

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.

March 20, 2018

8:30 a.m. 1. PUBLIC COMMENT

CLOSED SESSION

2. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to paragraph (1) of subdivision (d) of Government Code §54956.9] – County of Inyo v. Los Angeles Department of Water and Power, Inyo County Superior Court Case No. SICVCV 18-61899**
3. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to paragraph (1) of subdivision (d) of Government Code §54956.9] – County of Inyo v. Los Angeles Department of Water and Power, Inyo County Superior Court Case No. SICVCV 18-62064 (Eminent Domain – Independence); Case No. SICVCV 18-62065 (Eminent Domain – Lone Pine); and Case No. 18-62067 (Eminent Domain – Bishop).**
4. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Pursuant to paragraph (1) of subdivision (d) of Government Code §54956.9] – Los Angeles Department of Water and Power v. County of Inyo, Inyo County Superior Court Case No. SICVCV 18-62052**
5. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION –** Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code §54956.9 (one case).
6. **CONFERENCE WITH LABOR NEGOTIATORS [Pursuant to Government Code §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); IHSS Workers; 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, County Counsel Marshall Rudolph, and Assistant County Counsel John Vallejo.

OPEN SESSION (With the exception of timed items, all open-session items may be considered at any time and in any order during the meeting in the Board's discretion.)

10:00 a.m. PLEDGE OF ALLEGIANCE

7. **REPORT ON CLOSED SESSION**
8. **PUBLIC COMMENT**
9. **COUNTY DEPARTMENT REPORTS (Reports limited to two minutes)**

10. **PRESENTATION – Advertising County Resources** – Request Board receive a brief report/presentation regarding Inyo County’s booth at the California State Fair.

CONSENT AGENDA (Approval recommended by the County Administrator)

COUNTY COUNSEL

11. Request Board approve Amendment No. 1 to the agreement for legal services with Eastern Sierra Transit Authority and authorize the Board Chair to sign the contract, contingent upon all appropriate signatures being obtained.

COUNTY ADMINISTRATOR

12. **Parks & Recreation** – Request Board: A) declare Wright’s Rainbows of Thatcher, ID a sole-source provider of rainbow trout for supplemental fish stocking; and B) authorize a purchase order to Wright’s Rainbows of Thatcher, ID in the amount of \$20,000 for the purchase of rainbow trout.

HEALTH AND HUMAN SERVICES

13. **Fiscal** – Request Board: A) declare Varidesk LLC a sole-source provider of ergonomic office furniture; and B) approve a blanket purchase order to Varidesk LLC in the amount of \$18,871.35 in multiple HHS budgets for the purchase of 37 ergonomic desks and 19 anti-fatigue mats.

PUBLIC WORKS

14. Request Board: A) award the bid for the Shoshone Airport – Crack Repairs, Slurry Seal, Markings Project to American Asphalt South, Inc. of Fontana, CA in the amount of \$83,128.80; B) approve the construction contract with American Asphalt South, Inc. in the amount of \$83,128.80 and authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained; and C) authorize the Public Works Director to execute all other Project Contract documents, including Contract Change Orders, to the extent permitted by Public Contract Code Section 20142 and other applicable laws, contingent upon all appropriate signatures being obtained.
15. Request Board: A) adopt the plans and specifications for the Whitney Portal Road and Horseshoe Meadow Road Permanent Restoration Repair Project; and B) authorize the Public Works Director to advertise for bids for the project.
16. Request Board: A) approve Amendment No. 1 to the Memorandum of Agreement with the City of Bishop for Building Permitting and Inspection, to Provide Technical Review of Final Parcel Maps and Final Subdivision Maps; and B) authorize the Chairperson to sign, contingent upon all appropriate signatures being obtained.
17. Request Board: A) approve the Standard Lease Agreement between Timothy Fillmore and Allison Fillmore and the County of Inyo for office space at 568-A W. Line Street, Bishop, CA for the initial period of April 1, 2018, through March 31, 2021, with two (2) one-year options, in the initial lease amount of \$1,515.40 per month for the first three years, with a maximum allowable increase of 2% for each subsequent option year, contingent upon the Board’s adoption of future budgets; and B) authorize the Chairperson to sign the Lease contingent upon all appropriate signatures being obtained.
18. Request Board appoint David Tanksley and Scott McKenzie to the County Service Area No. 2 (Bishop Creek Sewer) Advisory Committee, each to unexpired four-year terms ending April 12, 2021.

SHERIFF’S DEPARTMENT/COUNTY ADMINISTRATOR

19. **Emergency Services** – Request Board approve the State of California Standard Agreement No. 6133R-2017 between the California Governor’s Office of Emergency Services (CalOES) and the County of Inyo Sheriff’s Department for the utilization of one microwave link circuit between the Independence Caltrans yard and the Rogers Peak radio repeater site, in an amount not to exceed \$65,000 for the period of March 20, 2018 through December 31, 2020 with a one-year extension option, contingent upon the approval of future budgets, and

authorize the Sheriff (or his designee) to sign the agreement.

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

20. **PLANNING** – Request Board review a draft letter to the Bureau of Land Management regarding the BLM's Notice of Intent to amend the Desert Renewable Energy Conservation Plan and associated Land Use Plans; discuss and provide comments; and potentially approve transmittal of the letter to the BLM with the Chairperson's signature.
21. **PROBATION** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Legal Secretary I/II position comes exists in the General Fund, as certified by the Chief Probation Officer 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 open recruitment would be more appropriate to ensure qualified applicants apply; and C) approve the hiring of one (1) Legal Secretary I at Range 56 (\$3,227 - \$3,916) or Legal Secretary II at Range 60 (\$3,541 - \$4,301), depending on qualifications, and authorize up to the E Step for qualified applicants.
22. **PUBLIC WORKS** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Seasonal Building and Grounds Worker position exists in the Building and Maintenance 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 for the position, the vacancy could possibly be filled through an internal recruitment, but an open recruitment would be more appropriate to ensure qualified applicants apply; and C) approve the hiring of one (1) Seasonal Building and Grounds Worker at Range 50PT (\$15.05 - \$18.27/hr.), contingent upon the Board's adoption of future budgets.
23. **SHERIFF** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Food Cook position exists in 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 for the position, the vacancy could possibly be filled through an internal recruitment, but an open recruitment would be more appropriate to ensure qualified applicants apply; and C) approve the hiring of one (1) Food Cook at Range 51 (\$2,871 - \$3,482) and authorize up to the E Step, depending on qualifications.
24. **HEALTH AND HUMAN SERVICES/CHILD SUPPORT SERVICES** – Request Board ratify and approve the Test Rental and Use Agreement Exclusively for California Merit System Services and Program Participants and authorize the County Administrator, HHS Director and Regional Child Support Services Director to negotiate the agreement.
25. **HEALTH AND HUMAN SERVICES – Fiscal** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Administrative Analyst I/II position exists in non-General Fund budgets, as certified by the HHS Director and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates meet the qualifications for the position, an internal recruitment would be appropriate through the State Merit System; C) approve the hiring of one (1) Administrative Analyst I at Range 68 (\$4,272 - \$5,190) or Administrative Analyst II (\$4,479 - \$5,448), depending on qualifications; and D) if an internal HHS candidate is hired into the position, authorize HHS to backfill the resulting vacancy.
26. **COUNTY COUNSEL/WATER DEPARTMENT** – Request Board approve Amendment No. 1 to the contract between Gregory L. James, Esq. and the County of Inyo for water/environmental attorney services regarding the Water Department, amending such agreement to increase the contract limit and to adjust the contractor's hourly rate for work directly related to litigation, contingent upon adoption of future budgets, and authorize the Chairperson to sign.
27. **COUNTY ADMINISTRATOR – Personnel** – Request Board:
 - A) Find that, consistent with the adopted Authorized Position Review Policy:
 1. the funding for one (1) Assistant County Administrator position comes from the General Fund and, possibly, certain Non-General Fund departments depending on job responsibilities and associated budget allocations, as certified by the County Administrator and concurred with by the Auditor-Controller;
 2. the vacancy could possibly be filled by internal candidates meeting the qualifications for the position, however, your Board previously authorized an open recruitment to ensure the position is filled with the best qualified candidate; and,

3. approve the hiring of an Assistant County Administrator position, Range 96 (\$8,386 - \$10,198), Step C (\$9,246 per month).

And

- B) Designate and authorize the County Administrator to sign a personal services contract with Kenneth Walker for the Assistant County Administrator position, Range 96 (\$8,386 - \$10,198), Step C (\$9,246 per month).

28. **CLERK OF THE BOARD** – Request Board approve the minutes of the regular Board of Supervisors meetings of February 13, 2018 and February 20, 2018.

TIMED ITEMS (Items will not be considered before scheduled time but may be considered any time after the scheduled time)

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| 11 a.m. | 29. COUNTY ADMINISTRATOR/COUNTY COUNSEL/PLANNING/PUBLIC WORKS/AG COMMISSIONER – Request Board: A) enact an ordinance titled, “An Ordinance of the Inyo County Board of Supervisors Repealing Interim Ordinance No. 1216 Prohibiting Commercial Medical and Recreational Marijuana Activities, Including Commercial Cultivation, Distribution, Storage, Manufacturing, Processing, Provision or Sale of Cannabis Products in the Unincorporated Area of Inyo County;” and B) conduct a public hearing on proposed commercial cannabis business license application fees and adopt resolution establishing said fees. |
| 11 a.m. | 30. PLANNING – Request Board conduct a public hearing on an ordinance titled, “An Ordinance of the Inyo County Board of Supervisors Adding Subsections 3.60.020(A)(20) and 3.60.020(A)(21) to the Inyo County Code Pertaining to the Planning Department Service Fee and Cost Schedule,” and enact said ordinance. |

Note: The agenda items listed below may be considered by the Board at any time during the meeting in the Board’s discretion, including before scheduled timed items.

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

PUBLIC COMMENT

BOARD MEMBER AND STAFF REPORTS