

# 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 19, 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.

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

4. **Social Services** - Request approval to pay County Medical Services Program (CMSP) Governing Board participation fees for FY 2012-13 in an amount not to exceed \$18,950.
5. **Health Services** – Request Board ratify the 2012/2013 Children's Medical Services (CMS) Plan and budgets; and authorize the chairperson to sign the Certification Statements.

##### **WATER DEPARTMENT**

6. Request approval of the following to assist with the Green Book Revision effort being conducted by the Inyo County Water Department (County) and the City of Los Angeles Department of Water and Power (LADWP) under the framework and procedures for developing revisions to the Green Book as endorsed by the Inyo/Los Angeles Standing Committee, November 27, 2006: A) the Cooperative Studies Funding agreement between the County, LADWP, and Susan Carpenter to act as facilitator; and authorize the County Administrator to sign; B) the Cooperative Studies Funding Agreement between the County, LADWP, and the Ecological Society of America to act as a facilitator; and authorize the County Administrator to sign; C) the MOU between the County, LADWP, and Susan Carpenter to act as facilitator and authorize the Water Director to sign; and D) the MOU between the County, LADWP, and the Ecological Society of America to act as facilitator; and authorize the Water Director to sign.

## **ROAD DEPARTMENT**

7. Request approval to purchase two new Bear, Dual Street Sweepers from Haaker Equipment company in an amount not to exceed \$547,985.52, including sales tax and excluding license fees or delivery charge.

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

8. **CHILD SUPPORT SERVICES** – Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for a Child Support Officer position exists, as certified by the Director of Child Support Services and concurred with by the County Administrator and Auditor-Controller; B) and where if the County was facing layoffs, the Child Support Officer 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 Child Support Officer I, at Range 57 (\$3,046 – \$3,701) or II at Range 60 (\$3,271 – \$3,973) depending upon qualifications.
9. **HEALTH AND HUMAN SERVICES – Social Services** – Request Board authorize the Department to extend the temporary employment of one Health and Human Services Specialist (HHSS) at Range 053PT, Step A (\$14.89/hr.) for a period not to exceed five months in calendar year 2013.
10. **PUBLIC WORKS** – Request Board
  - A) approve the Contract between the County of Inyo and CSRC&DC for the provision of grant funds from the California Department of Water Resources for the CSA-2 Sewer System Improvement Project; authorize the Chairperson to sign and authorize the Public Works Director to sign all other contract documents, including change orders to the extent permitted pursuant to Section 20142 of the Public Contract Code and other applicable law;
  - B) amend the FY 2012-13 County Services Area No. 2 Budget Unit 810001 by increasing estimated revenues in State Grants (*Revenue Code #4498*) by \$310,895 and Operating Transfers In (*Revenue Code #4998*) by \$131,504 and increasing appropriations in External Charges (*Object Code #5124*) by \$87,301; Professional Services (*Object Code #5265*) by \$110,000, General Operating Expense (*Object Code #5311*) by \$15,422, and Construction in Progress (*Object Code #5700*) by \$229,656 (*4/5's vote required*); and
  - C) amend the FY 2012-13 County Services Area No. 2 ACO Budget Unit 810101 by increasing appropriations in Operating Transfers Out (*Object Code #5801*) by \$130,504 (*4/5's vote required*).
11. **PUBLIC WORKS** – Request Board
  - A) approve the Contract between the County of Inyo and CSRC&D for the provision of grant funds in the amount of \$62,708 with a County match value of \$20,392, from the California Department of Water Resources for the SCADA Improvement Project; authorize the Chairperson to sign; and authorize the Public Works Director to sign all other contract documents, including change orders to the extent permitted pursuant to Section 20142 of the Public Contract Code and other applicable law; and
  - B) authorize the creation of the SCADA Upgrade Budget (*Budget Unit number to be assigned by the Auditor*) and amend the FY 2012-13 SCADA Update Budget Unit (*number as assigned by the Auditor*) by increasing estimated revenue in State Grants (*Revenue Code #4498*) by \$62,708 and External Intergovernment Charges (*Revenue Code #4824*) by \$20,392; and increase appropriations in External Charges (*Object Code #5124*) by \$29,400 and Professional Services (*Object Code #5265*) by \$53,700 (*4/5's vote required*).
12. **PLANNING** – Request Board discuss and provide direction regarding attendance at the National Brownfields Conference in Atlanta, GA May 15-17, 2013.
13. **WATER DEPARTMENT** – Request Board authorize staff to notify the Inyo-Mono Regional Water Management Group that the County is willing to act as grantee for the Proposition 84 Round 2 Implementation Grant application.
14. **COUNTY ADMINISTRATOR – AUDITOR/CONTROLLER** – Request Board recognize \$2,605 in additional revenue from the State Board of Equalization to pay MuniServices invoice for quarterly Sales and Use Tax Audit Services by amending the FY 2012-13 County Budget by increasing revenue in the General Revenue and Expenditures Budget Unit 011900 Sales Tax (*Revenue Code #4062*) by \$2,605 and increasing appropriations in Professional and Special Services (*Object Code #5265*) by \$2,605. (*4/5's vote required*)

15. **COUNTY ADMINISTRATOR** – Request approval of Amendment #5 to the Exclusive Negotiation Agreement for Construction and Leasing of Inyo County Consolidated Office Building, between the County of Inyo and Joseph Enterprises, extending Phase 1 expiration date to May 31, 2013; and authorize the County Administrator to sign, contingent upon the appropriate signatures being obtained.
16. **CLERK OF THE BOARD** – Request approval of the minutes of the Board of Supervisors Meetings as follows: A) the regular meeting of February 5, 2013; and B) the Special Meeting of February 7, 2013.

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

- 11:30 a.m. 17. **PUBLIC WORKS** – Request Board enact 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.

- 1:00 p.m. 18. **PLANNING** – Request Board

A) conduct a Public Hearing regarding the General Plan Amendment No. 2010-01 (Crystal Geyser Roxane), Zone Reclassification No. 2010-02 (Crystal Geyser Roxane), Reversion of Acreage No. 2012-01 (Crystal Geyser Roxane), an ordinance titled “An Ordinance of the Board of Supervisors of the County of Inyo, State of California, Approving Zone Reclassification No. 2010-02 (Crystal Geyser Roxane) and Amending the Zoning Map of the County of Inyo, by Reclassifying an Approximately 23.6-Acre Portion of the 420-Acre Parcel Located Adjacent (on the south) to the Community of Cartago, on the East Side of U.S. Highway 395, from Open Space, 40-Acre Minimum (OS-40) and Rural Residential (RR) to Light Industrial (M-2) and an approximately 6.8-Acre Portion of the Parcel from RR to OS-40; and Appeal Nos. 2012-01 (Elton Family Trust), 2012-02 (Cartago Mutual Water Company); and 2012-03 (Owens Valley Committee/Sierra Club);

B) review and approve a Resolution making certain findings with respect to and denying Appeal No. 2012-01 (Elton Family Trust);

C) review and approve a Resolution making certain findings with respect to and denying Appeal No. 2012-02 (Cartago Mutual Water Company);

D) review and approve a Resolution making certain findings with respect to and denying Appeal No. 2012-03 (Owens Valley Committee/Sierra Club);

E) review and approve a Resolution making certain findings with respect to, certifying the Environmental Impact Report, and approving General Plan Amendment No. 2010-01 (Crystal Geyser Roxane) and Reversion to Acreage No. 2012-01 (Crystal Geyser Roxane); and

F) waive the first reading of the Ordinance and schedule the enactment for 1:00 p.m., Tuesday, February 26, 2013, in the Board of Supervisors Room, at the County Administrative Center, in Independence.

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

19. **ROAD DEPARTMENT** – The Board will conduct a workshop with the Road Department on road project financing.

**CORRESPONDENCE - ACTION**

20. **PREFERRED SEPTIC AND DISPOSAL** – Request Board consider changes to the Inyo County’s Local/Small business Preference ordinance – Chapter 6.06 of the Inyo County Code.
21. **BIG PINE PAIUTE TRIBE OF THE OWENS VALLEY** – Request Board object to the exemption of Well 375 for Big Pine Mitigation Project.

**BOARD MEMBERS AND STAFF REPORTS**

22. **PUBLIC COMMENT**

**CLOSED SESSION**

23. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to Government Code §54956.9(d)(1)]** – *Crystal Allen, an individual v County of Inyo, a governmental entity; and Does 1-50*, Inyo County Supervisor Court Case No. SICVCV13-54820.
24. **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.
25. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION [Pursuant to Government Code §54956.9(b)(3)]** – significant exposure to potential litigation (one case).
26. **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.
27. **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.
28. **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.
29. **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.
30. **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.
31. **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**