

# 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.

### May 7, 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*)

**9:15 a.m. 3. SHERIFF** – The Sheriff's K-9 Unit will be introduced to the Board.

4. **WESTERN COUNTIES ALLIANCE (WAC)** – Mr. Kenneth Brown will update the Board on WAC and public land issues.

**9:30 a.m. 5. WATER DEPARTMENT** – Request Board consider the Los Angeles Department of Water Power's (LADWP) request that the Board of Supervisors and Standing Committee agree to reductions in groundwater pumped for irrigation.

6. **WATER DEPARTMENT** – Request Board consider the Los Angeles Department of Water and Power's (LADWP) request that the Board of Supervisors and Standing Committee agree to reductions in water supplied to the McNally Ponds and Van Norman Enhancement/Mitigation Project.

#### **CONSENT AGENDA** (Approval recommended by the County Administrator)

##### **COUNTY ADMINISTRATOR**

7. **Information Services** – Request approval to purchase hardware and software for the Email System Update as recommended by Staff from the low bidders Gov Connection and Insight Public Sector in an amount not to exceed \$38,280.
8. **Information Services** – Request Board declare Waterford Technologies, Inc., a sole source provider of MailMeter Software and authorize the purchase of MailMeter software licensing and support services from Waterford Technologies, Inc., in an amount not to exceed \$13,580, contingent upon the Board's approval of the Email System Update.
9. **Parks and Recreation** – Request Board award the bid for and approve the purchase of 25 picnic tables to be utilized in County Parks and Campgrounds, from RJ Thomas Mfg. Company, Inc., in an amount not to exceed \$13,280.

**AUDITOR-CONTROLLER**

10. Request approval of the Agreement between the County of Inyo and the Institute of Internal Auditors to conduct two days of on-site fraud detection and investigation training, in an amount not to exceed \$20,800; and authorize the Chairperson to sign, contingent upon appropriate signatures being obtained.

**HEALTH AND HUMAN SERVICES**

11. ***Mental Health Services*** – Request approval of the County Mental Health Plan Agreement between the County of Inyo and the State Department of Health Care Services as the MediCal Managed Care Plan for Inyo County for the period beginning May 1, 2013 and ending June 20, 2018 at the estimated amount for the County of Inyo being \$3,485,263, (for a statewide total of \$8,113,337,000) contingent upon the Board's adoption of future budgets and authorize the Mental Health Director to sign.
12. ***Eastern Sierra Area Agency on Aging*** – Request approval of Amendment No. 2 to the agreement between the County of Inyo and the California Department of Aging, decreasing the overall allocation by \$4,945, for a total Contract amount of \$757,387; and authorize the Chairperson to sign.

**PUBLIC WORKS**

13. Request approval of Amendment No. 3 to the Contract between the County of Inyo and ESE for engineering services in an amount not to exceed \$28,465 for the Independence Town Roads Rehabilitation Project, increasing the amount from \$66,965 to \$95,421; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.
14. Request approval of the Plans and Specifications for the HVAC Upgrade Project at the Inyo County Water Department Building and authorize the Interim Public Works Director to advertise and bid the project.
15. Request Board authorize the submittal of a right of way application to the BLM for rights of way for various Chicago Valley Roads and authorize the Chairperson to sign.
16. Request approval of a resolution titled "A Resolution of the Inyo County Board of Supervisors, Designating Standardized Detours for Annual Special Events Through Lone Pine, Independence, Big Pine and Bishop; and Authorizing the Road Commissioner or His Designee to Execute Documents Related to These Closures."
17. Request Board reject all bids received for the Independence Jail – Replacement of Dryvit System Expansion Joints Project and authorize the Interim Public Works Director to re-advertise and re-bid the Project.

**ROAD DEPARTMENT**

18. Request Board award and approve the Contract for the purchase of liquid asphalt products to Environmental Concepts for the period of May 10, 2013 through June 30, 2013, in an amount not to exceed \$159,299; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

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

19. ***HEALTH AND HUMAN SERVICES*** – Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the position of Administrative Analyst exists in Health, Health Grants, ESAAA and IC Gold budgets as certified by the Health and Human Services Director 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 Administrative Analyst I at Range 66 (\$3,757 - \$4,574) or II at Range 68 (\$3,946 - \$4,794) contingent upon qualifications; and D) if an internal candidate is the successful candidate, authorize HHS to backfill the resulting vacancy.

20. **HEALTH AND HUMAN SERVICES - Eastern Sierra Area Agency on Aging (ESAAA)** - Request Board ratify and approve the Contract between the County of Inyo and the California Indian Legal Services for the provision of legal services to older adults eligible for services through the ESAAA, in an amount not to exceed \$64,896 for the period of April 8, 2013 through June 30, 2016, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign.
21. **COUNTY ADMINISTRATOR - HEALTH AND HUMAN SERVICES** - Request Board receive a presentation regarding a new County Workplace Health & Wellness Program initiative and approve a proclamation designating the month of May 2013 as Global Employee Health & Fitness Month.
22. **PUBLIC WORKS** – Request Board A) amend the FY 2012-13 Deferred Maintenance Budget Unit 011501 by increasing estimated revenues in Contributions from LADWP (*Revenue Code #4563*) by \$169,280 and increasing appropriations in Construction in Progress (*Object Code #5700*) by \$169,280 (*4/5's vote required*); B) approve Contract Amendment No. 1 to the Contract between the County of Inyo and SolarCity for the installation of a photovoltaic generating system at the Independence County facilities increasing the Contract by \$144,279,91 for a total amount not to exceed \$2,005,127.91, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained; C) authorize the Interim 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 D) authorize paving of the area under the Annex shade structure.
23. **TREASURER-TAX COLLECTOR** – Request approval of the Inyo County Treasury Investment Policy as amended.
24. **PLANNING** – Request Board receive a presentation regarding the Owens Lake Master Plan and provide direction to staff.
25. **AUDITOR-CONTROLLER** – Request Board A) accept the terms of engagement for bond counsel from Jones Hall to provide legal services to the County of Inyo during the CalPERS Refunding Loan process in an amount not to exceed \$30,000; and authorize the County Administrator to sign; (*4/5's vote required*); and B) approve the Agreement between the County of Inyo and Brandis Tallman LLC for placement agent service during the CalPERS Refunding Loan process in an amount not to exceed \$35,000; and authorize the County Administrator to sign.
26. **AUDITOR-CONTROLLER** – Request Board authorize the Auditor-Controller to extend the temporary employment of one Account Clerk III at Range 051PT Step A (\$14.21/hour) for a period not to exceed two months starting June 3, 2013.
27. **COUNTY ADMINISTRATOR** – Request Board provide direction to staff regarding how to proceed with filling the unexpired term for the Office of Auditor-Controller.
28. **COUNTY ADMINISTRATOR – Parks & Recreation** – Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the position of Season Part-Time Maintenance Helper comes from the General Fund certified by the Deputy County Administrator 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 Park and Campground Maintenance Helper at Range PT042 (\$11.55 - \$14.05/hr.) beginning June 1, 2013 through October 30, 2013, contingent upon the Board's adoption of future budgets.
29. **COUNTY ADMINISTRATOR – Integrated Waste Management** – Request Board consider separate requests from Bishop Waste and Preferred Septic and provide direction to staff including considering authorization for Integrated Waste Management Program to perform an independent financial audit of Bishop Waste and Preferred Septic to verify and document the appropriateness of current fees in order to evaluate the requests from waste hauler operators for a potential increase in hauling floor rate.
30. **CLERK OF THE BOARD** – Request approval of the minutes of the April 29, 2013 Special Meeting of the Board of Supervisors.

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

- 11:30 a.m. 31. **PLANNING** – Request Board A) conduct a **public hearing** on a proposed resolution titled “A Resolution of the Board of Supervisors of the County of Inyo, State of California, Declaring the Vacation and Abandonment of That Portion of McKenzie Street in Darwin Townsite”; and B) approve the resolution.
- 1:00 p.m. 32. **BOARD OF EQUALIZATION MEETING** (see separate agenda)

**CORRESPONDENCE - ACTION**

**BOARD MEMBERS AND STAFF REPORTS**

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

33. **PUBLIC COMMENT**

**CLOSED SESSION**

34. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to Government Code §54956.9(d)(1)]** – *Verizon California Inc., a California Corporation v. California State Board of Equalization; County of Inyo, et al.*, Sacramento County Superior Court Case No. 34-2013-00128191.
35. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to Government Code §54956.9(d)(1)]** - *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.
36. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to Government Code §54956.9(a)]** – *Jesse Edwin Jason v County of Inyo*, Unfair Practice Charge No. SA-CE-814M.
37. **PERSONNEL [Pursuant to Government Code §54957]**. Public Employee Appointment – Title – Public Works Director.
38. **PERSONNEL [Pursuant to Government Code §54957]**. Public Employee Appointment – Title - County Counsel.
39. **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.
40. **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.
41. **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.
42. **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.
43. **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**

44. **TREASURER-TAX COLLECTOR** – Treasury Status Report for the Quarter Ending March 31, 2013.
45. **NORTHERN INYO AIRPORT ADVISORY COMMITTEE** – Agenda for May 6, 2013
46. **ENVIRONMENTAL HEALTH** – Proposition 65 Report of sewage spill at Furnace Creek Resort.