

# 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.

### May 15, 2012

**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)

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

##### **COUNTY ADMINISTRATOR**

3. **Emergency Services** – Request Board continue the local emergency as a result of the Inyo Complex Oak Creek Mud Flows.
4. **Mt. Whitney Cemetery District Board** - Request Board reappoint the following to the Mt. Whitney Cemetery District Board of Trustees: Mr. Tom Noland and Mr. Christopher Langley, to complete unexpired four year terms ending May 1, 2016; and Ms. Irene Kritz to complete an unexpired four year term ending May 1, 2015. (Notice of vacancy resulted in requests for appointment being received from Mr. Noland, Mr. Langley and Ms. Kritz.)

##### **PROBATION**

5. Request Board ratify and approve the Contract between the County of Inyo and Dr. Keith Andersen to provide professional services to the Inyo County Probation Department – Juvenile Institutions, for the period of May 11, 2012 through May 10, 2013, in an amount not to exceed \$50,000, contingent upon the Board's adoption of a FY 2012-13 Budget; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

##### **PUBLIC WORKS**

6. Request Board ratify and approve the Memorandum of Agreement with the Federal Aviation Administration for the installation, operation, and maintenance of Federal Aviation Administration owned navigation communications and weather aids for the period of October 1, 2005 through September 30, 2025; and authorize the Chairperson to sign.

7. Request approval of a proclamation declaring the Week of May 20 through 26, 2012 as National Public Works Week in Inyo County.
8. Request approval of Amendment #2 to the Contract between the County of Inyo and McMurtrie-Tanskley, Inc., for sanitary sewer maintenance services in County Service Area #2/Apendell to extend the Agreement for a period not to exceed two months, and increasing the amount of the Contract by \$2,000; and authorize the Chairperson to sign.

**ROAD DEPARTMENT**

9. Request approval of the Agreement between the County of Inyo and Cascade Software System, Inc., (CSS) for the provision of software maintenance and support services for the Road Department's cost accounting program (CAMS) for the period of July 1, 2012 through June 30, 2013, in an amount not to exceed \$12,390.59, contingent upon the Board's adoption of a FY 2012-13 budget; and authorize the Chairperson to sign.

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

10. **SHERIFF'S DEPARTMENT** – Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the positions comes from the General Fund, as certified by the Sheriff and concurred with by the County Administrator and the Auditor-Controller; (b) authorize the internal recruitment and filling of two Corporal positions at Range 070SA-070SD (\$4,336 - \$5,959); and C) authorize the open recruitment and filling of two Correctional Officer positions at Range 64 (\$3,590 - \$4,363).
11. **AGRICULTURAL COMMISSIONER** – The Agricultural Commissioner will present the 2011 Annual Crop and Livestock Report to the Board.
12. **COUNTY ADMINISTRATOR** – Request approval of the following:
  - A) resolution titled "A Resolution of the Board of Supervisors, County of Inyo, State of California, Adopting a Money Purchase Plan, Naming the County Administrator as Coordinator, and Authorizing the County Administrator to Execute all Necessary Agreements incidental to Administration of the Plan";
  - B) the ICMA Retirement Corporation Governmental Money Purchase Plan and Trust Adoption Agreement, and authorize the Chairperson to sign;
  - C) a resolution titled "A Resolution of the Board of Supervisors, County of Inyo, State of California, adopting a 457 Deferred Compensation Plan, Naming the County Administrator as Coordinator, and Authorizing the County Administrator to Execute all Necessary Agreements incidental to Administrator of the Plan";
  - D) a resolution titled "A Resolution of the Board of Supervisors, County of Inyo, State of California, Authorizing the retirement Plan to Permit Loans";
  - E) Approve the Administrative Services Agreement and authorize the Chairperson to sign.
13. **COUNTY ADMINISTRATOR – Personnel** - Request Board A) change the authorized strength in the Office of the County Administrator by deleting one Deputy County Administrator position at Range 88 (\$6,370 – \$7,740) and adding one Senior Deputy County Administrator position at Range 92 (\$7,026 – \$8,540); and B) find that consistent with the adopted Authorized Position Review Policy: (a) the availability of funding for the 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; (b) the vacancy could possibly be filled by internal candidates meeting the qualifications for the position, however, an open recruitment is appropriate to ensure the position is filled with the best qualified candidate; and (c) approve the hiring of one Senior Deputy County Administrator at Range 92 (\$7,026 - \$8,540).
14. **PUBLIC WORKS** - Request Board amend the FY 2011-12 Deferred Maintenance Budget Unit 011501 as follows: increase estimated revenues in Federal Grants (*Revenue Code #4555*) by \$79,947 and Contributions from DWP (*Revenue Code #4563*) by 28,979, and increase appropriations in Progress (*Object Code #5700*) by \$108,920. (*4/5's vote required.*)

15. **PUBLIC WORKS** – Request Board A) amend the FY 2011-12 State Funded Road Budget Unit 034601 as follows: increase estimated revenue in Federal Grant (*Revenue Code #4555*) by \$413,000 and in State Prop 1B (*Revenue Code #4496*) by \$45,900; and increase appropriations in Nine Mile Road (*Object Code #5707*) by \$459,000; (*4/5's vote required.*) and B) award and approve the Contract for the Nine Mile Canyon Road Guardrail Installation Project as recommended by staff, contingent upon the Board's adoption of a FY 2012-13 budget; authorize the Chairperson to sign the Contract, contingent upon the appropriate signatures being obtained; and authorize the Interim Public Works Director to execute all other Contract documents, including contract change orders, to the extent permitted by Public Contract Code Section 20142 and other applicable law; and B) amend the FY 2011-12 County budget as recommended by staff to facilitate this Contract. (*4/5's vote required.*) (*Staff recommendations will be presented at the meeting.*)
16. **CLERK OF THE BOARD** – Request approval of the minutes of the Board of Supervisors meetings of A) April 24, 2012; and B) May 1, 2012.

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

- 10:00 a.m. 17. **SIERRA NEVADA CONSERVANCY** – the Board will receive an update and discuss the Mt. Whitney Fish Hatchery with a Representative of the Sierra Nevada Conservancy.
- 11:00 a.m. 18. **SOUTHERN CALIFORNIA EDISON** – Representatives of Southern California Edison will make a presentation on Edison's Smart Connect Program.
- 1:15 p.m. 19. **COUNTY ADMINISTRATOR** – Request Board A) accept the Fiscal Year 2011-2012 County Third Quarter Financial Report as presented: B) approve the specific budget action items and recommendations discussed in the report and represented in Attachments A & B, and authorize the Auditor-Controller to make the budget adjustments as listed in Attachments A & B (*4/5's vote required*); C) authorize the County Administrator (CAO) and Auditor-Controller to make year-end adjustments, as necessary within each fund (*4/5's vote required*); D) approve the Preliminary FY 2012-2013 Budget Calendar with regard to the proposed dates for the Budget Hearings and adoption of the Final Budget; and E) direct the County Administrator (CAO) and Auditor-Controller to prepare a rollover budget for the start of FY 2012-2013 and present it for approval on June 29, 2012.
- 6:30 p.m. 20. **PUBLIC HEARING** – The Board will conduct a public hearing on Caltrans' proposal to change the speed limit on U.S. Highway 395 through Independence from 25 mph to 30 mph and to eliminate the incremental speed increases and decreases into the community and replacing them with "30 mph zone ahead" signs.

#### **CORRESPONDENCE - ACTION**

#### **BOARD MEMBERS AND STAFF REPORTS**

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

##### 21. **PUBLIC COMMENT**

#### **CLOSED SESSION**

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: Labor Relations Administrator Sue Dishion, Information Services Director Brandon Shults, and Planning Director Josh Hart.
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.

#### **REPORT ON CLOSED SESSION AS REQUIRED BY LAW**

#### **CORRESPONDENCE - INFORMATIONAL**

28. **CALIFORNIA DEPARTMENT OF PUBLIC HEALTH** – Local Primacy Agency Annual Evaluation Report for FY 2010-11.
29. **CALIFORNIA HIGH-SPEED RAIL AUTHORITY** – Notification of Merced to Fresno High-Speed Train Section Final EIR/EIS being available.