

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 10, 2015

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 – County Counsel – Negotiator – as designated by the Board of Supervisors.
3. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION [Pursuant to Government Code § 54956.9(d)(2)].** – Significant Exposure to Potential Litigation (one case).
4. **CONFERENCE WITH LEGAL COUNSEL -ANTICIPATED LITIGATION [Pursuant to Government Code §54956.9(d)(4)]** - decision whether to initiate litigation (three cases).
5. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Inyo County Peace Officers Association (ICPPOA) – Negotiators - County Administrative Officer, Kevin Carunchio, Assistant County Administrator, Rick Benson, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults.
6. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: ICEA - Negotiators - County Administrative Officer, Kevin Carunchio, Assistant County Administrator, Rick Benson, Deputy Personnel Director, 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: - County Administrative Officer, Kevin Carunchio, Assistant County Administrator, Rick Benson, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults.

OPEN SESSION

10:00 a.m. PLEDGE OF ALLEGIANCE

8. **REPORT ON CLOSED SESSION AS REQUIRED BY LAW.**
9. **PUBLIC COMMENT**

10. **INTRODUCTIONS** – the following Health and Human Services employees will be introduced to the Board: A) Amanda McClelland, Office Clerk; B) Joshua Alan Vega, Integrated Case Worker; C) Stephanie Tanksley, Administrative Assistant to the Director; and D) Peter Paul Charley, HHS Specialist.

CONSENT AGENDA (Approval recommended by the County Administrator)

COUNTY ADMINISTRATOR

11. **Information Services** – Request Board A) award and approve the Contract for software licensing and software implementation and related services for agenda management software to BoardSync, Inc., in an amount not to exceed \$14,230 for the period of November 10, 2015 through November 9, 2016, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.
12. **Personnel** – Request Board A) approve a resolution titled "A Resolution of the Board of Supervisors, County of Inyo, State of California, Waiving Residency Requirement for Inyo County Counsel Marshall Rudolph;" B) approve the Contract between the County of Inyo and Marshall Rudolph for the provision of personal services as the Inyo County Counsel at a monthly salary of \$14,833.33 effective December 31, 2015 and authorize the Chairperson to sign; and C) approve a resolution titled "A Resolution of the Board of Supervisors, County of Inyo, State of California, Amending Resolution 2006-09, Changing Salary and/or Terms and Conditions of Employment for Appointed Officials Employed in the Several Offices or Institutions of the County of Inyo."

HEALTH AND HUMAN SERVICES

13. Request Board ratify and approve the Memorandum of Understanding with Kern County for the provision of adoptions services for the period of July 1, 2015 through June 30, 2020; and authorize the Chairperson to sign.

PUBLIC WORKS

14. Request Board A) approve the plans and specifications for the Tecopa Heights Water Vending Machine Project; B) authorize the Public Works Director to advertise for bids for the project; C) authorize the Public Works Director to award the contract for the project if the bids received are within the project budget; and sign Contract documents, contingent upon the appropriate signatures being obtained; and D) 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.
15. Request Board accept and approve the Easement Deed for the Whitney Portal Road Federal Lands Access Project and authorize County Counsel to prepare a statement of legal sufficiency.
16. Request Board approve Exhibit 9-B Local Agency DBE Annual Submittal Form for the 2015-2016 Federal fiscal year and authorize the Chairperson to sign.
17. Request approval of a Resolution accepting the improvements for the South Bishop Improvement Project and authorizing the recording of a Notice of Completion for the Project.
18. Request approval of Amendment No. 4 to the Contract between the County of Inyo and Preferred Septic and Disposal, Inc., for Inyo County buildings and facilities trash disposal services, extending the ending date of the Contract from November 30, 2015 to June 30, 2016, and increasing the Contract by \$21,638.40 to a total amount not to exceed \$129,518.94; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.
19. Request Board approve Amendment No. 7 to the Contract between the County of Inyo and Quincy Engineering adding the Upper Trona-Wildrose Road Repair Project (Project #TR13-044) in the amount of \$13,285, and increasing the total amount of the Contract by \$13,285 to an amount not to exceed \$1,448,700; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

SHERIFF

20. Request Board A) declare MorphoTrust USA, Inc., a sole-source provider of Livescan fingerprint machines; and B) authorize the purchase of a Livescan fingerprint machine from MorphoTrust USA, Inc., in an amount not to exceed \$22,262.76, including shipping and tax.

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

21. **SHERIFF** – Request Board A) declare J.E.I. a sole-source provider of digital voice logger equipment and related services; B) authorize the purchase of the following from J.E.I.: one Digital Voice Logger and necessary equipment (main voice recorder system, rack-mounted), including installation in an amount not to exceed \$10,651.08; one Redundant Digital Voice Logger and necessary equipment (sister recorder unit), including installation in an amount not to exceed \$7,920.71; and one-year annual license of Remote Test and Notification of J.E.I. Recorder Function, including set-up, in an amount not to exceed \$3,942; and C) amend the FY 2015-2016 Sheriff General Budget Unit 022700 by increasing estimated revenue in AB443 Sheriff (*Revenue Code #4486*) by \$22,514, and increasing appropriations in Equipment (*Object Code #5650*) by \$22,524. (*4/5's vote required.*)
22. **SHERIFF** - Request Board find that consistent with the Authorized Position Review Policy: A) the availability of funding for a Correctional Officer position comes from the General Fund, as certified by the Sheriff and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates meet the qualifications of the position, the vacancy could possibly be filled through an internal recruitment, however an it would be more appropriate to fill the position from an existing list that the County has recruited for and has an existing eligibility list that was approved and created for that position; and C) approve the hiring of one Correctional Officer at Range 64 (\$3,7353 - \$4,539).
23. **HEALTH AND HUMAN SERVICES – Behavioral Health Service Services** – Request Board find that consistent with the Authorized Position Review Policy: A) the availability of funding for an Office Clerk position exists in the Behavioral Health and Drinking Driver Program budgets, as certified by the Director of Health and Human Services and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates meet the qualifications of the position, the vacancy could possibly be filled through an internal recruitment, however an open recruitment would be more appropriate to ensure qualified candidates apply; and C) approve the hiring of one Office Clerk III at Range 52 (\$2,880-\$3,500).
24. **HEALTH AND HUMAN SERVICES – FIRST/Wrap** – Request Board find that consistent with the Authorized Position Review Policy: A) the availability of funding for a Health and Human Services Specialist position exists in the FIRST Budget, as certified by the Director of Health and Human Services and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates meet the qualifications of the position, the vacancy could possibly be filled through an internal recruitment, however an open recruitment would be more appropriate to ensure qualified candidates apply; and C) approve the hiring of one full-time Health and Human Special IV (4) at Range 60 (\$3,471-\$4,216).
25. **PLANNING** – Request Board review draft correspondence to U.S. Fish and Wildlife Service regarding the 90-day Petition Findings for the Inyo Mountains Salamander and the Panamint Alligator Lizard and if approved, authorize the Chairperson to sign.
26. **COUNTY ADMINISTRATOR - Emergency Services** - Request Board continue the local emergency, The Death Valley Road eater 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.
27. **COUNTY ADMINISTRATOR – 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.
28. **COUNTY ADMINISTRATOR - 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.
29. **COUNTY ADMINISTRATOR - 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.

30. **COUNTY ADMINISTRATOR – Emergency Services** - Request Board discuss and consider staff’s recommendation regarding continuation of the local emergency, known as the “Death Valley Down But Not Out Emergency” that was proclaimed as a result flooding in the central, south and southeastern portion of Inyo County during the month of October, 2015.
31. **CLERK OF THE BOARD** - Request approval of the minutes of the Board of Supervisors Meetings as follows: A) Special Meeting of October 9, 2015; B) Special Meeting of October 12, 2015; C) Special Meeting of October 14, 2015; D) the Regular Meetings of October 20, 2015; and E) the Regular Meeting of October 27, 2015.

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

- 11:30 a.m. 32. **PRESENTATION** – Request Board accept a presentation from representatives of Southern California Edison on the SCE Drought Resolution Initiative.
33. **ROAD DEPARTMENT** – Request Board A) conduct a **public hearing** to consider changing the name of Sunset Drive, west of Barlow Lane, to Sunset Road; and B) approve a resolution titled “Resolution of the Board of Supervisors, County of Inyo, State of California, To Change the Name of Sunset Drive, County Road #1131), West of Barlow Lane, to Sunset Road.
- 12:00 a.m. 34. **NOTIFICATION** – the Board may adjourn in order to allow the Board Members to attend the Swearing-in Ceremony for Inyo County Coroner Jason Molinar, in the Historic Courthouse Courtroom (top floor) located at 168 N. Edwards in Independence.

CORRESPONDENCE – ACTION (To be considered at the Board’s convenience)

35. **INYO FISH AND WILDLIFE COMMISSION** – Request Board make appointments to fill three vacancies on the Commission as follows: two regular member positions to complete unexpired four-year terms ending October 6, 2019 and one alternate position to complete an unexpired term ending October 6, 2017. (*Notice of Vacancy resulted in requests for appointment being received from Steve Ivy, Doug Brown and John Fredrickson.*)

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

36. **COUNTY DEPARTMENT REPORTS** (*Reports limited to two minutes*)
37. **PUBLIC COMMENT**

BOARD MEMBERS AND STAFF REPORTS

CORRESPONDENCE - INFORMATIONAL

38. **PLANNING** – Request Board receive correspondence from Defenders of Wildlife regarding General Plan Amendment No. 2013-02/Inyo County (Renewable Energy) dated September 30, 2015.
39. **ENVIRONMENTAL HEALTH** – Proposition 65 Report of soil contamination at the site of a service station that is being taken out of service in Death Valley.
40. **STATE OF CALIFORNIA – Wildlife Conservation Board** – Notification of consideration of Middle Owens Valley Perennial Pepperweed Removal Inyo and Mono Counties funding during the November 15, 2015 Board Meeting.
41. **STATE OF CALIFORNIA – Department of Fish and Wildlife** – Notice of availability of Negative Declaration for Proposed Amendments to Freshwater Sport Fishing Regulations, Title 14, California Code of Regulations.