PUBLIC COMMENT**

CLOSED SESSION

18. **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.
19. **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.
20. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to Government Code §54956.9(a)]** – Application for Certification for the HIDDEN HILLS SOLAR ELECTRIC GENERATING SYSTEMS – Before the Energy Resources Conservation and Development Commission of the States of California Docket No. 11-AFC-02 (Bright Source).
21. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION [Pursuant to Government Code §54956.9(b)(3)]** – significant exposure to potential litigation (one case).
22. **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.
23. **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.
24. **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.
25. **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.
26. **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

27. **INYO NATIONAL FOREST** – Notification of a restoration project on fifty-seven unauthorized routes where motor vehicle use is now prohibited, with a goal to re-establish more natural conditions on routes' surfaces.