

*"SMALL TOWN WITH A BIG BACKYARD"*



# **COUNCIL AGENDA PACKET**

## **MAY 28, 2013**



# CITY OF BISHOP

## CITY COUNCIL MEETING AGENDA

City Council Chambers - 301 West Line Street - Bishop, California

### NOTICES TO THE PUBLIC

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting please contact the City Clerk at 760-873-5863. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28CFR 13.102-35.104 ADA Title II)

Any writing that is a public record that relates to an agenda item for open session distributed less than 72 hours prior to the meeting will be available for public inspection at City Hall, 377 West Line Street, Bishop, California during normal business hours. Government Code § 54957.5(b)(1). Copies will also be provided at the appropriate meeting.

Members of the public desiring to speak on a matter appearing on the agenda should ask the Mayor for the opportunity to be heard when the item comes up for Council consideration. NOTE: Comments for all agenda items are limited to a speaking time of three minutes.

**TUESDAY, MAY 28, 2013**  
**7:00 P.M.**

### INVOCATION

### PLEDGE OF ALLEGIANCE

### ROLL CALL

**PUBLIC COMMENT – NOTICE TO THE PUBLIC:** This time is set aside to receive public comment on matters not calendared on the agenda. When recognized by the Mayor, please state your name and address for the record and please limit your comments to three minutes. Under California law the City Council is prohibited from generally discussing or taking action on items not included in the agenda; however, the City Council may briefly respond to comments or questions from members of the public. Therefore, the City Council will listen to all public comment but will not generally discuss the matter or take action on it.

### DEPARTMENT HEAD REPORTS

Updates on department activities will be given by the Department Heads

- A. Fire Chief Ray Seguire
- B. Police Chief Chris Carter
- C. Public Works Director/City Engineer Dave Grah
- D. City Administrator/Community Services Director Keith Caldwell

### CHAMBER OF COMMERCE UPDATE – Executive Director Tawni Thomson

**CONSENT CALENDAR – NOTICE TO THE PUBLIC:** All matters under the Consent Calendar are considered routine by the City and will be acted on by one motion.

(1)

#### FOR APPROVAL/FILING

Minutes

- (a) Study Session – May 13, 2013
- (b) Council Meeting – May 13, 2013
- (c) Personnel Status Change Report

Reports

FOR INFORMATION/FILING

Agendas  
Minutes  
Reports

(d) Planning Commission Agenda – May 29, 2013  
(e) Water and Sewer Commission Minutes – March 12, 2013  
(f) Fire Department Activity Log – April 2013

**PUBLIC HEARINGS / ACTION**

- (2) SALVATION ARMY CHURCH AND STORE ENVIRONMENTAL REVIEW – A public hearing will be held to hear and consider public input on the Initial Study and draft Negative Declaration prepared for a conditional use permit for the Salvation Army Church and Store.
- (3) SALVATION ARMY CHURCH AND STORE INITIAL STUDY AND NEGATIVE DECLARATION - Consideration to adopt the Initial Study and Negative Declaration prepared for a conditional use permit for the Salvation Army Church and Store – Planning Department.
- (4) POSITIVE PRESSURE WATER SYSTEM IMPROVEMENT PROJECT ENVIRONMENTAL REVIEW – A public hearing will be held to hear and consider public input on the Initial Study and draft Negative Declaration prepared for a Positive Pressure Water System Improvement Project
- (5) POSITIVE PRESSURE WATER SYSTEM IMPROVEMENT PROJECT INITIAL STUDY AND NEGATIVE DECLARATION – Consideration to adopt the Initial Study and Negative Declaration prepared for a Positive Pressure Water System Improvement Project – Public Works Department.

**NEW BUSINESS**

- (6) PLANNING COMMISSION – Consideration to make an appointment to the Planning Commission to fill the scheduled vacancy expiring June 22, 2013 – Administration.
- (7) REQUEST TO WAIVE HIRING FREEZE – Consideration to approve waiving the hiring freeze to fill the vacant position of Part-Time Office Assistant in the Finance Department – Finance Department.
- (8) REQUEST TO ADVERTISE FOR BIDS FOR THE POSITIVE PRESSURE WATER SYSTEM IMPROVEMENT PROJECT – Consideration to approve the advertisement for bids for the Positive Pressure Water System Improvement Project – Public Works Department.
- (9) REQUEST TO TERMINATE WILLDAN CONTRACT FOR 2013 WATER AND SEWER RATE STUDY – Consideration to approve the termination of the consultant contract with Willdan for the 2013 Water and Sewer Rate Study – Public Works Department.
- (10) REQUEST TO APPROVE CONTRACT WITH SUSTAINABLE RESOURCE ENGINEERING FOR THE 2013 WATER AND SEWER RATE STUDY – Consideration to approve the consultant contract with Sustainable Resource Engineering for the 2013 Water and Sewer Rate Study – Public Works Department.
- (11) REQUEST TO AMEND THE CONTRACT WITH NOLTE FOR THE SNEDEN STREET IMPROVEMENTS PROJECT – Consideration to approve contract Change Order 4 to street delivery services contract with Nolte authorizing a \$100,195 total expenditure for design – Public Works Department.
- (12) REQUEST TO ADVERTISE FOR BIDS FOR THE EMERGENCY WATER MAIN REPAIR PARTS – Consideration to approve the advertisement for bids to purchase emergency water main repair parts – Public Works Department.

- (13) REQUEST TO ENTER INTO A MUTUAL AID AGREEMENT WITH INYO COUNTY SHERIFF'S DEPARTMENT – Consideration to approve the Interagency Assistance Mutual Aid Agreement between the Inyo County Sheriff's Department/County of Inyo and City of Bishop Police Department/City of Bishop – Police Department.
- (14) AUDITOR AGREEMENT - Council consideration to approve the Technical Support and Labor Report Agreements for Fiscal Year 2012/2013 with Larry Bain, CPA – Finance Department
- (15) REVIEW OF BUDGETS FOR FISCAL YEARS 2012/2013 AND 2013/2014 – Consideration to approve the budget review for fiscal years 2012/2013 and 2013/2014 – Finance Department.

**COUNCIL AND COMMITTEE REPORTS**

**ADJOURNMENT**

Monday, June 10, 2013 – 4:00 p.m. Study Session / 7:00 p.m. Regular Meeting – Council Chambers

Friday, June 14, 2013 – 9:00 a.m. Council Retreat – Executive Conference Room

Monday, June 24, 2013 – 4:00 p.m. Study Session / 7:00 p.m. Regular Meeting – Council Chambers

Monday, July 8, 2013 – 4:00 p.m. Study Session / 7:00 p.m. Regular Meeting – Council Chambers

Monday, July 22, 2013 – 4:00 p.m. Study Session / 7:00 p.m. Regular Meeting – Council Chambers



# CITY OF BISHOP

## STUDY SESSION AGENDA

Council Chambers - 301 West Line Street - Bishop, California

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**TUESDAY, MAY 28, 2013**

**4:00 p.m.**

### CALL TO ORDER

### ROLL CALL

PUBLIC COMMENT - NOTICE TO THE PUBLIC: This time is set aside to receive public comment on matters not calendared on the agenda. When recognized by the Mayor, please state your name and address for the record and please limit your comments to three minutes. Under California law the City Council is prohibited from generally discussing or taking action on items not included in the agenda; however, the City Council may briefly respond to comments or questions from members of the public. Therefore, the City Council will listen to all public comment but will not generally discuss the matter or take action on it.

### SCHEDULED DISCUSSION

1. Current 7:00 p.m. agenda items
2. Future agenda items
3. Department Head Reports

### DISCUSSION

1. Councilmember David Stottlemire
2. Councilmember Pat Gardner
3. Councilmember Keith Glidewell
4. Mayor Pro Tem Jim Ellis
5. Mayor Laura Smith

ADJOURNMENT – To City Council meeting scheduled at 7:00 p.m. in the City Council Chambers.

# AGENDA PLANNING FOR UPCOMING MEETINGS

## MON – JUNE 10, 2013 MEETINGS

### 4:00 PM

- CLOSED SESSION - PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Government Code § 54957 – City Attorney
- CLOSED SESSION

### 7:00 PM

- Presentation – Recognize Howard Holland for designing the Bishop Seal artwork that was adopted as the City of Bishop Seal on April 10, 1972 – original artwork framed and to be displayed in a prominent place in City Hall
- Presentation of Quarterly Citizen Award
- Miss City of Bishop and Miss Teen City of Bishop Quarterly Reports
- Update by Supervisor Jeff Griffiths
- Public Hearing and First Reading/Introduction of proposed zoning amendment ordinance relating to cottage food operations – Planning (G.Schley)
- Public Hearing and First Reading/Introduction OR Second Reading/Adoption – Ordinance to modify language to Municipal Code 2.36.030 and 2.36.050 – Appointing City Administrator as Director of Emergency Services – Administration (K.Caldwell)
- Proposed ordinance/resolution – council salaries and benefits – Administration/City Attorney (K.Caldwell/P.Tracy)
- Consideration to approve contract with Bristlecone Media to create a City of Bishop promotional video – Community Services (K.Caldwell)
- Approval to release a man hole survey RFP – Public Works (D. Grah)
- Approve payment for ESCSD for monitoring well #8 – Public Works (D.Grah)
- Award Fowler Street Water Line Construction Contract – Public Works (D.Grah)
- Approval to hire Public Works Intern – Public Works (D.Grah)
- Approval of Sludge Transfer Work Order – Public Works (D.Grah)
- Approval of Positive Pressure Improvement Project Work Order – Public Works (D.Grah)
- CLOSED SESSION

## FRI - JUNE 14, 2013 - RETREAT

### 9:00 AM

- Strategic Planning

## MON, JUNE 24, 2013 MEETINGS

### 4:00 PM

- CLOSED SESSION

### 7:00 PM

- CANCELLED - Chamber of Commerce Update (T.Thomson not available)
- Update by Supervisor Jeff Griffiths
- Inyo County Lease Agreement for office space in City Hall (consent)
- Public Hearing – Mammoth Lakes Housing (MLH) to report on the progress of the activities of the 2009 General Allocation of the State CDBG program and to provide an opportunity for interested parties to comment on the performance to date – MLH (Jennifer Halferty)

5/23/2013 9:00 AM

- Second Reading/Adoption of proposed zoning amendment ordinance relating to cottage food operations
- CLOSED SESSION

### **MON – JULY 8, 2013 MEETINGS**

**4:00 PM**

- 

**7:00 PM**

- 

### **MON, JULY 22, 2013 MEETINGS**

**4:00 PM**

- 

**7:00 PM**

- Chamber of Commerce Update
- Update by Supervisor Jeff Griffiths

### **MON, AUGUST 12, 2013 MEETINGS**

**4:00 PM**

- Selection of Quarterly Citizen Award to be presented September 9th

**7:00 PM**

- Northern Inyo Hospital Quarterly Update – (Angie Aukee and/or Cheryl Underhill)
- Approval Man Hole Survey Contract
- Approval of a Digester Cleaning Contact

### **MON – AUGUST 26, 2013 MEETINGS**

**4:00 PM**

- 

**7:00 PM**

- Chamber of Commerce Update
- Update by Supervisor Jeff Griffiths

### **MON, SEPTEMBER 9, 2013 MEETINGS**

**4:00 PM**

- 

**7:00 PM**

- Presentation of Quarterly Citizen Award
- Miss City of Bishop and Miss Teen City of Bishop Quarterly Reports
- Water and Sewer Commission rate recommendations
- Chamber of Commerce Update
- Grant SCE easements – Wye Road

**5/23/2013 9:00 AM**

## **MON – SEPTEMBER 23, 2013 MEETINGS**

**4:00 PM**

- 

**7:00 PM**

- Chamber of Commerce Update
- Update by Supervisor Jeff Griffiths

## **TUES, OCTOBER 15, 2013 MEETINGS**

**4:00 PM**

- 

**7:00 PM**

- Approve Water and Sewer Rate hearing notices

## **MON – OCTOBER 28, 2013 MEETINGS**

**4:00 PM**

- 

**7:00 PM**

- Chamber of Commerce Update
- Update by Supervisor Jeff Griffiths

## **TUES, NOVEMBER 12, 2013 MEETINGS**

**4:00 PM**

- Selection of Quarterly Citizen Award to be presented December 9

**7:00 PM**

- Chamber of Commerce Update
- Northern Inyo Hospital Quarterly Update – (Angie Aukee and/or Cheryl Underhill)

## **MON, NOVEMBER 25, 2013 MEETINGS**

**4:00 PM**

- 

**7:00 PM**

- Update by Supervisor Jeff Griffiths

## **MON, DECEMBER 9, 2013 MEETINGS**

**4:00 PM**

- 

**7:00 PM**

- Presentation of Quarterly Citizen Award
- Miss City of Bishop and Miss Teen City of Bishop Quarterly Reports
- Chamber of Commerce Update
- Public Hearing - water and sewer rates
- Reorganization – Selection of Mayor and Mayor Pro Tem
- Review of Mayoral Appointments

**5/23/2013 9:00 AM**

1a

CITY OF BISHOP  
CITY COUNCIL STUDY SESSION MINUTES  
MAY 13, 2013

- CALL TO ORDER** Mayor Smith called the meeting to order at 4:01 p.m. in the City Council Chambers at 301 West Line Street, Bishop, California.
- COUNCIL PRESENT** Council Members David Stottlemire, Pat Gardner, Keith Glidewell  
Mayor Pro Tem Jim Ellis  
Mayor Laura Smith
- COUNCIL ABSENT** None
- OTHERS PRESENT** Keith Caldwell, City Administrator/Community Services Director  
Robin Picken, Assistant City Clerk  
Peter Tracy, City Attorney  
Cheryl Solesbee, Assistant Finance Director  
Ray Seguire, Fire Chief  
Chris Carter, Police Chief  
David Grah, Public Works Director/City Engineer
- PUBLIC COMMENT** The Mayor announced the public comment period. No public comments were provided.
- SCHEDULED DISCUSSION** Discussion was held on the following Study Session agenda items:
1. Quarterly Citizen Award The selection of the next Quarterly Citizen Award was made for presentation at the June 10<sup>th</sup> Council meeting.
  2. Set Date for Department Head Evaluations The date of June 10, 2013 was set for Department Head evaluations.
  3. Council Retreat – Strategic Planning The Council Retreat is scheduled for Friday, June 14 at 9:00 AM in the Executive Conference Room.
  4. Rural Fire Board/City Council Rules and Procedures Fire Chief Seguire reviewed the history between the Rural Fire Board and the City of Bishop. He also reported that he is currently working on a policy manual for the City of Bishop Fire Department/Bishop Rural Fire District employees and their volunteers.
  5. Current 7:00 p.m. agenda items Discussion was held on the upcoming agenda items for the evening meeting. Questions were answered by staff as needed.

6. Future agenda items                    The list of future agenda items was reviewed. Councilmember Stottlemire requested that the same labor report and charts be prepared by auditor Larry Bain for an upcoming meeting for discussion. Mayor Smith requested that a local citizen be recognized sometime in the future for unsolicited community service. Councilmember Glidewell requested that continued discussion on the City's finances be discussed at a future retreat or meeting.
7. Department Head Reports                Reports were given as appropriate.
- COUNCIL DISCUSSION                    Council Members had no committee reports, community announcements and/or comments or inquiries for staff.
- CLOSED SESSION                            At 5:13 p.m. the Council recessed to closed session as agendized:
- PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Government Code § 54957 – City Attorney
- RECONVENED TO OPEN SESSION            At 5:30 p.m. the meeting was convened to open session. The City Administrator reported that no action was taken in closed session and no announcement was made.
- ADJOURNMENT                                The meeting was adjourned at 5:31 p.m. to the regular meeting scheduled at 7:00 p.m.

\_\_\_\_\_  
 LAURA SMITH, MAYOR

ATTEST: Keith Caldwell, City Clerk

By: \_\_\_\_\_  
 Robin Picken, Assistant City Clerk

CITY OF BISHOP  
CITY COUNCIL MINUTES  
MAY 13, 2013

- CALL TO ORDER                      Mayor Smith called the meeting of the Bishop City Council to order at 7:00 p.m. in the City Council Chambers, 301 West Line Street, Bishop, California.
  
- INVOCATION                         The invocation was given by Pastor Kelly Larson of the Bishop Creek Community Church followed by the Pledge of Allegiance led by Councilmember Glidewell.
  
- COUNCIL PRESENT                 Councilmembers David Stottlemire, Pat Gardner, Keith Glidewell  
Mayor Pro Tem Jim Ellis  
Mayor Laura Smith
  
- COUNCIL ABSENT                 None
  
- OTHERS PRESENT                 Keith Caldwell, City Administrator/Community Services Director  
Robin Picken, Assistant City Clerk  
Cheryl Solesbee, Assistant Finance Director  
Peter Tracy, City Attorney  
Ray Seguine, Fire Chief  
Chris Carter, Police Chief  
David Grah, Public Works Director  
Gary Schley, Public Services Officer
  
- PUBLIC COMMENT                 The Mayor announced the public comment period.  
  
On behalf of the Rodeo Association Chuck Kilpatrick thanked Bishop Mule Days Executive Board President Dana Crom and all of their volunteers for helping to make the California High School State Rodeo Finals a success.  
  
High Sierra Energy Foundation Chair Rick Phelps presented Council with a flyer announcing their recycling program on old refrigerators and freezers scheduled on May 18<sup>th</sup> for all Eastern Sierra Customers.  
  
Florine Trainer of Caltrans, along with April Eagan and Karen Kong of the County of Inyo presented Council with a flyer announcing their "Bike to Work Week Challenge" scheduled for the week of May 13-17, 2013 and asked that other organizations participate and join the challenge. They reviewed the many benefits of biking to and from work and asked that others get involved. Awards are scheduled for Friday, May 17 at 12 noon at the Bishop City Park.

California Highway Patrol (CHP) Captain Andrea Witmer announced that May 15<sup>th</sup> is National Peace Officers Memorial Day and May 12-18, 2013 is National Police Week. National Police Week pays special recognition to those law enforcement officers who have lost their lives in the line of duty for the safety and protection of others. She also handed out a copy of ZENITH 1200 (a CHP publication) to Council for their information.

No further public comments were provided.

RECOGNITION  
(1)

Council recognized 9 year-old Zonata “Zoey” Brown for her outstanding accomplishments.

PROCLAMATION  
(2)

Bishop Mule Days Executive Board President Dana Crom announced that the Bishop Mule Days Celebration is honoring our Country’s Military Families as this year’s Grand Marshall and therefore is requesting that Council join in this year’s tribute by adopting a proclamation honoring these Military Families.

The Council read proclamations honoring Military Families and offered its sincere appreciation and gratitude to our Military Families for their strength, unwavering commitment, selfless sacrifices, and unconditional support of our Nation’s service men and women.

NORTHERN INYO HOSPITAL  
(NIH) QUARTERLY UPDATE

Northern Inyo Hospital Community Development, Marketing & Grant Writing Director Angie Aukee gave an update on several programs going on at the hospital: 1) Construction Project-Phase III; 2) Closure of the Family Health Center; 3) Chief Executive Officer Recruitment; 4) Daisy Award Program.

DEPARTMENT HEAD  
REPORTS

Reports from Administration, Community Services, Fire, Police, and Public Works were given on the departments’ activities including upcoming and ongoing projects.

CONSENT CALENDAR  
(3)

A motion was made by Councilmember Stottlemyre and passed 5-0 to approve the Consent Calendar as presented:

Motion/Stottlemyre

FOR APPROVAL AND FILING

- (a) Study Session – April 22, 2013
- (b) Council Meeting – April 22, 2013
- (c) Personnel Status Change Report
- (d) Request to surplus found property – Log # BPD-142-13
- (e) Standard Agreement with the 18<sup>th</sup> District Agricultural Association/Eastern Sierra Tri-County Fairgrounds for the Fire Department Destruction Derby on September 1, 2013
- (f) Investment Portfolio – March 2013
- (g) Warrant Register April 2013

**PUBLIC HEARING**

**PROPOSED ORDINANCE  
RELATING TO THE  
DIRECTOR OF EMERGENCY  
SERVICES**

(4)

Motion/Stottlemyre

The Mayor opened a public hearing to hear and consider public comment on the proposed ordinance relating to the Director of Emergency Services. No public comment was received during the public hearing.

Councilmember Stottlemyre made a motion to close the public hearing. Motion passed 5-0.

**NEW BUSINESS**

**PROPOSED ORDINANCE  
RELATING TO THE  
DIRECTOR OF EMERGENCY  
SERVICES**

(5)

Council asked that staff review Chapter 2.36 Emergency Organizations and Services of the Municipal Code in its entirety for any other changes needed to be in compliance with the National Incident Management System (NIMS). If there are other proposed changes, this proposed ordinance is to be revised to include those changes. If there are no new changes, Council will consider approving the second reading/adoption of the proposed ordinance as presented, by title only. No action taken.

**RESOLUTION NO. 13-07**

(6)

Motion/Gardner

On a motion by Councilmember Gardner, the Council voted 5-0 to adopt Resolution No. 13-07 by title only, "RESOLUTION NO. 13-07 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BISHOP, STATE OF CALIFORNIA, AUTHORIZING THE COUNTY OF INYO TO SUBMIT ON THE CITY'S BEHALF AN APPLICATION FOR THE 2013/2014 USED OIL PAYMENT PROGRAM 4" and to submit the letter of authorization in order to allow Inyo County to continue with the City and County portions of the used oil recycling program.

**CITY COUNCIL SALARIES  
AND BENEFITS**

(7)

A lengthy discussion ensued regarding City Council salaries and benefits. With the understanding that all changes in City Council salaries and benefits will not take effect until after the November 2014 election, Council agreed to change the City Council's future salary from \$300/month to \$550/month. Council also agreed to discontinue future retirement medical benefits and to pay their portion of the City's medical costs as do the City employees. Council asked staff to bring this item back with a report on its impact on the City's future budget. No action taken.

**BID AWARD**

Purchase of Carpet for the Clarke  
Wing Hallway of City Hall

(8)

City Administrator Caldwell reported that one bid was received for the purchase of carpet for the Clarke Wing Hallway of City Hall. The only bid submitted and received on time was from Carpet For Your Home: \$11,503.07 to remove and replace carpet in hallway with carpet tiles. If determined that a sub-floor is needed: \$1,500.00 to take up the existing sub-floor and disposal, and \$4,000.00 for new sub-floor and installation.

<p>Motion/Ellis</p>	<p>Mayor Pro Tem Ellis made a motion to award the bid to Carpet For Your Home to remove the current carpet and the purchase and installation of the upgraded carpet squares and authorize the expenditure of up to \$11,503.07; and authorizing up to an additional \$5,500.00 if determined that a sub-floor is needed. Motion passed 5-0.</p>
<p>AUDIT SERVICES (9) Motion/Stottlemyre</p>	<p>Councilmember Stottlemyre made a motion to approve the professional services contract and to authorize the firm of Larry Bain, CPA to conduct the attached list of audits for fiscal year 2012-2013 pursuant to the costs presented. Motion passed 5-0.</p>
<p>BUDGET ADJUSTMENTS/TRANSFERS (10) Motion/Gardner</p>	<p>Councilmember Gardner made a motion to approve the budget adjustments and transfers for Fiscal Year 2012-2013 through April 30, 2013 as presented. Motion passed 5-0.</p>
<p>SET INTERVIEW COMMITTEE Planning Commission (11)</p>	<p>The upcoming term expiration on the Planning Commission has been advertised according to City procedures. The incumbent, Frank Crom, gave notification that he will not be seeking reappointment. It was determined that Mayor Pro Tem Ellis and Councilmember Glidewell will serve on the interview committee.</p>
<p>STREET CLOSURES – MULE DAYS PARADE (12) Motion/Glidewell</p>	<p>Councilmember Glidewell made a motion to approve the street closures related to the Mule Days Parade. Motion passed 5-0.</p>
<p>STREET CLOSURES – 2013 BISHOP UNION HIGH SCHOOL GRADUATION (13) Motion/Glidewell</p>	<p>Councilmember Glidewell made a motion to approve the closure of North Fowler Street between Church Street and West Pine Street and Academy Avenue between North Fowler and Hammond Street for the 2013 Bishop Union High School Graduation. Motion passed 5-0.</p>
<p>AMEND MAD DOGS STREET VENDOR PERMIT (14) Motion/Stottlemyre</p>	<p>Councilmember Stottlemyre made a motion to approve amending item 6a of the Mad Dogs of Bishop Street Vendor Permit for Calendar Year 2013. Motion passed 5-0.</p>
<p>DECLARE CITY STREET SWEEPER AS SURPLUS (15) Motion/Stottlemyre</p>	<p>Councilmember Stottlemyre made a motion to declare the older street sweeper (1993 Johnston V3SPP) as surplus and approve the disposal in a manner that is determined to be in the best interest of the city. Motion passed 5-0.</p>
<p>2014 HOUSING ELEMENT UPDATE AND GENERAL PLAN UPDATE COORDINATION (16) Motion/Gardner</p>	<p>Councilmember Gardner made a motion to continue the current agreement with Bauer Environmental Services to reflect the new scope and fees associated with the 2014-2019 General Plan Update; Funds are not to exceed \$29,400. Motion passed 5-0.</p>

**COUNCIL REPORTS**

Council Members reported on committee meetings and announced upcoming community events.

**ADJOURNMENT**

Mayor Smith adjourned the meeting at 9:05 p.m. to the Study Session scheduled for Tuesday, May 28, 2013 at 4:00 p.m. in the City Council Chambers.

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LAURA SMITH, MAYOR

Attest: Keith Caldwell, City Clerk

By: \_\_\_\_\_  
Robin Picken, Assistant City Clerk

TO: CITY COUNCIL

FROM: KEITH CALDWELL, CITY ADMINISTRATOR *Krc*

SUBJECT: CONSENT CALENDAR – PERSONNEL STATUS CHANGE REPORT

DATE: MAY 28, 2013

The following personnel item has been submitted for action at this meeting:

<u>COMMUNITY SERVICES</u>	<u>EFFECTIVE DATE</u>
(A) Life Guard I Part-Time - \$9.00/per hour Seasonal HIRE: Brett Goson	4/9/2013
(B) Life Guard I Part-Time - \$9.00/per hour Seasonal HIRE: George Evan Meneses	4/9/2013
(C) Life Guard I Part-Time - \$9.00/per hour Seasonal HIRE: Jonathan Turner	4/9/2013
(D) Life Guard I Part-Time - \$9.00/per hour Seasonal HIRE: Quinn Quesenberry	4/9/2013
(E) Life Guard I / WSI I Part-Time - \$9.00 per hour / \$11.00 per hour Seasonal HIRE: Kevin Sprague	4/9/2013
(F) Life Guard I Part-Time - \$9.00/per hour Seasonal REHIRE: Ginger Perez	4/9/2013

- (G) Life Guard II 4/9/2013  
Part-Time - \$10/per hour  
Seasonal  
REHIRE: Andres Sanchez
- (H) Life Guard II 4/9/2013  
Part-Time - \$10/per hour  
Seasonal  
REHIRE: Casey Kolthoff
- (I) Life Guard II 4/9/2013  
Part-Time - \$10/per hour  
Seasonal  
REHIRE: Russell Scott Maddock
- (J) Life Guard I, II, III 4/9/2013  
Part-Time - \$9.00, \$10.00, \$11.00/per hour  
Seasonal  
REHIRE: Josh Cash
- (K) Life Guard II / WSI I 4/9/2013  
Part-Time - \$10 per hour / \$11 per hour  
Seasonal  
REHIRE: Dana Wilcher
- (L) Life Guard II / WSI II 4/9/2013  
Part-Time - \$10 per hour / \$12 per hour  
Seasonal  
REHIRE: Taylor Stoll
- (M) Manager II 4/9/2013  
Part-Time - \$13.00/per hour  
Seasonal  
REHIRE: Ashley Carole Lee
- (N) Life Guard I, II, III 4/15/2013  
Part-Time - \$9.00, \$10.00, \$11.00/per hour  
Seasonal  
HIRE: Katrina Biehl
- (O) Life Guard I, II, III 4/15/2013  
Part-Time - \$9.00, \$10.00, \$11.00/per hour  
Seasonal  
HIRE: Laura M. Rossy

- (P) Softball Official 4/24/2013  
Part-Time - \$30/per game  
Seasonal  
REHIRE: William Morris
- (Q) Softball Official 4/29/2013  
Part-Time - \$30.00/per game  
Seasonal  
HIRE: Brad Balint
- (R) Life Guard I, II, III 5/1/2013  
Part-Time - \$9.00, \$10.00, \$11.00/per hour  
Seasonal  
HIRE: Elizabeth Betty-Jo Whitman
- (S) Park Helper I, II, III 5/3/2013  
Part-Time - \$11.00, \$12.00, \$13.00  
Seasonal  
REHIRE: Chuck Karnatz
- (T) WSI II to WS III 5/13/2013  
Part-Time - \$12/per hour to \$13/per hour  
Seasonal  
REHIRE: Aaron Puls
- (U) WSI II to WSI III/Manager I 5/13/2013  
Part-Time - \$12/per hour to \$13/per hour  
Seasonal  
REHIRE: Trevor Hein
- (V) Park Helper I, II, III 5/23/2013  
Part-Time - \$11, \$12, \$13/per hour  
Seasonal  
REHIRE: Arden Wagoner

1d

City of Bishop  
**PLANNING COMMISSION MEETING AGENDA**  
City Council Chambers – 301 West Line Street  
Bishop, California 93514

DATE:  
May 29, 2013  
7:00 P.M.

**NOTICE TO THE PUBLIC**

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk (760) 873-5863. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35. 102-35.104 ADA Title II).

Any writing that is a public record that relates to an agenda item for open session distributed less than 72 hours prior to the meeting will be available for public inspection at City Hall, 377 West Line Street, Bishop, California.

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**PUBLIC COMMENT: NOTICE TO THE PUBLIC:** This time is set aside to receive public comment on matters not calendared on the agenda.

**CORRESPONDENCE:**

**APPROVAL OF MINUTES**

- (1) Minutes of the Planning Commission meeting held on April 30, 2013 subject for approval.

**PUBLIC HEARING**

- (2) Request for a Conditional Use Permit to set aside the minimum parking requirements at 106 MacIver Street which is located in a C-1 (General Commercial zone).
- (3) Proposed amendment of Zoning Ordinance – Cottage Food Operation

**NEW BUSINESS**

- (4) Request for a Conditional Use Permit to set aside the minimum parking requirements at 106 MacIver Street which is located in a C-1 (General Commercial zone).
- (5) Proposed amendment of Zoning Ordinance – Cottage Food Operation

**STAFF AND COMMISSION REPORTS**

**ADJOURNMENT:** The next regularly scheduled meeting of the Planning Commission will be June 25, 2013 at 7:00 P.M. in the Bishop City Council Chambers, 301 West Line Street, Bishop.



# CITY OF BISHOP

377 West Line Street - Bishop, California 93514  
Post Office Box 1236 - Bishop, California 93515  
760-873-8458 publicworks@ca-bishop.us  
www.ca-bishop.us

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## Minutes

### Water and Sewer Commission

12 March 2013

**(1) Call to Order**

Chairman Pecsí called the meeting to order at 7:00 P.M.

**(2) Pledge of Allegiance**

The Pledge of Allegiance was led by Chairman Pecsí.

**(3) Roll Call**

Commissioners Present:

Mathieu, Pecsí, Cross, Martin and Bhakta

Commissioners Absent:

None

Others Present:

David Grah, Public Works Director

Michele Thomas, Public Works Secretary

**(4) Public Comment**

Ken Sample, owner of Inyo Shell located at 1290 North Main Street, commented on the rate increase to service stations that took place during the last rate study. It seems to him that the sewer rates for service stations increased by 555%. Sample also stated that he owns gas stations in other cities in California and the City of Bishop's fees are the highest. Sample is interested in getting involved with the upcoming rate study. Cross explained that the rates are based on the overall usage for the City of Bishop. The industry standard is to then divvy things up into a percentage bases. The percentage bases and the overall cost the city occurs is how we come up with the actual dollar amount to charge each category. The dollar amount won't be the same in every city, but the fraction of the overall amount that each category pays will reflect throughout the different cities. Sample feels there are more variables to charging service stations than by island count alone. Sample also feels that the study should have looked at fast food establishments to charge for usage in the same way they are charging service stations if excessive restroom usage is the main factor. Grah recommended that Mr. Sample and he along with Willdan, the consultant for the current rate study, conduct a teleconference to discuss the concerns brought up this evening. Thomas will also notify Mr. Sample when each Water Sewer Commission meeting takes place so he may attend.

**(5) Correspondence**

Letter from Dave Grah to Jan Clover dated 15 January 2013.

**(6) Approval of the Minutes**

Vice Chairman Cross moved to approve the minutes of the 08 January 2013 meeting as written and motion carried.

**(7) Reorganization – Election of Officers**

Chairman Pecsí turned the nominations over to the Dave Grah, Public Works Director. A call for nominations for the position of chairman was made. Commissioner Bhakta nominated Joe Pecsí for a second year term. No further nominations were received. Roll call was taken to close the nominations for chairman and passed unanimously.

A roll call vote was taken for the re-election of Pecsí for Chairman. Ayes: Bhakta, Martin, Mathieu, Cross, and Pecsí. Joe Pecsí will serve a second one-year term as Chairman.

Re-elected Chairman Pecsí opened nominations for the position of Vice-Chairman and Commissioner Pecsí nominated Forrest Cross for a second year term. No further nominations were received. Roll call was taken to close the nominations for vice chairman and passed unanimously.

A roll call vote was taken for the re-election of Cross for Vice-Chairman. Ayes: Bhakta, Martin, Mathieu, Cross, and Pecsí. Forrest Cross will serve a second one-year term as Vice-Chairman.

**(8) Rate Study**

Grah stated that the rate study is starting to move along. Grah had a teleconference on Friday, 8 March with Willdan. Willdan is slightly behind according to the planned schedule. Grah doesn't feel there will be any issues with them catching up. The commission should be expecting a draft recommendation from the consultant at their May meeting. Grah will share with the commission information as it comes in from now until the May meeting. The idea is for the commission to review the draft report recommendations and ask for any revisions. The revisions will be presented at the July commission meeting and the commission will review and make any final changes at that time. The commission will then make their recommendations to the City Council in September. The council will then consider the recommendations and approve notices for public hearings set for October. The rate hearing will take place in December for any rate adjustments going into place in July 2014.

Pecsí asked if there will be an opportunity for the general public to meet with the consultants. Grah stated that there is nothing proposed in the schedule for an additional public meeting besides the regular Water Sewer Commission meetings and City Council meetings. Pecsí feels it would be beneficial to plan a meeting, like the meetings that take place when a new street project is proposed, where the public can make comments and voice their opinion to the consultant without having to address the commission. Pecsí added that this gives the public an opportunity to discuss their concerns at the beginning of the rate study process when it is easier to make changes rather than wait until the public hearings at the end of the year after the study has been completed. Cross reminded the commission about the last rate study and the lack of public involvement. Cross doesn't think a separate meeting is necessary. Grah said that staff will do their best in advertising the upcoming commission meetings in hopes for more public

involvement. Peci asked if it would be more feasible to have an open public meeting in the evening prior to the start of the 14 May Water Sewer Commission meeting. Cross agreed that it would be better than scheduling a separate meeting date. Martin asked at what point are users notified of the proposed new rates. Grah explained that at the end of the process Proposition 218 takes place and notices are sent out. Grah added that staff does its part to notify the public of upcoming commission and council meetings when the rate study will be discussed.

The commission agreed to hold a meet-and-greet with the consultant in the evening of 14 May prior to the regularly scheduled commission meeting. Staff will send out letters to all users and property owners inviting them to the meeting with the consultant along with news releases for the local media.

**(9) Meter Readings**

With warmer weather coming to Bishop, water use will rise. Mr. Sample commented on the comparison between Giggle Springs Gas Station and Our Water Works Car Wash and why the gas station uses as much water as the car wash. Grah stated that when the car wash was originally developed, they were to recycle their water although there is no indication this is being done. Mr. Sample commented that Giggle Springs has an ice machine that uses a lot of water. Bhakta added that Giggle Springs washes down their parking area every night. It was noted that Mr. Sample's gas station is not one of the businesses with a meter. Meters are for informational purposes only.

**(10) Cash balances and revenue and expenditures update**

The final payment for the screen will have an impact on the sewer balance. The Grit agreement was also approved for \$120,000. The water balance is up and there are couple projects to be completed soon. One of the projects is the Clarke Street Water Line project and the other is the Storage Tank project.

**(11) Public Works reports January and February**

Bhakta asked which business on the 600 block of North Main Street had a plugged sewer with large volumes of grease. Grah believes it was caused by Schat's Bakkery or possibly Jack's Restaurant. Staff will find out which business caused this and get back to the commission. Peci asked if a letter was sent to the business and Grah stated he is currently in the process of drafting letters to restaurants with grease issues.

**(12) Staff and Commission reports**

Thomas brought up ideas for the rate study concerning rates billed to single family and other facilities. It would be useful for these category's amounts to end in whole dollars if possible. Grah also added that this could be beneficial with avoiding error and limiting staff time tracking down errors.

Grah updated the commission on projects. The Headworks concrete work is complete and the screen is installed and in operation. The screen is causing more back up than anticipated which will impact the trunk project. The manufacture specifications stated to expect about a 3/10th foot elevation drop from above the screen to below the screen. We are experiencing close to a foot which has an impact of the flow coming into the plant. The Trunk Line project will raise the trunk and make it steeper than originally anticipated. The Headworks project total cost is \$380,000.

At last night's City Council meeting, the council approved the purchase of the Grit Equipment. This is the final work on the Headworks project which should be done in three months.

The preliminary design for the Trunk Line project is underway. With the screen impacting the design of the trunk and now with the trunk needing to be higher, it may conflict with Eastern Sierra Community Services District (ESCSD) line where we cross. We won't be able to get under the line anymore and going over the top puts us up into the bottom of the canal. This project will take some thought to get by ESCSD's line. The environmental and final design for the project still needs to be completed and hopefully by this summer will be ready for construction. Although it could be delayed until funding is available, which could be fall or later.

The next big sewer project will be project to automate the sludge transfer process. Automation will allow us to do the transfer more continuously which will improve the treatment and ensure the city will stay within the limits of our permit with Lahontan. There may be significant cost savings for the project over what had been estimated previously.

The Tank project is in design with the plans and specifications coming together. Hope to construct this fall when water usage is down.

There has been no recent news on the proposed breweries coming to the city.

ESCSD is an important partner of the City of Bishop. The district handles sewerage collection and treatment for the Bishop area outside of the city. Unfortunately, the relationship has been rough at times over the years. Recently, staff has been working very well with the district on installation of an additional monitoring well at the plants. We are also working on updating the agreement we have between them to better reflect actual practices and to allow for more in the future.

Cross asked if the proposed monitoring is related to groundwater nitrate issues. Grah says he doesn't see a nitrate issue but the district has identified one. We are anxious to work with the district on the issue. We have been improving our treatment process with the installation of baffles. The district is trying to understand ground water patterns in the area. We are working with the district to add the monitoring wells to aid in this understanding.

Cross asked about previous discussion regarding solar installation at the sewer plant. Grah said that he would like to meet with Mammoth Community Water District (MCWD), including Cross, to get a clear idea of the analysis MCWD did on their project. Cross stated that MCWD is generating 100% of their power consumed over the year.

Bhakta asked staff to send out letters to all hotel owners with a swimming asking them to dispose of pool water into the sewer system and not out into the street.

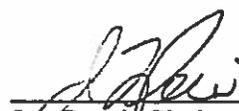
Mathieu addressed Mr. Sample explaining that rates have increased dramatically in the past years because the city had never raised rates in prior years. Because of the lack of rate increases, the systems have begun to deteriorate. Grah added that from the last rate study, the need for future capital replacement is down because of all the work that has been done in recent years.

**Items to be Discussed at the Meeting of 14 May 2013:**

- Rate Study
- Meter readings
- Public Works reports for March and April
- Cash balance and revenue and expenditures update on water and sewer reserves

**(13) Adjournment**

Chairman Pecsí adjourned the meeting at 8:12 P.M. The next regularly scheduled meeting will be Tuesday, 14 May 2013 at 7:00 P.M. in the City Council Chambers.

  
\_\_\_\_\_  
Joe Pecsí, Chairman

  
\_\_\_\_\_  
Michele Thomas, Secretary

**BISHOP FIRE DEPARTMENT  
ACTIVITY LOG**

1 f

April, 2013

DATE	RunID #	ACTIVITY	City	District	Contract	Other
2-Apr		Training/Live Fire, Aerial Work and Live Fire Attack	12	12		
3-Apr	13-0304064	Outside Rubbish Fire, 596 North Third Street	19			
3-Apr		Departmental Meeting	14	13		
5-Apr	13-0504065	Outside Rubbish Fire, Rear of 85 Wanuba Lane				18
5-Apr	13-0504066	Unauthorized Burning, 191 So. Pa Ha Lane				18
6-Apr	13-0604067	Electrical Fire, 649 No. Main St. Back Alley Bowling Alley	18			
10-Apr		Work Night	11	11		
11-Apr	13-1104068	Police Assist, Lost Person, Hwy 6 @ River				19
12-Apr	13-1204069	Vehicle vs Tree, 1000 Block of So. Barlow Lane				22
12-Apr	13-1204070	Fire Alarm Activation, Unintentional, Northern Inyo Hospital	16			
12-Apr	13-1204071	Rescue, White Mountain Ranch Rd. Mono Co. Mutual Aid				17
14-Apr	13-1414072	Brush Fire, Rear of 179 North Barlow Lane				15
16-Apr		Training/Drill, Drafting from Cistern (Wilkerson)	8	9		
17-Apr		Departmental Meeting	12	11		
20-Apr	13-2004073	Unauthorized Burning, Vacant Lot 501 Hanby St.	12			
22-Apr	13-2204074	Vehicle Trailer, TC. Highway 395 South of Collins Rd				18
24-Apr		Work Night	11	11		
26-Apr	13-2604075	Vehicle TC, Top of Grade Hwy 395				12
27-Apr	13-2704076	Vehicle TC, Front of 2275 North Sierra Hwy				18
29-Apr	13-2904077	Vehicle TC, Front of 369 East Pine Street	16			
29-Apr	13-2904078	Grass Fire Rear of City Park	12			
30-Apr	13-3004079	Fire Alarm Act, Water Flow Malfunction, 151 Pioneer Ln	11			
30-Apr	13-3004080	Unauthorized Burning, Rear of 489 Short Street	16			
30-Apr		Training/Drill, Vehicle Extrication Tools & Techniques	11	11		

17

**Total Responding Personnel**

City	199
District	188
Contract	51
Other	47

**Totals Calls**

8
3
3
3
<u>17</u>

**TO:** CITY COUNCIL

**FROM:** KEITH CALDWELL, CITY ADMINISTRATOR *Kc*

**SUBJECT:** PUBLIC HEARING – SALVATION ARMY CHURCH AND STORE  
ENVIRONMENTAL REVIEW

**DATE:** MAY 28, 2013

**Attachments:**

- Public Hearing Notice
- Included under Item #3 - Initial Study and Negative Declaration

**BACKGROUND/SUMMARY**

A public hearing will be held to hear and accept public input on the Initial Study and draft Negative Declaration prepared for a conditional use permit for the Salvation Army Church and Store.

Action on the Initial Study and Negative Declaration is scheduled under Public Hearings/Action - Item #3.

**RECOMMENDATION**

Hold the public hearing.

NOTICE OF PREPARATION  
AND  
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that in keeping with CEQA an Initial Study has been completed and a Negative Declaration has been prepared for a Conditional Use Permit to allow the applicant the Salvation Army to construct a 9,000 sq. ft. church / store facility and set aside the minimum parking requirements for the facility at 106 MacIver Street which is located in an C-1 district.

The Initial Study may be inspected in the Public Works Department at 377 West Line Street, Bishop, or the City of Bishop internet site at [www.ca-bishop.us](http://www.ca-bishop.us) and will be considered by the City Council of the City of Bishop on Tuesday, May 28, 2013 at 7:00 P.M. in the Bishop City Council Chambers, 301 West Line Street, Bishop, California.

The City of Bishop will hold a Public Hearing on May 28, 2013 at 7:00 P.M. to hear and consider citizen input on the above mentioned project.

ANY persons wishing to comment are invited to attend, or send comments to the City Council, P.O. Box 1236, Bishop, CA to be received on or before the end of the review period, which will be May 28, 2013.

If you challenge the findings, determination or decision made on the Initial Study in court, you may be limited to raising only those issues you or someone else raised at the Public Hearing, or in written correspondence delivered to the City Council at, or prior to, the Public Hearing.

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IR: 04/25/2013(Publish one time)

TO: CITY COUNCIL

FROM: KEITH CALDWELL, CITY ADMINISTRATOR KSC

SUBJECT: **Initial Study and Negative Declaration of Environmental Impact –  
Salvation Army Church and Store**

DATE: May 28, 2013

Attachments:

- Staff Memo
- Initial Study and Draft Negative Declaration
- Environmental Information Form
- Project Plans

BACKGROUND/SUMMARY

Public Services Officer Schley has provided an overview of the project. The Initial Study and draft Negative Declaration of Environmental Impact indicates no significant cumulative impacts, or substantial adverse impacts on human beings, fish, wildlife, sensitive species or cultural resources.

RECOMMENDATION

Council consideration, after holding a public hearing, to approve the adoption of the Initial Study and Negative Declaration of Environmental Impact for the proposed Salvation Army Church and Store.

## Memorandum

May 20, 2013

**To:** Keith Caldwell, City Administrator

KSC

**From:** Gary Schley, Public Services Officer



**Subject:** Salvation Army / Negative Declaration of Environmental Impact

**Project Title:** Environmental Review / Salvation Army Church and Store

**Project Proponent:** Salvation Army  
Major Don Bowman  
621 W. Line Street  
Bishop, CA 93514

**Background:** An Environmental Initial Study was completed for a proposed 9000 square foot Salvation Army church and store which will be located at 106 MacIver Street, Bishop. The Initial Study Draft Negative Declaration was advertised for public review and comment.

The entire record of information provided in this Initial Study indicates that there would be no significant cumulative impacts, or substantial adverse impacts on human beings, or substantial adverse impacts on fish or wildlife or sensitive species or cultural resources. The Salvation Army church and store project draft ND may be adopted and implemented by the City of Bishop without significant impacts to the environment.

**Recommendation:** Review the Initial Study and Draft Negative Declaration for the request of a Negative Declaration of Environmental Impact.

**Attachments:** Initial Study and Draft Negative Declaration



# CITY OF BISHOP

377 West Line Street - Bishop, California 93514  
P. O. Box 1236 - Bishop, California 93515  
City Hall 760-873-5863 Public Works 760-873-8458  
Fax 760-873-1873

## Draft Negative Declaration of Environmental Impact

**Date:** April 23, 2013

**Subject:** Draft Negative Declaration of Environmental Impact

**Project Title:** Environmental Review/Salvation Army Church and Store

**Project Proponent:** Salvation Army  
Major Don Bowman  
621 W. Line Street  
Bishop, CA 93514

**Project Location:** 106 MacIver Street  
Bishop, CA

**Project Description:** The Applicant is seeking approval for a 9000 square foot church / store facility with 46 paved parking spaces on a .74 acre site located at 106 MacIver Street, Bishop. The proposed structure is a steel pre-fabricated structure with facades to enhance the aesthetic appearance. The facility will include areas for Chapel worship, Salvation Army Thrift Store and supplementary uses for administrative and social service offices, meeting rooms, classrooms, and kitchen and storage areas for the facility.

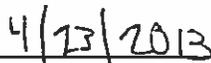
**Proposed Findings:** The Initial Study finds that the proposed project would not have a significant adverse impact on the environment for the following reasons:

- The information provided in this Initial Study indicates that there would be no significant cumulative impacts, or substantial adverse impacts on human beings, or substantial adverse impacts on fish or wildlife or sensitive species or cultural resources. No significant adverse impacts are foreseen, and no mitigation measures are required.

The City of Bishop has determined that the project could not have a significant effect on the environment, and a Negative Declaration will be prepared. This Initial Study has been prepared to generally describe the proposed project and solicit input from agencies and the public regarding the scope of the proposed project.

The review period for this Draft Negative Declaration expires: May 28, 2013.

  
\_\_\_\_\_  
Keith Caldwell, Director of Planning

  
\_\_\_\_\_  
Date

## City of Bishop

### Environmental Checklist Form

1. Project title: *Environmental Review / Salvation Army Church and Store*
  
2. Lead agency name and address: *City of Bishop  
377 W. Line Street  
Bishop, Ca 93514*
  
3. Contact person and phone number: *Keith Caldwell 760/873-5863*
  
4. Project location: *106 MacIver Street  
Bishop, CA 93514  
(APN 08-120-20)*
  
5. Project sponsor's name and address: *Salvation Army  
Major Don Bowman  
621 W. Line St.  
Bishop, CA 93514*
  
6. General plan designation: *General Commercial and Retail*
7. Zoning *C-1*

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8. Description of project: (Describe the whole action involved, including but not limited to later phases of the project, and any secondary, support, or off-site features necessary for its implementation. Attach additional sheets if necessary.) *The Applicant is seeking approval for a 9000 square foot church / store facility with 46 paved parking spaces on a .74 acre site located at 106 MacIver Street, Bishop. The proposed structure is a steel pre-fabricated structure with facades to enhance the aesthetic appearance. The facility will include areas for Chapel worship, Salvation Army Thrift Store and supplementary uses for administrative and social service offices, meeting rooms, classrooms, and a kitchen and storage areas for the facility.*
  
9. Surrounding land uses and setting: Briefly describe the project's surroundings: *The proposed project and adjacent properties are within a C-1 zoning district (General Commercial and Retail District). The settings vary from restaurants to the west, a large retail/professional facility to the south, a trailer park across MacIver St. to the north and a senior citizen manufactured home park to the east.*

10. Other public agencies whose approval is required (e.g., permits, financing approval, or participation agreement.) *Building Permit, BUHS and BUES Development Fees*

**ENVIRONMENTAL FACTORS POTENTIALLY AFFECTED:**

The environmental factors checked below would be potentially affected by this project, involving at least one impact that is a "Potentially Significant Impact" as indicated by the checklist on the following pages.

Aesthetics	Agriculture Resources	Air Quality
Biological Resources	Cultural Resources	Geology /Soils
Hazards & Hazardous Materials	Hydrology / Water Quality	Land Use / Planning
Mineral Resources	Noise	Population / Housing
Public Services	Recreation	Transportation/Traffic
Utilities / Service Systems	Mandatory Findings of Significance	

**DETERMINATION:**

On the basis of this initial evaluation:

- ◆ I find that the proposed project **COULD NOT** have a significant effect on the environment, and a **NEGATIVE DECLARATION** will be prepared.
- I find that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because revisions in the project have been made by or agreed to by the project proponent. A **MITIGATED NEGATIVE DECLARATION** will be prepared.
- I find that the proposed project **MAY** have a significant effect on the environment, and an **ENVIRONMENTAL IMPACT REPORT** is required.
- I find that the proposed project **MAY** have a "potentially significant impact" or "potentially significant unless mitigated" impact on the environment, but at least one effect 1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and 2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets. An **ENVIRONMENTAL IMPACT REPORT** is required, but it must analyze only the effects that

remain to be addressed.

I find that although the proposed project could have a significant effect on the environment, because all potentially significant effects (a) have been analyzed adequately in an earlier EIR or NEGATIVE DECLARATION pursuant to applicable standards, and (b) have been avoided or mitigated pursuant to that earlier EIR or NEGATIVE DECLARATION, including revisions or mitigation measures that are imposed upon the proposed project, nothing further is required.

Signature Keith Caldwell – Director of Planning

Date

Signature

Date

Issues:

	Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
<b>I. AESTHETICS -- Would the project:</b>				
a) Have a substantial adverse effect on a scenic vista?			◆	
b) Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?				◆
c) Substantially degrade the existing visual character or quality of the site and its surroundings?				◆
d) Create a new source of substantial light or glare which would adversely affect day or nighttime views in the area?			◆	
<i>(a-d) The project as proposed will have the potential to obscure views of residences; however, even a two-story residence would obscure some views of the outdoors. Approval of the proposed project would not have a substantial adverse effect on any scenic vista or substantially damage any scenic resources in</i>				

Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
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*the area. The project is an infill development that will not significantly impact the scenic resources. The project as proposed with aesthetic facade and shielded downward lighting will not create a significant source of day or nighttime glare that will affect the view in the area, or degrade the visual character or quality of the site and the surrounding area, therefore, will have a less than significant impact on aesthetics.*

**II. AGRICULTURE RESOURCES:** In determining whether impacts to agricultural resources are significant environmental effects, lead agencies may refer to the California Agricultural Land Evaluation and Site Assessment Model (1997) prepared by the California Dept. of Conservation as an optional model to use in assessing impacts on agriculture and farmland. Would the project:

- a) Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use? ◆
- b) Conflict with existing zoning for agricultural use, or a Williamson Act contract? ◆
- c) Involve other changes in the existing environment which, due to their location or nature, could result in conversion of Farmland, to non-agricultural use? ◆

*(a-c) The proposed project site and surrounding sites are a non-agricultural use.*

**III. AIR QUALITY --** Where available, the significance criteria established by the applicable air quality management or air pollution control district may be relied upon to make the following determinations. Would the project:

- a) Conflict with or obstruct implementation of the applicable air quality plan? ◆
- b) Violate any air quality standard or contribute

	Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
substantially to an existing or projected air quality violation?				◆
c) Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard (including releasing emissions which exceed quantitative thresholds for ozone precursors)?				◆
d) Expose sensitive receptors to substantial pollutant concentrations?				◆
e) Create objectionable odors affecting a substantial number of people?				◆
<i>(a-e) The proposed project does not conflict with any applicable air quality plans, create noticeable and objectionable odors or create air quality impacts to sensitive receptors (local residents), therefore, has no impact.</i>				
<b>IV. BIOLOGICAL RESOURCES -- Would the project:</b>				
a) Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?				◆
b) Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, regulations or by the California Department of Fish and Game or US Fish and Wildlife Service?				◆
c) Have a substantial adverse effect on federally protected wetlands as defined by Section 404 of the Clean Water Act (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?				◆
d) Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or				◆

	Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
migratory wildlife corridors, or impede the use of native wildlife nursery sites?				
e) Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?				◆
<i>(a-e) The proposed project site is a developed area located within the City of Bishop. There are no undeveloped natural resources such as rivers and natural habitat areas for native plants and wildlife in the project area. The proposed project site within the City limits is developed with no wetland area to be disturbed by human activity; thus, it is not likely to contain biologically sensitive species. The proposed project along with main structure has no foreseeable or anticipated impacts to adopted conservation plans or biological resources. No Impact</i>				◆
<b>V. CULTURAL RESOURCES -- Would the project:</b>				
a) Cause a substantial adverse change in the significance of a historical resource as defined in '15064.5?				◆
b) Cause a substantial adverse change in the significance of an archaeological resource pursuant to '15064.5?				◆
c) Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature?				◆
d) Disturb any human remains, including those interred outside of formal cemeteries?				◆
<i>(a-d) There are no state or federally registered/recognized cultural resources within the project area. There are no known archeological resources, unique paleontological resources, or geological features known to exist on the site. Therefore, no foreseeable or anticipated impacts to cultural resources exist. If during grading any</i>				

	Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
<i>evidence of cultural resources is uncovered, then all activities within the immediate area shall cease until an archeologist, paleontologist, local tribal representative or other specialist can assess and remediate the site. No Impact</i>				
<b>VI. GEOLOGY AND SOILS -- Would the project:</b>				
a) Expose people or structures to potential substantial adverse effects, including the risk of loss, injury, or death involving				◆
i) Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? Refer to Division of Mines and Geology Special Publication 42.				◆
ii) Strong seismic ground shaking?			◆	
iii) Seismic-related ground failure, including liquefaction?				◆
iv) Landslides?				◆
b) Result in substantial soil erosion or the loss of topsoil?				◆
c) Be located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction or collapse?				◆
d) Be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1994), creating substantial risks to life or property?				◆
e) Have soils incapable of adequately supporting the use of septic tanks or alternative waste water disposal systems where sewers are not available for the disposal of waste water?				◆
<i>(a-e) According to Alquist-Priolo Special Studies Zones, SW ¼ Bishop Quadrangle</i>				

Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
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*Official Map there are no known or existing fault lines within the project area. The development of the site will require some grading and soil compaction. As per the City's requirement the project will require precise grading plans to be reviewed and approved by the City Engineer before grading can commence. No impact*

*(ii) The project site is in a Seismic Zone 4 Area and seismic ground shaking is always a possibility at some point in the future. Although, seismic ground shaking is possible, but ground failure and liquefaction are not normal or typical. The proposed project will be required to comply with the City of Bishops development regulations of Building and Safety Codes. The Applicant would also need to comply with State Building Codes and State Development Standards. The project site is developed and has no record of expansive soils. The City of Bishop will continue to provide wastewater treatment for this project site with no need for septic or other disposal system. Anticipated geological and soil impacts are expected to be less than significant.*

**VII. HAZARDS AND HAZARDOUS MATERIALS -- Would the project:**

- a) Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials? ◆
- b) Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment? ◆
- c) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school? ◆
- d) Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, would it create a significant ◆

	Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
hazard to the public or the environment?				
e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project result in a safety hazard for people residing or working in the project area?.				◆
f) For a project within the vicinity of a private airstrip, would the project result in a safety hazard for people residing or working in the project area?				◆
g) Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?				◆
h) Expose people or structures to a significant risk of loss, injury or death involving wildland fires, including where wildlands are adjacent to urbanized areas or where residences are intermixed with wildlands?				◆
<i>(a,b) There are no foreseeable impacts to the environment or the public pertaining to hazards or hazardous materials associated with the operations of this project.</i>				
<i>(c-h) As proposed, the project will not affect the existing or proposed schools, airstrips, or people working in the project area. The proposed project will not impair the implementation of any adopted emergency response or evacuation plan. There are no identifiable significant risks associated with the urbanized residences intermixed with wildland fires.</i>				

**VIII. HYDROLOGY AND WATER QUALITY -- Would the project:**

a) Violate any water quality standards or waste discharge requirements?				◆
b) Substantially deplete groundwater supplies or interfere substantially with groundwater recharge such that there would be a net deficit in aquifer volume or a lowering of the local groundwater table level (e.g., the production rate of pre-existing nearby wells would drop to a				◆

	Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
level which would not support existing land uses or planned uses for which permits have been granted)				
c) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, in a manner which would result in substantial erosion or siltation on- or off-site?				◆
d) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, or substantially increase the rate or amount of surface runoff in a manner which would result in flooding on- or off-site?				◆
e) Create or contribute runoff water which would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff?				◆
f) Otherwise substantially degrade water quality?				◆
g) Place housing within a 100-year flood hazard area as mapped on a federal Flood Hazard Boundary or Flood Insurance Rate Map or other flood hazard delineation map?				◆
h) Place within a 100-year flood hazard area structures which would impede or redirect flood flows?				◆
i) Expose people or structures to a significant risk of loss, injury or death involving flooding, including flooding as a result of the failure of a levee or dam?				◆
j) Inundation by seiche, tsunami, or mudflow? <i>(a-j) Violation of any waste discharge or water quality requirements is not anticipated. The project will not alter any drainage pattern, course of a stream or river or cause any substantial erosion or increase the amount of surface runoff creating flooding on or off site. The project will not alter the existing drainage pattern but the site does have the potential to add polluted runoff, Best Management</i>				◆

Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
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*Practices will be implemented during and after construction to minimize runoff. An oil/water separator that serves an adjacent site and designed to serve this site will be utilized to clean surface runoff pollutants prior to discharge into the stormwater drainage system. The project site is not in a designated floodplain as identified by FEMA nor is it subject to seiche, tsunami, or mudflow. The developer will be required to submit for approval to the City Engineer a comprehensive grading and drainage plan prior to issuance of grading and building permits. There are no foreseeable or anticipated hydrology or water quality impacts. No Impact*

**IX. LAND USE AND PLANNING - Would the project:**

a) Physically divide an established community? ◆

b) Conflict with any applicable land use plan, policy, or regulation of an agency with jurisdiction over the project (including, but not limited to the general plan, specific plan, local coastal program, or zoning ordinance) adopted for the purpose of avoiding or mitigating an environmental effect? ◆

c) Conflict with any applicable habitat conservation plan or natural community conservation plan? ◆

*(a-c) The proposed Salvation Army project is consistent with the needs of an established community. Since the proposed project will be located in an area that is currently urbanized, it will not reduce the amount of usable open space, conflict with any conservation plan or physically divide an established community. No Impacts to Land-Use Planning*

**X. MINERAL RESOURCES -- Would the project:**

a) Result in the loss of availability of a known mineral resource that would be of value to the ◆

	Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
region and the residents of the state?				
b) Result in the loss of availability of a locally-important mineral resource recovery site delineated on a local general plan, specific plan or other land use plan? <i>(a-b) There are no mineral resources of local, regional, or statewide value that have been identified in the project area. Therefore, there are no foreseeable or anticipated impacts to existing mineral resources. No Impacts to Mineral Resources</i>				◆
<b>XI. NOISE -- Would the project result in:</b>				
a) Exposure of persons to or generation of noise levels in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies?				◆
b) Exposure of persons to or generation of excessive groundborne vibration or groundborne noise levels?				◆
c) A substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project?				◆
d) A substantial temporary or periodic increase in ambient noise levels in the project vicinity above levels existing without the project?				◆
e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project expose people residing or working in the project area to excessive noise levels?				◆
f) For a project within the vicinity of a private airstrip, would the project expose people residing or working in the project area to excessive noise levels? <i>(a-f)The proposed project will be required to comply with the City of Bishop's noise standards (Section 8.12) as would any other project. There are no predictable or anticipated noise impacts from this proposed</i>				◆

Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
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*project that would be generated either indoors or outdoors. No substantial permanent increase in ambient noise level is anticipated from this project. This proposed project should not expose persons or generate excessive ground borne vibration or ground borne noise levels. As designed the proposed project will not affect the existing or proposed schools, airstrips, or people working in the project area. Short-term noise levels may increase during grading and construction activities associated with the development of the project. However, this phase of the project is relatively short in length and conducted during the daytime hours when the majority of people are awake or at work. No Impact*

**XII. POPULATION AND HOUSING -- Would the project:**

a) Induce substantial population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)?

◆

b) Displace substantial numbers of existing housing, necessitating the construction of replacement housing elsewhere?

◆

c) Displace substantial numbers of people, necessitating the construction of replacement housing elsewhere?

◆

*(a-c) There are no other foreseeable or anticipated impacts to population or housing. The project will not induce growth directly or indirectly. No Impact*

**XIII. PUBLIC SERVICES**

a) Would the project result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, need for new or

Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
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physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives for any of the public services:

- |                          |  |  |   |
|--------------------------|--|--|---|
| Fire protection?         |  |  | ◆ |
| Police protection?       |  |  | ◆ |
| Schools?                 |  |  | ◆ |
| Parks?                   |  |  | ◆ |
| Other public facilities? |  |  | ◆ |

*(a) The proposed project would not result in the need for new or alter any government facilities. Since the proposed project is located within the City boundaries, it will not reduce the amount of usable open space in any city park. There is no anticipated need for additional public services above the levels established. No Impacts*

**XIV. RECREATION --**

a) Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?			◆
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b) Does the project include recreational facilities or require the construction or expansion of recreational facilities which might have an adverse physical effect on the environment?			◆
---	--	--	---

*(a-b) The proposed project will not change the established land use pattern or cause a population growth in the area or the City. There are no foreseeable or anticipated impacts to existing parks or recreation facilities. No Impact*

**XV. TRANSPORTATION/TRAFFIC -- Would the project:**

a) Cause an increase in traffic which is

	Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
substantial in relation to the existing traffic load and capacity of the street system (i.e., result in a substantial increase in either the number of vehicle trips, the volume to capacity ratio on roads, or congestion at intersections)?			◆	
b) Exceed, either individually or cumulatively, a level of service standard established by the county congestion management agency for designated roads or highways?				◆
c) Result in a change in air traffic patterns, including either an increase in traffic levels or a change in location that results in substantial safety risks?				◆
d) Substantially increase hazards due to a design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?				◆
e) Result in inadequate emergency access?				◆
f) Result in inadequate parking capacity?			◆	
g) Conflict with adopted policies, plans, or programs supporting alternative transportation (e.g., bus turnouts, bicycle racks)?				◆

*(a-e, g) The proposed project will not cause a substantial increase in normal traffic to the existing traffic load and have no conflict with alternative transportation programs.*

*The proposed project will not change any established circulation patterns in the area or the City. The construction phase of the project would produce limited traffic increases to the project site; but the increase would not be considered a significant impact. Once construction ceases, traffic patterns would return to normal with very little additional increase in traffic load from current levels. There may be some increase in traffic generated by the proposed facility during special events i.e., worship services, funerals,*

Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
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wedding. There are no foreseeable or anticipated transportation or traffic related impacts from this proposed project, therefore, will have a less than significant impact on traffic conditions.

(f) The proposed project will at times need to provide both on and off-site parking for the church or special events. The supporting parking analysis finds and recommendations conclude that only on the worse case scenario would the demand exceed the supply. In that case the overflow would be required to park on the street and adjacent private parking areas. The project proponent has provided signed memorandum of understanding with adjacent properties for overflow parking, which mitigates the facility parking capacity. Less than Significant Impact

**XVI. UTILITIES AND SERVICE SYSTEMS**

Would the project:

- a) Exceed wastewater treatment requirements of the applicable Regional Water Quality Control Board? ◆
- b) Require or result in the construction of new water or wastewater treatment facilities or expansion of existing facilities, the construction of which could cause significant environmental effects? ◆
- c) Require or result in the construction of new storm water drainage facilities or expansion of existing facilities, the construction of which could cause significant environmental effects? ◆
- d) Have sufficient water supplies available to serve the project from existing entitlements and resources, or are new or expanded entitlements needed? ◆
- e) Result in a determination by the wastewater treatment provider which serves or may serve the project that it has adequate capacity to serve the projects projected demand in addition to the ◆

	Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
providers existing commitments?				
f) Be served by a landfill with sufficient permitted capacity to accommodate the projects solid waste disposal needs?				◆
g) Comply with federal, state, and local statutes and regulations related to solid waste?				◆
<i>(a-g) There is no anticipated need for additional utilities and service systems above the levels already established. Existing drainage will not be affected by the proposed facility, but the increase in storm water should be designed to be filtered onsite before entering storm drain system. Best Management Practices will be required and no substantial amount of storm water will be generated downstream. The project will comply with all federal, state and local statutes and regulation related to solid waste. No Impact</i>				
<b>XVII. MANDATORY FINDINGS OF SIGNIFICANCE --</b>				
a) Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?				◆
b) Does the project have impacts that are individually limited, but cumulatively considerable? ("Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects)?				◆
c) Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?				◆
<i>(a-c) The proposed project is not anticipated to result in any conclusive, associated or cumulatively,</i>				

**Potentially Significant Impact**

**Less Than Significant with Mitigation Incorporation**

**Less Than Significant Impact**

**No Impact**

*adverse environmental effects. The proposed project does not have any significant environmental effects, which will cause substantial adverse effects on human beings either directly or indirectly. No Impact*

City of Bishop

**Environmental Information Form**  
(To be completed by applicant)

Date Filed 10-29-12

**General Information**

1. Name and address of developer or project sponsor:

JASON BRIFFIN 1303 W RIDGECREST BLVD, RIDGECREST CA 93555

2. Name and address of property owner, if different:

The Salvation Army

3. Project address and assessor parcel number:

106 MACIVER ST.

4. Name, address and telephone number of person to be contacted concerning this project:

JASON BRIFFIN 760 608 2039 1303 W RIDGECREST BLVD  
RIDGECREST CA 93555

5. List known permits and other public approvals required for this project, including those required by City, regional, state and federal agencies:

Building Permit New Construction

6. Existing zone district:

VAC - C - 1 ZONE

7. Present use of site:

DIRT LOT

8. Proposed use of site:

New Church Building

**Project Description**

9. Size of site in acres or square feet:

~~17.5~~ 0.74 acre or 32,234 sq. ft.

10. Number of stories:

1

11. Amount of existing off-street parking:

44

12. Proposed project schedule:

SOON AS POSSIBLE

13. Associated projects:

New Church Building

14. Anticipated project stages or incremental development if not to be built all at once:

ALL AT ONCE

15. Number of proposed residential units, sizes, sale prices or rents, and types of households:

NONE

16. Type and square feet including loading facilities for proposed commercial:

9,000 sq ft

17. Type, employment per shift, square feet including loading facilities for proposed industrial:

NON industrial

18. Major function, employment per shift, occupancy, square feet including loading facilities, and community benefits provided by project for proposed institutional:

Church / Community Services -- 3 employees --  
no residential occupancy -- 9,000 sq ft.

19. If the project involves a variance, conditional use or rezoning application, state this and indicate clearly why the application is required.

Variance For Parking

Are the following items applicable to the project or its effects? Discuss below all items marked "Yes" and attach additional sheets as necessary.

*Frank  
Cork*

- Yes  No  20. Change in existing features of any streams, lakes or hills, or contours.
- Yes  No  21. Change in scenic views or vistas from existing residential areas or public lands or roads. *see Supplemental sheet*
- Yes  No  22. Change in pattern, scale or character of general area of project.
- Yes  No  23. Produce a significant amount of solid waste or litter.
- Yes  No  24. Change in dust, ash, smoke, fumes or odors in vicinity.
- Yes  No  25. Change in lake, stream or ground water quality or quantity, or alteration of existing drainage patterns.
- Yes  No  26. Change in existing noise or vibration levels in the vicinity.
- Yes  No  27. Site on filled land or on slope of 10% or more.
- Yes  No  28. Use of disposal of potentially hazardous materials, such as toxic substances, flammables or explosives.
- Yes  No  29. Change in demand for municipal services (police, fire, water, sewage for example).
- Yes  No  30. Increased fossil fuel consumption (electricity, oil, natural gas for example).
- Yes  No  31. Relationship to a larger project or series of projects.

**Environmental Setting**

32. On a separate sheet describe the project site as it exists before the project, including information on topography, soil stability, plants and animals, and any cultural, historical or scenic aspects. Describe any existing structures on the site, and the use of the structures. Attach photographs of the site. *Supplemental Sheet*

33. On a separate sheet describe the surrounding properties, including information on plants and animals and any cultural, historical or scenic aspects. Indicate the type of land use (residential, commercial, etc.), intensity of land use (one-family, apartment house, shops, department stores, etc.) and scale of development, (height, frontage, set-back, rear yard, etc.). Attach photographs of the vicinity. Snapshots or Polaroid photos will be accepted. *Supplemental Sheet*

**CERTIFICATION:** I hereby certify that the statements furnished above and in the attached exhibits present the data and information required for this initial evaluation to the best of my ability, and that the facts, statements, and information presented are true and correct to the best of my knowledge and belief.

  
Signature

10-29-12  
Date

JASON W GRIFFIN  
Name

---

**This Section For City Use**

Filing Fee:

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Receipt/application number:

---

Accepted for processing (signature and date):

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Staff action:

---

Planning Commission Action:

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Remarks

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## Environmental Review - Supplemental Sheet

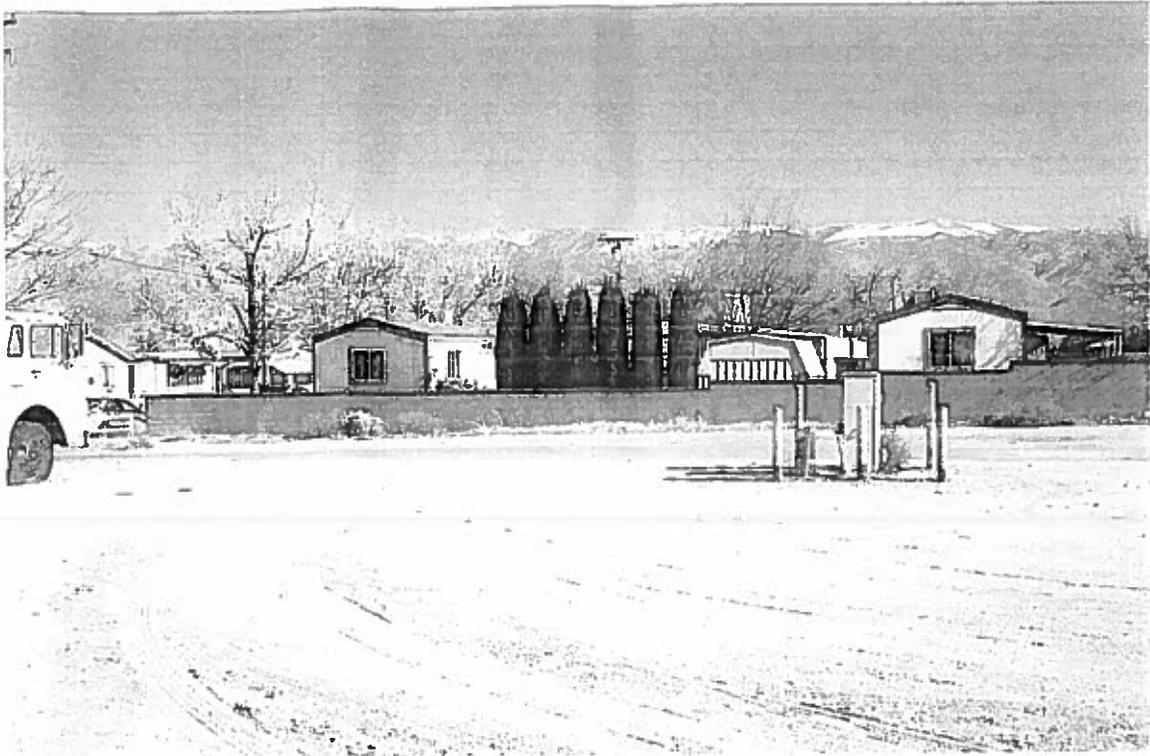
Page 3 of 4

21. From the Mobil Home Park on the East there will be 90 lineal feet of obstructed view of the back side of the Chinese Restaurant and the Pizza Factory and the lower mountains to the West.
  
32. The site is flat and level, on stable soil. There are no known native or endangered plants or animals on the site and no notable historic, cultural, or scenic aspects known. There are no existing structures on the property. (attached photos)
  
33. On the **North** side of Maclver St. is a two story commercial office building, a single family residence with office, and a Mobil Home Park (photos)

To the **East** there is a 5 foot concrete or block wall and a Mobil Home Park (photos)

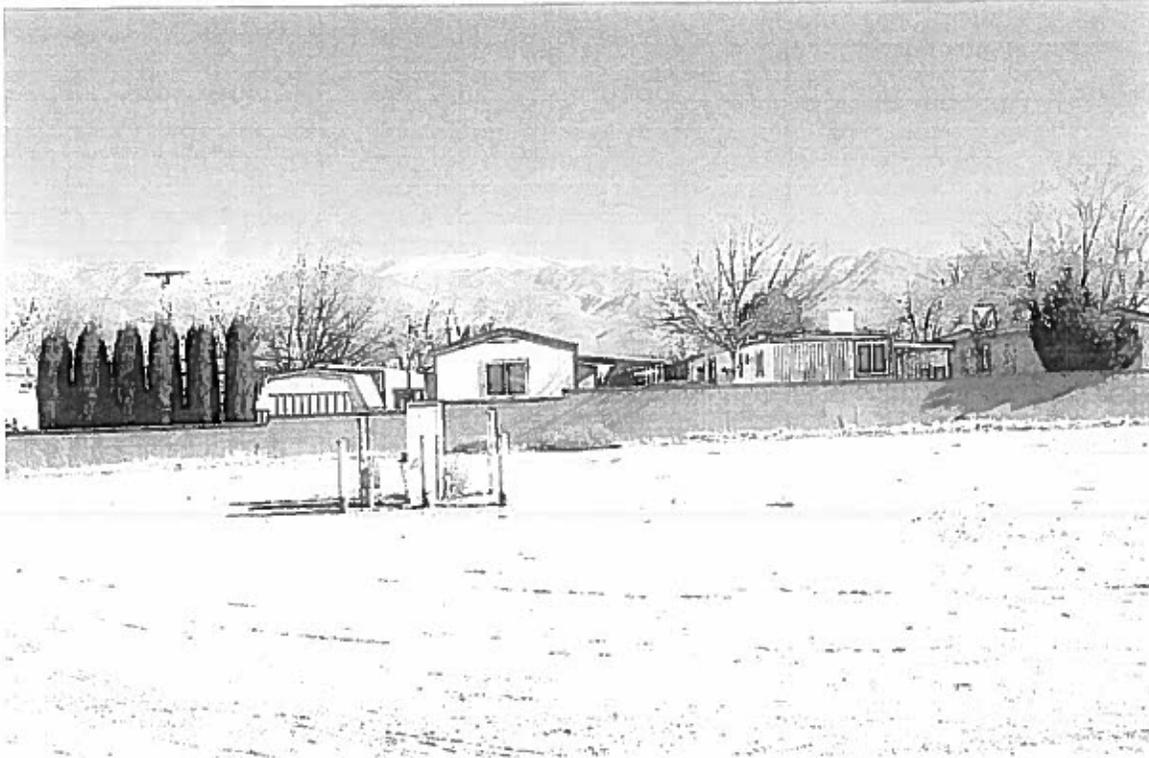
On the **South** side there is a single level Office/Business building and the former K Mart store and parking lot. (photos)

To the **West** are parking lots (from Yaney street to Maclver street) and the backside of 4 restaurants (Taco Bell / Imperial Gourmet Chinese / Pizza Factory / KFC) all facing West on N. Main Street -- HW 395. (photos)



Surrounding property looking East-Northeast

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Surrounding property looking East



Surrounding property looking North



Surrounding property looking Southeast

---



Surrounding property looking South

---



Surrounding property looking Southwest



Surrounding property looking West



Surrounding property looking West-Northwest

---



Surrounding property looking North-Northwest

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RECORDING REQUESTED BY

INYO-MONO TITLE COMPANY

AND WHEN RECORDED MAIL THIS DEED AND, UNLESS OTHERWISE SHOWN BELOW, MAIL TAX STATEMENT TO:

THE SALVATION ARMY  
GOLDEN STATE DIVISION  
832 FOLSOM STREET  
SAN FRANCISCO, CA 94107-1123



INYO, County Recorder  
MARY A. ROPER Co Recorder Office  
DOC- 2010-0000852-00

Acct 50-INYO-MONO TITLE CO  
Friday, APR 02, 2010 10:38:20  
MIC \$1.00: S21 \$1.00: REC \$12.00  
SYS \$2.00: DTB \$605.00: SST \$1.00  
Ttl Pd \$622.00 Nbr-0000077452  
DMO/R1/1-2

ESCROW NO. 51976 TITLE ORDER NO. 51976

SPACE ABOVE THIS LINE FOR RECORDER'S USE

GRANT DEED

THE UNDERSIGNED GRANTOR(S) DECLARE(S)

DOCUMENTARY TRANSFER TAX IS \$605.00

UNINCORPORATED AREA

PROPERTY ID NO. 08-120-20

(X) COMPUTED ON FULL VALUE OF INTEREST OR PROPERTY CONVEYED, AND

FOR A VALUABLE CONSIDERATION, RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED,

LAURA GLEASON

HEREBY GRANT(S) TO

THE SALVATION ARMY, A CALIFORNIA CORPORATION

THE FOLLOWING DESCRIBED REAL PROPERTY IN THE COUNTY OF INYO, STATE OF CALIFORNIA:

LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF

DATED: FEBRUARY 17, 2010

STATE OF CALIFORNIA  
COUNTY OF Inyo

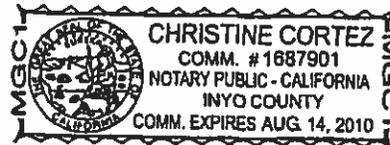
On Feb 17, 2010 before me,

*Laura Gleason*  
LAURA GLEASON

Christine Cortez, notary public

personally appeared Laura Gleason

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

SIGNATURE *Christine Cortez*

**LEGAL DESCRIPTION**

THAT PORTION OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 6, TOWNSHIP 7 SOUTH, RANGE 33 EAST, MT. DIABLO MERIDIAN, IN THE CITY OF BISHOP, COUNTY OF INYO, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS:

COMMENCING AT A BOAT SPIKE WITH TAG L.S. 3462, AS SHOWN ON PARCEL MAP 214, RECORDED IN PARCEL MAP BOOK 3, PAGE 11, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, MONUMENTING THE INTERSECTION OF THE EASTERLY RIGHT OF WAY OF U.S. HIGHWAY 395 (80 FEET WIDE) AND THE CENTERLINE OF MACIVER STREET; THENCE NORTH 89°11'10" EAST, 251.41 FEET ALONG SAID CENTERLINE TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING NORTH 89°11'10" EAST, 169.78 FEET ALONG SAID CENTERLINE TO THE NORTHERLY PROLONGATION OF THE WESTERLY LINE OF THE LAND DESCRIBED AS PARCEL 1, OF EXHIBIT A, RECORDED IN OFFICIAL RECORDS DOCUMENT 82-4186, IN SAID RECORDER'S OFFICE; THENCE SOUTH 00°32'10" EAST, 244.60 FEET ALONG SAID PARCEL 1 TO THE NORTHERNMOST CORNER OF THE LAND DESCRIBED IN DEED TO BISHOP PARTNERSHIP, A CALIFORNIA GENERAL PARTNERSHIP, RECORDED IN OFFICIAL RECORDS DOCUMENT 86-2678, IN SAID RECORDER'S OFFICE, AND SHOWN ON PARCEL MAP NO. 259, RECORDED IN PARCEL MAP BOOK 3, PAGE 86, IN SAID RECORDER'S OFFICE; THENCE SOUTH 89°27'25" WEST, 122.97 FEET ALONG THE NORTHERLY LINE OF SAID LAND DESCRIBED IN DOCUMENT 86-2678; THENCE NORTH 00°06'50" WEST, 89.03 FEET PARALLEL WITH SAID RIGHT OF WAY ; THENCE SOUTH 89°11'10" WEST, 48.61 FEET PARALLEL WITH SAID MACIVER STREET; THENCE NORTH 00°06'50" WEST, 155.01 FEET PARALLEL WITH SAID RIGHT OF WAY TO THE TRUE POINT OF BEGINNING.

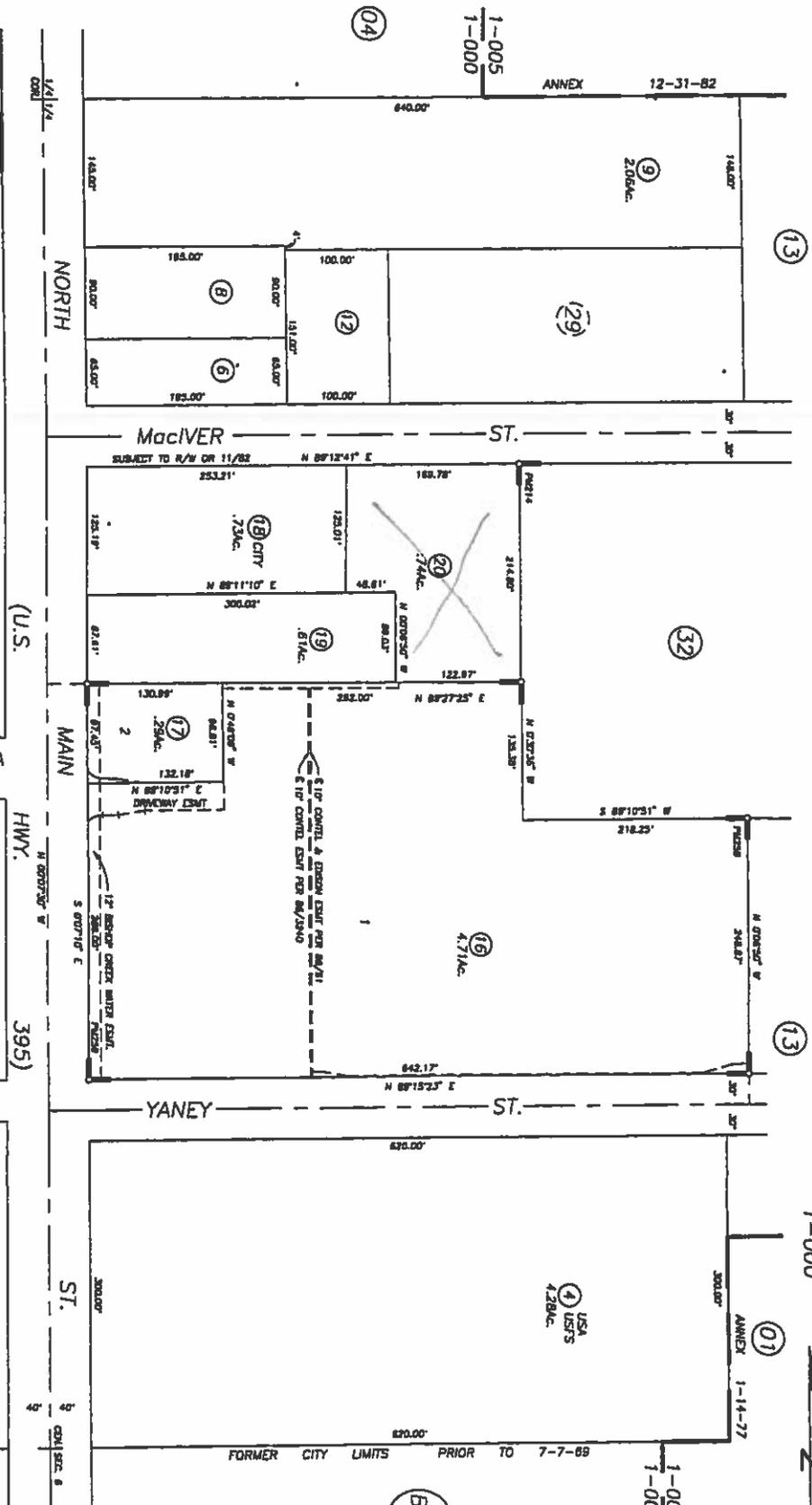
EXCEPT ALL WATER AND WATER RIGHTS, WHETHER SURFACE, SUBSURFACE, OR OF ANY OTHER KIND, AND ALL WATER AND WATER RIGHTS APPURTENANT OR IN ANYWISE INCIDENT TO THE REAL PROPERTY HEREIN DESCRIBED, OR USED THEREON, OR IN CONNECTION THEREWITH, TOGETHER WITH THE RIGHT TO DEVELOP, TAKE, TRANSPORT, CONTROL, REGULATE, AND USE ALL SUCH WATER.

ALSO EXCEPT ALL OIL, GAS, PETROLEUM, OR OTHER MINERAL OR HYDROCARBON SUBSTANCES IN AND UNDER SAID LAND, WITHOUT THE RIGHT TO ENTER UPON THE SURFACE OF SAID LAND FOR SUCH USE, AS RESERVED BY THE CITY OF LOS ANGELES IN DEED RECORDED JANUARY 14, 1995, AS INSTRUMENT NO. 95 0038, OF OFFICIAL RECORDS.

W1/2 SW1/4 NE1/4 SEC. 6, T.7S., R.33E., M.D.B. & M.

08-12

TAX RATE AREA  
1-000



07 1-008  
1-000  
P.M.214 Bl. 3 Pgs. 11-13  
P.M.259 Bl. 3 Pgs. 86-87

08

11

NOTE: 1. THIS DOCUMENT WAS PREPARED FOR  
ASSESSMENT PURPOSES ONLY.  
2. NO LIABILITY IS ASSUMED FOR THE  
ACCURACY OF THE INFORMATION CONTAINED  
HEREIN.  
3. ASSASSOR'S OFFICES ARE NOT COMPLY  
WITH LOCAL LOT-SPLIT OR REZONING SITE  
ORDINANCES.

Assessor's Map Bk. 08 Pg. 12  
County of Inyo, Calif.  
1950

01-20-85

**SALVATION ARMY CHURCH  
& STORE  
PROJECT PLANS**

**AVAILABLE FOR VIEWING**

**CITY OF BISHOP**

**CITY HALL**

**377 W. LINE ST.**

**BISHOP, CA 93514**

**OPEN MONDAY-FRIDAY**

**8:00 AM – 4:30 PM**

TO: CITY COUNCIL

FROM: KEITH CALDWELL, CITY ADMINISTRATOR *KSC*

SUBJECT: PUBLIC HEARING – POSITIVE PRESSURE WATER SYSTEM IMPROVEMENT  
PROJECT ENVIRONMENTAL REVIEW

DATE: MAY 28, 2013

Attachments:

- Public Hearing Notice
- Included under Item #5 - Initial Study and Negative Declaration

BACKGROUND/SUMMARY

A public hearing will be held to hear and accept public input on the Initial Study and draft Negative Declaration prepared for a Positive Pressure Water System Improvement Project.

Action on the Initial Study and Negative Declaration is scheduled under Public Hearings/Action - Item #5.

RECOMMENDATION

Hold the public hearing.

NOTICE OF PREPARATION  
AND  
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that in keeping with CEQA an Initial Study has been completed and a Negative Declaration has been prepared for the proposed City of Bishop Positive Pressure Water System Improvement Project.

The Initial Study may be inspected in the Public Works Department at 377 West Line Street, Bishop, or the City of Bishop Internet site at <http://www.ca-bishop.us/PublicWorks/Planning/ND-PositivePressureWaterSystemImprovementsProject.pdf>, and will be considered by the City Council of the City of Bishop on Tuesday, May 28, 2013 at 7:00 P.M. in the Bishop City Council Chambers, 301 West Line Street, Bishop, California.

The City of Bishop will hold a Public Hearing on May 28, 2013 at 7:00 P.M. to hear and consider citizen input on the above mentioned project.

ANY persons wishing to comment are invited to attend, or send comments to the City Council, P.O. Box 1236, Bishop, CA 93515 to be received on or before the end of the review period, which will be May 13, 2013.

If you challenge the findings, determination or decision made on the Initial Study in court, you may be limited to raising only those issues you or someone else raised at the Public Hearing, or in written correspondence delivered to the City Council at, or prior to, the Public Hearing.

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TO: CITY COUNCIL

FROM: KEITH CALDWELL, CITY ADMINISTRATOR *KJC*

**SUBJECT: Initial Study and Negative Declaration for the Positive Pressure Water System Improvement Project**

DATE: May 28, 2013

Attachments:

- Staff Memo
- Comment Letter – California Department of Transportation
- Initial Study and Draft Negative Declaration

BACKGROUND/SUMMARY

Director Grah has provided an overview of the project.

After further updates to the original City of Bishop Water Master Plan, the current scope of the project relates to correcting a contamination concern in the area of the existing storage tank and the main water well, Well 4.

The proposed solution is an addition of a small water tank at Well 4 and a control valve at the existing storage tank. These additions would maintain positive pressure on the line between the existing storage tank and Well 4, eliminating the contamination concern.

RECOMMENDATION

Council consideration, after holding a public hearing, to approve the adoption of the Initial Study and Negative Declaration for the Positive Pressure Water System Improvement Project.



KAC

**To:** Keith Caldwell, City Administrator  
**From:** David Grah, Director of Public Works  
**Subject:** Positive Pressure Water System Improvements (Tank) Project Hearing and ND  
**Date:** 15 May 2013  
**Previous:** 22 February 2011, 8 November 2011, 30 December 2011, 1 June 2012,  
3 December 2012  
**Funding:** Water capital improvement funds

**General:**

A public hearing can be held and a determination or finding can be made for the Negative Declaration (ND) for the Positive Pressure Water System Improvements project.

**Background:**

The Positive Pressure Water System Improvements project was and is sometimes also known as the Water Storage Tank project. Since the emphasis of the project is now maintaining positive pressure rather than constructing additional water storage capacity, the name of the project has been changed to more accurately reflect the work that is included.

The project was originally planned to construct additional storage capacity in accordance with the 2008 City of Bishop Water Master Plan. In the early stages of the project it was determined additional storage capacity was not needed. As a result, the addition of water storage to the system, in the form of a new large water tank, was dropped from the project scope.

The scope still included correcting a contamination concern in the area of the existing storage tank and the main water well, Well 4. The best solution to this concern was the addition of a small water tank at Well 4 and the addition of a Supervisory and Data Acquisition (SCADA) controlled valve at the existing storage tank. These additions will allow us to maintain positive pressure on the line between the existing storage tank and Well 4, eliminating the contamination concern.

The attached ND and Initial Study (IS) for the project were released for public comment 11 April 2013 with comments due 13 May 2013. On 14 May 2013, the attached comment letter (dated today) was received. Response to the comments are as follows:

1. There should be Caltrans Encroachment Permits covering the access points to the existing storage tank and Well 4 from West Line Street (Highway 168): The access points will not be affected by the project in any way. As a separate effort, Public Works will pursue these permits.

2. Work on the Caltrans right of way should be covered by a Caltrans Encroachment Permit:  
No work is anticipated on the Caltrans right of way.

No changes are needed to the ND and IS to address these comments.

**Recommendation:**

It is recommended that the City Council hold the public hearing and adopt the Negative Declaration for the Positive Pressure Water System Improvements project.

**DEPARTMENT OF TRANSPORTATION**

DISTRICT 9  
500 SOUTH MAIN STREET  
BISHOP, CA 93514  
PHONE (872-0785  
FAX (760) 872-0754  
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www.dot.ca.gov



*Flex your power!  
Be energy efficient!*

May 15, 2013

David Grah, PE  
City of Bishop  
377 West Line Street  
Bishop, California 93514

File: 09-Iny-168-15.5, 15.9  
ND  
SCH #: 2013041048

Dear Mr. Grah:

**Positive Pressure System Improvement Project – Negative Declaration (ND)**

The California Department of Transportation (Caltrans) District 9 appreciates the opportunity to comment on the ND for the proposed water improvement project for the City. We have the following comments:

- We find no record of encroachment permits for the State Route 168 accesses at postmile (pm) 15.5 (City) and pm 15.9 (Department of Water and Power). Please contact Mark Reistetter at (760) 872-0674 or [mark.reistetter@dot.ca.gov](mailto:mark.reistetter@dot.ca.gov) to obtain encroachment permits reflecting the City's usage of these access points.
- Any traffic control items (i.e. signs, etc.) merited within Caltrans' right-of-way could also be covered under the encroachment permit process.

We value our cooperative working relationship concerning any project-related State highway impacts. You may contact me at (760) 872-0785, with any questions.

Sincerely,

A handwritten signature in cursive script that reads "Gayle J. Rosander".

GAYLE J. ROSANDER  
IGR/CEQA Coordinator

c: State Clearinghouse  
Mark Reistetter

# City of Bishop

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## Positive Pressure Water System Improvements Initial Study

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March 2013

**Prepared For:**

CITY OF BISHOP  
Department of Public Works  
377 West Line Street  
Bishop, CA 93514

**Prepared By:**

 RESOURCE CONCEPTS, INC.  
340 N. Minnesota Street  
Carson City, NV 89703-4152  
[www.rci-nv.com](http://www.rci-nv.com)

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## Attachments

Attachment 1	Figures
Attachment 2	Site Photographs
Attachment 3	U.S. Fish and Wildlife Correspondence
Attachment 4	Evaluated Sensitive Species
Attachment 5	Final Plan Sheets

[file doc: 2013-03-19 Bishop Initial Study 10-619.3 City of Bishop jr-td L1-45.doc]  
March 19, 2013

## **NEGATIVE DECLARATION**

The City of Bishop Department of Public Works has completed an assessment of the proposed project to construct a new water storage tank and ancillary structures on West Line Street. This Negative Declaration for the Positive Pressure Water System Improvements Project (Project) has been prepared in compliance with the California Environmental Quality Act (CEQA) and is based on the Initial Study for the proposed project (Attached).

### **Project Description and Purpose**

The purpose of the Project is to construct a constant pressurized water line between Well 4 and the existing water tank, which will eliminate the risk of contamination to the water supply due to the lack of positive pressure in the existing system. To accomplish the Project purpose, the City of Bishop proposes to construct, maintain and operate a 50,000-gallon water storage tank and ancillary structures for the City of Bishop. The Positive Pressure Water System Improvements Project will be located on two sites: Project Site 1 - City of Bishop's Well Site 4 parcel (T7S R32E Section 10) located within the City of Bishop, and Project Site 2 - the City of Bishop's existing water tank site (T7S R32E Section 11).

### **Environmental Determination**

The Initial Study attached to this finding was prepared to assess the potential effects of the proposed Positive Pressure Water System Improvements Project. Data and information used to complete the assessment was compiled from existing agency databases, reports for similar projects, and a reconnaissance survey of the proposed project area.

Based on the assessment of potential impacts disclosed in the Initial Study for the proposed project, the Water Storage Tank Project would have less than significant impacts on the environment.

### **Contact Person**

David Grah, Director of Public Works  
Department of Public Works  
City of Bishop  
377 West Line Street  
Bishop, CA 93514  
Tel: (760) 873 8458



Signature

9 APR 13  
Date

DIRECTOR OF PUBLIC WORKS  
Title

## INITIAL STUDY

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### 1.0 Introduction

#### 1.1 *Project Description and Purpose*

The Positive Pressure Water System Improvements Project (Project) proposes to construct, operate, and maintain a 50,000-gallon water storage tank and ancillary structures. The purpose of the Project is to provide a constant pressurized system within the existing water line leading from Well 4, located on Project Site 1, to the existing water tank, located on Project Site 2. Creation of a constant pressurize system will eliminate the risk of contamination to the City's water supply due to the lack of positive pressure in the existing water line.

Project construction activities will occur primarily on the City of Bishop Well 4 site (Project Site 1) on West Line Street in Bishop, CA. Existing on-site features include an inactive, concrete-lined open reservoir, an existing chlorination room, the Well 4 pump house, and underground utility conduits.

The proposed water storage tank to be located on Project Site 1 would have a diameter of 25-feet 7-inches, and tank height would be 16-feet 3-inches. A shallow swale leading to an overflow basin (2-foot water depth) would be constructed adjacent to the tank. The project also includes installation of underground piping to connect the water storage tank to existing infrastructure located on-site and within West Line Street. An earthen berm and concrete wall would be constructed around the southwest corner of the site, tying into and extending an existing berm between the Well 4 pump house building and the North Fork of Bishop Creek. The earthen berms will be fortified with rock riprap along the outer side. The constructed berms and concrete wall serve to prevent floodwaters from the North Fork of Bishop Creek, located immediately west of the site, from impacting the Well 4 site (Reference plan sheet C1 in Attachment 5).

The existing chlorination system will be relocated into the Well 4 pump house. Once the new tank and chlorination system are on-line, the existing chlorination room will be demolished and foundation removed.

Additionally, a new control valve and hot box are needed to control the flow from the new proposed water tank to the existing water tank located at Project Site 2. Project Site 2 is located on the south side of West Line Street, approximately 0.5 miles east of Project Site 1, on property owned by the Los Angeles Department of Water and Power, and leased to the City of Bishop. Project Site 2 is located adjacent to the Inyo County Road Department yard. Installation of the new hot box and control valve will be installed on a graded pad (117 inches by 83 inches) and will be connected to existing conduit which leads to the existing water tank on Project Site 2 (Reference plan sheet C3 in Attachment 5). Height of the control valve piping will be 53 inches.

Project Sites 1 and 2 can be accessed off of West Line Street utilizing existing roads and would not require any additional access roads to be constructed. Both access roads are gravel with paved entrances along West Line Street. The area of new disturbance totals approximately 0.3 acres and would be limited to the footprint of the water storage tank,

overflow swale, overflow basin, constructed berm and concrete wall, control valve pad, and new pipeline installation.

The project is anticipated to be constructed in late summer and fall of 2013 and will take approximately three months to complete. Due to the proximity of residential areas, construction activities would be limited to the hours of 7:00 a.m. to 7:00 p.m. Monday through Saturday. No construction would occur on Sunday or holidays.

#### 1.2 *Location and Land Ownership*

Project Site 1 is located within the City of Bishop, California and owned by the City of Bishop. Specifically, Project Site 1 is located at:

Section 10, T 07S, R 32E  
37° 21.641' N, 118° 26.861' W WGS 84

Project Site 2 is located approximately 1.5 miles west of the City of Bishop, CA. The site is owned by the Los Angeles Department of Water and Power and is leased to the City. Specifically, Project Site 2 is located at:

Section 11, T 07S, R 32E  
37° 21.647' N, 118° 26.319' W WGS 84

#### 1.3 *Project Proponent*

City of Bishop Public Works Department  
Dave Grah, Director of Public Works  
377 West Line Street  
Bishop, CA 93514  
Tel: (760) 873-8458

#### 1.4 *Environmental Setting*

Construction and staging activities for the proposed project would occur entirely within Project Sites 1 and 2. Both sites are currently fenced with gated entrances off West Line Street.

On Project Site 1, one old building that was formerly used in conjunction with the surface reservoir remains on site. Next to it is a smaller building currently used for chlorination. The site has previously been graded, and vegetation is sparse throughout. Vegetation consists predominately of weedy species indicative of previous disturbance and includes: cheatgrass (*Bromus tectorum*), cranesbill (*Erodium cicutarium*), tansy mustard (*Descurainia californica*), and crested wheatgrass (*Agropyron cristatum*). Four large (> 12-inch dbh) locusts trees and several small diameter (< 2-inch) stems are located near the center of the Project Site 1 parcel. These trees will not be disturbed. Along the western fence line, several small diameter trees and one large (~40-inch diameter locust tree, *Robinia pseudoacacia*) are present. To the extent practicable, this tree and any other nesting vegetation will be removed outside of the bird-nesting season (March 1 – August 31).

There are no surface waters within Project Site 1; however, the North Fork of Bishop Creek is located adjacent to and abuts the toe-of-slope of the earthen berm along the

southwest corner of the project area. A concrete channel, which was constructed to divert water from the creek to the remnant surface reservoirs, is located along the western fence line.

The surrounding parcels to the west, east, and south are undeveloped. To the north and across West Line Street from Project Site 1 is a low-density residential development.

The City's existing water tank is located on Project Site 2, which is leased by the City of Bishop and is located adjacent to the Inyo County Road Department yard. The site is predominately disturbed, but contains scattered locusts and cottonwood (*Populus* sp.) trees with a sparse herbaceous layer consisting predominately of cheatgrass. No trees are expected to be impacted by construction. One roadside drainage ditch is located along the northern property edge adjacent to West Line Street. The parcels to the north, west and south are undeveloped. To the east is moderate density residential housing.

A review of the project areas by a qualified biologist on April 7, 2011 did not identify any special status plant or wildlife species or potential habitat within the proposed project area.

#### *1.5 General Plan Land Use Designation*

Project Site 1 is located within the City of Bishop and is zoned as "Public District." Use of Project Site 1 is consistent with the City of Bishop zoning.

Project Site 2 is designated in the Inyo County Plan as "Agriculture"; however, the site is not currently used for agricultural purposes, but is used by the City as a public works facility. Placement of the proposed water tank appurtenances remains consistent with existing use of the land.

**2.0 Environmental Checklist**

<b>1. Aesthetics</b> <i>Would the project:</i>		Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
a)	Have a substantial adverse effect on a scenic vista?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b)	Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic building within a state scenic highway?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c)	Substantially degrade the existing visual character or quality of the site and its surroundings?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d)	Create a new source of substantial light or glare which would adversely affect day or nighttime views in the area?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**1a – 1d** *The proposed project would have less than significant impacts on aesthetics.*

The project areas are not visible from designated scenic vistas or a designated state scenic highway; however, the project areas are located within an area that is generally scenic, with panoramic views of the Sierra Nevada Mountains dominating the landscape.

The visibility of the new water tank on Project Site 1 would be limited and filtered due to existing trees screening the site on the north, west and south sides of the project area. The tank would not likely to be seen from residences located north of West Line Street.

From the east, the proposed tank on Project Site 1 would be viewed by westbound traffic on West Line Street, and travelers would experience views of the water tank for brief durations as they approach the site (reference Figure 2 in Attachment 1). The project would attract some attention, but would not dominate the characteristic landscape. To minimize impacts to scenic resources, the tank would be constructed of cement or welded steel with non-reflective paint and would not create glare. No new lighting would be installed on the tank. Because the tank would not dominate the landscape and visibility would be only for short durations, the project would have less than significant effects on aesthetics.

The new hot box and control valve would be visible for brief durations from West Line Street, but due to it's low height (approximately 53 inches), it will not dominate the landscape or significantly detract from the scenic resources.

<b>2. Agriculture Resources</b>	Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
<i>In determining whether impacts to agricultural resources are significant environmental effects, lead agencies may refer to the California Agricultural Land Evaluation and Site Assessment Model (1997) prepared by the California Department of Conservation as an optional model to use in assessing impacts on agriculture and farmland. Would the project:</i>				
a) Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Conflict with existing zoning for agricultural use, or a Williamson Act contract?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Involve other changes in the existing environment, which, due to their location or nature, could result in conversion of Farmland, to non-agricultural use?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**2a – 2c**     *The proposed project would have no impact on agricultural resources.*

The proposed project would have *no impact* on agricultural resources as the project will not affect or convert any agricultural resources to other uses. There is no Prime Farmland, Farmland of Statewide Importance or a Williamson Act contract that would be affected by the project.

Although Project Site 2 is designated as "Agricultural Use" per the Inyo County General Plan, the site is currently not used for agricultural purposes. The proposed modifications are consistent with the current use of the site as a public works facility where the City's existing 1 million gallon water tank is located. .

<b>3. Air Quality</b>	Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
<i>Where available, the significance criteria established by the applicable air quality management or air pollution control district may be relied upon to make the following determinations. Would the project:</i>				
a) Conflict with or obstruct implementation of the applicable air quality plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Violate any air quality standard or contribute substantially to an existing or projected air quality violation?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c) Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard (including releasing emissions, which exceed quantitative thresholds for ozone precursors)?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d) Expose sensitive receptors to substantial pollutant	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

3. Air Quality		Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
concentrations?					
e)	Create objectionable odors affecting a substantial number of people?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f)	Increase the level of greenhouse gas emissions beyond that existing in the area before the project?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**3a - 3e     *The proposed project would have less than significant impacts on air quality.***

Air quality within the City of Bishop and surrounding Inyo County is regulated by the Great Basin Unified Air Pollution Control District. The location of the project is not within any area designated in non-attainment for Federal air quality standards. However, Inyo County and most of the counties within the Great Basin Unified Air Pollution Control District are designated in non-attainment for the State standards for ozone and PM-10. Construction of the project would temporarily generate emissions related to fuel combustion and fugitive dust, which would contribute to localized, short-term increase in PM-10 and ozone precursors (NOx and VOCs). Temporary BMPs would be implemented to control construction related emissions (fugitive dust and combustion products from equipment), including:

- Site watering or application of dust suppressants;
- Covering of stockpiles;
- Suspension of grading activities during high wind periods (wind speeds greater than 25 miles per hour),
- Equipment would be maintained in proper working condition; and
- Equipment would use low sulfur diesel fuel.

Currently there are four areas in Inyo County with air quality plans (State Implementation Plan or SIPs) for PM-10. The project is not located within any of the designated areas and the SIPs are not applicable. Construction emissions associated with the project would have no impact on local or regional air quality plans.

The Great Basin Unified Air Pollution Control District has not established any quantitative emission thresholds. Given the extent of soil disturbance (0.3 acres) and the duration of the construction activity (~3 months), the project would not create a cumulatively considerable increase in PM-10 or ozone precursors (NOx and VOCs). Construction and operation emissions associated with the project would have a less than significant impact on the regional non-attainment status for State PM-10 and ozone air quality standards.

Construction, maintenance or long-term use of the water storage tank would not expose sensitive receptors to substantial pollutant concentrations, as there are no sensitive receptors (ie. schools, nursing homes, or healthcare facilities) within 500 feet of the project areas.

The project does not propose to use any construction techniques that would result in unusual odors that would be objectionable to the general public. Temporary odors from

diesel exhaust would be dispersed within a short distance from the project area, and due to the temporary nature of the construction activities, impacts would be less than significant.

Diesel fuel combustion and workers commuting to the job site would slightly increase Greenhouse Gas (GHG) emissions during the construction period; however, long-term use and operation of the water tank would not result in new sources of combustion emissions or increase local traffic. The slight increase of GHG emissions would be temporary and the impact to global climate change would be less than significant.

<b>4. Biological Resources</b>		Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
<i>Would the project:</i>					
a)	Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b)	Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, and regulations or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c)	Have a substantial adverse effect on federally protected wetlands as defined by Section 404 of the Clean Water Act (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d)	Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of wildlife nursery sites?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e)	Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f)	Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**4a - 4f**     ***The proposed project would have less than significant impacts on biological resources.***

The US Fish and Wildlife Service (USFWS) and the California Natural Diversity Database (CNDDB) were queried regarding the potential for state and federally listed threatened, endangered, and candidate species and other special status species occurrence within the proposed project areas. An RCI Biologist surveyed the project areas and determined that the proposed project would not have an adverse effect on any state or federally listed special status species, critical habitat, or migration routes for

any species (reference Attachment 4). There are no native plant communities or wildlife habitats within the proposed project areas. The project areas have been previously disturbed, impacted by grading, and are currently fenced.

There are no aquatic habitats or jurisdictional wetlands or other Waters of the United States within the proposed project areas. Riparian vegetation along the banks of the North Fork of Bishop Creek, located adjacent to the constructed berms in the southwest corner of Project Site 1, extends to the edge of the project area. For construction of the new concrete wall, the project requires removal of a 40-inch diameter locust tree and has potential to affect nesting or foraging migratory birds or raptors if removed during the nesting season. To avoid impacts to nesting birds, the locust tree and any other nesting vegetation will be removed outside of the bird breeding season (March 1 – August 31). If the tree is removed during the nesting period, a qualified biologist will conduct a survey for nesting birds within ten (10) days prior to the vegetation removal and ensure no nesting birds or raptors will be impacted by the project.

There are no existing habitat/natural community conservation plans for the proposed project areas.

<b>5. Cultural Resources</b>		Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
<i>Would the project:</i>					
a)	Cause a substantial adverse change in the significance of a historical resource as defined in §15064.5?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b)	Cause a substantial adverse change in the significance of an archaeological resource pursuant to §15064.5?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c)	Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d)	Disturb any human remains, including those interred outside of formal cemeteries?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**5a – 5d**    *The proposed project would have no impact on cultural resources.*

The proposed project areas have been previously graded and soils compacted by construction traffic. There are no known or visible historic or prehistoric cultural resources within the proposed project areas.

If cultural resources are observed during construction, construction activity will cease immediately and a qualified archaeologist will be called to determine the appropriate action.

The existing chlorination building to be removed was built circa 1969 and is not considered a historic resource.

The open water reservoir and associated shed were constructed in the 1950s and may be considered historic resources; however, these features are located outside the Area

of Potential Effect for cultural resources. There will be no impacts to these structures from the proposed project.

<b>6. Geology and Soils</b>		Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
<i>Would the project:</i>					
a)	Expose people or structures to potential substantial adverse effects, including the risk of loss, injury or death involving:				
i)	Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? Refer to Division of Mines and Geology Special Publication 42.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
ii)	Strong seismic ground shaking?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
iii)	Seismic-related ground failure, including liquefaction?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
iv)	Landslides?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b)	Result in substantial soil erosion or the loss of topsoil?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c)	Be located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction or collapse?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d)	Be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1994), creating substantial risks to life or property?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e)	Have soils incapable of adequately supporting the use of septic tanks or alternative wastewater disposal systems where sewers are not available for the disposal of wastewater?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**6a - 6e      *The proposed project would have less than significant impacts on Geology and Soils.***

In March 2012, a geotechnical survey and report was prepared for the site by Geocon Consultants, Inc. Based on the findings of this report, the project is not located across a known earthquake fault. The nearest faults are mapped approximately 8.75 miles east of the site (White Mountain Fault Zone, Central Section) and 12.15 miles south of the site (Owens Valley Fault Zone, 1872 Rupture Section.)

Seismic activity and significant ground-shaking are anticipated to occur during the design life of the proposed project. The water tank will be designed to withstand seismic events typical of those occurring on the Owens Valley Fault Zone and White Mountain Fault Zone. The Seismic risk along this site is not considered to be greater than that of the surrounding area.

The soils within the proposed project area are mapped by the Natural Resources Conservation Service (NRCS) as Muranch family 0-2 percent slopes. The texture varies from sandy loam to very cobbly coarse sand in the upper 60 inches. The topography in the site vicinity is relatively flat-lying to gently sloping, and there is no potential hazard for landsliding. Based on the field observations and laboratory data, hazards associated with expansive soils, or liquefaction and related lateral spreading, are not considered to be a hazard to the proposed construction (Geocon 2012).

7. Hazards and Hazardous Materials <i>Would the project:</i>	Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
a) Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b) Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the likely release of hazardous materials into the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, would create a significant hazard to the public or environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project result in a safety hazard for people residing or working in the project area?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f) For a project within the vicinity of a private airstrip, would the project result in a safety hazard for people residing or working in the project area?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
g) Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
h) Expose people or structures to a significant risk of loss, injury or death involving wildland fires, including where wildlands are adjacent to urbanized areas or where residences are intermixed with wildlands?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**7a – 7j**     ***The proposed project would have less than significant impacts for hazards or from hazardous materials.***

Construction and operation of the proposed project would not involve any hazardous materials other than diesel fuel and grease associated with construction equipment and support vehicles. Construction equipment would be inspected daily for potential leaks or failures. Equipment would be fueled off-site, or if fueled on-site, fuel tanks would be

placed within a secondary containment area. The project would result in the production of diluted chlorine, which would be stored in tanks of suitable material to prevent leakage. The project would result in no long-term use of hazardous materials.

The Cortese list of data resources were reviewed to determine sites potentially containing hazardous material or waste near the project areas. The Cortese list includes hazardous waste facilities subject to corrective action and sites designated as hazardous waste property, hazardous waste disposal areas, contaminated sites, and abandoned sites. There are no hazardous waste sites within or near the project area.

<b>8. Hydrology and Water Quality</b>		Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
<i>Would the project:</i>					
a)	Violate any water quality standards or waste discharge requirements?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b)	Substantially deplete groundwater supplies or interfere substantially with groundwater recharge such that there would be a net deficit in aquifer volume or a lowering of the local groundwater table level (e.g., the production rate of pre-existing nearby wells would drop to a level which would not support existing land uses or planned uses for which permits have been granted?)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c)	Substantially alter the existing drainage pattern of area, including through the alteration of the course of a stream or river, in a manner which would result in substantial erosion or siltation on- or off-site?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d)	Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, or substantially increase the rate or amount of surface runoff in a manner, which would result in flooding on- or off-site?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e)	Create or contribute runoff water which would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f)	Otherwise substantially degrade water quality?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
g)	Place housing within a 100-year flood hazard area as mapped on a federal Flood Hazard Boundary or Flood Insurance Rate Map or other flood hazard delineation map?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
h)	Place within a 100-year flood hazard area structures, which would impede or redirect flood flows?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
i)	Expose people or structures to a significant risk of loss, injury or death involving flooding, including flooding as a result of the failure of a levee or dam?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
j)	Inundation by seiche, tsunami, or mudflow?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**8a – 8j     *The proposed project will have less than significant effects on hydrology or water quality.***

The proposed project would not violate any water quality standards or waste discharge requirements. The area of disturbance is small (approximately 0.3 acres), and Best Management Practices (BMPs) would be implemented to control surface water runoff from the site, which flows to the east and away from the North Fork of Bishop Creek. BMPs may include measures such as the use of silt fencing, coir rolls, and plastic tarps to cover spoil piles. Project Site 1 currently has earthen berms between the developable area and the North Fork of Bishop Creek, located immediately west of the site. These berms will be extended and a concrete wall constructed to divert flood flows from the creek around the site and away from Well 4. Because the combined length of the wall and berms are approximately 280 linear feet, the alteration of the creeks flood flows within the watershed is less than significant and will not result in substantial off-site flooding. The earthen berms will be fortified with 4-8 inch rock riprap placed over filter fabric to prevent erosion of soils into the creek.

Construction and long-term use of the water storage tank and associated structures would have no impact on groundwater supplies. The water tank and concrete pad for the hot box and control valves would minimally decrease site infiltration, but relative to the watershed size, would have no impact on groundwater recharge or lead to a net deficit in aquifer volume.

Neither project sites are located within a 100-year flood hazard area layer prepared by the Federal Emergency Management Agency (FEMA).

<b>9. Land Use and Planning</b>		Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
<i>Would the project:</i>					
a)	Physically divide an established community?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b)	Conflict with any applicable land use plan, policy, or regulation of an agency with jurisdiction over the project (including, but not limited to the general plan, specific plan, local coastal program, or zoning ordinance) adopted for the purpose of avoiding or mitigating an environmental effect?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c)	Conflict with any applicable habitat conservation plan or natural communities conservation plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**9a – 9c     *The proposed project would have no impact on land use and planning.***

The proposed project is not located within an established community. Project Site 1 is zoned by the City of Bishop as a "Public District." Use of Project Site 1 is consistent with the City of Bishop General Plan. Project Site 2 is located outside of the City of Bishop, and Inyo County General Plan designates the land use as Agriculture. Project Site 2 is not currently used for agriculture, but used by the City of Bishop as a public facility where the City's existing 1 million gallon water tank is located. Project activities proposed on Project Site 2 would be consistent with existing land uses.

There are no habitat conservation or natural communities conservation plans that are applicable to the project areas.

<b>10. Mineral Resources</b>		Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
<i>Would the project:</i>					
a)	Result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b)	Result in the loss of availability of a locally-important mineral resource recovery site delineated on a local general plan, specific plan or other land use plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**10a – 10b** *The proposed project would have less than significant impact on mineral resources.*

The project areas contain aggregate, a valuable mineral resource. Direct impact to aggregate resources from the project will be minimal, but the project will likely preclude future mining and use of the resource. Due to the small size of the project areas (< 2 acres) relative to the abundant supply of aggregate in the surrounding area, the proposed project would have less than significant impact on mineral resources.

<b>11. Noise</b>		Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
<i>Would the project result in:</i>					
a)	Exposure of persons to or generation of noise levels in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b)	Exposure of persons to or generation of excessive groundborne vibration or groundborne noise levels?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c)	A substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d)	A substantial temporary or periodic increase in ambient noise levels in the project vicinity above levels existing without the project?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e)	For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project expose people residing or working in the project area to excessive noise levels?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f)	For a project within the vicinity of a private airstrip, would the project expose people residing or working in the project area to excessive noise levels?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**11a – 11f The proposed project would have less than significant impacts on noise.**

The proposed project would generate noise from the operation of construction equipment and would result in a temporary increase in ambient noise levels. Typical construction noise has the potential to be 45 to 65 dB(A) at about 500 feet, and 65 dB(A) is the level generally recognized to be perceived as an annoyance in residential areas. To avoid and minimize adverse effects to residences within 500 feet of the project area, construction activities would be limited to the hours of 7:00 a.m. to 7:00 p.m. Monday through Saturday. No construction would occur on Sunday or federal holidays.

The proposed project would temporarily generate groundborne vibrations from compaction activities related to installation of the water tank footers that would affect areas within 50 to 100 feet of the project. As the nearest residence is greater than 100 feet from Project Site 1, the project would have less than significant impacts from vibrations.

The maintenance and long-term use of the water storage tank and Well 4 would not result in a permanent increase in ambient noise levels as it would not generate noise that can be heard outside of the building.

The project is not located within an airport land use plan or within the vicinity of a private airstrip.

<b>12. Population and Housing</b>		Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
<i>Would the project:</i>					
a)	Induce substantial population growth in an area, either directly (e.g., by proposing new homes and businesses) or indirectly (e.g., through extension of roads or other infrastructure)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b)	Displace substantial numbers of existing housing, necessitating the construction of replacement housing elsewhere?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c)	Displace substantial numbers of people necessitating the construction of replacement housing elsewhere?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**12a – 12c The proposed project would have no impact on population and housing.**

The project proposes to construct a water storage tank and pressurized system that would benefit the City of Bishop by improving water quality. There is no housing located on the project area and none is proposed. As such, the project would not induce population growth in the area. The proposed project would not displace any existing housing or people.

13. Public Services	Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
<i>Would the project result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives for any of the public services:</i>				
a) Fire Protection?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Police Protection?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Schools?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) Parks?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) Other public facilities?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**13a – 13e** *The proposed project would have no impact on public services.*

The proposed project would not adversely impact any government facilities or public services. The project proposes to construct a water storage tank and pressurized system that would benefit the City of Bishop by protecting water quality. The project would provide a constant pressurized system between Well 4 and the existing water tank. The pressurized system will eliminate the risk of contamination of the water supply, which currently exists due to the lack of positive pressure in the existing water line leading from Well 4 to the tank.

14. Recreation	Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
a) Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Does the project include recreational facilities or require the construction or expansion of recreational facilities, which might have an adverse physical effect on the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**14a – 14b** *The proposed project would have no impact on recreation.*

The proposed project areas are not used for recreation or have no recreation-related components and are not proposed for recreational use or enhancement.

15. Transportation/Traffic	Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
<i>Would the project:</i>				
a) Cause an increase in traffic, which is substantial in relation to the existing traffic load and capacity of the street system (i.e., result in a substantial	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

<b>15. Transportation/Traffic</b>		Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
<i>Would the project:</i>					
	increase in either the number of vehicle trips, the volume to capacity ratio on roads, or congestion at intersections)?				
b)	Exceed, either individually or cumulatively, a level of service standard established by the county congestion management agency for designated roads or highways?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c)	Result in a change in air traffic patterns, including an increase in traffic levels or a change in location that results in substantial safety risks?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d)	Substantially increase hazards due to a design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e)	Result in inadequate emergency access?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f)	Result in inadequate parking capacity?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**15a – 15f The proposed project would have less than significant impacts on transportation and traffic.**

The proposed project would require typical construction equipment that would be transported to the sites at the start of the project and removed upon project completion. On a daily basis, several light trucks and automobiles would be used over a period of 3 months during construction. Traffic on surrounding roadways is typically light. Construction traffic would not have a measurable impact on local traffic volumes or patterns.

<b>16. Utilities and Service Systems</b>		Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
<i>Would the project:</i>					
a)	Exceed wastewater treatment requirements of the applicable Regional Water Quality Control Board?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b)	Require or result in the construction of new water or wastewater treatment facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c)	Require or result in the construction of new storm water drainage facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d)	Have sufficient water supplies available to serve the project from existing entitlements and resources, or are new or expanded entitlements needed?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e)	Result in a determination by the wastewater treatment provider, which serves or may serve the project that it has adequate capacity to serve the	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

<b>16. Utilities and Service Systems</b>		Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
<i>Would the project:</i>					
project's projected demand in addition to the provider's existing commitments?					
f)	Be served by a landfill with sufficient permitted capacity to accommodate the project's solid waste disposal needs?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
g)	Comply with federal, state, and local statutes and regulations related to solid waste?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**16a – 16g The proposed project will have no negative effect on utilities and service systems.**

The proposed project would benefit the City of Bishop and its residents by protecting water quality. The project would provide a constant pressurized system between Well 4 and the existing water tank, which will eliminate the risk of contamination of the water supply that currently exists due to the lack of positive pressure in the existing water line leading from Well to the tank.

The proposed project will not affect wastewater treatment. Existing City water supplies would be adequate to serve the project dust control needs during the construction period.

<b>17. Mandatory Findings of Significance</b>		Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
a)	Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal, or eliminate important examples of the major periods of California history or prehistory?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b)	Does the project have impacts that are individually limited, but cumulatively considerable? ("Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects.)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c)	Does the project have environmental effects, which will cause substantial adverse effects on human beings, either directly or indirectly?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Project impacts would be short-term and minor. Impacts would be limited to 0.3 acres of previously disturbed and sparsely vegetated area. The proposed project would not cause any potential impacts to the environment that could result in a mandatory finding of significance.

### 3.0 References

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- California Department of Conservation. California Geological Survey. 2007. Fault-Rupture Hazard Zones in California. Alquist-Priolo Earthquake Fault Zoning Act with Index to Earthquake Fault Zones Maps. Special Publication 42 Intermim Revisions 2007.
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- California Geological Survey, 2010. 2010 Geologic Map of California. Map No. 2
- The Cortese List Data Resources accessed 5-26-2011 at [www.calepa.ca.gov/sitecleanup/corteselist/](http://www.calepa.ca.gov/sitecleanup/corteselist/) including List of Hazardous Waste and Substances sites from the Dept of Toxic Substances Control EnviroStor database
- List of Leaking Underground Storage Tank Sites from Water Board GeoTracker database
- Geocon Consultants, Inc. *Geotechnical Investigation, 50,0000-Gallon Water Tank Well 4 Site, Bishop, CA.* March 2012.
- Great Basin Unified Air Pollution Control District. 2011. Air Quality Plans. Available at: <http://www.gbuapcd.org/airqualityplans.html>
- Inyo County Planning Department. 2011. Inyo County General Plan, Goals and Policies Report. December 11, 2001.
- Mapcard. 2011. Available at: <http://www.mapcard.com>
- Natural Resource Conservation Service Web Soil Survey accessed at <http://websoilsurvey.nrcs.usda.gov> accessed on 5-26-2011. Benton-Owens Valley Area Pars of Inyo and Mono Counties, California Soil Maps and Soil Data Version 2 and 5 May 18, 2011.
- US Fish and Wildlife Service. 2012. Species List for the Water Tank Project, Inyo County, California. Correspondence dated December 26, 2012 from Carl T. Benz, Assistant Field Supervisor.

# Attachment 1

## Figures

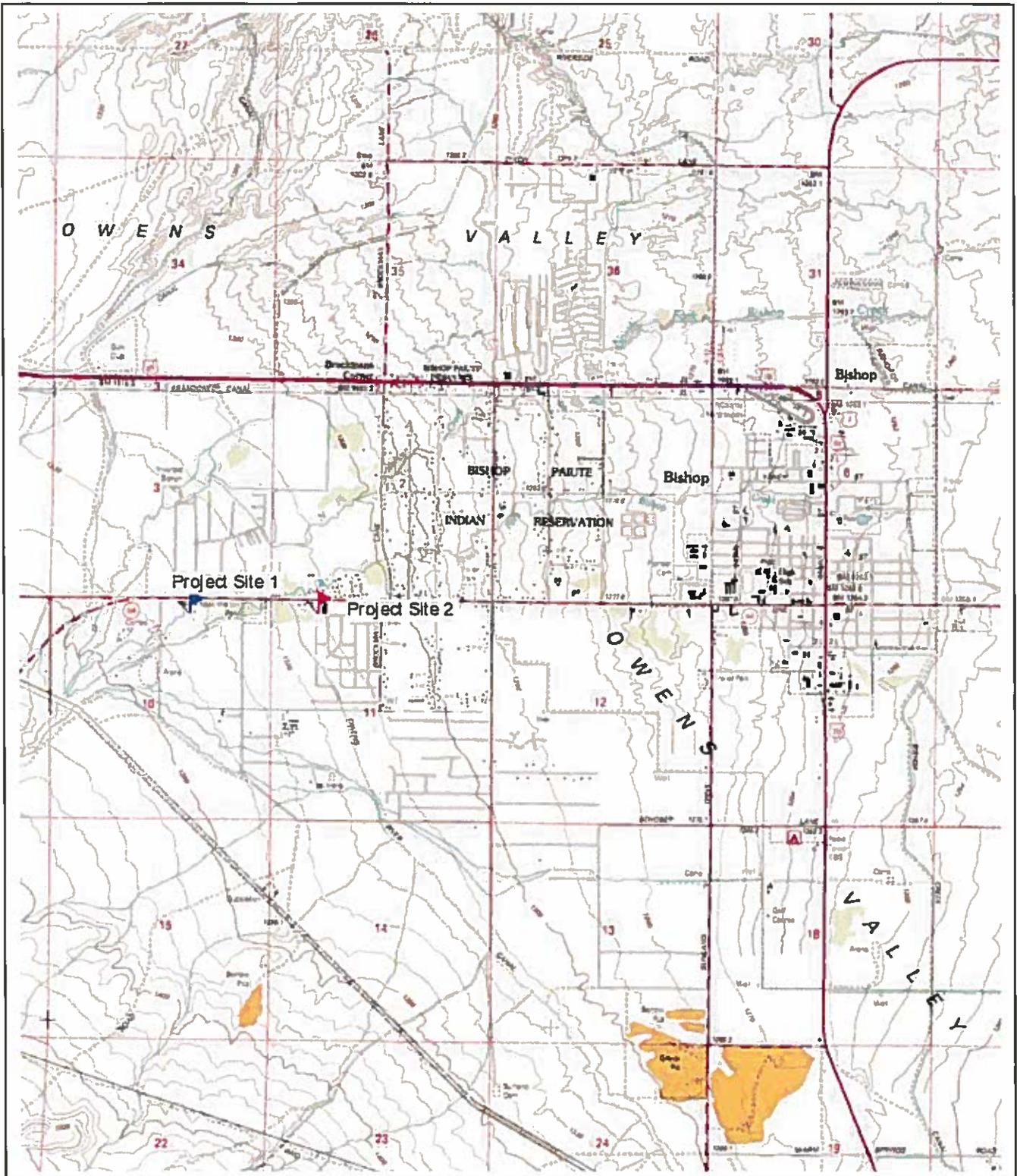


Figure 1. Location Map of Project Site 1 and Project Site 2.

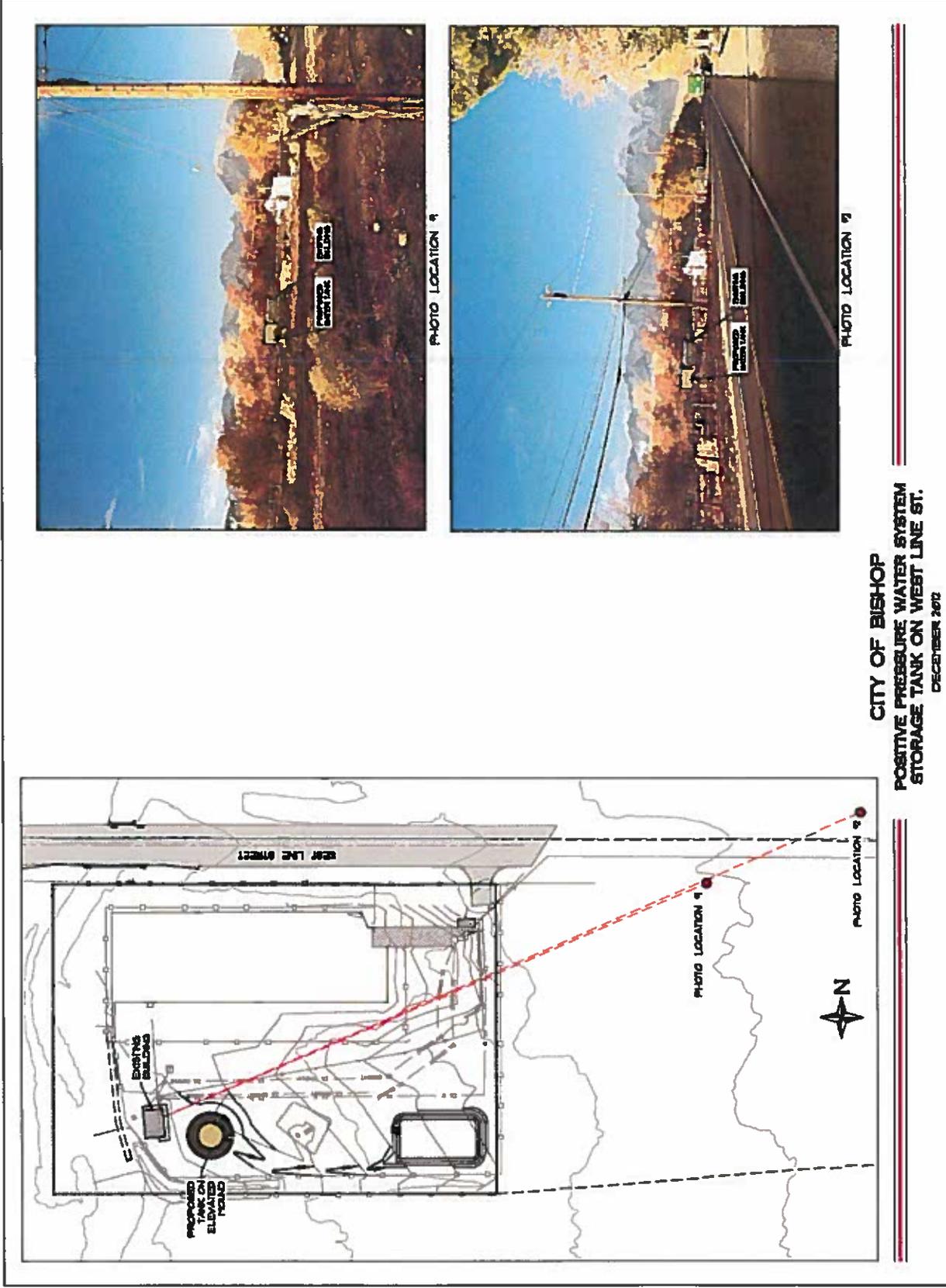


Figure 2. Photosimulation of new water tank on Project Site 1.

Attachment 1  
Positive Pressure Water System Improvements

# Attachment 2

## Site Photographs

**Positive Pressure Water System Improvement Project – Site Photographs**



**Photo 1. View to the west of Project Site 1 (Well 4 Site) as seen from West Line Street.**



**Photo 2. View to the south at entrance to Project Site 1 from West Line Street.**

**Positive Pressure Water System Improvement Project – Site Photographs**



**Photo 3. View to the south of Project Site 1 from West Line Street. Existing roadside vegetation would partially screen new water tank.**



**Photo 4. View to the east of project area from West Line Street.**

**Positive Pressure Water System Improvement Project – Site Photographs**



Photo 5. Overview to the west of project area and water tank location. Building in background of picture to remain.



Photo 6. View of existing earthen berm and building located near northern property line.

**Positive Pressure Water System Improvement Project – Site Photographs**



**Photo 7. View to the south of gated entrance to Project Site 2 from West Line Street.**



**Photo 8. Location of proposed concrete pad for control valve and hot box.**

**Positive Pressure Water System Improvement Project – Site Photographs**



**Photo 9. Overview to the east toward existing water tank on Project Site 2.**



**Photo 10. View to the north on Project Site 2 toward West Line Street.**

# Attachment 3

U.S. Fish and Wildlife Service Correspondence



# United States Department of the Interior



FISH AND WILDLIFE SERVICE  
Ventura Fish and Wildlife Office  
2493 Portola Road, Suite B  
Ventura, California 93003

IN REPLY REFER TO:  
08EVEN00-2013-SL-0051

December 26, 2012

JoAnne Robben  
Senior Environmental Specialist  
Resource Concepts, Inc.  
340 North Minnesota Street  
Carson City, Nevada 89703

Subject: Species List for the Proposed Water Tank in the City of Bishop, Inyo County,  
California

Dear Ms. Robben:

This letter is in response to your request, dated November 16, 2012, and received in our office on November 19, 2012, for updated information on federally threatened and endangered species that may occur in the vicinity of the subject project. The proposed project would involve the construction of a water storage tank on one of two proposed sites located in Bishop, California. The federally endangered southwestern willow flycatcher (*Empidonax traillii extimus*) may occur in the vicinity of the proposed project. There is no critical habitat located in the vicinity of the proposed project.

The U.S. Fish and Wildlife Service's (Service) responsibilities include administering the Endangered Species Act of 1973, as amended (Act), including sections 7, 9, and 10. Section 9 of the Act prohibits the taking of any federally listed endangered or threatened species. Section 3(19) of the Act defines take to mean to harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect, or to attempt to engage in any such conduct. Service regulations (50 Code of Federal Regulations 17.3) define harm to include significant habitat modification or degradation which actually kills or injures wildlife by significantly impairing essential behavioral patterns, including breeding, feeding, or sheltering. Harassment is defined by the Service as an intentional or negligent action that creates the likelihood of injury to wildlife by annoying it to such an extent as to significantly disrupt normal behavioral patterns which include, but are not limited to, breeding, feeding, or sheltering. The Act provides for civil and criminal penalties for the unlawful taking of listed species.

Exemptions to the prohibitions against take may be obtained through coordination with the Service in two ways. If the subject project is to be funded, authorized, or carried out by a Federal agency and may affect a listed species, the Federal agency must consult with the Service, pursuant to section 7(a)(2) of the Act. If a proposed project does not involve a Federal agency but may result in the take of a listed animal species, the project proponent should apply for an

JoAnne Robben

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incidental take permit, pursuant to section 10(a)(1)(B) of the Act. Once you have determined if the proposed project will have a lead Federal agency, we can provide you with more detailed information regarding the section 7 or 10(a)(1)(B) permitting process.

The information provided in this letter is based on the best available information, including your letter, scientific and technical literature, and information in our files. Newer information based on updated surveys, changes in the abundance and distribution of listed species, changed habitat conditions, or other factors could change this information. Please feel free to contact us if you need more current information or assistance regarding the potential presence of federally proposed, listed, or candidate species, and critical habitat. We also recommend that you contact the California Department of Fish and Game to determine whether any species of state concern may occur in the project area.

If you have any questions, please call Erin Nordin of the Ventura Fish and Wildlife Office at (760) 872-5020.

Sincerely,

A handwritten signature in black ink, appearing to read "Carl T. Benz". The signature is stylized with a large, sweeping "C" and a long, horizontal stroke at the end.

Carl T. Benz  
Assistant Field Supervisor

# Attachment 4

## Evaluated Sensitive Species

Table 1. Evaluation of Sensitive Species with Potential to Occur within Project Area

Common Name <sup>1</sup>	Scientific Name	Federal Status	State Status <sup>2</sup>	Habitat	Conclusion	Rationale
<b>PLANTS</b>						
Fish Slough milk-vetch	<i>Astragalus lentiginosus</i> <i>var. piscinensis</i>	Threatened	IB.1	Alkaline flats paralleling Fish Slough	No effect	No potential habitat
July gold	<i>Dedeckera eurekensis</i>		Rare/IB.3	Steep limestone canyons, creosote	No effect	No potential habitat
Father Crowley's lupine	<i>Lupinus padre-crowleyi</i>		Rare/IB.3	Sagebrush scrub, lodgepole	No effect	No potential habitat
Owens Valley checkerbloom	<i>Sidalcea covillei</i>		Endangered/IB.1	Sagebrush scrub, meadow	No effect	No potential habitat
<b>ANIMALS</b>						
Swainson's hawk	<i>Buteo swainsoni</i>		Threatened	Riparian	No effect	No potential habitat
Western yellow-billed cuckoo	<i>Coccyzus americanus occidentalis</i>	Candidate	Endangered	Riparian woodland	No effect	No potential habitat
Owens pupfish	<i>Cyprinodon radiosus</i>	Endangered	Endangered	Aquatic	No effect	No potential habitat
Southwestern willow flycatcher	<i>Empidonax traillii eximius</i>	Endangered	Endangered	Dense willow or other dense woody riparian	No effect	No potential habitat
California wolverine	<i>Gulo gulo</i>	Candidate	Threatened	Mixed conifer	No effect	No potential habitat
Paiute cutthroat trout	<i>Oncorhynchus clarkii selenis</i>	Threatened		Aquatic	No effect	No potential habitat
Sierra Nevada bighorn sheep	<i>Ovis canadensis sierrae</i>	Endangered	Endangered	Riparian or lakeside banks and bluffs	No effect	No potential habitat
Bank swallow	<i>Riparia riparia</i>		Threatened		No effect	No potential habitat
Owens tui chub	<i>Sphaeteles bicolor snyderi</i>	Endangered	Endangered	Aquatic	No effect	No potential habitat
Sierra Nevada red fox	<i>Vulpes vulpes necator</i>		Threatened			

<sup>1</sup> Species selected for evaluation were based on U.S. Fish and Wildlife Service Consultation and a 9-quad search (centered on the Bishop Quadrangle) of the California Natural Diversity Database.

<sup>2</sup> California Department of Fish and Game (rare or endangered) or California Native Plant Society (1B status).

# Attachment 5

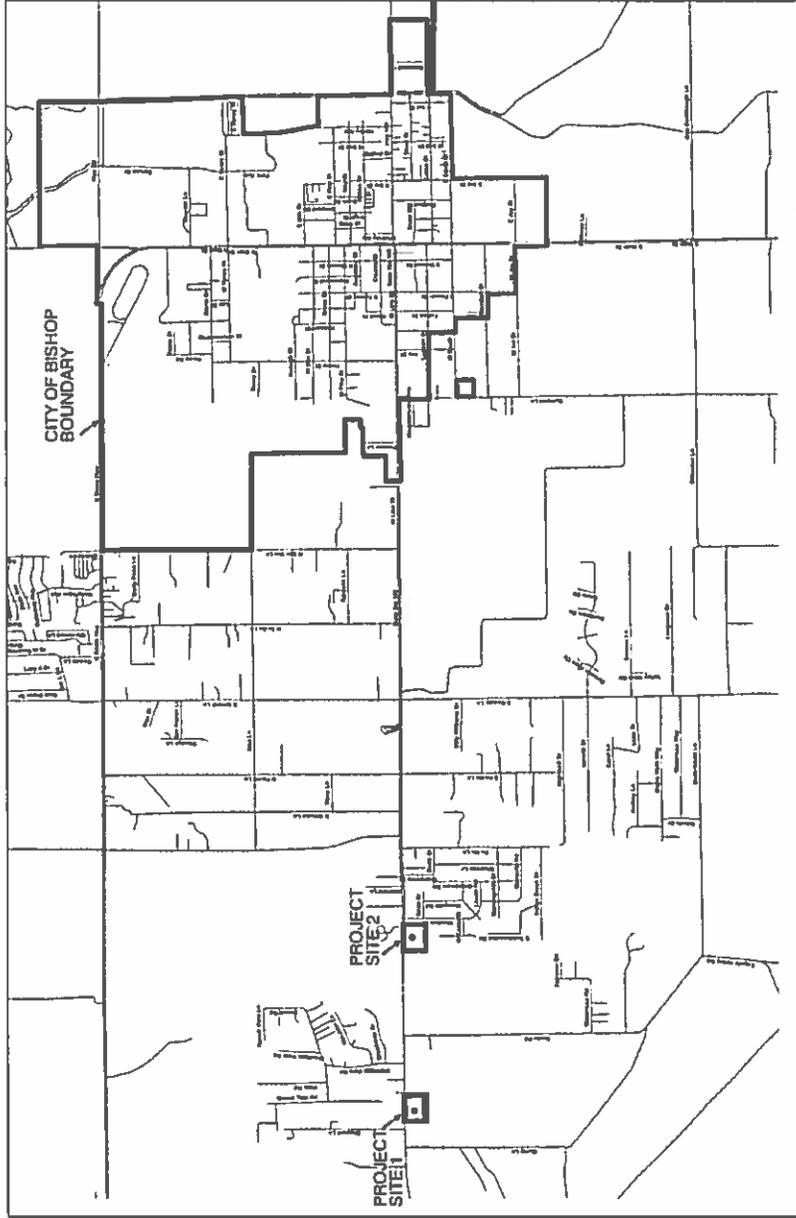
## Plan Sheets

# CITY OF BISHOP

## Positive Pressure Water System Improvements

### At Well 4 and Storage Tank on West Line Street Inyo County, California

TO BE SUPPLEMENTED BY THE 2010 CALTRANS STANDARD PLANS AND STANDARD SPECIFICATIONS, THE 2012 CALIFORNIA MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES, THE 1991 CITY OF BISHOP SPECIFICATIONS FOR DOMESTIC WATER AND SANITARY SEWER SYSTEMS, AND OTHER CONTRACT DOCUMENTS



#### SHEET INDEX

- SHEET C1 - TITLE SHEET
- SHEET C2 - WELL 4 SITE PLAN
- SHEET C3 - EX STORAGE TANK SITE PLAN
- SHEET C4 - WELL 4 BUILDING - REVISED PIPING PLAN & METER
- SHEET C5 - WELL 4 FLOOD PROTECTION BERM
- SHEET T1 - TANK DETAILS
- SHEET T2 - TANK DETAILS
- SHEET T3 - TANK DETAILS
- SHEET T4 - TANK DETAILS
- SHEET D1 - DETAILS
- SHEET D2 - DETAILS

**OWNER**  
 CITY OF BISHOP  
 517 WEST LARK STREET  
 BISHOP, CA 93314

**VICINITY MAP**  
 NO SCALE

**APPROVALS:**  
 \_\_\_\_\_  
 CITY OF BISHOP, PUBLIC WORKS DEPARTMENT  
 DAVID CHAM, PUBLIC WORKS DIRECTOR

**CALL BEFORE YOU DIG.**  
 1-800-221-2860

**RESOURCE CONCEPTS, INC.**  
 ENGINEERING • PLANNING • RESOURCE MANAGEMENT  
 312 ELKS PARK ROAD STE. 412  
 JEROME, CO, NEVADA 89404  
 PHONE: 775-466-7533



NO.	DATE	REVISION

**CITY OF BISHOP**  
 POSITIVE PRESSURE WATER SYSTEM  
 IMPROVEMENTS AT WELL 4 AND  
 STORAGE TANK ON WEST LINE STREET  
 TITLE SHEET



JOB NO. 18-03-311  
 DATE: 4/8/13  
 DESIGNED: LC  
 DRAWN: NLN  
 CHECKED: \_\_\_\_\_  
**SHEET C1**



340 N. UNIVERSITY STREET  
 CAMDEN CITY, NEW JERSEY 07020  
 PHONE: 732-661-1000 FAX: 732-661-1001  
 WEB SITE: www.rcm.com

**WELL #4 SITE PLAN**  
 STORAGE TANK ON WEST LINE STREET  
 IMPROVEMENTS AT WELL #4 AND  
 POSITIVE PRESSURE WATER SYSTEM

CITY OF BISHOPE  
 ENGINEER OF RECORD  
 JAMES J. COVATTA  
 P.E. No. 35-30-3011  
 100 N. 10TH STREET, SUITE 200  
 BISHOP, CA 93510  
 PHONE: 559-762-1111  
 FAX: 559-762-1112

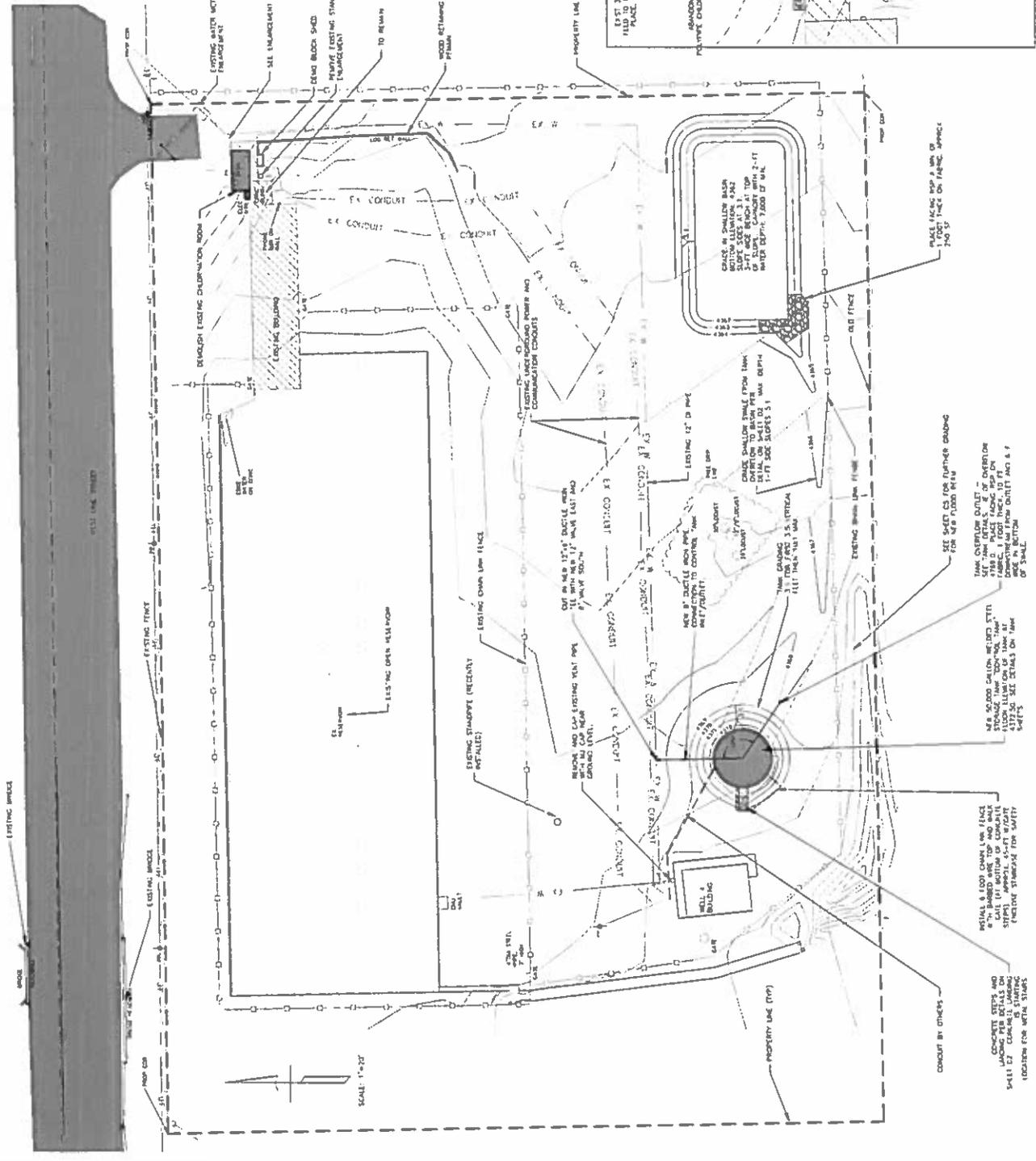
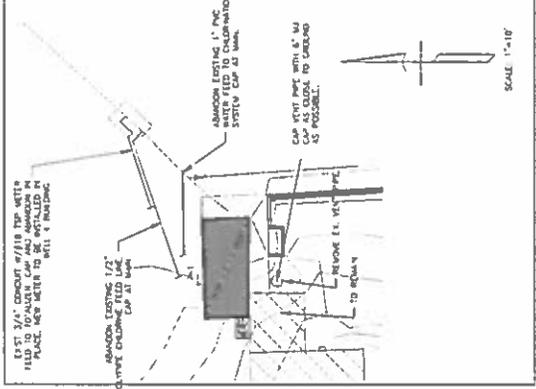
JOB NO. 18-0011  
 DATE: 4/2/13  
 DESIGNED BY: [blank]  
 DRAWN BY: [blank]  
 CHECKED: [blank]

**SHEET 03**

- NOTES**
- SEE SHEET 02 FOR WELL #4 PUMP OPERATIONS AND NEW WATER INSTALLATION.
  - SEE SHEET 03 FOR NEW FLOOD BENCH IMPROVEMENTS.
  - NEEDS TO REMAIN UNLESS SPECIFICALLY CALLED OUT FOR REMOVAL.

**SURVEY INFORMATION**  
 CONVEYANCE MAPS REFER TO CITY OF BISHOP SURVEY MAPS. ALL PROPERTY LINES LOCATED ON THIS CITY'S MAPS.

**CALL BEFORE YOU DIG.**  
 1-800-277-2800



EXISTING BRIDGE

SCALE: 1"=20'

SEE SHEET 02 FOR FURTHER DRAINING

TANK OVERFLOW DUCT - SEE THE DETAILS OF OVERFLOW

NEAR 5000 GALLON METAL DUTY FABRIC 1 FOOT THICK 10 FT DIA. MADE IN BOTTOM SHEET'S

CONCRETE STEPS AND JACKING PIPES DETAILS ON 5-1117-01 CONCRETE STEPS AT STARTING SECTION FOR METAL STAIRS

CONCRETE BY OTHERS



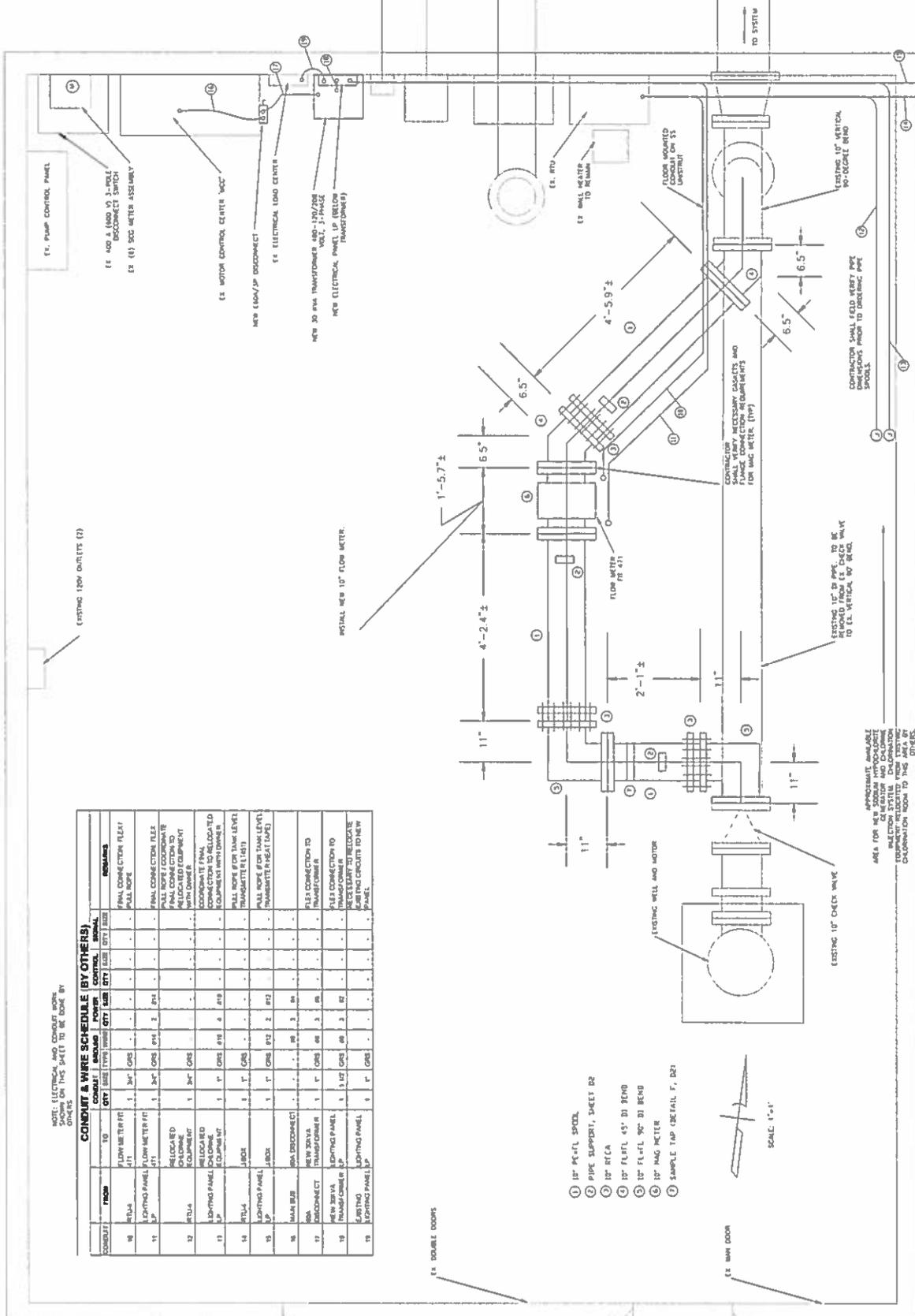


REVISION	

CITY OF BISHOP  
 POSITIVE PRESSURE WATER SYSTEM  
 IMPROVEMENTS AT WELL 4 AND  
 STORAGE TANK ON WEST LINE STREET  
 WELL 4 BUILDING  
 CHLORINE SYSTEM CONNECTIONS

APPROXIMATE AVAILABLE  
 AREA FOR NEW SODIUM HYDROGENITE  
 EQUIPMENT RELOCATED FROM EXISTING  
 BUILDING STABLE EXPLANATION  
 DISCUSSION AGAIN TO THE OTHERS.

DATE: 4/11/13  
 DRAWN: DJM  
 CHECKED: LHM  
 SHEET C-8



**CONDUIT & WIRE SCHEDULE (BY OTHERS)**

CONDUIT	TO	CONDUIT	SIZE	TYPE	QTY	CONDUIT	SIZE	TYPE	QTY	WIRE	SIZE	QTY	REMARKS
10	FLOW METER FE	1	3/4"	CP	1								FINAL CONNECTION (FE) / PULL ROPE
11	FLOW METER FE	1	3/4"	CP	1								FINAL CONNECTION (FE) / PULL ROPE / COORDINATE WITH OWNER
12	RELOCATED COLUMN	1	3/4"	CP	1								FINAL CONNECTION TO RELOCATED EQUIPMENT WITH OWNER
13	RELOCATED COLUMN	1	3/4"	CP	1								FINAL CONNECTION TO RELOCATED EQUIPMENT WITH OWNER
14	JACK	1	1"	CP	1								PULL ROPE FOR TANK LEVEL TRANSMITTER (L18)
15	JACK	1	1"	CP	1								PULL ROPE FOR TANK LEVEL TRANSMITTER (L19)
16	MAIN BUS	1	1"	CP	1								FINAL CONNECTION TO TRANSFORMER
17	NEW 30VA TRANSFORMER	1	1"	CP	1								FINAL CONNECTION TO TRANSFORMER
18	NEW 30VA TRANSFORMER	1	1"	CP	1								FINAL CONNECTION TO TRANSFORMER
19	EXISTING PANEL	1	1"	CP	1								FINAL CONNECTION TO TRANSFORMER
20	EXISTING PANEL	1	1"	CP	1								FINAL CONNECTION TO TRANSFORMER

NOTE: ELECTRICAL AND CHECK WORK SHOWN ON THIS SHEET TO BE DONE BY OTHERS

- 1) 12" PE-FIL SPOOL
- 2) PIPE SUPPORT, SACKET B2
- 3) 12" BICA
- 4) 12" FL-FIL 45° BI BEND
- 5) 12" FL-FIL 90° BI BEND
- 6) 12" MAG METER
- 7) SAMPLE TAP (DETAIL F, B2)



CONTRACTOR SHALL VERIFY PIPE SIZES AND PROVIDE A SCHEDULE OF MATERIALS PRIOR TO ORDERING PIPE.

EXISTING 12" VERTICAL 90-DEGREE BEND

EXISTING 12" CHECK VALVE

EXISTING 12" VERTICAL 90-DEGREE BEND

EXISTING 12" VERTICAL 90-DEGREE BEND

EXISTING 12" VERTICAL 90-DEGREE BEND



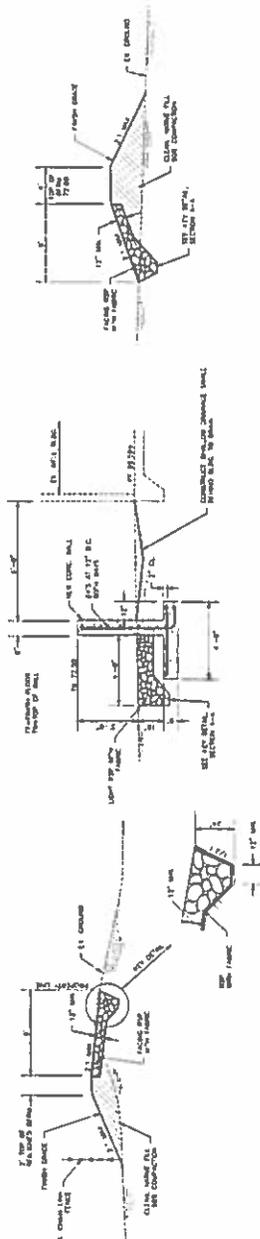
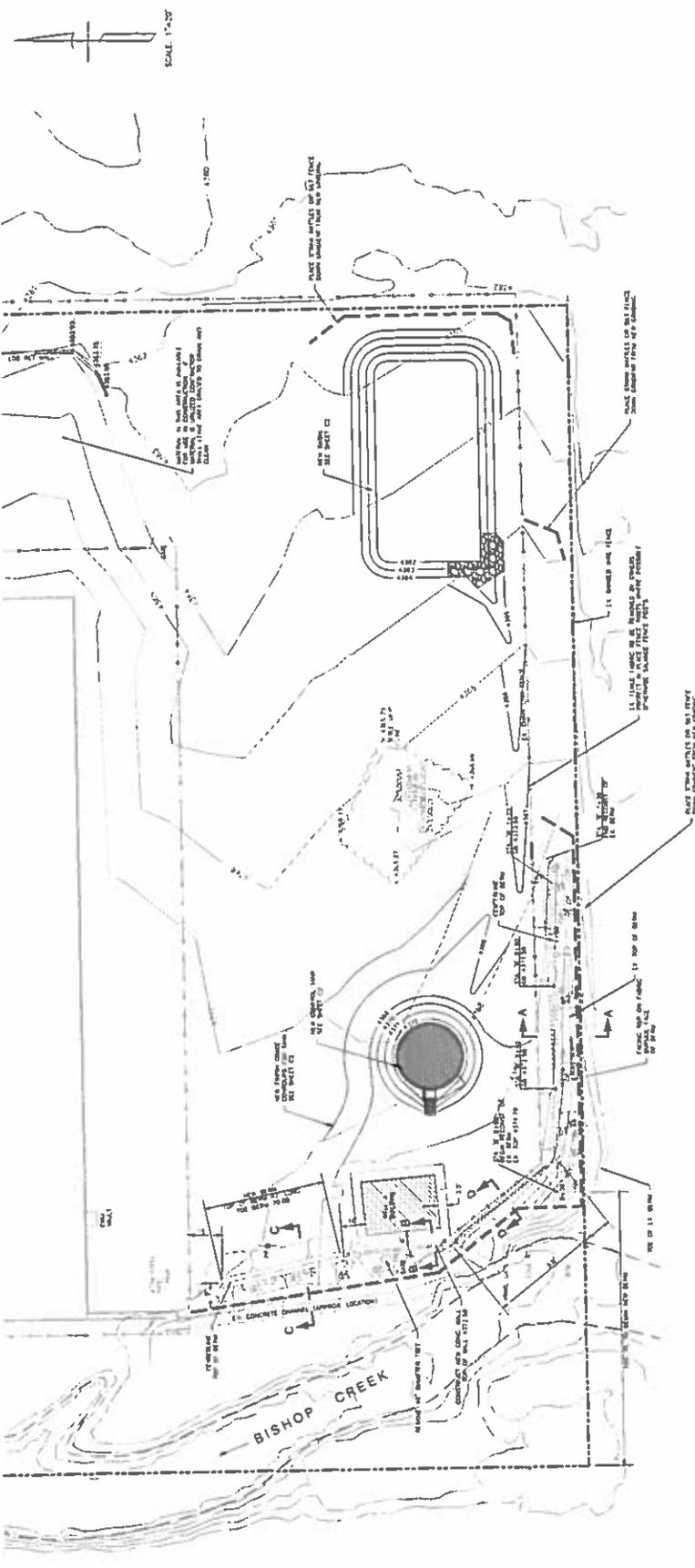
DATE	
REVISION	

CITY OF BISHOP  
 POSITIVE PRESSURE WATER SYSTEM  
 IMPROVEMENTS AT WELL # AND  
 STORAGE TANK ON WEST LINE STREET  
 WELL # FLOOD PROTECTION BERM

JOB NO.	18-010
DATE	3/17/13
DESIGNED	GM
DRAWN	MLM
CHECKED	

SHEET C3

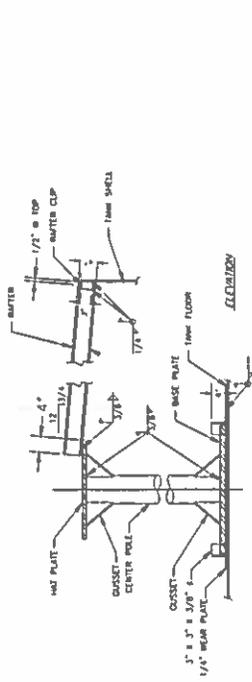
**CALL BEFORE YOU DIG.**  
 1-800-277-2600



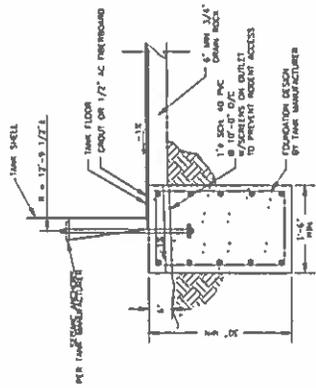
SECTION C - C  
 (NEW BERM)  
 NOT TO SCALE

SECTION B - B  
 (NEW WALL)  
 NOT TO SCALE

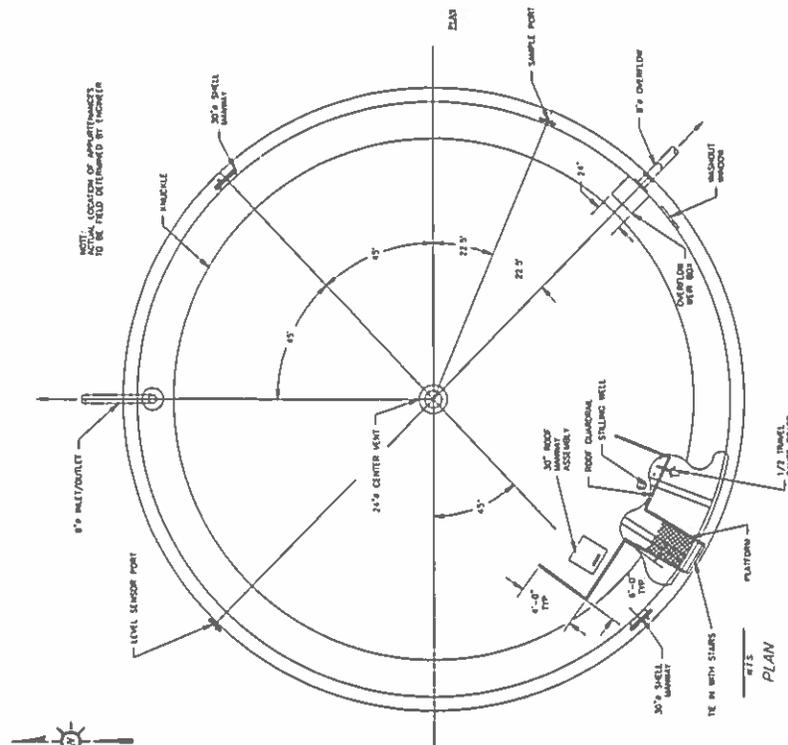
SECTION A - A  
 (RECONSTRUCTED BERM)  
 NOT TO SCALE



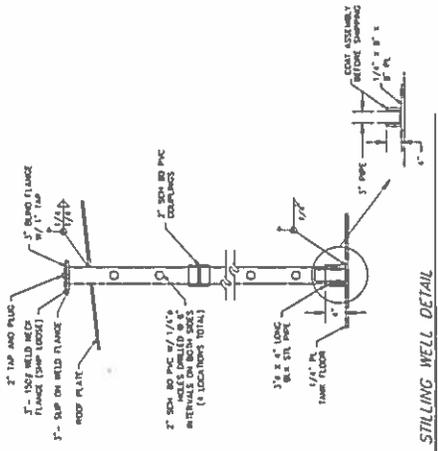
**CENTER POLE (IF REQUIRED)**  
 #15



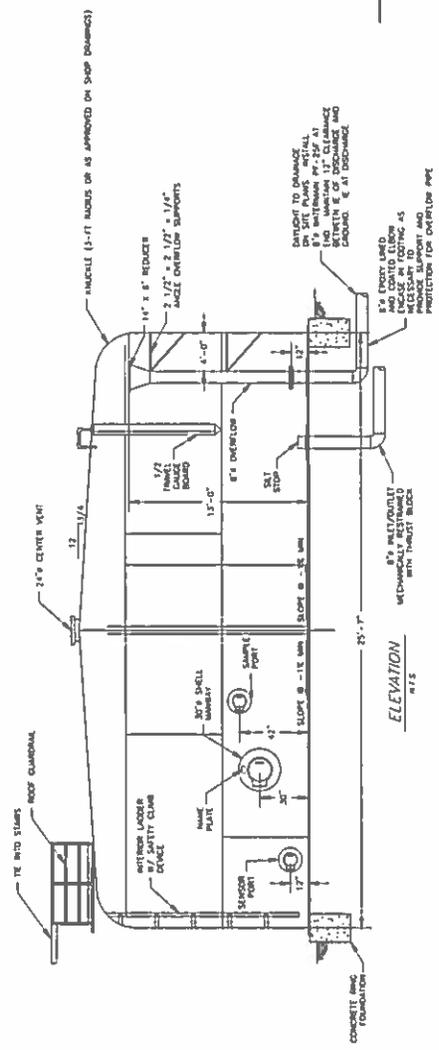
**FOOTING DETAIL**  
 #15



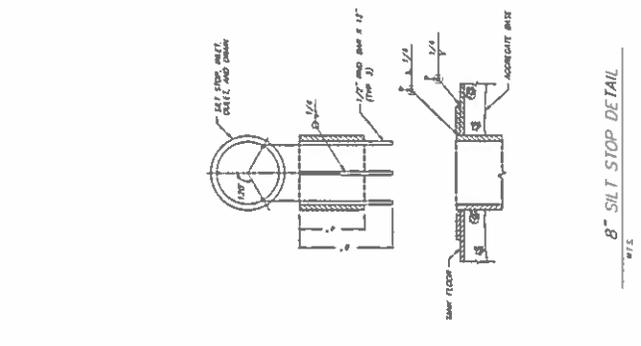
**PLAN**  
 #15



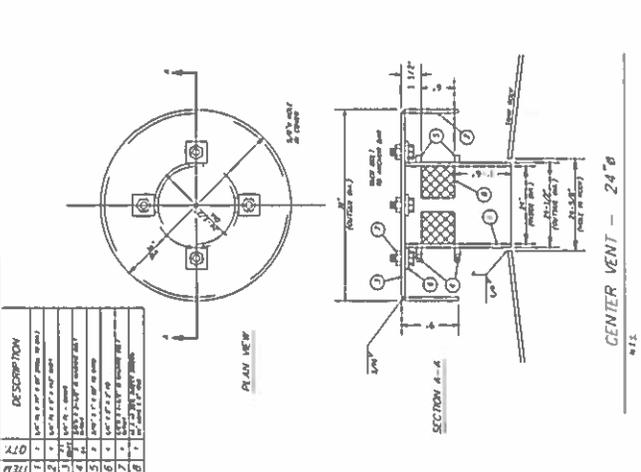
**STILLING WELL DETAIL**  
 #15



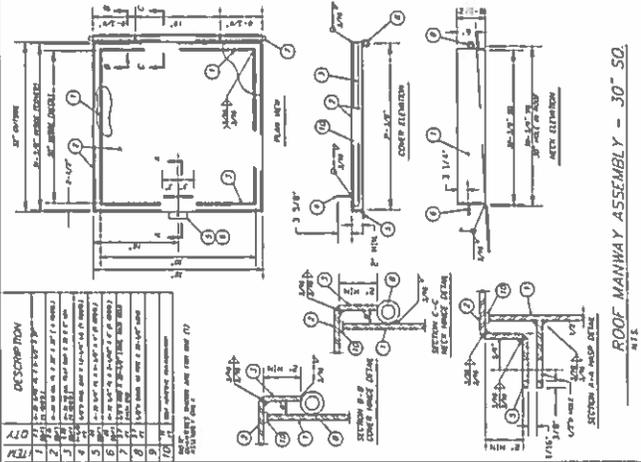
**ELEVATION**  
 #15



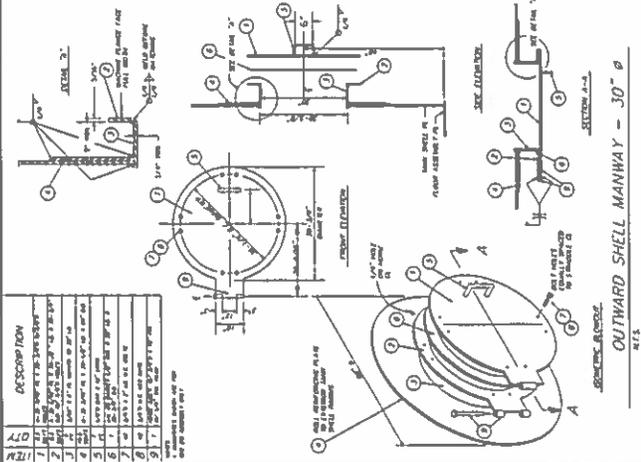
8" SILT STOP DETAIL



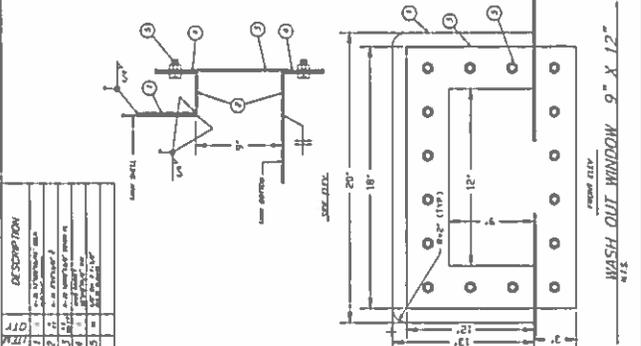
CENTER VENT - 24"



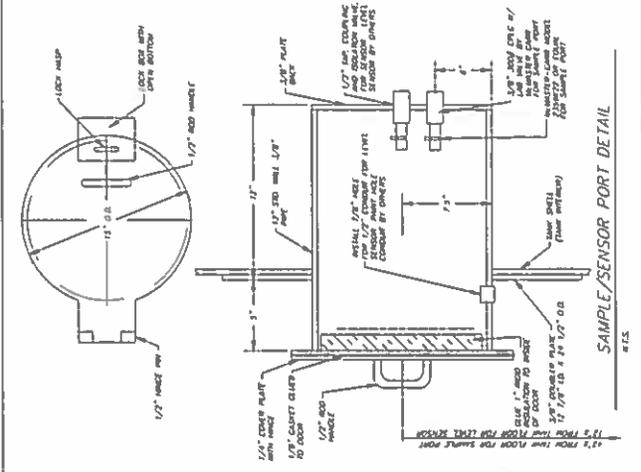
ROOF MANWAY ASSEMBLY - 30" Ø



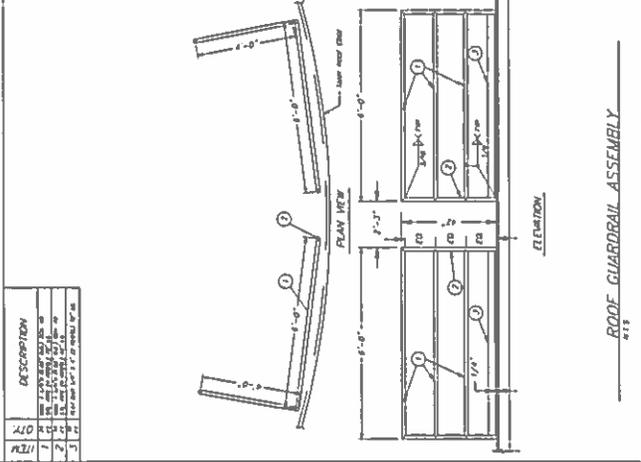
OUTWARD SHELL MANWAY - 30" Ø



WASH-OUT WINDOW 9" X 12"



SAMPLE/SENSOR PORT DETAIL



ROOF GUARDRAIL ASSEMBLY

ITEM	DESCRIPTION
1	1/2" x 1/2" x 1/2" ANGLE
2	1/2" x 1/2" x 1/2" ANGLE
3	1/2" x 1/2" x 1/2" ANGLE
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6	1/2" x 1/2" x 1/2" ANGLE
7	1/2" x 1/2" x 1/2" ANGLE
8	1/2" x 1/2" x 1/2" ANGLE
9	1/2" x 1/2" x 1/2" ANGLE

ITEM	DESCRIPTION
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ITEM	DESCRIPTION
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ITEM	DESCRIPTION
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8	1/2" x 1/2" x 1/2" ANGLE
9	1/2" x 1/2" x 1/2" ANGLE









TO: CITY COUNCIL

FROM: KEITH CALDWELL, CITY ADMINISTRATOR KSc

SUBJECT: APPOINTMENT OF PLANNING COMMISSIONER

DATE: MAY 28, 2013

**BACKGROUND/SUMMARY**

Due to the upcoming vacancy on the Planning Commission effective June 22, 2013, the process of advertising to fill the scheduled commission vacancy was completed and resulted in the receipt of two applications. Interviews were held on Friday, May 17, 2013. The interview committee has recommended the appointment of Mark Heckman.

**RECOMMENDATION**

Review the recommendation of the interview committee and consider the appointment of Mark Heckman to fill the scheduled vacancy on the Planning Commission for the term ending June 22, 2013.

As a twelve year resident of the City of Bishop I've always wanted to become more involved with my community and believe that serving on the City of Bishop's Planning Commission will be a great benefit for me and the community. If selected to join the City's Planning Commission, I will bring 12 years of professional Transportation and Environmental Planning experience to the Bishop Planning Commission.

Prior to moving to Bishop I was employed as a Project Manager for an environmental consulting/laboratory, Applied Physics and Chemistry Labs (APCL). During my two years in employment with A.P.C.L., I was assigned progressively complex tasks and responsibilities as a Project Manager working solely with Federal, State, and Local government contracts in environmental clean-up and remediation. This position taught me how to hone my analytical skills and management abilities.

The decision to advance my career lead me to my current position as an Associate Environmental Planner with the Department of Transportation and subsequently I moved to Bishop, CA in 2001 and have lived within the City limits ever since. As a resident for 12 years I've become intimately aware of the nuisances of the City and the Greater Bishop area.

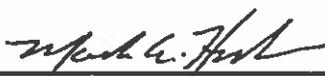
While locally employed, I've been responsible for Caltrans' NPDES Storm Water Program which included: its public awareness campaign- "Don't Trash California," reviewing all construction and maintenance storm water pollution prevention plans, and site inspections of storm water Best Management Practices on Construction sites. I've represented Caltrans on policy matters and implementation with Lahontan Regional Water Quality Control Board. I also was responsible for the District's SMARA Program, expediting the Department's reclamation commitments on its mine sites which also included partnerships with local resource Agencies and the Counties. I was responsible for IGR/CEQA review of all lead agency projects in the District, often times meeting with local developers and lead agency representatives to discuss project issues and alternatives related to the state highway system. Because of my professional experience I have been required to attend a number of Inyo and Mono County Board of Supervisor meetings to represent the State on matters related to County use. I've personally planned, conducted, and facilitated public meetings on Caltrans' projects in the communities of Lee Vining, Independence, Death Valley National Park, and the Town of Mammoth Lakes.

Due to the nature of my profession, I have garnered an extensive knowledge in CEQA and NEPA law and Federal and State endangered species acts, as well as storm water compliance through the NPDES permitting program.

I worked as the Local Assistance Environmental Coordinator for Caltrans and was intimately involved with the environmental compliance for the City's "Pine to Park" and the "Seibu to School" bicycle path projects. I also worked with the Town of Mammoth Lakes, California City, Tehachapi, Ridgecrest, Inyo, Kern, and Mono Counties on similar Local Assistance environmental compliance as well.

Within the Community of Bishop I'm currently involved with the Inyo/Mono Master Gardeners through the University of California's Cooperative Extension Program. I've conducted public outreach programs with them to bring the joy of gardening to the local community.

I would welcome the opportunity to serve on the City of Bishop's Planning Commission and feel that my long term city residency, professional, and community service would be a good fit for the Commission.



Mark A. Heckman

8-May-2013

Date

TO: CITY COUNCIL

FROM: KEITH CALDWELL, CITY ADMINISTRATOR *KJC*

SUBJECT: **Waive the Hiring Freeze – Part-Time Office Support Assistant – Finance Department**

DATE: May 28, 2013

Attachments:

- Staff Memo

**BACKGROUND/SUMMARY**

Assistant Finance Director, Cheryl Solesbee is requesting Council's consideration to waive the hiring freeze, advertise, and hire a Part-Time Office Assistant position within the Finance Department.

The Office Assistant would fill the position vacated approximately two months ago. This position is limited to 1000 hours annually.

**RECOMMENDATION**

Council consideration to approve waiving the hiring freeze in order to advertise and to fill the vacant position of Part-Time Office Assistant in the Finance Department.

TO: Keith Caldwell, City Administrator KSC  
FROM: Cheryl Solesbee, Assistant Finance Director CS  
SUBJECT: Request to Waive Hiring Freeze to fill the vacant Part-time Office Assistant position in the Finance Department  
DATE: May 28, 2013

Due to a recent vacancy position in the Finance Department, I am requesting Council to waive the hiring freeze to fill the position of Part-time Office Assistant. This position will be limited to 1,000 hours annually.

Recommendation:

Council consideration to approve waiving the hiring freeze to fill the vacant position of Part-time Office Assistant in the Finance Department and allow the department to begin advertising for the position.

TO: CITY COUNCIL

FROM: KEITH CALDWELL, CITY ADMINISTRATOR *KJC*

**SUBJECT: Advertise for Bids for the Positive Pressure Water System Improvement Project**

DATE: May 28, 2013

Attachments:

- Staff Memo

**BACKGROUND/SUMMARY**

Director Grah has provided an overview of the project.

The cost estimate for the project is \$350,000. This amount was originally budgeted in the 2012/2013 Water-Capital Improvements. Recently, staff submitted a request to move the project to Fiscal Year 2013/2014.

Staff provides a project timeline as part of their memo.

**RECOMMENDATION**

Council consideration, after holding a public hearing, to approve the advertisement for bids for the Positive Pressure Water System Improvement Project.



**To:** Keith Caldwell, City Administrator <sup>KCC</sup>  
**From:** David Grah, Director of Public Works   
**Subject:** Advertise the Positive Pressure Water System Improvements Project for Bids  
**Date:** 15 May 2013  
**Previous:** 15 May 2013, 22 February 2011, 8 November 2011, 30 December 2011,  
1 June 2012, 3 December 2012  
**Funding:** Water capital improvement funds

**General:**

If the Negative Declaration (ND) for the project has been approved, Public Works is ready to advertise the Positive Pressure Improvements project for construction bids.

**Background:**

See my memo titled Positive Pressure Improvements (Tank) Project Hearing and ND, dated today, for project background.

Construction documents are complete and the project is ready to advertise.

The project is estimated to cost about \$350,000 and this amount is included in the 2012/2013 budget for water Capital Improvements, Line Item 004-050-56027. Public Works recently submitted a request to move this expenditure to the 2013/2014 fiscal year. It is expected this adjustment will be approved before the contract for the project is awarded.

The schedule for the project is proposed to be:

Advertise	28 May
Open Bids	27 June
Award Contract	22 July
Start Construction	20 August
Finish Construction	4 February 2014

**Recommendations:**

The City Council approve the advertisement of the Positive Pressure Water System Improvements project for construction bids.

TO: CITY COUNCIL

FROM: KEITH CALDWELL, CITY ADMINISTRATOR KSC

SUBJECT: **Termination of Contract with Willdan – 2013 Water and Sewer Rate Study**

DATE: May 28, 2013

Attachments:

- Staff Memo

**BACKGROUND/SUMMARY**

Director Grah provides a history and overview of the project.

Unfortunately, due to several circumstances described in the staff memo, Willdan was unable to provide adequate service and product within specified timelines.

Staff and the Water Sewer Commission have recommended a termination of the contract with Willdan, and the release of a letter providing a thirty (30) day notice.

**RECOMMENDATION**

Council consideration to terminate the contract with Willdan for the 2013 Water and Sewer Rate Study.



**To:** Keith Caldwell, City Administrator KAC  
**From:** David Grah, Director of Public Works   
**Subject:** Terminate Willdan Contract for 2013 Water and Sewer Rate Study  
**Date:** 17 May 2013  
**Previous:** 7 May 2012, 19 November 2012  
**Funding:** Water and Sewer Professional and Technical

**General:**

This item concerns the termination of the consultant contract with Willdan Financial Services for the 2013 Water and Sewer Rate Study.

**Background:**

To avoid large rate adjustments and for financial stability, it is important that water and sewer fees be reviewed periodically. Reviews were most recently conducted in 2004 and 2008. The 2008 study process called for a new study to be conducted in 2013.

A Request for Proposals for the 2013 rate study was released 9 August with proposals due 14 September. Three proposals were received:

<b>Firm</b>	<b>Location</b>	<b>Cost</b>
Willdan	Temecula, California	\$29,885
SRE	Reno, Nevada	\$30,000
UFS	Holland, Michigan	\$45,485

All three firms were interviewed by a panel made of city staff, a Water and Sewer Commissioner, and a representative from the Eastern Sierra Community Services District. The panel identified Willdan as the top firm and the contract for the work was executed with Willdan 26 November 2012.

Willdan suffered from turnover of key staff assigned to the study and progress on the study lagged behind the schedule established for the work. In addition, the Willdan staff working on the study seemed to have ongoing difficulty tailoring their approach to the City of Bishop's needs. During numerous teleconferences, Willdan assured they would meet key delivery dates and fully respond to the city's needs for the study. Substantially relying on Willdan's assurances, a public workshop was scheduled for 14 May. About 1,300 invitation letters were sent out for the workshop.

On about 2 May Willdan had still not delivered anything that could be used at the workshop. They were told they had to produce draft written materials they would present at the workshop

no later than 8 May. At 5:01 pm on 8 May I directed Willdan to stop work on the project and that they should anticipate the city would terminate the contract due to their unacceptable performance. The next morning an email was received from Willdan that included some draft materials but those materials were not suitable for presentation at the workshop. The direction to stop work on the project included the direction that Willdan staff not attend the workshop and subsequent Water and Sewer Commission meeting.

Starting on 9 May discussions were started with Sustainable Resources Engineering (SRE), the firm the consultant selection panel rate second for the study, on a focused approach that would achieve study objectives and still meet the overall schedule for the effort. They indicated they could take this approach and achieve the objectives on the required schedule.

Following the public workshop 14 May, Willdan's performance was discussed at the Water and Sewer Commission meeting. The Commission voted to recommend terminating the contract with Willdan and attempting to negotiate a contract with SRE to complete the study using the focused approach.

The contract with Willdan for the study includes a 30 day termination clause. However, Willdan was directed 8 May to stop work and have stopped work. In addition, there is no indication Willdan will resist termination of the contract.

To date, Willdan has been paid about \$5,000 for their work on the study out of a \$30,000 budget.

**Recommendation:**

Terminate the consultant contract with Willdan for the 2013 Water and Sewer Rate Study.

TO: CITY COUNCIL

FROM: KEITH CALDWELL, CITY ADMINISTRATOR *KSC*

SUBJECT: **Approve Sustainable Resource Engineering (SRE) Contract – 2013 Water and Sewer Rate Study**

DATE: May 28, 2013

Attachments:

- Staff Memo
- Agreement for Professional Services
- Scope of Work
- Project Schedule and Proposed Cost

BACKGROUND/SUMMARY

Director Grah provides a history and overview of the project.

Unfortunately, due to several circumstances described in the staff memo, Willdan was unable to provide adequate service and product within specified timelines. In the prior agenda item (Item #9) Council considered the termination of Willdan's contract.

Staff is requesting consideration to enter into an agreement with Sustainable Resource Engineering to provide the 2013 City of Bishop Water and Sewer Rate Study.

RECOMMENDATION

Council consideration to approve the consultant contract with Sustainable Resource Engineering for the 2013 City of Bishop Water and Sewer Rate Study.



**To:** Keith Caldwell, City Administrator <sup>KFC</sup>  
**From:** David Grah, Director of Public Works   
**Subject:** Approve SRE Contract for 2013 Water and Sewer Rate Study  
**Date:** 17 May 2013  
**Previous:** 7 May 2012, 19 November 2012, 15 May 2013  
**Funding:** Water and Sewer Professional and Technical

**General:**

Public Works is ready to execute a contract with Sustainable Resource Engineering (SRE) for the 2013 Water and Sewer Rate Study.

**Background:**

See my memo titled Terminate Willdan Contract for 2013 Water and Sewer Rate Study, dated today, for project background.

The attached contract has been negotiated with SRE for a focused approach that would achieve study objectives and still meet the overall schedule for the effort. If this contract is approved, the Water and Sewer Commission intends to closely monitor the work and recommend contract adjustments if necessary.

Work under the proposed contract with SRE is estimated to cost \$30,000 and would be split between the 2012/2013 and 2013/2014 fiscal years. To date, Willdan has been paid about \$5,000 for their work on the study out of a \$30,000 budget leaving about \$25,000 unspent this fiscal year. No funds are budgeted for the study in the 2013/2014 fiscal year so a budget adjustment will be necessary. About half of the \$30,000 total is expected to be expended during the 2013/2014 fiscal year.

**Recommendation:**

Approve the consultant contract with Sustainable Resource Engineering for the 2013 Water and Sewer Rate Study.

**SHORT FORM OF AGREEMENT  
BETWEEN OWNER AND ENGINEER  
FOR  
PROFESSIONAL SERVICES**

THIS IS AN AGREEMENT effective as of May 28, 2013 ("Effective Date") between

City of Bishop California ("Owner")

and Sustainable Resource Engineering ("Engineer")

Engineer agrees to provide the services described below to Owner for 2013 Water and Sewer Rate Review ("Project").

Description of Engineer's Services: Scope of work as presented in an email dated May 13, 2013 from David Grah and Schedule and Cost letter prepared by SRE dated May 16, 2013 (Attached in Appendix I).

Owner and Engineer further agree as follows:

**1.01 Basic Agreement**

A. Engineer shall provide, or cause to be provided, the services set forth in this Agreement, and Owner shall pay Engineer for such Services as set forth in Paragraph 9.01.

**2.01 Payment Procedures**

A. *Preparation of Invoices.* Engineer will prepare a monthly invoice in accordance with Engineer's standard invoicing practices and submit the invoice to Owner.

B. *Payment of Invoices.* Invoices are due and payable within 30 days of receipt. If Owner fails to make any payment due Engineer for services and expenses within 30 days after receipt of Engineer's invoice, the amounts due Engineer will be increased at the rate of 1.0% per month (or the maximum rate of interest permitted by law, if less) from said thirtieth day. In addition, Engineer may, without liability, after giving seven days written notice to Owner, suspend services under this Agreement until Engineer has been paid in full all amounts due for services, expenses, and other related charges. Payments will be credited first to interest and then to principal.

**3.01 Additional Services**

A. If authorized by Owner, or if required because of changes in the Project, Engineer shall furnish services in addition to those set forth above.

B. Owner shall pay Engineer for such additional services as follows: For additional services of Engineer's employees engaged directly on the Project an amount equal to the cumulative hours charged to the Project by each class of Engineer's employees times standard hourly rates for each applicable billing class; plus reimbursable expenses and Engineer's consultants' charges, if any.

**4.01 Termination**

A. The obligation to provide further services under this Agreement may be terminated:

I. For cause,

a. By either party upon 30 days written notice in the event of substantial failure by the other party to perform in accordance with the Agreement's terms through no fault of the terminating party.

b. By Engineer:

1) upon seven days written notice if Engineer believes that Engineer is being requested by Owner to furnish or perform services contrary to Engineer's

responsibilities as a licensed professional;  
or

2) upon seven days written notice if the Engineer's services for the Project are delayed or suspended for more than 90 days for reasons beyond Engineer's control.

3) Engineer shall have no liability to Owner on account of such termination.

c. Notwithstanding the foregoing, this Agreement will not terminate as a result of a substantial failure under paragraph 4.01.A.1.a if the party receiving such notice begins, within seven days of receipt of such notice, to correct its failure and proceeds diligently to cure such failure within no more than 30 days of receipt of notice; provided, however, that if and to the extent such substantial failure cannot be reasonably cured within such 30 day period, and if such party has diligently attempted to cure the same and thereafter continues diligently to cure the same, then the cure period provided for herein shall extend up to, but in no case more than, 60 days after the date of receipt of the notice.

2. For convenience, by Owner effective upon the receipt of notice by Engineer.

B. The terminating party under paragraphs 4.01.A.1 or 4.01.A.2 may set the effective date of termination at a time up to 30 days later than otherwise provided to allow Engineer to demobilize personnel and equipment from the Project site, to complete tasks whose value would otherwise be lost, to prepare notes as to the status of completed and uncompleted tasks, and to assemble Project materials in orderly files.

#### 5.01 Controlling Law

A. This Agreement is to be governed by the law of the state in which the Project is located.

#### 6.01 Successors, Assigns, and Beneficiaries

A. Owner and Engineer each is hereby bound and the partners, successors, executors, administrators, and legal representatives of Owner and Engineer (and to the extent permitted by paragraph 6.01.B the assigns of Owner and Engineer) are hereby bound to the other party to this Agreement and to the partners, successors, executors, administrators, and legal representatives (and said assigns) of such other party, in respect of all covenants, agreements, and obligations of this Agreement.

B. Neither Owner nor Engineer may assign, sublet, or transfer any rights under or interest (including, but without limitation, moneys that are due or may become due) in this Agreement without the written consent of the other, except to the extent that any assignment, subletting, or transfer is mandated or restricted by law. Unless specifically stated to the contrary in any written consent to an assignment, no assignment will release or discharge the assignor from any duty or responsibility under this Agreement.

#### 7.01 General Considerations

A. The standard of care for all professional engineering and related services performed or furnished by Engineer under this Agreement will be the care and skill ordinarily used by members of the subject profession practicing under similar circumstances at the same time and in the same locality. Engineer makes no warranties, express or implied, under this Agreement or otherwise, in connection with Engineer's services. Engineer and its consultants may use or rely upon the design services of others, including, but not limited to, contractors, manufacturers, and suppliers.

B. Engineer shall not at any time supervise, direct, or have control over any contractor's work, nor shall Engineer have authority over or responsibility for the means, methods, techniques, sequences, or procedures of construction selected or used by any contractor, for safety precautions and programs incident to a contractor's work progress, nor for any failure of any contractor to comply with laws and regulations applicable to contractor's work.

C. Engineer neither guarantees the performance of any contractor nor assumes responsibility for any contractor's failure to furnish and perform its work in accordance with the contract between Owner and such contractor.

D. Engineer shall not be responsible for the acts or omissions of any contractor, subcontractor, or supplier, or of any contractor's agents or employees or any other persons (except Engineer's own employees) at the Project site or otherwise furnishing or performing any of construction work; or for any decision made on interpretations or clarifications of the construction contract given by Owner without consultation and advice of Engineer.

E. The general conditions for any construction contract documents prepared hereunder are to be the "Standard General Conditions of the Construction Contract" as prepared by the Engineers Joint Contract Documents Committee (No. C-700, 2002 Edition).

F. All design documents prepared or furnished by Engineer are instruments of service, and Engineer retains an ownership and property interest (including the

copyright and the right of reuse) in such documents, whether or not the Project is completed.

G. To the fullest extent permitted by law, Owner and Engineer (1) waive against each other, and the other's employees, officers, directors, agents, insurers, partners, and consultants, any and all claims for or entitlement to special, incidental, indirect, or consequential damages arising out of, resulting from, or in any way related to the Project, and (2) agree that Engineer's total liability to Owner under this Agreement shall be limited to \$50,000 or the total amount of compensation received by Engineer, whichever is greater.

H. The parties acknowledge that Engineer's scope of services does not include any services related to a Hazardous Environmental Condition (the presence of asbestos, PCBs, petroleum, hazardous substances or waste, and radioactive materials). If Engineer or any other party encounters a Hazardous Environmental Condition, Engineer may, at its option and without liability for consequential or any other damages, suspend performance of services on the portion of the Project affected thereby until Owner: (i) retains appropriate specialist consultants or contractors to identify and, as appropriate, abate, remediate, or remove the Hazardous Environmental Condition; and (ii) warrants that the Site is in full compliance with applicable Laws and Regulations.

#### **8.01 Total Agreement**

A. This Agreement (consisting of pages 1 to 4 inclusive together with any expressly incorporated appendix), constitutes the entire agreement between Owner and Engineer and supersedes all prior written or oral understandings. This Agreement may only be amended, supplemented, modified, or canceled by a duly executed written instrument.

**9.01 Payment (Hourly Rates Plus Reimbursable Expenses)**

A. Using the procedures set forth in paragraph 2.01, Owner shall pay Engineer as follows:

1. An amount equal to the cumulative hours charged to the Project by each class of Engineer's employees times standard hourly rates for each applicable billing class for all services performed on the Project, plus reimbursable expenses and Engineer's consultants' charges, if any.

2. Engineer's Standard Hourly Rates are attached as Appendix 1.

3. The total compensation for services and reimbursable expenses is estimated to be \$ 30,000.00

B. The Engineer's compensation is conditioned on the time to complete the project not exceeding 5 months. Should the time to complete construction be extended beyond this period, total compensation to Engineer shall be appropriately adjusted.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement, the Effective Date of which is indicated on page 1.

OWNER:

ENGINEER:

By: \_\_\_\_\_

By: \_\_\_\_\_

Title: Mayor

Title: Principal

Date Signed: \_\_\_\_\_

Date Signed: \_\_\_\_\_

License or Certificate No. and State C64871 California

Address for giving notices:

Address for giving notices:

337 West Line Street

10597 Double R Blvd., Suite 1

Bishop, California 93515

Reno, Nevada 89521

## **Kate Nelson**

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**From:** David Grah [davegrah@ca-bishop.us]  
**Sent:** Monday, May 13, 2013 12:58 PM  
**To:** 'Kate Nelson'  
**Cc:** 'Deston Dishion'  
**Subject:** Rough Bishop Study Scope

Hi Kate. I just left you a message. This is the rough scope for what we are calling a focused water and sewer rate study for the city. We wonder if you could accomplish this scope on the schedule indicated and what your cost would be. Any other comments welcome as well. Thanks.

David Grah  
Director of Public Works  
City of Bishop California  
*Small Town with a Big Backyard!*

### **Scope of Work:**

In the context of the General Scope of Work included in the 2013 Water and Sewer Rate Review Request for proposals, perform the following work to improve the fairness of the city flat rate water and sewer billing:

1. Receive water meter reading data, customer account data, and financial expenditure projection data from the city each in Excel spreadsheet format.
2. Receive a list of existing customer categories and associated Equivalent Dwelling Unit (EDU) factors.
3. Analyze meter data and customer data and estimate City of Bishop water use and sewage production and strength for existing customer categories. Note that sample size is small and substantial interpretation is required. Note also that water use and sewage production and strength are reflected in the EDU factors for each category. EDU factors for water and sewer could be different for a single category.
4. Review existing customer categories to identify opportunities for eliminating categories and adding categories to balance fairness and manageability. The addition of a brewery category is anticipated.
5. Recommend revised customer categories.
6. Recommend water and sewer EDU factors for each recommended category based on a combination of existing factors, Bishop estimates, and on state and national standards.
7. Review expenditure projection data and recommend improvements. Improvements would be made by city staff and updated projections provided to consultant.
8. Recommend approach to adjusting rates for inflation.
9. Recommend base rates and rates for each recommended customer category for fiscal years 2014/2015 through 2019/2020 so that projected expenditures are borne fairly by customers.

10. Summarize process and recommendations in a report in paper and electronic formats including editable files.
11. Provide ongoing updates on work progress at least weekly.
12. City staff review of work and recommendations is anticipated to occur during weekly update process.
13. Bishop Water and Sewer Commission review is anticipated through ongoing updates by city staff and through consultant presentations at two Commission meetings. One Commission meeting is anticipated to be the next regular meeting 7pm 9 July. The second meeting is anticipated to be a special meeting scheduled for the purpose of review or no later than the following regular meeting 7pm 10 September. The Commission is anticipated to make its rate recommendations to City Council 24 September.



May 16, 2013

City of Bishop  
377 West Line Street  
Bishop, CA 93514  
Attn: Mr. David Grah

**Subject:** 2013 Water and Sewer Rate Review  
Project Schedule and Proposed Cost

Dear Mr. Grah,

We appreciate the opportunity to present this project schedule and proposed cost for the 2013 Water and Sewer Rate Review for the City of Bishop. Based on phone conversations with you, it is our understanding that the rate review will essentially be starting from the beginning and will need to have rate recommendations to the Water and Sewer Commission July 9, 2013. We are confident that we will be able to provide these recommendations to fit the City's timeframe.

We propose the following schedule:

- Receive all necessary information from the City of Bishop during the week of May 20<sup>th</sup>.
- Approve contract May 28<sup>th</sup>.
- Begin to analyze the data, develop customer categories, and meet with City Staff the week of June 3<sup>rd</sup>.
- Develop water and sewer EDU factors, review expenditure data and recommend improvements, recommend approach to adjust rates for inflation and present to the City Staff the week of June 24<sup>th</sup>.
- Develop rates and meet with City Staff July 8<sup>th</sup>.
- Present proposed rates to the Water and Sewer Commission July 9<sup>th</sup>.
- Incorporate input from Commission meeting and begin to prepare summary report during July and August.
- Final report and rates will be presented to the Water and Sewer Commission by September 10<sup>th</sup>.

The project will be billed monthly based on the time and materials charged to the project by each class of Engineer's employees as presented in the attached fee schedule. The estimated project cost for the rate review is not anticipated to exceed \$30,000. If there is any information that may be used that was completed by the prior consultant, the estimated cost may be reduced.

We appreciate this opportunity and should you have any questions or require further information, please contact the undersigned.

Sincerely,

*Sustainable Resource Engineering*



Kathryn S. Nelson, P.E.  
Principal



10597 DOUBLE R BLVD., SUITE 1  
 RENO, NEVADA 89521  
 kate@sre-nv-com  
 (775) 852-2888 OFFICE  
 (775) 852-2352 FAX  
 (775) 846-2892 CELL

**Fee Schedule 2013**

**Hourly Professional Rates:**

Principal Engineer	\$ 115.00/hr
Design Engineer	\$ 100.00/hr
Water Right Surveyor	\$ 100.00/hr
Drafting	\$ 80.00/hr
Administration	\$ 60.00/hr

**Reimbursable Expenses:**

<b>Travel Expenses</b>	
Mileage	\$ 0.55/mile
Travel, Lodging, and Meals	at cost
<b>Printing</b>	
Blueprints	\$ 0.25/square foot
Mylar	\$ 0.70/square foot
Photocopies	\$ 0.10/each
Out of Office Reproduction	1.15 times our cost

Water  
 Wastewater  
 Planning  
 Permitting  
 Funding Strategies  
 Construction Management  
 Water Rights

Invoices and statements will be sent monthly with payment due within 30 days of receipt. Interest may be billed at a rate of 1.5% per month on the balance outstanding, 30 days after the date of the invoice, and will be added and compounded monthly. It is not the intent of Sustainable Resource Engineering to be unreasonable, or eliminate flexibility in payment schedule. However, it is our policy to pursue prompt payment from our clients.

TO: CITY COUNCIL

FROM: KEITH CALDWELL, CITY ADMINISTRATOR *KJC*

SUBJECT: Change Order 4 - Sneden Street

DATE: May 28, 2013

Attachments:

- Staff Memo
- Change Order 4
- Scope of Work

BACKGROUND/SUMMARY

Public Works Superintendent Dishion provides a history and overview of the project.

As part of the project, a resolution to be included with a Record of Survey has prompted a fourth change order. This Change Order will include Short Street Record of Survey-Clarke Street Information. Cost of this change order is \$4,800, pushing the total design cost to \$100,195. Staff notes \$110,000 has been designated for design funding in this project.

RECOMMENDATION

Council consideration to approve Change Order 4 to Street Delivery Services Contract with Nolte authorizing a \$100,195 total expenditure for design.



**To:** Keith Caldwell, City Administrator *KSC*  
**From:** Deston Dishion, Public Works Superintendent *DD*  
**Subject:** Approve Contract Change Order 4 for Sneden  
**Date:** 17 May 2013  
**Previous:** 4 October 2007, 16 May 2008, 12 April 2012, 19 March 2013  
**Funding:** Sneden Street Contract Services

**General:**

Public Works proposes to amend the contract with Nolte for the Sneden Street Improvements project a fourth time.

**Background:**

The Sneden Street Improvements project is on Sneden Street from East South Street to East Line Street. The project will rehabilitate pavement, improve drainage (through small grade changes), construct continuous curb, gutter, and sidewalk, improve intersections, repair, rehabilitate, and improve water and sewer service, and complete associated work. The associated work is anticipated to include tree removal (as required for curb, gutter, and sidewalk) and tree replacement. Some relocation of overhead utilities is expected.

In October 2007 the City Council approved a contract with Nolte for project delivery services on the Sneden Street Improvements project and the West Pine Street Improvements project. The contract was not to exceed \$649,620 although there was \$845,000 total available for consultant delivery services and for city staff time. The \$195,380 difference was to be held in reserve for contract changes and to be used to pay for city staff time dedicated to these projects. The original contract did not include any water or sewer work.

As survey work began on the two projects, the benefit of recognized and formalized high precision survey control points in the city was identified. In May 2008 an amendment was negotiated with Nolte to establish 10 high precision survey control points in the city and to file a record of survey for these points. The cost of this amendment, called "Change Order 1" was \$7,500. It may be worth noting the term "change order" is usually reserved for construction contracts but is being used on this particular consultant contract as well.

In March 2011 the California Transportation Commission approved moving all of the funding from the West Pine Street Improvements project and the Sneden Street Improvements project to the Warren Street Improvements project *with the exception of design funding for the Sneden Street project*. The funding was moved to the Warren Street project because it was a higher priority project than either of the other projects. The design funding for Sneden was not moved because the deadline to move that funding had passed. The idea was to complete design work on

the project so that when and if funding became available for "shovel ready" projects, the Sneden Street project would be eligible.

In March of 2013 "Change Order 3" was approved. The work involved in that change order involved centerline staking of Sneden Street and Short Street from Main to Sneden, Short Street Record of Survey and supplemental funds to augment the additional design work to complete the plans.

During the centerline staking effort of Sneden we also requested Nolte to attempt to resolve a centerline issue with Clarke Street at the intersection of Sneden. This centerline issue was discovered during Nolte's first survey effort and was portrayed on the Sneden Street Construction Plans. At this time there are monuments placed by the County Surveyor that monument the right of way centerline of Clarke Street that are approximately 1 foot north of what the occupational lines of the private property show. The back of sidewalks and fences on Clarke are somewhat of a rarity in the city, the reason being is that they all are on a perfect straight line from Main Street to South Third Street. At the completion of the most recent survey work the Nolte Surveyors arrived at a reasonable resolution to the issue. As part of the Short Street Record of Survey the resolution will be included in the submittals to the County Surveyor.

Due to the resolution to be included with the Record of Survey work a fourth change order has become necessary. "Change Order 4" will cover the following work:

*Short Street Record of Survey-Clarke Street Information:* Nolte will include in the Short Street Record of Survey a resolution of the centerline of Clark Street between Highway 395 (Main Street) and Third Street.

The additional cost of the change order is \$4,800. With this change, the total cost for design services under the contract is \$100,195. Only design work is authorized at this time. There is \$110,000 design funding for this project. That funding is to cover consultant costs and city staff costs. The new total for the contract is \$308,650 but that is only authorized if construction funding becomes available. The remainder of the cost will be coded to Sneden Street project Contract Services, Line Item 046-000-55026. The draft change order is attached.

It should also be noted that the funds for design will expire on 30 June 2013.

**Recommendation:**

That the City Council approve contract Change Order 4 to street delivery services contract with Nolte authorizing a \$100,195 total expenditure for design.

**Change Order 4**  
**Street Project Delivery Services Contract**

**General**

This change order is for the agreement approved 28 May 2013 between the City of Bishop and Nolte for the Sneden Street Improvements project.

**Scope**

This change to the contract authorizes work for Task 34B- Short Street Record of Survey-Clarke Street Information. This task will be completed through the design phase of the project. The design phase of the project is also referred to as Plans, Specifications, and Estimate (PSE) phase. The specific scope of services is as shown on the attached Exhibit A.

**Cost**

The total cost of the work authorized by this change order is \$4,800.

**Schedule**

The work under this work order shall be completed no later than 30 June 2013.

**Agreed:**

**City of Bishop**

By:

**Nolte**

By:

\_\_\_\_\_  
Keith Caldwell  
City Administrator

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

## **Exhibit A**

### **City of Bishop, Inyo County, CA Contract Change Order No. 04 Sneden Street Improvements Scope of Services - DRAFT**

This is an amendment to Nolte's existing contract to assist the City of Bishop (City) in the development of its various improvements to Sneden Street. This change is to provide additional surveying services related to the ongoing Record of Survey for Short Street (Task 35 of Contract Change Order 03).

#### **Task 35B – Short Street Record of Survey – Clarke Street Information**

Nolte will include in the Short Street Record of Survey a resolution of the centerline of Clark Street between Highway 395 (Main Street) and Third Street.

The Record of Survey preparation and filing shall be as noted in Contract Change Order 03, Task 35.

#### **Task 35B Fee**

Nolte's compensation is a time and materials fee not to exceed \$4,800.00 for this task.

The City shall provide filing and other submittal expenses for recording.

\*\*\*\*\*

TO: CITY COUNCIL

FROM: KEITH CALDWELL, CITY ADMINISTRATOR *KSC*

SUBJECT: Request to go to Bid – Emergency Water Main Repair Parts

DATE: May 28, 2013

Attachments:

- Staff Memo

**BACKGROUND/SUMMARY**

Public Works Superintendent Dishion provides a history and overview of the project. Staff also provides a list of parts needed. Estimated cost for the purchase is \$13,000. Funds to be requested from Water enterprise funds.

**RECOMMENDATION**

Council consideration to approve advertisement for bids for Emergency Water Main Repair Parts and authorize the necessary budget adjustment of approximately \$13,000 when the bid is awarded.



**To:** Keith Caldwell, City Administrator *KJC*  
**From:** Deston Dishion, Public Works Superintendent *[Signature]*  
**Subject:** Request to go bid for the purchase of Emergency Water Main Repair Parts  
**Date:** 15 May 2013

**General:**

Public Works requests approval to go out to bid for the purchase Emergency Water Main Repair Parts.

**Background:**

Public Works has and will continue to make various repairs to water mains within the system. It has been the department's goal to repair leaks as quickly as possible with the least amount of inconvenience to our customers. With that goal in mind it is imperative that we have access to repair parts immediately. Over the past few years the department has depleted its stock of repair parts. We have also heavily relied on local vendors to have a reasonable amount of stock that may be needed for repairs as well. Due to the economy of this day, our local vendors have become more reluctant to keep large dollar items in their inventory. Many of the items we need on a "right now" basis are relatively expensive such as a 12 inch gate valve. This particular valve is nearly \$1800.00. The department owns and maintains 22 miles of water main ranging from 4 inch to 12 inch. Therefore it is important that we possess or have quick access to parts to repair all sizes in that range. It is also worth noting that during the Clarke Street Water Line Replacement project, Conspec has had to borrow parts from our department to keep their job moving. These parts are usually considered normal inventory for our local vendors but are no longer. The purchase of these emergency repair parts is anticipated to approximately \$13,000. The following is a list of parts for this purchase.

1. Gate Valves- 1 each in sizes 4", 6", 8", 10" and 12"
2. Restrained Couplings- 2 each in sizes 4"-12"
3. Transition Couplings- 2 for 8" only
4. Tapping Saddles for water service- 1 each in sizes 4"-12"
5. Bell Joint Restraints- 2 each in sizes 4"-12"
6. Mechanical Joint by Flange adapters- 2 each in sizes 4"-12"
7. Grip Ring Sets- 4 each in sizes 4"-12"
8. Flange Assembly Kits- 2 each in sizes 4"-12"

The funds for this purchase are not specifically called out in the 2012/2013 or the 2013/2014 budget but sufficient funds are available in either year. The cash balance in the water program at the end of April was about \$1,360,309.

**Recommendation:**

Authorize to seek bids for Emergency Water Main Repair Parts, and authorize the necessary budget adjustments when the bid is awarded.

TO: CITY COUNCIL

FROM: KEITH CALDWELL, CITY ADMINISTRATOR *KJC*

SUBJECT: **Interagency Assistance Mutual Aid Agreement – Inyo County Sheriff's Department/County of Inyo and the City of Bishop Police Department/City of Bishop**

DATE: May 28, 2013

Attachments:

- Interagency Assistance Mutual Aid Agreement – Scope of Services, Deployment Protocol.

**BACKGROUND/SUMMARY**

Following a City Council Retreat in February on the topic of Emergency Management, Police Chief Carter has provided an agreement and scope of services that dictates how the City of Bishop Police Department/City of Bishop and Inyo County Sheriff's Department/County of Inyo will work together in a mutual aid situation.

The Agreement is standard and customary between agencies that utilize mutual aid in times of crisis. It provides an overarching understanding of roles and responsibilities.

**RECOMMENDATION**

Council consideration to approve the Interagency Assistance Mutual Aid Agreement between the Inyo County Sheriff's Department/County of Inyo and the City of Bishop Police Department/City of Bishop.

## **Appendix: Interagency Assistance Mutual Aid Agreement**

**This Mutual Aid Agreement made and entered into by and between the Inyo County Sheriff's Department/County of Inyo and the Bishop Police Department/City of Bishop.**

**Whereas**, the law of the State of California provides that each public entity within the State of California is empowered to make and enter into Mutual Aid Agreements with other contiguous public entities within the State to more effectively allocate law enforcement and other public safety services during emergency situations;

**Whereas**, the undersigned public entities that are parties to this Mutual Aid Agreement must confront numerous threats to public health and safety, including but not limited to natural or manmade disasters;

**Whereas**, none of the law enforcement agencies party to this Agreement possess all of the necessary resources to cope with every possible law enforcement emergency or disaster by themselves, and an efficient, effective response can best be achieved by the application and leveraging of the collective resources of these law enforcement agencies;

**Whereas**, the parties to this Agreement have determined that it is in their collective best interest to develop and implement comprehensive preparedness plans and conduct joint exercises in advance of a sudden and immediate need to enhance the efficiency and effectiveness of their response to any emergency or disaster;

**Whereas**, it is desirable that each of the parties hereto should voluntarily aid and assist each other in the event that an emergency situation should occur by the interchange of law enforcement services; and

**Whereas**, it is necessary and desirable that a Mutual Aid Agreement be executed for the interchange of such mutual assistance on a local, county, and/or regional basis;

**Now, therefore**, it is hereby agreed by and between each and all of the parties hereto as follows;

### **Article I: Definitions**

***Assisting Agency:*** A law enforcement agency providing law enforcement manpower, equipment, and resources to a law enforcement agency from another jurisdiction that has requested assistance to confront an emergency.

***Requesting Agency:*** A law enforcement agency under an emergency condition that has requested assistance from a law enforcement agency participating in the regional Mutual Aid Agreement.

***Emergency:*** Any occurrence, or threat thereof, whether natural or caused by man, in war or in peace, which results or may result in substantial injury or harm to the population, substantial damage to or loss of property, or substantial harm to the environment and is beyond the capacity of an individual agency to effectively control.

***Mutual Aid:*** A prearranged written agreement and plan whereby assistance is requested and provided between two or more jurisdictions during an emergency under the terms of the Agreement.

***Staging Area:*** A location identified outside the immediate emergency area where law enforcement equipment and personnel assemble for briefing, assignment, and related matters.

***Authorized Representative:*** The chief executive officer of a participating law enforcement agency, or his or her designee, who has authorization to request, offer, or provide assistance under the terms of this Agreement.

***Period of Assistance:*** The period of time beginning with the departure of personnel and/or equipment of the assisting party from any point for the purpose of traveling to provide assistance exclusively to the requesting agency, and ending on the return of all the assisting party's personnel and equipment to their regular place of work or assignment, or as otherwise terminated through written or verbal notice of the designated agency official by the designated official of the assisting party.

## **Article II: Terms of the Agreement**

1. Each party agrees that in the event of an emergency situation, the assisting agency will furnish such personnel, equipment, facilities, or services as are available, provided that such actions would not unreasonably diminish its capacity to provide basic law enforcement services to its own jurisdiction. (See Exhibit 1)
2. Each party shall designate the appropriate official within its jurisdiction who has the legal authority to bind its jurisdiction to this Agreement and who shall sign this Agreement.
3. To invoke assistance under the provisions of this Agreement, the designated official from the requesting agency shall be required to contact the designated official of the assisting agency by telephone, in writing, or e-mail. The assisting agency may request such information from the requesting agency as is necessary to confirm the emergency situation and to assess the types and amounts of assistance that shall be provided.
4. During an emergency situation, all personnel from assisting agencies shall report to and work under the direction of the designated incident commander. Personnel from either the requesting or the assisting agency may receive supervision from

any command personnel from the combined participating localities if authorized by the incident commander or his or her designee in the incident command structure, depending on identified needs and available resources deemed most qualified to meet mission goals and objectives. Tactical teams (e.g. bomb disposal, canine teams, special weapons, and tactics units) shall operate under the direction of their tactical commander once they are authorized to undertake assignments.

5. Personnel responding to a call for assistance outside their appointed jurisdiction shall have those law enforcement powers provided for by state law.
6. In any emergency situation where the Mutual Aid Agreement has been invoked, radio communications should be established between all of the parties, where possible, through the use of the local public mutual aid radio system or other shared communication system.
7. **Worker's Compensation, Liability, Property Damage**
  - a. **Workers' Compensation Coverage:** Each public entity will be responsible for its own actions and those of its employees and is responsible for complying with the State of California Workers' Compensation Act. Coverage under this Act may be obtained (1) by a policy with an insurance company licensed to do business in the State of California, (2) by being a qualified self-insured, or (3) by being a member of a group self-insurance association. Each public entity should understand that workers' compensation coverage does not automatically extend to volunteers. Each public entity may obtain accident insurance for any volunteer at the locality's discretion. Workers' compensation coverage for certain volunteers (e.g. volunteer firefighters, volunteer lifesaving or volunteer rescue squad members, volunteer law enforcement chaplains, auxiliary or reserve law enforcement officers, auxiliary or reserve deputy sheriffs, volunteer emergency medical technicians, and members of volunteer search and rescue organizations) may be obtained by adding this exposure to the locality's workers' compensation coverage. As an alternative, the individual volunteer company may obtain workers' compensation insurance coverage for this exposure.
  - b. **Automobile Liability Coverage:** Each public entity is responsible for its own actions and is responsible for complying with the State of California motor vehicle financial responsibility laws. Coverage under these laws may be obtained (1) by a policy with an insurance company licensed to do business in the State of California, (2) by being a qualified self-insured, or (3) by being a member of a group self-insurance association. Each public entity agrees to obtain automobile liability coverage with at least \$1,000,000 combined single limit and coverage extended to owned, non-owned, and hired vehicles. It is understood that the public entity may

include in the emergency response volunteer companies that have motor vehicles titled in the name of the volunteer company. It is the responsibility of the public entity to determine if the volunteer company has automobile liability coverage as outlined in this section. This provision is met by being a qualified self-insured or by being a member of a group self-insurance association.

- c. **General Liability, Public Officials Liability, and Law Enforcement Liability:** To the extent permitted by law and without waiving sovereign immunity, each party to this Agreement will be responsible for any and all claims, demands, suits, actions, damages, and causes of action related to or arising out of or in any way connected with its own actions and the actions of its personnel in providing mutual aid assistance rendered or performed pursuant to the terms and conditions of this Agreement. Each public entity agrees to obtain general liability with at least a \$1,000,000 combined single limit. Each public entity agrees to obtain public official liability coverage and law enforcement liability coverage with at least a \$1,000,000 combined single limit. These coverages may be obtained (1) by a policy with an insurance company licensed to do business in the State of California, (2) by being a qualified self-insured, (3) by being a member of a group self-insurance association, [or (4) by any insurance plan administered through the Agency's Risk Management.]

8. Each Party shall develop and update on a regular basis a plan providing for the effective mobilization of its resources and facilities.
9. Interagency assistance plans shall be developed and updated on a regular basis by the parties hereto and are operative between the parties in accordance with the provisions of such plans.
10. The parties agree to meet on a regular basis to review all interagency assistance plans and the provisions of this Agreement.
11. This agreement shall become effective as to each party's public entity when approved and executed by that public entity. The Agreement shall remain in effect as between each and every party until participation in this Agreement is terminated by the party in writing. Any party to this Agreement may terminate participation in this Agreement upon 30 days' written notice addressed to the designated public official of each of the other signatory public entities that are parties to this Agreement.
12. The execution of this Agreement shall not give rise to any liability or responsibility for failure to respond to any request for assistance made pursuant to this Agreement. This Agreement shall not be construed as or deemed to be an Agreement for the benefit of any third party or parties, and no third party or

parties shall have any right of action whatsoever hereunder for any cause whatsoever.

In witness whereof, this Agreement has been executed and approved and is effective and operative as to each of the parties as herein provided.

**INYO COUNTY SHERIFF'S DEPT**

**CITY OF BISHOP POLICE DEPT**

By \_\_\_\_\_  
Sheriff

By \_\_\_\_\_  
Chief of Police

Dated: \_\_\_\_\_

Dated: \_\_\_\_\_

Approved as to form:

\_\_\_\_\_  
County Counsel

\_\_\_\_\_  
City Attorney

Dated: \_\_\_\_\_

Dated: \_\_\_\_\_

# EXHIBIT #1

Mutual Aid Request deployments shall follow the procedures set forth in the Standardized Emergency Management System (SEMS) and the National Incident Management System (NIMS), utilizing the Incident Command System

Mutual Aid Request deployments outside of the Inyo County Operational Area shall follow the California Emergency Services Act, California Government Code Sections 8550 to 8690.7, the Interstate Civil Defense and Disaster Compact (1951), and the Emergency Management Assistance Compact (2005.)

Nothing in this agreement shall preclude the Sheriff's Joint SED team from responding to a mutual aid request from a neighboring (contiguous) County or Agency.

Actions taken by individual personnel shall be subject to the policies and procedures of their respective individual departments, to include the appropriate Use of Force policies.

Specialized units shall meet the standards of training, as recommended by the Commission on Peace Officer Standards and Training for such units.

## 1. Crisis Response Unit

### a. Special Weapons and Tactics (SWAT) Team

- i. Members of the Inyo County SED team and Bishop Police SED team shall train with each other and meet the standards established by the California Commission on Peace Officer Standards and Training for a Level III SWAT Team.

### b. Crisis Negation Team (CNT)

- i. Members of the Inyo County Sheriff's CNT shall train with the Bishop Police CNT team and meet the standards established by the California Commission on Peace Officer Standards and Training.

TO: CITY COUNCIL

FROM: KEITH CALDWELL, CITY ADMINISTRATOR KSC

SUBJECT: Agreement for Technical Support – Larry Bain, CPA

DATE: May 28, 2013

Attachments:

- Staff Memo
- Letter – Scope of Services and Fees – Larry Bain, CPA

**BACKGROUND/SUMMARY**

Assistant Finance Director, Cheryl Solesbee has provided an agreement and scope of technical support services from the auditor Larry Bain for the June 2013 fixed asset schedule and the agreement for technical support for the requested labor report for 2013.

Cost estimates are \$6,500 for the fixed asset report and \$1,500 for the labor report.

**RECOMMENDATION**

Council consideration to approve the Technical Support and Labor Report Agreements for Fiscal Year 2012/2013 with Larry Bain, CPA.

TO: Keith Caldwell, City Administrator   
FROM: Cheryl Solesbee, Assistant Finance Director  
SUBJECT: Agreement for Technical Support  
DATE: May 28, 2013

Attachments: Technical Support Scope of Services/Agreement

Attached is the agreement for technical support services from auditor Larry Bain for the June 30, 2013 fixed asset schedule and the agreement for technical support for the requested labor report for 2012/13.

Estimated cost for the fixed asset schedule not to exceed \$6,500.00 and cost for the labor report is \$1,500.00.

Recommendation

Approve the agreements with auditor Larry Bain for technical support for the fiscal year 12/13 fixed asset report and the agreement for technical support services for the labor report for fiscal year end 12/13.

Larry Bain, CPA,  
An Accounting Corporation  
2148 Frascati Drive  
El Dorado Hills, CA 95762  
Telephone (916) 601-8894

City Council  
City of Bishop, California

This will confirm our understanding of the agreed-upon procedures we will provide to the City of Bishop (City) regarding the nonattest services to be performed in accordance with Ethics Interpretation 101-3 and the Yellow Book Independence Standards, for the June 30, 2013 audit.

This engagement to apply agreed-upon procedures will be performed in accordance with standards established by the American Institute of Certified Public Accountants. The sufficiency of these procedures is solely the responsibility of the management of the City. Consequently, we will make no representations regarding the sufficiency of the procedures described below either for the purpose for which the report has been requested or for any other purpose.

The procedures will be as follows:

1. Provide technical assistance for preparing the June 30, 2013 fixed asset schedule and agree the current year additions to the general ledger, based on information provided to us by the City. Denise Gillespie, the City Clerk along with the Accounting Secretary will review and take responsibility for the completed fixed asset schedule.
2. Provide technical assistance to determine that grant receivables and deferred revenue are properly recognized in the fund financial statements and that fully accrued revenue is recognized in the government-wide financial statements. The calculation will be based on schedules provided by and reviewed by the public works department. David Grah the public works director will oversee our work and take responsibility for reviewing our work in this area.
3. Review the June 30, 2012 audit journal entries with Cheryl Soleshe, Accounting Secretary/Budget Manager and provide technical assistance to ensure the City understands how to create the journal entries and what documentation is required to support each entry.

As part of this engagement we will not perform an examination of the internal control structure of the City as a whole, the objective of which would be the expression of an opinion on the internal control system. Accordingly, we will not express such an opinion. Had we been engaged to perform an examination of the internal control structure additional procedures would be required.

The workpapers for this engagement are the property of Larry Bain, CPA, An Accounting Corporation and constitute confidential information. However, we may be requested to make certain workpapers available to regulatory agencies pursuant to authority given to it by law or regulations. If requested, access to such workpapers will be provided under the supervision of this Accounting Corporation. Furthermore, upon request, we may provide photocopies of selected workpapers to the regulatory agency. The regulatory agency may intend, or decide; to distribute the photocopies or information contained therein to others, including other regulatory agencies.

The fee for these services will be at our standard hourly rate of \$95-150 depending on personnel assigned to the engagement. We agree that our gross fee, including expenses, will not exceed \$6,500 for the procedures described above. The above fee is based on anticipated cooperation from your personnel and the assumption that unexpected circumstances will not be encountered during the engagement.

We appreciate the opportunity to be of service to you and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let us know. If you agree with the terms of our engagement as described in this letter, please return a signed copy to our office.

Very truly yours,

  
Larry Bain, CPA,  
An Accounting Corporation

5/15/2013

This letter correctly sets forth the understanding of the City of Bishop

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Larry Bain, CPA,  
An Accounting Corporation  
2148 Frascati Drive  
El Dorado Hills, CA 95762  
Telephone (916) 601-8894

City Council  
City of Bishop, California

This will confirm our understanding of the agreed-upon procedures we will provide to the City of Bishop (City) regarding procedures requested by the City for the fiscal year ending June 30, 2013 salary and benefits.

This engagement to apply agreed-upon procedures will be performed in accordance with standards established by the American Institute of Certified Public Accountants. The sufficiency of these procedures is solely the responsibility of the management of the City. Consequently, we will make no representations regarding the sufficiency of the procedures described below either for the purpose for which the report has been requested or for any other purpose.

The procedures will be as follows:

1. Prepare a labor report for 2012/13 salary and wages, PERS contributions, PARS [contributions, miscellaneous deferred compensation 2% matching contributions, health care benefits for current employees, health care benefits for retiree's and contributions for other than pension expense benefit contributions (GASB 45). We will prepare the labor report by fund and by department as agreed to by accountant and City.

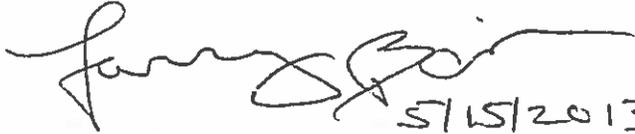
As part of this engagement we will not perform an examination of the internal control structure of the City as a whole, the objective of which would be the expression of an opinion on the internal control system. Accordingly, we will not express such an opinion. Had we been engaged to perform an examination of the internal control structure additional procedures would be required.

The workpapers for this engagement are the property of Larry Bain, CPA, An Accounting Corporation and constitute confidential information. However, we may be requested to make certain workpapers available to regulatory agencies pursuant to authority given to it by law or regulations. If requested, access to such workpapers will be provided under the supervision of this Accounting Corporation. Furthermore, upon request, we may provide photocopies of selected workpapers to the regulatory agency. The regulatory agency may intend, or decide, to distribute the photocopies or information contained therein to others, including other regulatory agencies.

The fee for these services will be at our standard hourly rate of \$95-150 depending on personnel assigned to the engagement. We agree that our gross fee, including expenses, will be \$1,500 for the procedures described above. The above fee is based on anticipated cooperation from your personnel and the assumption that unexpected circumstances will not be encountered during the engagement.

We appreciate the opportunity to be of service to you and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let us know. If you agree with the terms of our engagement as described in this letter, please return a signed copy to our office.

Very truly yours,



5/15/2013

Larry Bain, CPA,  
An Accounting Corporation

This letter correctly sets forth the understanding of the City of Bishop

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

TO: CITY COUNCIL

FROM: KEITH CALDWELL, CITY ADMINISTRATOR *KSC*

SUBJECT: REVIEW OF BUDGETS FOR FISCAL YEARS 2012-2013 AND 2013-2014

DATE: May 28, 2013

ATTACHMENTS:

- Staff Memo

#### BACKGROUND/SUMMARY

Pursuant to City policy, staff is to present a preliminary budget document to Council on or before May 15<sup>th</sup> of each fiscal year. In order to better serve the City's financial planning needs and to assist in budget preparation, the Council approved a two-year preliminary budget in November 2012. Therefore, we have prepared an updated 2012-2013 and 2013-2014 budget.

The update includes revised projections of revenues and expenditures for the 2012-2013 budget which will not end until June 30, 2013. In sum, we took our approved 2012-2013 budget and made internal cuts in anticipation of the receipts of lower revenues. By doing those mid-year cuts we were able to keep the 2012-2013 operational and capital budgets on track and we are confident that we will end the fiscal year 2012-2013 and begin the 2013-2014 year in line with our projections.

I would like to give my personal thanks to our dedicated employees who have made our consistent progress possible even in the most difficult financial environment. The City of Bishop continues to be financially conservative and solvent and yet able to maintain our aggressive service package for our citizens.

#### RECOMMENDATION

Review the budget updates presented and approve the Revised Budget for Fiscal Year 2013-2014.

TO: Keith Caldwell, City Administrator *KSC*  
FROM: Cheryl Solesbee, Assistant Finance Director *CS*  
SUBJECT: Approval of Budget Review for FY 2012/13 and 2013/14

DATE: May 28, 2013

This Budget update includes revised projections of revenues and expenditures for the 2012/13 and 2013/14 fiscal year. The process is to review current year anticipated revenues and expenditures for the year ending June 30, 2013 and revise any unknowns when the 2013/14 budget year was built. Our continued goal is to keep operational and capital budgets on track and end the fiscal year 2012/13 year in line with our projections.

RECOMMENDATION

Review and approve the budget update and review for fiscal year 2012/13 and 2013/14.