

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.

June 25, 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*)
3. **INTRODUCTIONS** – Ms. Michelle Landi, Public Health Nurse, Ms. Paulette Erwin, Office Manager, and Ms. Tanya Liscio, Registered Nurse, in the Health and Human Services Department, and Ms. Pam Hennarty, Senior Deputy County Administrator in the County Administrator's Department, will be introduced to the Board.

CONSENT AGENDA (Approval recommended by the County Administrator)

COUNTY ADMINISTRATOR

4. **Advertising County Resources** – Request approval of Amendment No. 1 to the Community Project Sponsorship Grant Contract between the County of Inyo and the Bishop Chamber of Commerce and Visitors Bureau, extending the ending date of the Contract for the Treasure Map Project from June 30, 2013 to August 31, 2013; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.
5. **Advertising County Resources** – Request approval to pay the Lone Pine Chamber of Commerce \$4,500 for the completion of the sixth edition of the Inyo County Visitor Guide which is a 2012-13 Community Project Sponsorship Grant Project.
6. **General** - Request approval of Amendment No. 7 to the Contract between the County of Inyo and Gruen Gruen + Associates revising the scope of work to include additional analysis work, and extending the ending date of the Contract to June 30, 2014, contingent upon the Board's adoption of a FY 2013-14 budget; and authorize the Chairperson to sign, contingent upon, contingent upon the appropriate signatures being obtained.

AUDITOR-CONTROLLER – COUNTY ADMINISTRATOR

7. Request Board approve the County's Anti-Fraud, Waste and Abuse Policy.

CLERK-RECORDER

8. **Elections** – Request Board authorize payment of \$10,080 to AtPact for the annual CRiis™ Software License Maintenance and Support Fee, contingent upon the Board's adoption of a FY 2013-14 budget.

HEALTH AND HUMAN SERVICES

9. **Behavioral Health Services** – Request approval of the FY 2012-13 Amended Negotiated Net Amount Contract between the Station of California Alcohol and Drug Programs and Dept. of Health Care Services, extending the ending date of the Contract to June 30, 2014 for a new multi-year amount of \$1,701,570, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign.
10. **Behavioral Health Services** – Request approval of the Contract between the County of Inyo and Jeanette Sprague, MFT for the provision of mental health services as part of the Mental Health Service Act Community Services and Supports Plan for the period of July 1, 2013 through June 30, 2014 in an amount not to exceed \$25,000, contingent upon the Board's adoption of a FY 2013-14 budget; and authorize the Chairperson to sign.
11. **Behavioral Health Services** – Request approval of the Contract between the County of Inyo and Villa Merced Behavioral Health Center for residential placement for adults in a locked facility in an amount not to exceed \$35,000 for the period of July 1, 2013 through June 30, 2014, contingent upon the Board's adoption of a FY 2013-14 budget; and authorize the Chairperson to sign.
12. **Behavioral Health Services** – Request approval of the Contract between the County of Inyo and the Echo Group for Echo Share Care products support, software updates and hosting services, in an amount not to exceed \$119,628.72 for the period of July 1, 2013 through June 30, 2014, contingent upon the Board's adoption of a FY 2013-14 budget; and authorize the Chairperson to sign the contract and the HIPPA Business Association Agreement.
13. **Social Services** – Request approval of the Contract between the County of Inyo and the County Superintendent of Schools for the provision of Stage I Child Care Services for the period of July 1, 2013 through June 30, 2014, in an amount not to exceed \$125,000, contingent upon the Board's adoption of a FY 2013-14 budget; and authorize the Chairperson to sign.
14. **Emergency Services** – Request approval of the Contracts between the County of Inyo and the following in the amounts designated to be paid from the Emergency Medical Services Trust Fund #505107, in the total amount of \$49,106.28, for the period of July 1, 2013 through December 31, 2014; and authorize the Chairperson to sign: A) Independence Volunteer Fire Department, \$5,667 for purchase of emergency response and training equipment; B) Olancha Cartago Fire Department, \$11,025 for the purchase of emergency response equipment; C) to Lone Pine Fire Department, \$11,026.80 for the purchase of emergency response and training equipment; D) Big Pine Volunteer Fire Department, \$9,999.48 for the purchase of emergency response and training equipment; and E) Southern Inyo Fire Protection District \$11,388 for training and equipment.
15. **Inyo First Five** – Request approval of the Contract between the County of Inyo and Toiyabe Indian Health Project, Inc., for the provision of Child Health Services for the period of July 1, 2013 through June 30, 2014, in an amount not to exceed \$45,000 contingent upon the Board's adoption of a FY 2013-14 budget; and authorize the Chairperson to sign.
16. **Inyo First Five** – Request approval of the Contract between the County of Inyo and the Inyo County Superintendent of Schools Child Development Division for the provision of Child Development Services in an amount not to exceed \$25,200 for the period of July 1, 2013 through June 30, 2014, contingent upon the Board's adoption of a FY 2013-14 budget; and authorize the Chairperson to sign.
17. **Health Services** – Request approval of the Contract and Business Associate Agreement between the County of Inyo and Southern Inyo Healthcare District for jail and juvenile medical provider services and on-call nursing and nurse practitioner services in an amount not to exceed \$90,900 per year, in an amount not to exceed \$454,500 for the period of July 1, 2013 through June 20, 2018, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign the Contract and HIPPA Business Associate Agreement.

18. **WATER DEPARTMENT**

Request Board A) select Paul N. Bruce as the mediator representing Inyo County in its dispute with the City of Los Angeles Department of Water and Power for the period of June 1, 2013 through May 31, 2014; and B) approve the Contract between the County of Inyo and Paul N. Bruce for mediator services for the period of June 1, 2013 through May 31, 2014 in an amount not to exceed \$20,000, contingent upon the Board's adoption of future budgets; 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 – Behavioral Health Services** – Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the position of Residential Care Giver at Progress House exists in the Mental Health Budget as certified by the Director of Health and Human Services and concurred with by the County Administrator and Auditor-Controller; B) 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; C) approve the hiring of one full-time Residential Caregiver at Range 53 (\$2,779 - \$3,308); and D) should an internal applicant be the successful candidate for the position authorize the Department to fill any resulting vacancy.
20. **COUNTY ADMINISTRATOR – Personnel – COUNTY COUNSEL** – Request approval of the Contract between the County of Inyo and Atkinson, Andelson, Loya, Ruud and Romo for the provision of legal services in the area of general labor and employment advice and representation for the period of July 1, 2013 through June 30, 2014, at the hour rate from \$115 to \$265, with travel billed at \$125, for a total amount not to exceed \$100,000, contingent upon the Board's adoption of a FY 2013-14 budget; and authorize the Chairperson to sign. *(4/5's vote required.)*
21. **COUNTY ADMINISTRATOR – Personnel – COUNTY COUNSEL** – Request approval of the Contract between the County of Inyo and Liebert Cassidy Whitmore for the provision of legal services in the area of general labor and employment advice and representation for the period of July 1, 2013 through June 30, 2014, at the hour rate from \$140 to \$300, with travel billed at \$125, for a total amount not to exceed \$20,000, contingent upon the Board's adoption of a FY 2013-14 budget; and authorize the Chairperson to sign. *(4/5's vote required.)*
22. **WATER DEPARTMENT – COUNTY COUNSEL** – Request approval of the Contract between the County of Inyo and Gregory L. James for the provision of water/environmental attorney services to the Water Department for the period of July 1, 2013 through June 30, 2014, at the rate of \$155 per hour, with travel to be paid at \$50 per hour, for a total amount not to exceed \$60,000, contingent upon the Board's adoption of a FY 2013-14 budget; and authorize the Chairperson to sign. *(4/5's vote required.)*
23. **COUNTY COUNSEL – PLANNING DEPARTMENT** - Request approval of the Contract between the County of Inyo and Gregory L. James for the provision of legal services related to the Yucca Mountain Repository Licensing proceedings before the Nuclear Regulatory Commission, and related Court actions, for the period of July 1, 2013 through June 30, 2014, at the base rate of \$185 per hour as set forth in Attachment B to the Contract, with travel to be paid at \$50 per hour, for a total amount not to exceed \$25,000, contingent upon the Board's adoption of a FY 2013-14 budget; and authorize the Chairperson to sign. *(4/5's vote required.)*
24. **COUNTY ADMINISTRATOR- COUNTY COUNSEL** - Request approval of the Contract between the County of Inyo and Gregory L. James for the provision of environmental attorney services to the County Administrator for the period of July 1, 2013 through June 30, 2014, at the rate of \$155 per hour, with travel to be paid at \$50 per hour, for a total amount not to exceed \$30,000, contingent upon the Board's adoption of a FY 2013-14 budget; and authorize the Chairperson to sign. *(4/5's vote required.)*
25. **PUBLIC WORKS** – Request approval of Amendment No. 8 to the Contract between the County of Inyo and Owenyo Services for the operation and maintenance of the Independence, Laws, and Lone Pine town water systems, extending the term through August 31, 2013 unless terminated earlier, for a total Contract amount not to exceed \$1,996,952.52, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.
26. **PLANNING** – Review the U.S. Forest Service's Environmental Assessment to Implement Restoration of 58 Unauthorized routes in the White Mountains and John Muir Wilderness and authorize the Chairperson to sign the correspondence in regards thereto.

27. **CLERK OF THE BOARD** – Request approval of the minutes of the June 11, 2013 Board of Supervisors Meeting.

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

- 11:30 p.m. 28. **COUNTY ADMINISTRATOR – Personnel** – Request Board enact an ordinance titled “An Ordinance of the County of Inyo, State of California, Amending Section 2.80.140 of the Inyo County Code to Authorize Pay to Employees on a Biweekly Basis,” which will authorize the County to pay employees on a bi-weekly pay scheduled.
29. **COUNTY COUNSEL** – Request Board enact an ordinance titled “An Ordinance of the County of Inyo, State of California, Deleting Chapter 1.16 of the Inyo County Code which Established the Inyo County Judicial District,” which deletes Chapter 1.16 of the Inyo County Code.

CORRESPONDENCE - ACTION

30. **FISH AND WILDLIFE COMMISSION** – Request Board approve a \$1,000 expenditure from the Inyo Fine Fund to the Bishop Lions Club to purchase fish to stock Buckley Ponds.

BOARD MEMBERS AND STAFF REPORTS

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

31. **PUBLIC COMMENT**

CLOSED SESSION

32. **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.
33. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to Government Code §54956.9(d)(1)]** - *Owens Valley Committee v. County of Inyo; Inyo County Board of Supervisors, et al.; CG Roxanne, LLC, and Does 21 through 100*, Inyo County Superior Court Case No. SICVPT 1354991.
34. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION [Pursuant to Government Code §54956.9(d)(4)]** – Decision whether to initiate litigation (one case).
35. **REAL PROPERTY NEGOTIATIONS [CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54956.8]** – Property: APN001-144-12, 237 North Hanby, Bishop, California, - Negotiating Parties: County Administrator, Director of Health and Human Services, and Interim Public Works Director – Negotiations: Terms and Conditions.
36. **REAL PROPERTY NEGOTIATIONS [CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54956.8]** – Property: APN001-105-06, 237 486 North Second Street, Bishop, California, - Negotiating Parties: County Administrator, Director of Health and Human Services, and Interim Public Works Director – Negotiations: Terms and Conditions.

REPORT ON CLOSED SESSION AS REQUIRED BY LAW

CORRESPONDENCE - INFORMATIONAL

37. **COUNTY ADMINISTRATOR – Film Commissioner** – Film Commissioner’s June 1, 2013 Report.
38. **U.S. FOREST SERVICES** – Notification that the Inyo National Forest is extending the public review and feedback for the Forest Plan Revision Assessment “topic papers” through September 1, 2013.