

# 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.

### July 9, 2013

#### **8:30 a.m. PLEDGE OF ALLEGIANCE**

#### **1. PUBLIC COMMENT**

#### **CLOSED SESSION**

2. **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 Superior Court Case No. SICVCV13-54820.
3. **PERSONNEL [Pursuant to Government Code §54957]**. Public Employee Performance Evaluation – Title – County Counsel.
4. **PERSONNEL [Pursuant to Government Code §54957]**. Public Employee Appointment – Title – County Counsel.
5. **PERSONNEL [Pursuant to Government Code §54957]**. Public Employee Appointment – Title – Agriculture Commissioner/Weights and Measures.
6. **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: Information Services Director Brandon Shults and Labor Relations Administrator Sue Dishion.
7. **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: Information Services Director Brandon Shults and Labor Relations Administrator Sue Dishion.
8. **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, and Information Services Director Brandon Shults.
9. **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: Information Services Director Brandon Shults, Chief Probation Officer Jeff Thomson, and Labor Relations Administrator Sue Dishion.

10. **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: Information Services Director Brandon Shults and Labor Relations Administrator Sue Dishion.
11. **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.
12. **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.
13. **REPORT ON CLOSED SESSION AS REQUIRED BY LAW.**

#### **OPEN SESSION**

14. **PUBLIC COMMENT**
15. **COUNTY DEPARTMENT REPORTS** (*Reports limited to two minutes*)
16. **INTRODUCTION** – Jamie Robertson, Engineering Assistant in the Public Works Department, will be introduced to the Board.

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

17. **CORONER**

Request approval of Amendment No. 1 to the Contract between the County of Inyo and Eva S. Wasef, M.D., increasing the amount of the Contract by \$7,760 for a total amount not to exceed \$17,760, contingent upon the Board's adoption of a FY 2013-14 budget; and authorize the Chairperson to sign.

18. **PUBLIC WORKS**

Request approval of Amendment No. 1 to the Lease between the County of Inyo and the U.S. Department of Agriculture, U.S. Forest Service, for the Independence Airport Interagency Helitack Base; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

19. Request Board approve Parcel Map No. 397 and accept the offered 60-foot wide right-of-way and 10-foot wide drainage easement delineated thereon; accept the easement deeds from Andrew K. Holmes for the existing required extension of Reina Road and the existing required drainage ditch by approving a Resolution titled "A Resolution of the Board of Supervisors for Acceptance of Easements for Road and Drainage Purposes", for APN 009-3501-13; and a Resolution titled "A Resolution of the Inyo County Board of Supervisors for Acceptance of Easements for Road and Drainage Purposes" for APN 009-350-08; and authorize the Chairperson to sign any other documents associated with the acceptance of these easements.

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

20. **COUNTY ADMINISTRATOR – Film Commissioner** – Request Board accept the oral presentation by Mr. Chris Langlely, Inyo County Film Commissioner, of the June 1, 2013 Film Commissioner's Report.
21. **WATER DEPARTMENT** - Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the positions of Seasonal Field Assistant exists as certified by the Water Director, and concurred with by the County Administrator and Auditor-Controller; B) where if the County was facing layoffs, the positions 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 eight seasonal Field Assistant Is at Range 050PT (\$13.90 - \$16.87 per hour) for the period of October 1, 2013 through March 31, 2014, contingent upon the Board's adoption of a FY 2013-14 budget.

22. **PUBLIC WORKS** – Request Board consider changing the name of the Lone Pine Airport and direct staff to process the name change if the Board authorizes a change.
23. **PLANNING** – Request Board conduct a workshop and provide direction to staff on the regulation of information service antennas and Inyo County Code 18.76 Regulation of Wireless Communications Facilities.
24. **PLANNING** – Request Board receive a presentation about coordination with Forest Service staff regarding the Inyo National Forest Plan Update/Revision and provide input, and approve the Public Outreach Plan and authorize the Planning Department to implement.
25. **CLERK OF THE BOARD** – Request approval of the minutes of the June 18, 2013 Board of Supervisors Meeting.

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

- 11:30 a.m. 26. **BOARD OF EQUALIZATION MEETING** (*The Board will convene as the Board of Equalization – separate agenda published*).
- 11:45 a.m. 27. **SHERIFF** – Request Board A) waive the first reading of an ordinance titled “An Ordinance of the County of Inyo, State of California, Amending Section 10.36.90 of the Inyo County Code to Authorize Removal of Vehicles in Violation of that Section” which will allow for the removal of vehicles parked for more than seventy-two hours; and B) schedule the enactment for 11:45 a.m., July 16, 2013, in the Board of Supervisors Room, at the County Administrative Center, in Independence.

**CORRESPONDENCE - ACTION**

**BOARD MEMBERS AND STAFF REPORTS**

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

28. **PUBLIC COMMENT**

**CORRESPONDENCE - INFORMATIONAL**

29. **AUDITOR-CONTROLLER** – Notice that in accordance with Section 26905 and 26921 of the Government Code and your orders of February 5, 1950 and January 3, 1956, an actual count of money in the hands of the Treasurer was made on June 28, 2013 and that the count showed the funds to be in balance, pending written verification of inactive accounts.
30. **U.S. DEPARTMENT OF INTERIOR – FISH AND WILDLIFE SERVICE** – Response to letter on Service’s proposal to list and designate critical habitat for the Sierra Nevada Yellow-Legged Frog, the Northern Distinct Population Segment of the Mountain Yellow-Legged Frog and the Yosemite Toad.