

# 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.

### **October 20, 2015**

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

#### **CLOSED SESSION**

2. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Pursuant to Government Code §54956.9(d)(1) – Native American Heritage Commission vs. Inyo County Planning Department and Inyo County Board of Supervisors, Inyo County Superior Court Case No. SICVPT 1557557 (Munro Petition for Writ of Mandate).**
3. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION [Pursuant to Government Code § 54956.9(d)(2)]. – Significant Exposure to Potential Litigation (one case).**
4. **CONFERENCE WITH LEGAL COUNSEL -ANTICIPATED LITIGATION [Pursuant to Government Code §54956.9(d)(4)] - decision whether to initiate litigation (three cases).**
5. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6] - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Inyo County Peace Officers Association (ICPPOA) – Negotiators - County Administrative Officer, Kevin Carunchio, Assistant County Administrator, Rick Benson, Deputy Personnel Director, Sue Dishion, and Information Services Director, Brandon Shults.**
6. **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.**
7. **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.**

#### **OPEN SESSION**

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

8. **REPORT ON CLOSED SESSION AS REQUIRED BY LAW.**
9. **PUBLIC COMMENT**

**COUNTY ADMINISTRATOR**

10. ***Recycling and Integrated Waste Management*** – Request Board A) excuse the bidding irregularities in the Quinn Company bid as minor: not identifying the model and the exception to meet specifications found in 5.0 due to not applying; and B) award the bid for and approve the purchase of a Caterpillar D6T Bulldozer from Quinn Company in the amount of \$431,528.99 and authorize the County Administrator or his designee to sign all documents relevant to the purchase.
11. ***Recycling and Integrated Waste Management*** – Request Board A) award and approve the Contract for the Bishop-Sunland Landfill Gas Extraction Well Project with Bob Sonn Excavating in the amount of \$127,143.09; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained; and B) 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.

**PUBLIC WORKS**

12. Request approval of Amendment No. 10 to the Contract between the County of Inyo and Nichols Consulting Engineers, Chtd., amending the scope of work for a specialized traffic study and increasing the amount of the Contract by \$14,980 to a total amount not to exceed \$380,285; and authorize the Chairperson to sign.

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

13. ***PUBLIC WORKS*** - Request Board A) award and approve the Contract for the Independence Airport-Runway 14-32 Pavement Crack Repair, Sealing and Marking Project to Pavement Coatings Company in the amount of \$243,605 and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained; B) 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; and C) amend the Independence Airport Improvements Budget Unit 15042 by decreasing appropriations in Professional Services (*Object Code #5265*) by \$243,605 and increasing appropriations in Construction in Progress (*Object Code 5700*) by \$243,605. (*4/5's vote required.*)
14. ***PLANNING*** – Request Board review and provide input on draft correspondence to Inyo National Forest Supervisor Ed Armenta regarding the Inyo National Forest Plan Update/Revision, Wilderness Evaluation Process; and authorize staff to send.
15. ***PLANNING – Yucca Mountain Repository*** - Request Board A) amend the Yucca Mountain Oversight Budget Unit 620605 by increasing Professional and Special Services (*Object Code #5265*) by \$20,000, (*4/5's vote required*); B) approve Amendment No. 1 to the Contract between the County of Inyo and Hydrodynamics Group amending the fee schedule to increase the Contract by \$5,000 to a total not to exceed \$25,000; and authorize the Chairperson to sign; and C) approve Amendment No. 1 to the Contract between the County of Inyo and Andy Zdon and Associates amending the fees schedule to increase the Contract by \$15,000 to a total amount not to exceed \$75,000, and authorize the Chairperson to sign.
16. ***COUNTY ADMINISTRATOR – Recycling and Integrated Waste Management*** – Request Board find that consistent with the Authorized Position Review Policy: A) the availability of funding for a Gate Attendant position exists in the Solid Waste Budget, as certified by the Assistant County Administrator and concurred with by the County Administrator and Auditor-Controller; B) where internal candidates meet the qualifications of the position, the vacancy could possibly be filled through an internal recruitment, however an open recruitment would be more appropriate to fill the position from an existing list that the County has recruited for and has an existing list that was approved and created for that position; and C) approve the hiring of one Gate Attendant at Range 48 (\$2,581 – \$3,128).
17. ***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.

18. **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.
19. **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.
20. **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.

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

- 10:15 a.m. 21. **COUNTY ADMINISTRATOR – Personnel** – Request Board waive the first reading of an ordinance entitled “An Ordinance of the County of Inyo, State of California, Amending Section 2.80.055 of the Inyo County Code to Exempt the Psychiatrist, Senior Assistant County Counsel, Assistant County Counsel, and Deputy County Counsel II-IV Classifications from Competitive Service” and set the enactment for October 27, 2015 at 11:45 a.m., in the Board of Supervisors Room, at the County Administrative Center, in Independence.
- 10:30 a.m. 22. **COUNTY ADMINISTRATOR-COUNTY COUNSEL-PLANNING DEPARTMENT** – Request Board conduct a workshop regarding the Draft Tribal Consultation Policy.

**CORRESPONDENCE – ACTION** (To be considered at the Board’s convenience)

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

23. **COUNTY DEPARTMENT REPORTS** (*Reports limited to two minutes*)
24. **PUBLIC COMMENT**

**BOARD MEMBERS AND STAFF REPORTS**

**CORRESPONDENCE - INFORMATIONAL**