

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.

February 26, 2013

9:00 a.m. PLEDGE OF ALLEGIANCE

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

- PUBLIC COMMENT**
- COUNTY DEPARTMENT REPORTS** (*Reports limited to two minutes*)
- INTRODUCTIONS** – Mr. Scott Eagan, Integrated Waste Management Program Superintendent in Integrated Waste Management, and Mr. Richard Beall, Criminal Investigator in the District Attorney's Office, will be introduced to the Board.

CONSENT AGENDA (Approval recommended by the County Administrator)

COUNTY ADMINISTRATOR

- Emergency Services** – Request Board continue the local emergency as a result of the Inyo Complex Oak Creek Mud Flows.
- Integrated Waste** – Request Board award the bid for and approve the purchase of two complete sets of track chains for two separate John Deere 850C track loaders from Sonsray Machinery in an amount not to exceed \$10,862.68.
- Personnel** – Request Board ratify Amendment No. 1 to the Comprehensive Memorandum of Understanding between the County of Inyo and the Elected Officials Assistant Association (EOAA) March 1, 2012 through February 28, 2013; and authorize the Chairperson to sign.

COUNTY ADMINISTRATOR -PLANNING

- Request your Board Approve Amendment #6 to the Contract between the County of Inyo and Gruen Gruen + Associates, increasing the amount of the contract by \$75,000 for a total Contract amount not to exceed \$421,250, and authorize the County Administrator to sign, contingent upon appropriate signatures being obtained.

HEALTH AND HUMAN SERVICES

- Health Services** – Request approval of the Memorandum of Understanding between the County of Inyo, County of Mono and the County of Riverside for the provision of temporary Health Officer coverage for the period of February 1, 2013 until terminated by any party, and authorize the Chairperson to sign.

PLANNING

9. **Yucca Mountain** – Request approval of the Joint Funding Agreement with the U.S. Geological Survey for Wells and Springs Monitored in Southern Amargosa Desert, in the amount of \$20,000; and authorize the Chairperson to sign.

PUBLIC WORKS

10. Request Board approve the plans and specifications for the Independence American Legion Hall, Big Pine Town Hall – Heater Replacement Project and authorize the Interim Public Works Director to advertise for bids for the Project.
11. Request Board A) reject all bids received for the Shoshone Modular Buildings Improvement Project; B) approve the re-scoped plans, bid package and specifications for the Shoshone Modular Buildings Improvement Project, and authorize the Interim Public Works Director to advertise for bids for the Project; C) authorize the Interim Public Works Director to award the project if the bids are within the project budget and sign all contract documents, contingent upon the appropriate signatures being obtained and contingent upon the adoption of future budgets; and D) authorize the Public Works Director to sign all other contract documents, including change orders to the extent permitted pursuant to Section 20142 of the Public contract code and other applicable law, but not to exceed \$27,975.

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

12. **WATER DEPARTMENT** – Request consideration of a letter responding to correspondence from the Big Pine Tribe of the Owens Valley (*draft correspondence will be provided during the discussion*) and further discussion on the Big Pine Northeast Regreening Project.
13. **HEALTH AND HUMAN SERVICES – Health Services** - Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for a Registered or Public Health Nurse position exists, as certified by the Director of Health and Human Services and concurred with by the County Administrator and Auditor-Controller; B) and where if the County was facing layoffs, the Registered or Public Health Nurse position could be filled by internal candidates meeting the qualifications for the position, but since no layoffs are pending, an open recruitment would be appropriate to ensure qualified applicants apply; and C) approve the hiring of one full-time Registered Nurse at Range 78 (\$4,997 - \$6,074) or Public Health Nurse at Range 80 (\$5,238 - \$6,371) and authorize to hire at the E step depending on qualifications.
14. **HEALTH AND HUMAN SERVICES – Social Services** - Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for Social Worker position exists, as certified by the Director of Health and Human Services and concurred with by the County Administrator and Auditor-Controller; B) and where if the County was facing layoffs, the Social Worker position could be filled by internal candidates meeting the qualifications for the position, but since no layoffs are pending, an open recruitment would be appropriate to ensure qualified applicants apply; and C) approve the hiring of one Social Worker I at Range 61 (\$3,345 – \$4,062), II at Range 64 (\$3,590 - \$4,363) or III at Range 67 (\$3,852 – \$4,676), contingent upon qualifications.
15. **BOARD OF SUPERVISORS – Supervisor Matt Kingsley** – Request approval of the letter supporting the appointment of Fifth District Supervisor Matt Kingsley to the Bureau of Land Management Resource Advisory Council; and authorize the Chairperson to sign.
16. **PLANNING – Yucca Mountain** – Request Board A) approve the office of civilian radioactive Waste Management's Contractors Final Release for the Devils Camp Cooperative Agreement DE-FC38-06RW12368; authorize the Chairperson to sign, and direct staff to send the Agreement to the DOE; B) Approve the Office of Civilian Radioactive Waste Management's Contractors Final Release for the Groundwater Monitoring Grant DE-RW0000223, authorize the Chairperson to sign; and direct staff to send the Agreement to the DOE; C) authorize payment of \$3,658 for disallowed expenditures; and D) amend the FY 2012-13 Yucca Mountain Budget Unit 62065 by increasing estimated expenditures in Prior Year refunds (*Object Code #5499*) by \$3,658 and decreasing estimated expenditures in Travel (*Object Code #5331*) by \$3,658. (*4/5's vote required*).
17. **PLANNING** – Request Board review the U.S. Forest Service's scoping notices for two proposals to conduct restoration on 57 and 209 routes respectively, review correspondence in regards thereto; and authorize the Chairperson to sign.

18. **PUBLIC WORKS – Airports** - Request Board provide direction to staff regarding soliciting a fixed base operator for the Bishop Airport (formerly the Eastern Sierra Regional Airport).
19. **COUNTY ADMINISTRATOR – Parks and Recreation** - Request Board find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for Maintenance Helper positions comes from the General Fund, as concurred with by the County Administrator and Auditor-Controller; B) and where if the County was facing layoffs, the Maintenance Helper positions could be filled by internal candidates meeting the qualifications for the position, but since no layoffs are pending, an open recruitment would be appropriate to ensure qualified applicants apply; and C) approve the hiring of two part-time Seasonal Park and Campground Maintenance Helpers at Range PT42 (\$11.55 – \$14.05 per hour), with one position to begin work April 1st and work through August 30th and one position to begin work May 16th and work through October 15th, contingent upon the Board adoption of future budgets.
20. **COUNTY ADMINISTRATOR – Emergency Services** - Request Board discuss and consider Staff's recommendation regarding continuation of the local emergency, The Death Valley Roadeater Emergency, that resulted in flooding in the eastern portion of Inyo County during the month of August 2012, per Resolution #2012-32.
21. **COUNTY ADMINISTRATOR – Motor Pool** – Request Board award the bid to Perry Motors of Bishop as the low bidder for and authorize the purchase of three 2013 Toyota Venza AWD vehicles from Perry Motors in the amount of \$93,375.69.
22. **COUNTY ADMINISTRATOR – Public Defender** – Request approval of the Agreement between the County of Inyo and Sophie Charlotte Bidet for the provision of professional services as a Public Defender (Misdemeanors – South County & Second Coverage Welfare and Institutions, Family Support and Juvenile Court) for the period of April 1, 2013 through March 31 2016, in an amount not to exceed \$330,000, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

BUDGET

- 10:00 a.m.** 23. **COUNTY ADMINISTRATOR** – Request Board A) accept the Fiscal Year 2012-2013 Mid-Year Financial Report as presented; B) approve the specific budget action items and recommendations discussed in the report and represented in Attachments A & B of the report; (4/5's vote required); C) continue to stress revenue attainment and expense savings in order to maximize year-end fund balances; and D) consider reaffirming the Extraordinary Budget Control Policies (Attachment C), as amended and recommended and/or otherwise modified, remain in effect.

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

- 1:00 p.m.** 24. **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. 2010-02 (Crystal Geyser Roxane) and Amending the Zoning Map of the County of Inyo, by Reclassifying an Approximately 23.6-Acre Portion of the 420-Acre Parcel Located Adjacent (on the south) to the Community of Cartago, on the East Side of U.S. Highway 395, from Open Space, 40-Acre Minimum (OS-40) and Rural Residential (RR) to Light Industrial (M-2) and an approximately 6.8-Acre Portion of the Parcel from RR to OS-40.”
- 2:00 p.m.** 25. **HEALTH AND HUMAN SERVICES – EMS** – The Board will conduct a workshop with Health and Human Services Staff, and ICEMA staff from San Bernardino on Emergency Medical Services in the County.
- 3:00 p.m.** 26. **PLANNING** – Request Board conduct the first **public hearing** to consider submitting an application for 2013 Community Development Block Grant (CDBG) funding and set a second public hearing for April 2, 2013 meeting the requirement of 30-days between the two hearings, to consider general projects that the County can submit an application for including the First Time Homebuyers Assistance Program, and proposals from the Planning and Public Works Departments, and others that may make proposals.

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

27. **ROAD DEPARTMENT** – The Board will conduct a workshop with the Road Department on road project financing.

CORRESPONDENCE - ACTION

BOARD MEMBERS AND STAFF REPORTS

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

28. **PUBLIC COMMENT**

CLOSED SESSION

29. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION [Pursuant to Government Code §54956.9(d)(2)]** – significant exposure to potential litigation (one case).
30. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code § 54957.6]**. - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Deputy Sheriff's Association (DSA) - Negotiators: Labor Relations Administrator, Sue Dishion, Information Services Director, Brandon Shults, and Planning Director Josh Hart.
31. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code § 54957.6]**. Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Elected Officials Assistant Association (EOAA) - Negotiators: Chief Probation Officer Jeff Thomson 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: Inyo County Correctional Officers Association (ICCOA) - Negotiators: Labor Relations Administrator Sue Dishion.
33. **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 Child Support Services Susanne Rizo, and Chief Probation Officer Jeff Thomson.
34. **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.
35. **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