

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 7, 2017

8:30 a.m. 1. PUBLIC COMMENT

CLOSED SESSION

2. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** – Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code §54956.9 (two cases).
3. **PUBLIC EMPLOYMENT [Pursuant to Government Code §54957]** – Title: Health and Human Services Director.
4. **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.
5. **CONFERENCE WITH REAL PROPERTY NEGOTIATORS [Pursuant to Government Code §54956.8]** – Property: APN 010-490-12, Bishop, California. Agency Negotiators: Kevin Carunchio, County Administrator; and Marshall Rudolph, County Counsel. Negotiating Parties: Inyo County and Inyo County Development LLC. Under Negotiations: price and terms of payment.

OPEN SESSION

10:00 a.m. PLEDGE OF ALLEGIANCE

6. **REPORT ON CLOSED SESSION**
7. **PUBLIC COMMENT**
8. **COUNTY DEPARTMENT REPORTS** (*Reports limited to two minutes*)
9. **INTRODUCTIONS** – The following new employees will be introduced to the Board: Brianne Chappell McGovern, Disaster Preparedness Prevention Specialist, Vanessa Ruggio, HHS Specialist IV, and Alexis Sarafik, Office Clerk III, Health and Human Services; and Benjamin C. Mitchell, Programmer/Analyst IV, Information Services.

DISTRICT ATTORNEY

10. Request Board authorize the District Attorney's acceptance of a donation of Audio/Visual Recording Equipment from a private donor through Wild Iris Family Counseling and Crisis Center, pursuant to Inyo County Code Section 6.26.020.

PUBLIC WORKS

11. Request Board: A) approve the contract between the County of Inyo and TEAM, Inc. of Bishop, CA for Environment Services in an amount not to exceed \$67,000; and B) authorize the Chairperson to sign, contingent on all appropriate signatures being obtained.

SHERIFF

12. Request Board: A) declare Dooley Enterprises, Inc. of Anaheim, CA a sole-source provider of Winchester ammunition; and B) authorize a purchase order to Dooley Enterprises, Inc. in the amount of \$18,480 for the purchase of ammunition.
13. Request Board: A) determine that Lt. Paul Baldwin's duty weapon is no longer required for public use pursuant to Inyo County Code Section 6.28.040B; and B) pursuant to Penal Code Section 26615, authorize Sheriff Lutze to sell a Glock Model 22 to retiring Lt. Paul Baldwin for fair market value.

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

14. **BOARD OF SUPERVISORS – Supervisor Kingsley** – Request Board: A) approve a letter to the California Debt Limit Allocation Committee (CDLAC), requesting the assignment of Inyo County's 2018 allocation of private activity bonds to Golden State Finance Authority (GSFA-formerly CHF) for inclusion in the Mortgage Credit Certificate (MCC) Program, which is a Rural County Representatives of California (RCRC) housing program, and authorize the Chairperson to sign; and B) authorize the County Administrator to sign the Housing Element Certification Form.
15. **PLANNING** – Request Board: A) discuss the status of the Rural Desert Southwest Brownfields Coalition (RDSBC) activities across the Coalition area and in Inyo County including community activities and sites to be assessed; B) review and consider approving the Fiscal Year 2018 draft U.S. Environmental Protection Agency (EPA) Brownfields Revolving Loan Fund (RLF) Grant application; C) review and consider authorizing the Chairperson to sign a Memorandum of Agreement for ongoing participation in the RDSBC, which includes activities related to the Fiscal Year 2017 Assessment grant already awarded to the Coalition by the EPA and future activities associated with this Brownfields RLF grant, if awarded; and D) designate the County Administrator or his designee as the County's representative to the Brownfields Coalition Program Team.
16. **PLANNING – Yucca Mountain Repository Assessment Office** – Request Board ratify and approve the Joint Funding Agreement with the U.S. Geological Survey for Wells and Springs Monitored in the Amargosa Desert for the period of October 1, 2017 through September 30, 2018 in an amount not to exceed \$8,000, and authorize the Chairperson to sign.
17. **SHERIFF** – Request Board approve the Memorandum of Understanding between the Sheriff's Department and the Bishop Unified School District for the "After School Dog Project" which provides students at Palisade Glacier High School an after-school elective to train dogs residing at the Inyo County Animal Shelter for school year 2017-2018.
18. **SHERIFF** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for one (1) Deputy Sheriff 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 external recruitment would be more appropriate to ensure qualified applicants apply; and C) approve the hiring of one (1) Deputy Sheriff at Range 67SA-SC (\$4,232 - \$5,408) and authorize up to the D step for a qualified lateral applicant.

19. **HEALTH AND HUMAN SERVICES – Eastern Sierra Area Agency on Aging** – Request Board ratify and approve Amendment No. 1 to Standard Agreement for Contract No. AP-1718-16 between the County of Inyo and the California Department of Aging, increasing the overall allocation by \$7,296 for a total contract amount of \$730,256 and modifying Exhibit D, and authorize the Interim HHS Director to sign.
20. **HEALTH AND HUMAN SERVICES** – Request Board approve the revised Re-Entry Services Coordinator job description and find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the position exists in non-General Fund budgets, as certified by the Interim 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 one (1) Re-Entry Services Coordinator at Range 73 (\$4,804 - \$5,843).
21. **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) Office Technician III position exists in non-General Fund budgets, as certified by the Interim 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; C) approve the hiring of one (1) Office Technician III at Range 63 (\$3,791 - \$4,613); and D) if an internal candidate is hired as a result of the open recruitment, authorize HHS to backfill the resulting vacancy.
22. **PUBLIC WORKS** – Request Board: A) review and approve the County projects to be programmed into the 2018 Regional Transportation Improvement Program (RTIP); and B) authorize the Public Works Director to sign any documents related to the 2018 RTIP.
23. **COUNTY ADMINISTRATOR – Emergency Services – SHERIFF** – Request Board: A) ratify and approve the First Amendment and IPAWS Addendum to the CodeRED Service Agreement between the County of Inyo and ONSOLVE, LLC, for the additional annual service fee amount of \$2,500; B) approve ONSOLVE, LLC as a sole-source provider of the CodeRED services; and, C) authorize the Inyo County Sheriff, or his appointed Designee, to sign the First Amendment and IPAWS Addendum to the ONSOLVE, LLC - CodeRED Service Agreement.
24. **COUNTY ADMINISTRATOR – Emergency Services** – Request Board discuss and consider staff's recommendation regarding continuation of the local emergency known as the "Here It Comes Emergency" that was proclaimed in anticipation of run-off conditions from near-record snowpack posing extreme peril to the safety of property and persons in Inyo County.
25. **COUNTY ADMINISTRATOR – Emergency Services** – Request Board discuss and consider staff's recommendation regarding continuation of the local emergency known as the "Rocky Road Emergency" that was proclaimed as the result of flooding, mud, and rock landslides and deep snow drifts over portions of Inyo County caused by an atmospheric river weather phenomena that began January 3, 2017 and continued throughout February.
26. **COUNTY ADMINISTRATOR – Emergency Services** – Request Board discuss and consider staff's recommendation to continue the local emergency known as the "Land of EVEN Less Water Emergency" that was proclaimed as a result of extreme drought conditions that existed until recently in the County, while considering how to address the ongoing hydrologic issues in West Bishop.
27. **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.
28. **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.
29. **CLERK OF THE BOARD** – Request Board approve the minutes of the regular Board of Supervisors meetings of September 19, 2017, October 3, 2017, October 10, 2017, and October 17, 2017, and the special Board of Supervisors meetings of September 26, 2017 and October 23, 2017.

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

- 1 p.m. 30. **PRESENTATION – Western Counties Alliance** – Ken Brown, director of Western Counties Alliance in Murray, Utah, of which Inyo County is a member, will give an update on various issues including ongoing public land efforts.
- 1:30 p.m. 31. **CAO/COUNTY COUNSEL/PLANNING/PUBLIC WORKS/AG COMMISSIONER** – Request Board: A) receive presentation regarding proposed draft ordinances for regulating commercial cannabis activities that could occur in Inyo County, including Zoning, Nuisance Abatement, and Commercial Cannabis Business License ordinances; B) provide input and general policy direction to staff to the extent your Board is comfortable doing so in advance of the four (4) community meetings scheduled in the next two (2) weeks; and C) direct staff to return your Board of Supervisors on December 5 with updated versions of the ordinances, based on input received today and during the ensuing community meetings, for final Board input and direction prior to commencing the formal ordinance adoption process.
- 1:30 p.m. 32. **CAO/COUNTY COUNSEL/PLANNING/PUBLIC WORKS/AG COMMISSIONER** – Request Board adopt interim ordinance enacting temporary moratorium 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.

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

33. **PUBLIC COMMENT**

CORRESPONDENCE – ACTION

34. **Inyo Fish and Wildlife Commission** – Request Board authorize the Commission to send a letter to the California Deer Association requesting the Association's support of a Wildlife Crossing Project in the Eastern Sierra and funding for the first portion of the project, which is in Mono County.

CORRESPONDENCE – INFORMATIONAL

35. **Inyo County Sheriff** – September 2017 Sheriff's Department and Jail overtime reports.
36. **Inyo County Treasurer-Tax Collector** – Treasury Status Report for the Quarter Ending September 30, 2017.
37. **California Highway Patrol** – Report submitted pursuant to Health and Safety Code Section 25180.7 (Proposition 65), documenting information regarding the illegal discharge (or threatened illegal discharge) of hazardous waste, which could cause substantial injury to the public health or safety.
38. **Department of Alcoholic Beverage Control** – Application for person-to-person transfer of off-sale beer and wine license from Margarita Sandoval to Quick Fuel, LLC at 356 N. Main St., Big Pine, CA 93513.

BOARD MEMBERS AND STAFF REPORTS