

# 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 26, 2016**

#### **8:30 a.m. 1. PUBLIC COMMENT**

#### **CLOSED SESSION**

2. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION.** (Paragraph (1) of subdivision (d) of Government Code Section 54956.9). *Native American Heritage Commission v. Inyo County Planning Department and Inyo County Board of Supervisors*, Inyo County Superior Court Case No. SICVPT1557557 (Munro Petition for Writ of Mandate)
3. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION.** Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9. (*one case*)
4. **CONFERENCE WITH LABOR NEGOTIATORS –** (Government Code Section 54957.6). Employee organizations: Deputy Sheriff's Association (DSA); Elected Officials Assistant Association (EOAA); Inyo County Correctional Officers Association (ICCOA); Inyo County Employees Association (ICEA); Inyo County Probation Peace Officers Association (ICPPOA); Law Enforcement Administrators' Association (LEAA). Unrepresented employees: all. Agency designated representatives - County Administrative Officer Kevin Carunchio, Assistant County Administrator Rick Benson, Deputy Personnel Director Sue Dishion, Information Services Director Brandon Shults, County Counsel Marshall Rudolph and Assistant County Counsel John Vallejo.

#### **OPEN SESSION**

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

5. **REPORT ON CLOSED SESSION**
6. **PUBLIC COMMENT**
7. **COUNTY DEPARTMENT REPORTS** (*Reports limited to two minutes*)
8. **INTRODUCTIONS –** The following employees will be introduced to the Board: Connie Connolly, RN, Health and Human Services; Margaret Peterson, Health and Human Specialist IV; Rhiannon Baker, Health and Human Services Office Clerk II; and Laura N. Boyer, Health and Human Services Office Clerk II.

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

#### **SHERIFF**

9. **Veteran Service Office –** Request Board approve and authorize the Chairperson to sign the Subvention and Medi-Cal Certificate of Compliance for Fiscal Year 2016-2017.

## **COUNTY COUNSEL**

10. Request Board: 1) Receive the 2016 Conflict of Interest Code Biennial Reports from the following Local Agencies (Exhibits A.1. through A.13.): A.1. Big Pine Community Services District; A.2. Big Pine Fire Department; A.3. Big Pine Unified School District; A.4. Bishop Rural Fire Protection District; A.5. Bishop Unified School District; A.6. Darwin Community Services District; A.7. East Independence Sanitary District; A.8. Lone Pine Fire Protection District; A.9. Mt. Whitney Cemetery District; A.10. Olancho Community Services District; A.11. Pioneer Cemetery District; A.12. Sierra Highlands Community Services District; and A.13. Sierra North Community Services District; and 2) Approve the Amended Conflict of Interest Code for the following Local Agency (Exhibit B.1.): B.1. Bishop Unified School District.

## **COUNTY COUNSEL/PLANNING DEPARTMENT**

11. Request Board approve Amendment #1 to the contract between the County of Inyo and Munro Valley, LLC and ECOS Energy, LLC to increase the contract limit by \$10,000 to a total of \$70,000 and authorize the Chairperson to sign, contingent upon the adoption of future budgets and obtaining appropriate signatures.
12. Request Board: A) Approve Amendment #1 to the Agreement between the County of Inyo and Gregory L. James, Attorney at Law, to increase the contract limit by \$10,000, from \$60,000 to an amount not to exceed \$70,000, to cover the anticipated costs to Mr. James to represent the County on behalf of the County and ECOS Energy, LLC from January 8, 2015 to the completion of the *Native American Heritage Commission v. County of Inyo, et al.*, Inyo County Superior Court Case No. SICVPT lawsuit; and B) Authorize the Chairperson to sign the contract for defense litigation costs contingent upon adoption of future budgets.

## **PUBLIC WORKS**

13. Request Board: A) Approve Amendment #9 to County of Inyo Standard Contract No. 156, between the County of Inyo and Quincy Engineering of Sacramento, California for preconstruction and construction engineering support services, increasing the contract \$66,000 for an amount not to exceed \$1,536,062; and B) Authorize the Chairperson to execute Amendment #9, contingent upon obtaining appropriate signatures and adoption of future budgets.

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

14. **WATER DEPARTMENT** – Request Board assign Supervisor Matt Kingsley and Water Director Bob Harrington to be, respectively, the Primary Director and Alternate Director to the Board of Directors of the Indian Wells Valley Groundwater Authority.
15. **HEALTH & HUMAN SERVICES** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) The availability of FIRST (Families' Intensive Response and Strengthening Team) funding for the position of a FIRST Supervisor will come from the money appropriated in the non-General Fund, as certified by the Health and Human Services Director and concurred with by the County Administrator and Auditor-Controller; B) Where internal candidates meet the qualifications for the position, the vacancy could possibly be filled through an internal recruitment, but an external recruitment would be more appropriate to ensure qualified applicants apply; and C) Approve the hiring of a FIRST Supervisor, either at Range 78 (\$5,303 - \$6,445) or Range 81 (\$5,692 - \$6,921), contingent upon whether or not the successful applicant holds a California license to practice psychotherapy.
16. **HEALTH & HUMAN SERVICES – Behavioral Health** – Request Board ratify and approve the contract between the County of Inyo and the Echo Group for a total amount not to exceed \$48,236.34 for the period of July 1, 2016 to June 30, 2017, contingent upon the Board's adoption of the Fiscal Year 2016-2017 budget, and authorize the Chairperson to sign the contract and the HIPAA Business Association Agreement.
17. **HEALTH & HUMAN SERVICES – Behavioral Health** – Request Board ratify and approve Amendment A04 to the Standard Agreement between the County of Inyo and the Department of Health Care Services for Substance Abuse Disorder Services, increasing the contract \$15,783 for a total contract amount not to exceed \$1,290,905 for the period of July 1, 2014 through June 30, 2017, contingent upon the Board's adoption of future budgets, and authorize the chairperson to sign five original signature pages plus one original signature on the Certification

(CCC-307).

18. **HEALTH & HUMAN SERVICES – Social Services** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) The availability of Social Services funding for the position of Office Technician III will come from the money appropriated in the non-General Fund, as certified by the Health and Human Services Director and concurred with by the County Administrator and Auditor-Controller; B) Where internal candidates meet the qualifications for the position, the vacancy could possibly be filled through an internal recruitment, but as a State Merit System position, an external recruitment would be more appropriate to ensure qualified applicants apply; and C) Approve the hiring of one Office Technician III at Range 63 (\$3,716 - \$4,522).
19. **PLANNING DEPARTMENT** – Request Board receive a presentation from staff on the Sol Smart energy program and an extension of the Solar Road Map program the County participated in that is geared toward Community Choice Aggregation, and direct staff to participate in these programs.
20. **PLANNING DEPARTMENT** – Request Board receive a presentation from staff regarding the Surface Mining and Reclamation Act (SMARA), the County's role as Lead Agency in the enforcement of SMARA, and recent changes to SMARA and how they will affect Inyo County.
21. **PUBLIC WORKS – Building and Maintenance** – Request Board find that, consistent with the Authorized Position Review Policy: A) The availability of funding for Building and Maintenance Worker II will come from the money appropriated in the Building and Maintenance Budget in the General Fund, as certified by the Public Works Director and concurred with by the County Administrator and Auditor-Controller; B) Where internal candidates meet the qualifications of the positions, the vacancies could be filled through an internal recruitment, however an open recruitment would be more appropriate to ensure the most qualified candidates apply; and C) Authorize the hiring of one Building and Maintenance Worker II at Range 60 (\$3,471 - \$4,216).
22. **PUBLIC WORKS – Roads** – Request Board find that, consistent with the Authorized Position Review Policy: A) The availability of funding for an Equipment Mechanic I/II position will come from the money appropriated in the non-General Fund Road Budget, as certified by the Public Works Director and concurred with by the County Administrator and Auditor-Controller; B) Where internal candidates meet the qualifications of the positions, the vacancies could be filled through an internal recruitment, however an open recruitment would be more appropriate to ensure the most qualified candidates apply; and C) Approve the hiring of one full-time Equipment Mechanic I at Range 58 (\$3,310 - \$4,027 plus 2.5% tool allowance) or Equipment Mechanic II at Range 60 (\$3,471 - \$4,216 plus 2.5% tool allowance), depending on qualifications.
23. **PUBLIC WORKS – Roads** – Request Board find that, consistent with the Authorized Position Review Policy: A) The availability of funding for two Heavy Equipment Operator I/II positions will come from the money appropriated in the non-General Fund Road Budget, as certified by the Public Works Director and concurred with by the County Administrator and Auditor-Controller; B) Where internal candidates meet the qualifications of the positions, the vacancies could be filled through an internal recruitment, however an open recruitment would be more appropriate to ensure the most qualified candidates apply; and C) Approve the hiring of two full-time Heavy Equipment Operator I/II at Range 58 (\$3,310 - \$4,027) or Range 60 (\$3,471 - \$4,216), depending on qualifications.
24. **COUNTY ADMINISTRATOR – Emergency Services** – Request Board discuss and consider staff's recommendation regarding continuation of the local emergency, known as the "Gully Washer Emergency" that resulted in flooding in the central, south and southeastern portion of Inyo County during the month of July, 2013.
25. **COUNTY ADMINISTRATOR – Emergency Services** – Request Board discuss and consider staff's recommendation regarding continuation of 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.
26. **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 of flooding in the central, south and southeastern portion of Inyo County during the month of October, 2015.

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

11:30 a.m. 27. **PUBLIC WORKS** – Request Board receive presentation and discussion regarding Bishop Airport.

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

28. **PUBLIC COMMENT**

**BOARD MEMBERS AND STAFF REPORTS**

**CORRESPONDENCE - ACTION**

29. **INYO COUNCIL FOR THE ARTS** – Request Board adopt Resolution No. 2016 - 29 titled, “A Resolution of the Board of Supervisors, County of Inyo, State of California Designating Inyo Council for the Arts as the County’s Partner to the California Arts Council.”

**CORRESPONDENCE - INFORMATIONAL**

30. **TREASURER-TAX COLLECTOR** – Treasury Report of the quarter ending June 30, 2016.

31. **SOUTHERN INYO AIRPORT ADVISORY COMMITTEE** – Agenda for the July 27, 2016 meeting and minutes for the April 27, 2016 meeting.

32. **DEPARTMENT OF ALCOHOLIC BEVERAGES** – Application for Alcoholic Beverage License – Lone Pine Fuel Management, Inc., Lone Pine, California.