

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.

November 12, 2013

8:30 a.m. 1. PUBLIC COMMENT

CLOSED SESSION

2. **REAL PROPERTY NEGOTIATIONS [CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54956.8]** – Property: APN 002-048-01, 251 No. Edwards Street, Independence, CA - Negotiating Parties: Kevin Carunchio, County Administrator, and Pam Hennarty, Senior Deputy County Administrator – Negotiations: Terms and Conditions.
3. **REAL PROPERTY NEGOTIATIONS [CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54956.8]** – Property: APN 001-06-509, 225 E Pine Street, Bishop, CA - Negotiating Parties: Kevin Carunchio, County Administrator, Jean Turner, Director of Health and Human Services, and Clint Quilter, Public Works Director – Negotiations: Terms and Conditions.
4. **CONFERENCE WITH LABOR NEGOTIATOR (Pursuant to Government Code §54957.6)** – Instructions to Negotiators re: wages, salaries and benefits – Title: Chief Probation Officer – Negotiator – as designated by the Board of Supervisors.
5. **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.
6. **REPORT ON CLOSED SESSION AS REQUIRED BY LAW.**

OPEN SESSION

10:00 a.m. PLEDGE OF ALLEGIANCE

7. **PUBLIC COMMENT**
8. **COUNTY DEPARTMENT REPORTS** (*Reports limited to two minutes*)
9. **INTRODUCTION** – Ms. Morningstar Willis-Wagoner, Child Support Officer, will be introduced to the Board.

COUNTY ADMINISTRATOR

10. **Parks & Recreation** – Request approval of the Lease between the County of Inyo and the United States Department of the Interior Bureau of Land Management for the Tecopa Hot Springs, Campground, and Sewer Lagoon, for a 20 year term, at the rate of \$80 per year, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign.
11. **Personnel** – Request Board ratify and approve the Memorandum of Understanding between the County of Inyo and the Inyo County Correctional Officers Association for the period of November 1, 2013 through October 31, 2016; and authorize the Chairperson to sign.

PUBLIC WORKS

12. Request approval of the Plans and Specifications for the Statham Hall Heater Replacement Project and authorize the Public Works Director to advertise and bid the Project.
13. Request approval of Amendment No. 1 between the County of Inyo and WEC for airport engineering and planning services in an amount not to exceed \$801,752, and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

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

14. **HEALTH AND HUMAN SERVICES – Social Services** - Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the position of Social Worker exists 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 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 one Social Worker I at Range 65 (\$3,744 - \$4,553), II at Range 67 (\$3,929 – \$4,770) or III at Range 70 (\$4,221 – \$5,133)
15. **HEALTH AND HUMAN SERVICES – Social Services** - Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the position of Office Technician exists 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 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 one Office Technician III at Range 63 (\$3,572 - \$4,346).
16. **SHERIFF** - Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the positions of Correctional Officer comes from the General Fund as certified by the Sheriff, 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 the position is filled with the most qualified applicant; and C) approve the hiring of two Correctional Officers at Range 64 (\$3,590 - \$4,363).
17. **PUBLIC WORKS** – Request Board A) amend the FY 2013-14 Road Budget Unit #034600 by increasing appropriations in Rents and Lease (*Object Code #5281*) by \$675,000 and decrease fund balance in Road Fund #0017 in the amount of \$675,000, (*4/5's vote required*); B) approve the rental agreement with Hertz Equipment Rental bid #B123142027681P under the U.S. Communities Contract solicited through NC State University Contract #11624, in an amount not to exceed \$300,000; C) approve rental agreements with NiteOwl Transportation, and others, for the provision of operator owned tractor trailer combinations in an amount not to exceed \$100 per hour for a total expenditure not to exceed \$375,000; and D) authorize the Public Works Director to sign the rental agreements, contingent upon the approval of County Counsel and the appropriate signatures being obtained.
18. **WATER DEPARTMENT** – Request Board A) declare In-Situ Corporation as a sole-source provider of certain groundwater level monitoring equipment; B) approve the purchase of groundwater level monitoring equipment from In-Situ Corporation in the amount of \$11,573, including tax; and C) amend the FY 2013-14 Water Department Budget #024102 by increasing appropriations in Equipment over \$5,000 (*Object Code #5650*) by \$11,573 and decreasing fund balance in the Water Department Fund #0024 by \$11,573. (*4/5's vote required*).

19. **COUNTY ADMINISTRATOR – Parks & Recreation – Motor Pool** – Request Board A) amend the FY 2013-14 County Administrator – General Budget Unit #010200 by decreasing appropriations in Salaries and Benefits Object Category as identified by staff by \$24,806 and the Parks and Recreation Budget Unit #076998 by increasing appropriations in Salaries and Benefits Object Category as identified by staff by \$24,806, (4/5's vote required); B) amend the FY 2013-14 Motor Pool Operating Budget Unit #200100 by increasing appropriations in the Salaries and Benefits Object Category as identified by staff by \$24,806 and decrease available fund balance in Motor Pool Fund #2001 by \$24,806. (4/5's vote required); and C) find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the position of Motor Pool Fleet & Parks Manager comes from General Fund and Non-general Fund sources, as certified, and concurred with by the County Administrator and the 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 one Motor Pool Fleet & Parks Manager at Range 71 (\$4,234 – \$5,147).
20. **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.
21. **COUNTY ADMINISTRATOR – Emergency Services** - Request Board discuss and consider staff's recommendation regarding continuation of the local emergency, The Gully Washer Emergency, that resulted in flooding in the central, south and southeastern portion of Inyo County during the month of July, 2013.
22. **COUNTY ADMINISTRATOR – Emergency Services** - Request Board discuss and consider staff's recommendation regarding continuation of the local emergency, The Canyon Crusher Emergency, that resulted in flooding in portions of Inyo County during the month of August, 2013.
23. **PLANNING** – Request Board review the draft correspondence to the U.S. Fish and Wildlife Service regarding proposed listing and designation of critical habitat for the Sierra Nevada Yellow-Legged Frog, the Northern Distinct Population Segment of the Mountain Yellow-Legged Frog and the Yosemite Toad; and authorize the Chairperson to sign the correspondence.
24. **PLANNING** – Request Board review a proposed rule to list the Western Distinct Population Segment of the Yellow-billed Cuckoo as threatened pursuant to the Federal Endangered Species Act, review draft correspondence in regards thereto, and authorize the Chairperson to sign.
25. **CLERK OF THE BOARD** – Request approval of the minutes of the November 5, 2013 Board of Supervisors Meeting.

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

- 10:30 a.m. 26. **COUNTY ADMINISTRATOR – PUBLIC WORKS** – Request Board consider A) approving the non-binding Concept Plans for the Inyo County Consolidated Office Building Project in Bishop, California; B) approving an updated non-binding Term Sheet for Build-to-Suit Lease Option Agreement between the County of Inyo and Inyo County Development LLC; and C) authorizing staff to proceed to work with Inyo County Development LLC to develop a Build-to-Suit Lease Option Agreement for the Consolidated Office Building Project to be considered by the Board at a future date.
- 3:00 p.m. 27. **PLANNING** – Request Board receive a presentation from Desert Renewable energy Conservation Plan (DRECP) staff regarding the DRECP and engage in a discussion of the County's potential participation in the Plan.

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