

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.

December 13, 2011

9:00 a.m. INVOCATION by Supervisor Richard Cervantes

PLEDGE OF ALLEGIANCE

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

1. **PUBLIC COMMENT**
2. **COUNTY DEPARTMENT REPORTS** (Reports limited to two minutes)
3. **INTRODUCTIONS** – The following Health and Human Services employees will be introduced to the Board: Ms. Gina McKinzey and Ms. Julie Vanwey, Account Technicians; Ms. Megan Solario, Human Services Supervisor, Ms. Michelle Howell, Case Manager, Ms. Miquela Beal, Administrative Analyst, and Mr. Russell Noland, Residential Care Giver.
4. **FARM ADVISOR** – Request Board discussion and input on the recruitment of a new County Farm Advisory and the areas that would best serve the needs of the County.

CONSENT AGENDA (Approval recommended by the County Administrator)

COUNTY ADMINISTRATOR

5. **Emergency Services** – Request Board continue the local emergency as a result of the Inyo Complex Oak Creek Mud Flows.

HEALTH AND HUMAN SERVICES

6. **Inyo First Five** – Request Board ratify and approve the Contract between the County of Inyo and the Inyo County Superintendent of Schools Child Development Division for the provision of Child Development services for a period of October 1, 2011 through June 30, 2012 in an amount not to exceed \$23,000; and authorize the Chairperson to sign.

PLANNING

7. **Yucca Mountain** – Request Board certify that \$297,761.39 in funds provided to Inyo County as an Affected Unit of Local Government (AULG) under the Nuclear Waste Policy Act, as amended, have been expended in accordance with the provisions of that Act, Public Law 97-425, and the 2010 Energy and Water Development and Related Agencies Appropriations Act; authorize the Chairperson to sign the Certification; and direct staff to submit the Certification to the U.S. Department of Energy.

PUBLIC WORKS

8. Request approval of Amendment No. 4 to the Contract between the County of Inyo and Owenyo Services for the operation and maintenance of the Independence, Laws, and Lone Pine town water systems, extending the term through June 30, 2012 and increasing the Contract to an amount not to exceed \$1,619,150.90; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

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

9. **BOARD OF SUPERVISORS – Supervisor Susan Cash** – Request Board endorse the Local Taxpayers, Public Safety, and Local Services Protection Act and the California State Association of Counties' (CSAC's) effort to ensure passage.
10. **WATER DEPARTMENT** – Request Board appoint two people to serve on the Inyo County Water Commission to four year terms beginning January 1, 2012 and ending December 31, 2015. (*Notice of vacancies resulted in requests for appointment being received from Mr. Mike Prather, Mr. Bruce Dishion, Mr. George Lozito, Ms. Sally Manning, Mr. Jack Pound and Mr. Daniel Pritchett.*)
11. **PUBLIC WORKS** - Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the requested positions comes from the Road Fund, as certified by the Road Commissioner, and concurred with by the County Administrator and the Auditor-Controller; B) where internal candidates meet the qualifications for the positions, the vacancies could possibly be filled through an internal recruitment, however open recruitment would be more appropriate to ensure qualified applicants apply and there is an existing list of applicants for the positions; and C) approve the hiring of four seasonal Road Maintenance Workers at Range PT850 (13.90/hour, no County benefits) depending upon qualifications from the existing list.
12. **PUBLIC WORKS** – Request Board A) approve filing of forms required to qualify for surplus government property, authorize the County Administrator to sign the application for surplus property; B) authorize the Chairperson to sign Form 203, Assurance of Compliance with GSA regulations Under Title VI for the Civil Rights Act of 1964; C) authorize an application for a surplus fuel tank to be used at the Lone Pine Airport; D) amend the FY 2011-12 Lone Pine Airport Special Aviation Budget Unit 150600 by increasing appropriations in Equipment <\$5000 (*Object Code #5232*) by \$1,250 and decreasing available fund balance by \$1,250 (*4/5's vote required*); and E) authorize the County Administrator to apply for and sign applications for future surplus properties.
13. **PUBLIC WORKS** – Request Board A) award Contract for Fire Hydrant replacement services to McMurtrie-Tanksley, Inc.; and approve the Contract between the County of Inyo and McMurtrie-Tanksley, Inc., for replacement of fire hydrants, in the amount of \$14,700; and authorize the Public Works Director to sign, contingent upon the appropriate signatures being obtained; and B) amend the FY 2011-12 Independence Water System Budget Unit 152101 by increasing appropriations in Infrastructure (*Object Code #5620*) by \$5,700 and decreasing available fund balance by \$5,700, (*4/5's vote required*).
14. **SHERIFF'S DEPARTMENT** – Request Board A) conduct a **public hearing** to gather input regarding the intended uses for the "Citizen's Option for Public Safety" (COPS) monies during FY 2011-12; and B) accept and approve the use of COPS monies for equipment and programs that are necessary to support the needs of frontline law enforcement.
15. **PLANNING** – Request Board review and approve an updated Wilderness Resolution titled "A Resolution of the Board of Supervisors of the County of Inyo, State of California, Regarding Designation of Additional Wilderness in Inyo County.
16. **PLANNING** – Request Board provide direction to staff regarding the Stakeholder Meeting scheduled for December 14 and 15, for the Desert Renewable Energy Conservation Plan (DRECP).

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

- 11:15 a.m. 17. **PLANNING** – Request Board enact an ordinance titled “An Ordinance of the Board of Supervisors of the County of Inyo, State of California, Approving Zone Reclassification No. 2011-02/Crispin and Amending the Zoning Map of the County of Inyo by Rezoning the Minimum Lot Size of Two 19,880 square Foot Parcels Located at 221 West Street (APN 004-050-20) and 231 West Street (APN 004-050-21), in the Community of Big Pine, From Residential Mobile Home (RMH), 10,000 Square Foot Minimum Lot Size to Residential Mobile Home (RMH), 9,900 Square Foot Minimum Lot Size.”

WORKSHOPS AND PRESENTATIONS (To be considered at the Board’s convenience)

CORRESPONDENCE - ACTION

BOARD MEMBERS AND STAFF REPORTS

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

18. **PUBLIC COMMENT**

CLOSED SESSION

19. **PERSONNEL [PURSUANT TO GOVERNMENT CODE §54957]** - Public Employee Performance Evaluation - Title: County Administrative Officer.
20. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (Pursuant to Government Code §54956.9(c) – Decision Whether to Initiate Litigation** (two cases).
21. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Pursuant to Government Code §54956.9(a) – RDO Construction Equipment Co., dba B&B Equipment Rental by RDO Equipment co. v Prominent Systems, Inc., County of Inyo, et al. – San Diego County Superior Court, East County Division, Case No. 37-2011-00071209-CU-BC-EC.**
22. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Deputy Sheriffs Association (DSA) - Negotiators: CAO Kevin Carunchio and Labor Relations Administrator Sue Dishion.
23. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Elected Officials Assistants Association (EOAA) - Negotiators: Chief Probation Officer Jeff Thomson and Labor Relations Administrator Sue Dishion.
24. **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: Labor Relations Administrator Sue Dishion.
25. **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, Director of Child Support Services Susanne Rizo, Chief Probation Officer Jeff Thomson.
26. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code § 54957.6].** – Instructions to Negotiators re: wages, salaries and benefits – Employee Organization: Inyo County Probation Peace Officers Association (ICPPOA) – Negotiators: CAO Kevin Carunchio and Labor Relations Administrator Sue Dishion.
27. **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: CAO Kevin Carunchio and Labor Relations Administrator Sue Dishion.
28. **REAL PROPERTY NEGOTIATIONS (CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO GOVERNMENT CODE §54956.8)** – Property: APN 001-104-11, 556 No. 2nd Street, Bishop Property California (Bank owned) – Negotiating Parties: County Administrator, HHS Director, Interim Public Works Director, Interim Deputy Public Works Director and Bank of America – Negotiations: Terms and Conditions.

REPORT ON CLOSED SESSION AS REQUIRED BY LAW

CORRESPONDENCE - INFORMATIONAL