

# 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 6, 2014

8:30 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 – Title: IHSS – Negotiators: Jean Turner, Director of Health and Human Services, Sue Dishion, Labor Negotiator, Employer of Records, Ann Parkinson Noda and Bill May.
3. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATIONS (Pursuant to Government Code §54956.9(c))** – Meet with legal counsel for discussion and advice regarding potential litigation (one case).
4. **REAL PROPERTY NEGOTIATIONS (CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO GOVERNMENT CODE §54956.8)** – Property: APN: 002-045-01, 251 No. Edwards Street, Independence, CA 93526, Negotiating Parties: Kevin Carunchio, County Administrator: Pam Hennarty, Sr. Deputy County Administrator – Negotiations: Terms and Conditions.
5. **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.
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: Inyo County Correctional Officers Association (ICPPOA) - Negotiators: Information Services Director Brandon Shults, and Labor Relations Administrator Sue Dishion.
9. **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.

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.

## **OPEN SESSION**

### **10:00 a.m. PLEDGE OF ALLEGIANCE**

11. **REPORT ON CLOSED SESSION AS REQUIRED BY LAW.**
12. **PUBLIC COMMENT**
13. **COUNTY DEPARTMENT REPORTS** (*Reports limited to two minutes*)
14. **INTRODUCTION** – Mr. Michael Turner, Deputy District Attorney, will be introduced to the Board.

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

### **COUNTY ADMINISTRATOR**

15. **Integrated Waste** - Request Board ratify Resolution No. 2014-21 waiving solid waste disposal and gate fees at the Big Pine Transfer Station for green and wood waste on Saturday, April 12, 2014 for the Town of Big Pine Fire Safe Council Clean Up Event.
16. **Superior Court** - Request Board approve the Memorandum of Understanding between the Judicial Council of California, Administrative Office of the Courts, the Superior Court of California, County of Inyo and the County of Inyo for Costs related to the development of the new modular Court Facility adjacent to the Inyo County Jail; and authorize the County Administrator to sign.

### **AGRICULTURAL COMMISSIONER**

17. Request Board approve the use of the weight truck for the Mule Pulling Contest, Sunday, May 25, 2014, during the Mule Days events at the Tri-county Fairgrounds.

### **HEALTH AND HUMAN SERVICES**

18. **Mental Health Services** – Request Board A) declare I.D.E.A. Consulting a sole-source provider of certain mental health consultation services for the period of July 1, 2014 through June 30, 2015; and B) approve the Contract and HIPAA Business Associate Agreement between the County of Inyo and I.D.E.A. Consulting for mental health consultation services in an amount not to exceed \$20,000 for the period of July 1, 2014 through June 30, 2015, contingent upon the Board's adoption of a FY 2014-15 budget; and authorize the Chairperson to sign.
19. **Mental Health Services** – Request Board A) declare Gary Ernst a sole-source provider of certain mental health fiscal consultation services for the period of July 1, 2014 through June 30, 2015; and B) approve the Contract and HIPAA Business Associate Agreement between the County of Inyo and Gary C. Ernst for mental health fiscal consultation services, in an amount not to exceed \$15,000, for the period of July 1, 2014 through June 30, 2015, contingent upon the Board's adoption of a FY 2014-15 budget; and authorize the Chairperson to sign.
20. **Senior Services** – Request Board make five appointments to the Eastern Sierra Area Agency on Aging Advisory Council representing the categories as recommended by staff as follows: Harriet Davis to complete an unexpired two-year term ending December 11, 2014; and Mary Jefferson, Margaret Erbeck, Geni Sliger, and Jeff Hunter to complete unexpired two year terms ending December 11, 2015. (*Notice of vacancy resulted in requests for appointment being received from Ms. Davis, Ms. Jefferson, Ms. Erbeck, Ms. Sliger and Mr. Hunter.*)

21. ***Inyo Children and Families Commission*** – Request Board appoint Ms. Jean Turner, Director of Health and Human Services Director, and Ms. Linda Benson, Assistant Health and Human Services Director to the Inyo County Children and Families Commission to complete unexpired three year terms ending April 20, 2017.

**PUBLIC WORKS**

22. Request Board approve a resolution accepting the improvements for the Replacement of Dryvit System Expansion Joints Project – Inyo County Jail Building; and authorize the recording of a Notice of Completion for the project.
23. Request approval of the letter permitting County staff and their contractor to enter LADWP property to perform environmental, archaeological, and biological studies within the County lease for Dehy Park, Independence in connection with the Independence Welcome Center Project (Dehy Park Phase II); and authorize the Chairperson to sign.
24. Request approval of the letter permitting County staff and their contractor to enter LADWP property to perform environmental, archaeological, and biological studies along Ed Powers Road in connection with the Ed Powers Bicycle Lanes project; and authorize the Chairperson to sign.

**ROAD DEPARTMENT**

25. Request approval to purchase the following vehicles from Downtown Ford Sales of Sacramento through State Contract #1-14-23-20 A-G: three (3) 2015 Ford F350 Regular Cab, 4x4 pickups and two (2) 2015 Ford F350 Super Cab 4x4 pickups in the amount of \$159,541.27 excluding registration fees.

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

26. ***CITY OF BISHOP*** – Request Board receive a presentation from Bishop City Manager, Mr. Keith Caldwell, concerning the City Council's potential TUT Tax Measure for the 2014 November Ballot, including possible collaborative opportunities; and provide direction to staff if any.
27. ***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 Clinic Nurse Manager position exists in the Public Health budget, as certified by the Director of Health and Human Services and concurred with by the County Administrator and the Auditor-Controller; B) where it is unlikely that the position could be filled by internal candidates meeting the qualifications for the position, an open recruitment would be appropriate to ensure qualified applicants apply; and C) approve the hiring of one full time Clinic Nurse Manager at Range 84 (\$5,893 - \$7,162).
28. ***HEALTH AND HUMAN SERVICES – Health Services*** – Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the APAR Addictions Counselor position exists, as certified by the Director of Health and Human Services and concurred with by the County Administrator and the Auditor-Controller; B) where it is unlikely that the position could be filled by internal candidates meeting the qualifications for the position, an open recruitment would be appropriate to ensure qualified applicants apply; and C) approve the hiring of one APAR Addictions Counselor III, at Range 064PT (\$19.62/hr. - \$23.85/hr.)
29. ***HEALTH AND HUMAN SERVICES – Health Services*** – Request Board ratify the 2013/2014 Children's Medical Services (CMS) Plan and budgets; and authorize the Chairperson to sign the Certification Statements.
30. ***HEALTH AND HUMAN SERVICES*** – Request Board A) amend the FY 2013-14 Health Budget Unit 045100 by increasing estimated revenue in Operating Transfers In (*Revenue Code #4998*) by \$26,148.08 and increasing appropriations in Prior Year Refunds (*Object Code #5499*) by \$26,148, (*4/5's vote required*); and B) approve the payment of prior year invoices, as identified by staff, totaling \$26,148.08.

31. **PUBLIC WORKS** – Request Board A) change the authorized strength by deleting one Equipment Operator position at Range 58 (\$3,181 - \$3,871) and adding one Mechanic/Operator position at Range 58 (\$3,871 + 25% tool allowance); and B) find that consistent with the adopted Authorized Position Review Policy: (a) the availability of funding for the Mechanic/Operator position exists in the Road budget, as certified by the Public Works Director and concurred with by the County Administrator and the Auditor-Controller; (b) authorize an internal recruitment for the position; and (c) approve the hiring of one full time Mechanic/Operator at Range 58 (\$3,181 – \$3,871 + 2.5% tool allowance).
32. **PUBLIC WORKS** – Request Board A) approve Parcel Map No. 401 and reject the offered 30 foot wide irrevocable offer of dedication for road and utility proposes; B) reject the offsite 40 foot wide irrevocable offer of dedication from Ms. Diana Jo Pearson for road and utility purposes; C) approve a resolution titled “A Resolution of the Inyo County Board of Supervisors for Rejection of Offer of Dedication for Road and Utility Purposes; and D) authorize the Chairperson to sign any documents associated with the rejection of the offers of dedication for road and utility purposes.
33. **PUBLIC WORKS** – Request Board receive a report regarding Service Redesign Pilot Project to adjust operations of the Buildings and Grounds Division of Public Works and approve the Project.
34. **TREASURER-TAX COLLECTOR** – Request Board amend the FY 2013-14 Treasurer-Tax Collector Budget Unit 010500 by increasing estimated revenue in Miscellaneous Revenue (*Revenue Code #4959*) by \$2,058 and increasing appropriations in Office Equipment Under \$5,000 (*Object Code #5232*) by \$2,058. (*4/5’s vote required.*)
35. **COUNTY ADMINISTRATOR - Integrated Waste** – Request the Board approve A) a Resolution titled “A Resolution of the Inyo County Board of Supervisors, Rescinding Inyo County Resolution No. 97-24 Which Created an Enterprise Fund and Related Financial Assurance Mechanisms for Closure and Postclosure Maintenance of Inyo County Landfills;” B) a Resolution titled “A Resolution of the Inyo County Board of Supervisors, State of California, Establishing Financial Assurance for Postclosure Maintenance and Corrective Action of the Inyo County Landfills” C) a Resolution titled “Enterprise Fund for Closure of the Inyo County Landfills;” and D) the Agreement with CalRecycle to establish a Pledge of Revenue for Post Closure Maintenance and Corrective Action for Inyo County Landfills.
36. **COUNTY ADMINISTRATOR – Public Defender** – Request Board approve and ratify the Agreement between the County of Inyo and Stephen Place for the provision of professional services as a Public Defender for the period of May 1, 2014 through June 30, 2017, in an amount not to exceed \$158,344, contingent upon the Board’s adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained. (*Contract to be provided prior to the discussion.*)
37. **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.
38. **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.
39. **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 the portions of Inyo County during the month of August, 2013.
40. **COUNTY ADMINISTRATOR – Emergency Services** – Request Board consider continuation of the local emergency known as the “Land of EVEN Less Water Emergency” including potential modifications to the enabling resolution, that was proclaimed as a result of extreme drought conditions that exist in the County.
41. **CLERK OF THE BOARD** – Request approval of the minutes of the Board of Supervisors Meetings of A) March 25, 2014; B) April 1, 2014; C) April 8, 2014; and D) April 15, 2014.

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

- 1:30 p.m. 42. **PLANNING** – Request Board approve the modifications to the Draft Renewable Energy General Plan Amendment that will be utilized as the basis for the Programmatic Environmental Impact Report as recommended by Staff.

**CORRESPONDENCE - ACTION**

43. **BIG PINE CIVIC CLUB** – Request Board review the letter from the Big Pine Civic Club regarding the development walking and wheelchair access to the Big Pine Roosevelt Tree and Veteran's Memorial; and provide direction to staff if any.
44. **INYO COUNTY FISH AND WILDLIFE COMMISSION** – Request approval of a \$1,600 expenditure to the Friends of Mt. Whitney Fish Hatchery for its promotion of the Trout in the Classroom Program.

**BOARD MEMBERS AND STAFF REPORTS**

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

45. **PUBLIC COMMENT**

**CORRESPONDENCE - INFORMATIONAL**

46. **TREASURER-TAX COLLECTOR** – Treasury Status Report for the Quarter Ending March 31, 2014.
47. **SHERIFF** – Sheriff and Jail Overtime Report for the month of March, 2014.