

# 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 16, 2015

**8:30 a.m. 1. PUBLIC COMMENT**

#### CLOSED SESSION

2. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: ICEA - Negotiators - County Administrative Officer, Kevin Carunchio, Assistant County Administrator, Rick Benson, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults.
3. **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: - County Administrative Officer, Kevin Carunchio, Assistant County Administrator, Rick Benson, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults.
4. **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: County Administrative Officer, Kevin Carunchio, Assistant County Administrator Rick Benson, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults.
5. **CONFERENCE WITH LEGAL COUNSEL -ANTICIPATED LITIGATION [Pursuant to Government Code §54956.9(d)(4)]** - decision whether to initiate litigation (one cases).
6. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (Pursuant to Government Code §54956.9(d)(2)** – significant exposure to potential litigation (one case).
7. **REAL PROPERTY NEGOTIATIONS - CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Pursuant to Government Code §54956.8)** – Property – APN010-490-08, Bishop, California – Negotiating Parties – County Administrator, Kevin Carunchio, Assistant County Administrator, Rick Benson, and Public Works Director, Clint Quilter, and Joseph Enterprises - Negotiating Parties, Steve Joseph, Scott Piercey, Wayne Lamb and Jeff Shepard – Negotiations – Terms and Conditions.

#### OPEN SESSION

**10:00 a.m. PLEDGE OF ALLEGIANCE**

8. **REPORT ON CLOSED SESSION AS REQUIRED BY LAW.**

9. **PUBLIC COMMENT**
10. **COUNTY ADMINISTRATOR** – Request Board approve the Proclamation recognizing Superintendent of Schools, Dr. Terence K. McAteer and the Inyo County Board of Education for their support of the Inyo County Free Library; and, after approval, present the Proclamation to Dr. McAteer and the Board of Education.
11. **INTRODUCTION** –Mike Reynolds, Death Valley National Park Superintendent, will be introduced to the Board.

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

**COUNTY ADMINISTRATOR**

12. **MT. WHITNEY CEMETERY DISTRICT** – Request Board appoint Ms. Irene Kritz to the Mt. Whitney Cemetery District Board of Trustees to complete an unexpired four year term ending May 1, 2019. (*Notice of Vacancy resulted in request for appointment being received from Ms. Kritz.*)
13. **LIBRARY** – Request Board authorize that library branches close on Saturday, July 4, 2015 because of the Independence Day Holiday.

**AUDITOR-CONTROLLER**

14. Request Board A) declare Gallina LLP CPAs as a sole-source provider of auditing services; and B) approve the Contract between the County of Inyo and Gallina LLP CPAs for the provision of audit services for the County for the fiscal years ending June 30, 2015, 2016, and 2017 (Contract term from July 1, 2015 through June 30, 2018) in an amount not to exceed \$222,000, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.
15. Request Board A) declare MGT of American, Inc., a sole-source provider of cost plan allocation services; and B) approve the Contract between County of Inyo and MGT of America, Inc., for the preparation of the FY 2014-2015, FY 2015-2016, and FY 2016-17 Cost Plan Allocation, in an amount not to exceed \$21,000, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

**COUNTY COUNSEL**

16. Request approval of the Agreement between the County of Inyo and Great Basin Unified Air Pollution Control District for the County Counsel's Office to provide certain legal services to the District during the period of July 1, 2015 through June 30, 2016, for the sum of \$12,500, contingent upon the Board's adoption of the FY 2015-16 Budget; and authorize the Chairperson to sign.

**HEALTH AND HUMAN SERVICES**

17. Request Board appoint Keri Oney, Health and Human Services Management Analyst, as Privacy Officer for Inyo County for purposes of the federal Health Insurance Portability and Accountability Act (HIPAA), and authorize the Privacy Officer to modify and/or develop required processes and procedures necessary to comply with the HIPAA requirements.
18. **Social Services** – Request approval to pay County Welfare Directors Association of California (CWDA) dues for Fiscal Year 2015-2016 in an amount not to exceed \$16,167, contingent upon the Board's adoption of the FY 2015-16 Budget.

**PLANNING DEPARTMENT**

19. Request Board ratify and approve the Amendment to the Contract between the County of Inyo and the Inyo County Local Agency Formation Commission to provide services, increasing the amount of the Contract from \$13,531 to \$24,531; and authorize the Chairperson to sign contingent upon the appropriate signatures being obtained.

20. Request approval of the Contract between the County of Inyo and the Inyo County Local Agency Formation Commission to provide staff services in an amount not to exceed \$14,364 for the period of July 1, 2015 through June 30, 2016, contingent upon the Board's adoption of a FY 2015-16 Budget; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

**PROBATION**

21. Request Board A) declare Dr. Andersen as a sole-source provider of professional services; and B) 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 July 1, 2015 through June 30, 2016, in an amount not to exceed \$48,000, contingent upon the Board's adoption of a FY 2015-16 Budget; and authorize the Chairperson to sign.

**WATER DEPARTMENT**

22. Request approval of Amendment No. 1 to the Contract between the County of Inyo and the Ecological Society of America, extending the term of the Contract for an additional twelve months to June 30, 2016, and modify the schedule of fees for the provision of Professional Services, contingent upon the Board's adoption of the FY 2015-16 Budget; and authorize the Chairperson to sign contingent upon the appropriate signatures being obtained.
23. Request Board approve Amendment No. 1 to the Contract between the County of Inyo and Susan Carpenter, extending the term of the Contract for an additional twelve months to June 30, 2016 for the provision of Facilitator Services, contingent upon the Board adoption of a FY 2015-16 Budget; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

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

24. **AUDITOR-CONTROLLER** – Request Board accept the presentation of the fiscal year ending June 30, 2014 County Financial Statement.
25. **AUDITOR-CONTROLLER** – Request Board A) amend the FY 2014-15 General Revenue & Expenditure, Budget Unit 011900 by increasing estimated revenue in Miscellaneous Revenue (*Revenue Code #4959*) by \$56,097 and increasing appropriations in Operating Transfers Out (*Object Code #5801*) by \$56,097; and the FY 2014-15 CAO-ACO Budget Unit 010201 by increasing estimated revenue in Operating Transfers In (*Revenue Code #4998*) by \$56,097; (*4/5's vote required*); B) if desired provide alternate direction regarding use of SB 90 refund if received prior to end of this Fiscal Year.
26. **HEALTH AND HUMAN SERVICES – Eastern Sierra Area Agency on Aging** – Request Board find that, consistent with the adopted Authorized Position Review Policy: a) the availability of funding for a Human Services Supervisor position exists, as certified by the Health and Human Services Director and concurred with by the County Administrator and Auditor-Controller; B) whereas internal candidates meet the qualifications for the position, the vacancy may be filled through an internal recruitment; and C) approve the hiring of one Human Services Supervisor at Range 70 (\$4,305 - \$5,236).
27. **HEALTH AND HUMAN SERVICES – Social Services** – Request Board A) change the authorized strength by deleting one full time Administrative Secretary I-III career ladder at Ranges 56 – 64 (\$3,101 - \$4,539) and adding one full time Office Clerk I-III career ladder at Ranges 48 – 52 (\$2,581 – \$3,431); and B) find that, consistent with the adopted Authorized Position Review Policy: a) the availability of funding for an Office Technician III position and an Office Clerk II position exists, as certified by the Health and Human Services Director and concurred with by the County Administrator and Auditor-Controller; b) where internal candidates meet the qualifications for the positions, the vacancies could possibly be filled through an internal recruitment; and C) approve the hiring of one Office Technician III, at Range 63 (\$3,643 - \$4,433) and one Office Clerk II, at Range 50 (\$2,695 - \$3,277).
28. **PUBLIC WORKS** – Request Board amend the FY 2014-15 Bishop Airport Budget Unit 150100 by increasing estimated revenue in Non Tax-Jet Fuel Military (*Revenue Code #4937*) by \$54,000 and increasing appropriations in Fuel, Oil & Water for Resale (*Object Code #5361*) by \$54,000. (*4/5's vote required*.)

29. **PUBLIC WORKS** – Request Board A) award the bid and the Contract for the South Bishop Improvement Project to Griffith Company in the amount of \$1,677,222; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained; and B) authorize the 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.
30. **PUBLIC WORKS** – Request approval of the following to the Contract between the County of Inyo and Wadell Engineering Corporation for airport engineering and planning services: A) Amendment No. 5 increasing the amount of the Contract by \$202,970 for design services at the Bishop Airport for Airfield Pavement Crack Repairs, Pavement Sealing and Paint Marking and Terminal Area Security Fencing to a total amount not to exceed \$1,336,595; B) Amendment No. 6 increasing the amount of the Contract by \$60,985 for design services at the Independence Airport for the Runway 14-32 Crack Repairs, Pavement Sealing and Paint Marking Project, to a total amount not to exceed \$1,397,580; and C) authorize the Chairperson to sign the amendments contingent upon the appropriate signatures being obtained.
31. **PUBLIC WORKS** – Request approval of Amendment No. 7 to the Contract between the County of Inyo and Wadell Engineering Corporation for airport engineering and planning services, increasing the Contract by \$35,790 for the Bishop Airport—Passenger Traffic Study Phase I, to a total amount not to exceed \$1,433,370; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.
32. **PUBLIC WORKS** – Request Board A) approve Tract Map No. 239 Phase Three; B) accept the offer of a right-of-way dedication along Mt. Langley Lane and Valley View Drive; C) accept the offer of dedication for the slope easement on said map; D) accept the road-way improvements within Mt. Langley Lane and Valley View Drive; and E) approve a resolution rescinding the previous rejection and accepting the offer of dedication for road and utility purposes per Tract Mat 239 Phase One.
33. **TREASURER-TAX COLLECTOR** – Request Board A) consider the request for a salary increase for the position of Treasurer-Tax Collector from \$7,807 to \$8,934 per month (the 2015-15 salary rate as of July 1, 2015); and B) if approved provide direction to Personnel staff to prepare the changes necessary to amend Inyo County Code Section 2.88.040 to reflect this increase.
34. **WATER DEPARTMENT** – Request Board find that, consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the seasonal field assistant positions exist, as certified by the Water Director, and concurred with by the County Administrator and Auditor-Controller; B) where due to the seasonal nature of the positions it is unlikely that the positions could be filled by internal candidates meeting the qualifications for the positions, therefore an open recruitment would be appropriate to ensure qualified applicants apply; and C) approve the hiring of eight seasonal Field Assistant I's at Range 050PT (\$14.46 - \$17.56 per hour) for the period of October 1, 2015 through March 30, 2016, contingent upon the Board's adoption of a FY 2015-16 Budget.
35. **PLANNING DEPARTMENT – COUNTY COUNSEL** – Request approval of the Agreement between the County of Inyo and Gregory L. James, Attorney at Law for the provision of legal services for Yucca Mountain Repository Licensing Proceedings before the Nuclear Regulatory Commission and related Court actions for the period of July 1, 2015 through June 30, 2016, at the base rate of \$185 per hour, with travel time paid at \$50 per hour, for a total Contract amount not to exceed \$25,000, contingent upon the Board's adoption of a FY 2015-16 Budget; and authorize the Chairperson to sign. *(4/5's vote required.)*
36. **WATER DEPARTMENT – COUNTY COUNSEL** – Request approval of the Contract between the County of Inyo and Gregory L. James, Attorney at Law for the provision of Water Attorney services for the period of July 1, 2015 through June 30, 2016, at the rate of \$155 per hour, with travel time paid at \$50 per hour, for a total Contract amount not to exceed \$60,000, contingent upon the Board's adoption of a FY 2015-16 Budget; and authorize the Chairperson to sign. *(4/5's vote required.)*
37. **COUNTY COUNSEL** – Request approval of the Contract between the County of Inyo and Gregory L. James, Attorney at Law for the provision of Environmental Attorney services for the period of July 1, 2015 through June 30, 2016, at the rate of \$155 per hour, with travel time paid at \$50 per hour, for a total Contract amount not to exceed \$60,000, contingent upon the Board's adoption of a FY 2015-16 Budget; and authorize the Chairperson to sign. *(4/5's vote required.)*

38. **COUNTY COUNSEL** – Request Board A) ratify and approve the Engagement Letter Number 3 between the County of Inyo and Liner, LLP for the provision of legal services for the Consolidated Office Building Build-to-Suit Lease on an hourly basis during Phase 2 in the amount of \$7,500 above the flat fee of \$15,000 and for Phase 3 at an hourly rate of \$333 to a maximum of \$5,000, contingent upon the Board’s adoption of a FY 2015-16 Budget; and authorize the Chairperson to sign. *(4/5’s vote required.)*
39. **COUNTY ADMINISTRATOR – Public Defender** - Request approval of the Agreement between the County of Inyo and Elizabeth Corpora, Attorney at Law, a Professional Corporation, for the provision of professional services as a Public Defender (dependency cases, delinquency cases, child support cases, patient rights advocate cases, mental health and conservatorship cases) for the period of July 1, 2015 through June 30, 2017 in an amount not to exceed \$227,000, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign. *(4/5’s vote required.)*
40. **COUNTY ADMINISTRATOR – Museum** – Request approval of the MOU with the Carson and Colorado Railway, allowing for the construction of a building to house Engine #18 on the grounds of the Eastern California Museum; and authorize the County Administrator or his designee to sign, and transmit a signed copy to the Clerk of the Board for the Board’s files.
41. **COUNTY ADMINISTRATOR – Personnel** – Request approval of the Contract between the County of Inyo and Atkinson, Andelson, Loya, Ruud and Romo for the provision of legal services – general labor and employment advise and representation, for the period of July 1, 2015 through June 30, 2016 in an amount not to exceed \$150,000, contingent upon the Board’s adoption of a FY 2015-16 Budget; and authorize the Chairperson to sign. *(4/5’s vote required.)*
42. **COUNTY ADMINISTRATOR – Risk Management** - Request approval of the Contract between the County of Inyo and John D. Kirby, A.P.C. for the provision of Civil Litigation Attorney Services for the period July 1, 2015 through December 31, 2015 with one six month option to extend for the period of January 1, 2016 through June 30, 2016, at the rate of \$220 per hour in a total amount not to exceed \$150,000, contingent upon the Board’s adoption of a FY 2015-16 Budget; and authorize the Chairperson to sign.
43. **COUNTY ADMINISTRATOR – Budget** – Request Board adopt the modified Fiscal Year 2014-15 Board Approved Budget as the Preliminary Budget for Fiscal Year 2015-2016 and approve the Fixed Assets as recommended by staff. *(4/5’s vote required.)*
44. **COUNTY ADMINISTRATOR - Emergency Services** - Request Board continue the local emergency, The Death Valley Road eater Emergency that resulted in flooding in the eastern portion of Inyo County during the month of August 2012, per Resolution #2012-32, as recommended by the County Administrator.
45. **COUNTY ADMINISTRATOR – Emergency Services** - Request Board continue the local emergency, The Gully Washer Emergency that resulted in flooding in the central, south and southeastern portion of Inyo County during the month of July, 2013, as recommended by the County Administrator.
46. **COUNTY ADMINISTRATOR - Emergency Services** - Request Board continue the local emergency, The Canyon Crusher Emergency, that resulted in flooding in the portions of Inyo County during the month of August, 2013, was recommended by the County Administrator.
47. **COUNTY ADMINISTRATOR - Emergency Services** – Request Board continue the local emergency, known as the “Land of EVEN Less Water Emergency” that was proclaimed as a result of extreme drought conditions that exist in the County as recommended by the County Administrator.
48. **CLERK OF THE BOARD** – Request approval of the minutes of the Board of Supervisors meetings as follows: A) Regular Meeting of June 2, 2015 and B) Special Meeting of June 3, 2015.

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

- 1:30 p.m. 49. **U.S. FISH AND WILDLIFE** – Request Board accept an update from representatives of the U.S. Fish and Wildlife (USF&W) on the pending Endangered Species Act listing decisions and other USF&W issues relating to Inyo County and the Eastern Sierra.

**CORRESPONDENCE - ACTION**

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

50. **COUNTY DEPARTMENT REPORTS** (*Reports limited to two minutes*)

51. **PUBLIC COMMENT**

**BOARD MEMBERS AND STAFF REPORTS**

**CORRESPONDENCE - INFORMATIONAL**