

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.

June 19, 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)
3. **INTRODUCTION** – Mr. Chris Wickham, Mosquito Program Manager in the Agricultural Department, will be introduced to the Board

CONSENT AGENDA (Approval recommended by the County Administrator)

COUNTY ADMINISTRATOR

4. **Emergency Services** – Request Board continue the local emergency as a result of the Inyo Complex Oak Creek Mud Flows.
5. **Personnel** – Request Board ratify and approve the Contract between the County of Inyo and Gooch Consulting for the provision of executive recruitment services, for the period of June 5, 2012 through June 30, 2013, in an amount not to exceed \$15,000, contingent upon the Board's adoption of a FY 2012-13 budget; and authorize the Chairperson to sign.

AGRICULTURAL COMMISSIONER

6. Request Board declare SCI Consulting Group a sole source provider of Mosquito Program assessment services and approve the Contract between the County of Inyo and SCI Consulting Group for the administration and levying of the 1998 Owens Valley Mosquito Abatement Program Assessment and 2005 Mosquito Control and Disease Prevention Assessment, for the period of July 1, 2012 through June 30, 2015, in an amount not to exceed \$37,500, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

PUBLIC WORKS

7. Request approval of the Lease between the County of Inyo and the City of Bishop for County office space located at 301 West Line Street, for the period of July 1, 2012 through June 30, 2013, including two one-year options to extend the Lease, at the rate of \$3,698.37 per month, contingent upon the Board's adoption of future budgets; authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained; and authorize the Public Works Director to sign the one-year options to extend, contingent upon there being no change in the lease terms.
8. Request approval of Amendment No. 5 to the Contract between the County of Inyo and Nichols Consulting Engineers, Chtd. (NCE) for the Pavement Management Program, to extend the Contract to an ending date of June 30, 2013, 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.
9. Request approval of the Lease between the County of Inyo and Donald Christenson, M.D., for real property described as 380 N. Mt. Whitney Drive, Lone Pine, CA, for the period of July 1, 2012 through June 30, 2013, including two one-year options to extend, at the rate of \$2,663 per month, with a maximum 5% increase per year for each one-year option exercised by the County, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign.
10. Request approval of the Lease between the County of Inyo and Connie and Michael Layne Trust for real property described as 162 Grove Street, Bishop, CA, for the period of July 1, 2012 through June 30, 2013, including two one-year options to extend, at the rate of \$5,700 with a 5% increase per year for each of the one-year option exercised by the County, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign.

CLERK-RECORDER

11. ***Elections*** – Request Board issue an order accepting the Statement of All Votes Cast at the Presidential Primary Election held June 5, 2012 and declare elected those offices under their jurisdiction for this election, and declare passed or failed those measures under their jurisdiction for this election, according to the number of votes for each as shown on the Statement of All Votes Cast.

PLANNING

12. Request Board approve Amendment No. 5 to the Contract between the County of Inyo and Geoscience Consultants, LLC, for the provision of volcanic hazard studies, to change the ending date of the Contract from June 30, 2012 to August 1, 2012, to change the date in Task 3 for the submission of the final paper regarding the Rhyolitic Study in the Greenwater Mountains from June 30, 2012 to August 1, 2012, to make the necessary wording changes to the schedule of fees (the changes do not increase the Contract compensation); and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

WATER DEPARTMENT

13. Request approval of the Contract between the County of Inyo and Ecosystem Sciences for the provision of Biological Resources Consulting services for the period of July 1, 2012 through June 30, 2013, in an amount not to exceed \$205,232, 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.

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

14. **BOARD OF SUPERVISORS – Supervisor Marty Fortney** – Request Board appoint Mr. Ross Corner as the Fourth District Planning Commissioner, to complete an unexpired four-year term ending January 4, 2013. (*Notice of vacancy resulted in one request for appointment being received from Mr. Corner.*)

15. **PLANNING DEPARTMENT** – Request Board A) discuss with Staff the impending Inyo National Forest Plan Update/Revision, concur with the draft preliminary County priorities for the Update/Revision effort, and authorize the Chairperson to sign correspondence detailing the priorities; and B) declare Willdan Engineering a sole source provider of planning services and approve the Contract between the County of Inyo and Willdan Engineering for the provision of planning services for the period of July 1, 2012 through June 30, 2014, in an amount not to exceed \$50,000, contingent upon the Board’s adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.
16. **COUNTY COUNSEL – WATER DEPARTMENT** – Request approval of the Agreement between the County of Inyo and Gregory L. James, Attorney at Law, for the provision of water/environmental Attorney services to the Water Department for the period of July 1, 2012 through June 30, 2013, at the rate of \$155 per hour of legal services except travel time which will be paid at \$50 per hour, in an amount not to exceed \$60,000, contingent upon the Board’s adoption of a FY 2012-13 budget; and authorize the Chairperson to sign. *(4/5’s vote required.)*
17. **COUNTY COUNSEL – PLANNING DEPARTMENT** – Request approval of the Agreement between the County of Inyo and Gregory L. James, Attorney at Law, for the provision of legal services to the County related to the Yucca Mountain Repository Licensing Proceedings before the Nuclear Regulatory Commission, and related Court actions, for the period of July 1, 2012 through June 30, 2013, at the base rate of \$185 per hour, as further set forth in Attachment B, with travel time paid at \$50 per hour, in an amount not to exceed \$25,000, contingent upon the Board’s adoption of a FY 2012-13 budget; and authorize the Chairperson to sign. *(4/5’s vote required.)*
18. **COUNTY COUNSEL – COUNTY ADMINISTRATOR** – Request approval of the Agreement between the County of Inyo and Gregory L. James, Attorney at Law, for the provision of water/environmental Attorney services to the County Administrator, for the period of July 1, 2012 through June 30, 2013, at the rate of \$155 per hour, with travel time paid at \$50 per hour, in an amount not to exceed \$30,000, contingent upon the Board’s adoption of a FY 2012-13 budget; and authorize the Chairperson to sign. *(4/5’s vote required.)*
19. **COUNTY ADMINISTRATOR – Advertising County Resources** – Request Board authorize final payments for completed Community Project Sponsorship Grant Projects as follows: to the Lone Pine Chamber of Commerce - \$2,500 for the Wild Wild West Marathon and \$1,000 for the Spring Jam Concert; and to the Bishop Area Chamber of Commerce & Visitors Bureau - \$1,750 for the 2012 Rainbow Days Trout Display and \$3,750 for the 2012 Blake Jones Trout Derby.
20. **COUNTY ADMINISTRATOR – ENVIRONMENTAL HEALTH** - Request discussion and direction to staff regarding amending the County Legislative Platform concerning laws and regulations governing public swimming pools.
21. **COUNTY ADMINISTRATOR - Budget** - Request your Board take the following actions: (A) adopt the Fiscal Year 2010-2011 Board Approved budget as the Preliminary Budget for Fiscal Year 2012-2013 and approve the fixed assets as recommended by staff *(4/5’s vote required)*.
22. **CLERK OF THE BOARD** – Request approval of the minutes of the June 5, 2012 Board of Supervisors Meeting.

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

- 11:30 a.m. 23. **AGRICULTURAL COMMISSIONER** - Request Board A) conduct a **PUBLIC HEARING** for the proposed continuation of the assessments for the “Owens Valley Mosquito Abatement Program Assessment” and the “Mosquito Control and Disease Prevention Assessment” in order to receive public input on the proposed continuation of the assessments, the proposed assessment budget for Fiscal year 2012/2013, the services and programs, the assessments fund, and any other issues related to the assessments; and B) approve a resolution approving the Engineer’s Report, confirming the diagram and assessments for FY 2012-2013 for the “Owens Valley Mosquito Abatement Program Assessment” and the “Mosquito Control and Disease Prevention Assessment,” and order the services and levy the assessments for FY 2012-2013 for both programs.
- 1:00 p.m. 24. **U.S. FOREST SERVICES** – Mr. Tony Tooke, Director of Ecosystem Management for the U.S. Forest Service will discuss with the Board of Supervisors the new Forest Planning Rule and its implementation on the Inyo National Forest and other issues of mutual interest.

CORRESPONDENCE - ACTION

BOARD MEMBERS AND STAFF REPORTS

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

25. **PUBLIC COMMENT**

CLOSED SESSION

26. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION [Pursuant to Government Code §54956.9(C)]** – Decision whether to initiate litigation (one case).
27. **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.
28. **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.
29. **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.
30. **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.
31. **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.
32. **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

33. **SHERIFF'S DEPARTMENT** – Sheriff and Jail Overtime Report for the month of May 2012.
34. **STATE OF CALIFORNIA** – Governor Brown's Proclamation call the General Election on Tuesday, November 6, 2012.