

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.

April 15, 2014

8:00 a.m. 1. **PUBLIC COMMENT**

CLOSED SESSION

2. **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.
3. **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.
4. **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.
5. **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 (ICPPOA) - Negotiators: Information Services Director Brandon Shults, and Labor Relations Administrator Sue Dishion.
6. **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.
7. **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.

OPEN SESSION

8:15 a.m. **PLEDGE OF ALLEGIANCE**

8. **REPORT ON CLOSED SESSION AS REQUIRED BY LAW.**

9. **PUBLIC COMMENT**

CONSENT AGENDA (Approval recommended by the County Administrator)

COUNTY ADMINISTRATOR

10. **Emergency Services** - Request Board continue 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, as recommended by the County Administrator.
11. **Emergency Services** - Request Board continue 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, as recommended by the County Administrator.
12. **Emergency Services** - Request Board continue the local emergency, The Canyon Crusher Emergency, that resulted in flooding in the portions of Inyo County during the month of August, 2013, was recommended by the County Administrator.
13. **Emergency Services** – Request Board continue the local emergency, known as the “Land of EVEN Less Water Emergency” that was proclaimed as a result of extreme drought conditions that exist in the County as recommended by the County Administrator.
14. **Public Defender** – Request Board approve Amendment No. 1 to the Contracts between the County of Inyo and the following for public defender services deleting the provisions stated in paragraphs 10 – Workers Compensation and 11 – Insurance, and adding Exhibit E – Insurance Requirements for Professional Services; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained: Sophie C. Bidet; Kristine Eisler and Josh Hillemeier.

PLANNING

15. Request approval of Amendment No. 1 to the Contract between the County of Inyo and CAJA Environmental Services for the provision of environmental services for the EIR for the Northland Power Independence, LLC Solar Project, to specify per diem and travel cost reimbursements; and authorize the Chairperson to sign.

PUBLIC WORKS - ROAD

16. Request approval of Amendment No. 2 to the Agreement between the County of Inyo and ISL Engineering, Inc., extending the ending date of the Contract from May 5, 2014 to December 31, 2014; and authorize the Chairperson to sign.
17. Request Board award the bid and approve the purchase of heat equipment for the Statham Hall Building in Lone Pine, from Technology International, Inc. of Lake Mary Florida, in an amount not to exceed \$39,110.10.
18. Request Board rescind Resolution No. 2013-46 that adopted the Inyo County Labor Compliance Program; and approve the revised Labor Compliance Program for Inyo County and the Resolution adopting the revised Program.
19. Request approval of the Contract between the County of Inyo and Astro Painting Company for the repair and replacement of the existing stucco and the repainting/refinishing of the existing doors and windows at the Independence American Legion Hall in an amount not to exceed \$13,500; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.
20. Request Board declare Wulfenstein Construction Company a sole source provider of cold mix asphalt and authorize the purchase of 150 tons of cold mix asphalt from Wulfenstein Construction Company in an amount not to exceed \$13,365.

21. Request Board approve and ratify the Amendment to the Contract with Hertz Equipment Rental for rental equipment to expedite emergency road openings in the southeastern portion of the County, increasing the contract amount by \$100,000 to an amount not to exceed \$400,000; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

SHERIFF

22. Request approval of the 2014 Domestic Cannabis Eradication/Suppression Program Letter of Agreement in the amount of \$10,000, contingent upon the Board's adoption of future budgets; authorize the Sheriff to sign the agreement; and authorize the Assistant Treasurer-Tax Collector to sign on behalf of the Treasurer-Tax Collector as the authorized agency representative to enable electronic fund transfer when available.
23. Request approval of the Application for the 2014 Financial & Operation Plan for Controlled Substance Operations U.S. Forest Service reimbursement in the amount of \$7,769.24, contingent upon the Board's adoption of a FY 2014-15 Budget; and authorize the Sheriff and the Chairperson to sign the Agreement and all necessary documents.

WATER DEPARTMENT

24. Request approval of Amendment No. 1 to the Contract between the County of Inyo and Ecosystem Sciences, Inc., to revise the scope of work under Task 4 of the 2013-14 Contract, to allow Ecosystem Sciences to pay up to \$1,200 in honorariums to fishermen who participate in and complete a creel census to be held in May of 2014, allow Ecosystem Sciences to bill \$144 for administrative labor and expenses needed to complete this task by moving \$1,344 from Task 7 to Task 4 for the creel census; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

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

25. **WATER DEPARTMENT** – Request Board provide direction to the County's Representatives to the Standing Committee regarding the April 22, 2014 Agenda for the Inyo County/Los Angeles Standing Committee Meeting to be held in Los Angeles at the John Ferraro Building Board Room, beginning at 1:00 p.m. (*draft agenda attached*).
26. **AGRICULTURAL COMMISSIONER** – Request Board approve a resolution titled "A Resolution of the Inyo County Board of Supervisors, Authorizing and Approving an Inyo County Treasury Bridge Loan to the Inyo Mono County Agricultural Commissioner's Office."
27. **PUBLIC WORKS** – Request Board
 - A) make the following findings as recommended by the Planning Commission for the Negative Declaration: (1) that the project will not have a significant effect on the environment; (2) that the Negative Declaration reflects the County's independent judgment and analysis; (3) specify that the Inyo/Mono Agricultural Commissioner is the custodian and the location of the documents and other material which constitute the record of proceedings upon which the decision is based; (4) adopt the Negative Declaration for the Inyo and Mono Counties Agriculture Department (Ag. Dept.) Storage Building Project and (5) certify that the provisions of the California Environmental Quality Act have been satisfied;
 - B) award and approve the Contract for the Ag Dept. Storage Building Project to Rudolph Construction, Inc., in the amount of \$567,621, and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained;
 - C) 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
 - D) amend the FY 2013-14 Agriculture Commissioner Budget Unit 02330 by increasing estimated revenue in Other Agency (*Revenue Code #4599*) by \$248,597; Operating Transfer In (*Revenue Code #4998*) by \$284,948 and Loan Proceeds (*Revenue Code #4990*) by \$100,000; and increasing appropriations in Structures and Improvements (*Object Code #5640*) by \$633,545. (*4/5's vote required.*)

28. **PUBLIC WORKS** – Request Board receive a report on the Town Water Systems and direct staff to negotiate a contract with Wilder Barton, Inc., to operate the County owned Lone Pine, Independence and Laws Town Water Systems and to implement a transition plan for the operations.
29. **SHERIFF** - find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the requested positions comes from the General Fund, as certified by the Sheriff and concurred with by the County Administrator and Auditor Controller; B) where it is unlikely that all of the positions could be filled through internal recruitments an open recruitment is appropriate to ensure qualified applicants apply; C) approve the internal recruitment and filling of one Corporal position at Range 070SA-070SD (\$4,511 - \$6,200); D) approving the hiring of one Deputy position at Range 67SA–67SC (\$4,107 - \$5,510) and second Deputy if both the first and second positions can be filled through lateral placement; and authorize hiring up to the D step for qualified lateral applicants; and E) approve the open recruitment and hiring of one Correctional Officer at Range 64 (\$3,735 - \$4,539).
30. **SHERIFF** – Request Board
- A) declare Dell as a sole source provider of computer servers and authorize the purchase of a Dell R520 Server for the RIMS System from Dell in an amount not to exceed \$8,997.20 including taxes;
- B) declare Concept Development corporation a sole source provide of robot adapter systems and authorize the purchase of a CarbonFire 10 Robot Adapter System from Concept Development Corporation in an amount not to exceed \$5,995.60, including taxes;
- C) award the bid to Adamson Police products for the purchase of 3 Protech FAV MKII enhanced SM01 tactile medic vests in an amount not to exceed \$7,660.98 including taxes;
- D) declare Digital Ally a sole source provider of body cameras and video car cameras and authorize the purchase of the following from Digital Ally: 30-FirstVu HD officer-worn body cameras in an amount not to exceed \$27,758 including taxes and 15-DVM 800 Digital video system car cameras in an amount not to exceed \$54,944 including taxes;
- E) declare Med-Eng a sole source provider of safety equipment and authorize the purchase of EOD 9 suit with visor kit and helmet from Med-Eng in an amount not to exceed \$24,895.44 including taxes; and
- F) amend the FY 2013-14 Sheriff's General Budget Unit 022700 by increasing estimated revenue in Citizens Options Public Safety Revenue (*Revenue Code #4488*) by \$130,216; and increasing appropriations in Equipment (*Object Code #5650*) by \$14,993 and Law Enforcement Special (*Object Code #5313*) by \$115,223. (*4/5's vote required*).
31. **COUNTY ADMINISTRATOR – Motor Pool** – Request Board donate a surplus 2005 Ford Expedition, asset number 8390, license number 5LGW991 to the Olancha/Cartago Fire Department. (*4/5's vote required*.)

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

- 9:15 a.m. 32. **INYO NATIONAL FOREST** – Mr. Ed Armenta, Inyo National Forest Supervisor, will update the Board on Inyo Forest Plan Update/Revision MOU and other Forest Service issues.
33. **PLANNING DEPARTMENT** – Request Board A) receive a presentation from staff about coordination with Forest Service staff regarding the Inyo National Forest Plan Update/Revision and provide input; and B) review the Memorandum of Understanding in regards thereto and authorize the Chairperson to sign.
- 10:00 a.m. 34. **PRESENTATION** – Representatives from the City of Los Angeles Department of Water and
to Power (LADWP) will discuss the integrated energy resource plans including current thoughts
12:00 p.m. related to the Southern Owens Valley Solar Ranch Project with the Board of Supervisors.

CORRESPONDENCE - ACTION

BOARD MEMBERS AND STAFF REPORTS

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

35. **COUNTY DEPARTMENT REPORTS** (*Reports limited to two minutes*)

36. **PUBLIC COMMENT**

CORRESPONDENCE - INFORMATIONAL

37. **GOVERNOR'S OFFICE OF EMERGENCY SERVICES** – Letter concerning proclamation of Drought Emergency.

38. **ENVIRONMENTAL HEALTH** – Proposition 65 Report of a diesel spill on U.S. 395 northbound south of Fort Independence Road.

DRAFT
AGENDA
**INYO COUNTY/LOS ANGELES
STANDING COMMITTEE**

1:00 p.m.
April 22, 2014

Board Room 1555-H, John Ferraro Building
111 North Hope Street
Los Angeles, California

The public will be offered the opportunity to comment on each agenda item prior to any action on the item by the Standing Committee or, in the absence of action, prior to the Committee moving to the next item on the agenda. The public will also be offered the opportunity to address the Committee on any matter within the Committee's jurisdiction prior to adjournment of the meeting.

1. **Action Item:** Approval of documentation of actions from the February 7, 2014 meeting.
2. Runoff and operations update.
3. **Action Item:** Request pursuant to Water Agreement Section XXVI.B for resolution of issues concerning vegetation parcel Blackrock 94.
 - a. Presentation by Los Angeles (limited to twenty minutes)
 - b. Presentation by Inyo County (limited to twenty minutes)
4. Lower Owens River Project
 - a. Consultation with California Department of Fish and Wildlife regarding agenda item 4b
 - b. **Action Item:** Setting Seasonal Habitat Flow - Consideration of Technical Group recommendation regarding setting the seasonal habitat flow.
 - c. Consultation with California Department of Fish and Wildlife regarding agenda item 4d
 - d. **Action Item:** Establishment of Dry Year Blackrock Management Plan - Consideration of Technical Group recommendation regarding the Blackrock Waterfowl Management Area flooded acreage
5. **Action Item:** Consideration of modification of the Van Norman Enhancement/Mitigation Project
6. Public Comment.
7. Confirm schedule for future Standing Committee meetings.
8. Adjourn.

Standing Committee meeting protocols (Adopted May 11, 2011)

The Inyo/Los Angeles Long-Term Water Agreement (LTWA) define the Standing Committee in Section II:

As agreed by the parties, the Department representatives on the Standing Committee shall include at least one (1) member of the Los Angeles City Council, the Administrative Officer of the City of Los Angeles, two (2) members of the Board of Water and Power Commissioners, and three (3) staff members. The County representatives on the Standing Committee shall be at least one (1) member of the Inyo County Board of Supervisors, two (2) Inyo County Water Commissioners, and three (3) staff members.

The LTWA further provides that:

Regardless of the number of representatives from either party in attendance at a Standing Committee or Technical Group meeting, Inyo County shall have only one (1) vote, and Los Angeles shall have only one (1) vote.

The Standing Committee adopts the following protocol for future Standing Committee meetings.

1. In order for the Standing Committee to take action at a meeting, representation at the meeting will consist of at least four representatives of Los Angeles, including one member of the Los Angeles City Council or Water and Power Commission, and four representatives of Inyo County, including one member of the Board of Supervisors.
2. A Chairperson from the hosting entity will be designated for each meeting.
3. In the event that an action item is on the meeting agenda, Los Angeles and Inyo County shall each designate one member to cast the single vote allotted to their entity at the onset of the meeting. The Chairperson may be so designated. Agenda items that the Standing Committee intends to take action on will be so designated on the meeting agenda.
4. If representation at a Standing Committee meeting is not sufficient for the Standing Committee to act, the Standing Committee members present may agree to convene the meeting for the purpose of hearing informational items.
5. Meeting agendas shall include any item within the jurisdiction of the Standing Committee that has been proposed by either party.
6. The public shall be given the opportunity to comment on any agenda item prior to an action being taken. The public will be given the opportunity to comment on any non-agendized issue within the jurisdiction of the Standing Committee prior to the conclusion of each scheduled meeting. At the discretion of the Chairperson, reports from staff or reopening of public comment may be permitted during deliberations.
7. The Chairperson may limit each public comment to a reasonable time period. The hosting entity will be responsible for monitoring time during public comment.
8. Any actions taken by the Standing Committee shall be described in an action item summary memorandum that is then transmitted to the Standing Committee at its next meeting for review and approval. This summary memorandum shall also indicate the Standing Committee members present at the meeting where actions were taken.
9. Standing Committee meetings shall be voice recorded by the host entity and a copy of the recording shall be provided to the guest entity.
10. (Added February 24, 2012) The Standing Committee may also receive comments/questions in written form from members of the public. Either party may choose to respond, however, when responding to a public comment/question, whether verbally or in writing, any statements made by either party may represent the perspective of that party or the individual making the response, but not the Standing Committee as a whole (unless specifically agreed to as such by the Standing Committee). When either party responds in writing to public comment/question, that response will be concurrently provided to the other party.