



**MEETING MINUTES
BOARD OF SUPERVISORS, COUNTY OF MONO
STATE OF CALIFORNIA**

Regular Meetings: The First, Second, and Third Tuesday of each month. Location of meeting is specified just below.

MEETING LOCATION Board Chambers, 2nd Fl., County Courthouse, 278 Main St.,
Bridgeport, CA 93517

**Regular Meeting
October 14, 2014**

9:02 AM Meeting called to order by Chairman Larry Johnston.

*Supervisors present: Alpers, Fesko, Hunt, Johnston and Stump.
Supervisors absent: None.*

Pledge of Allegiance led by Supervisor Hunt.

*Break: 10:25 a.m.
Reconvene: 10:35 a.m.
Lunch/Closed Session: 12:05 p.m.
Adjourn: 1:08 p.m.*

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Joe Parrino:

- Here to complain with selection of Grand Jury.
- Feels the county is looking at a lawsuit with the Grand Jury as it is now.
- Marshall Rudolph: The Grand Jury is appointed by the Presiding Judge of the Superior Court, Stan Eller. The Board of Supervisors have nothing to do with it.

2. APPROVAL OF MINUTES - NONE

3. PRESENTATIONS - NONE

Note

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

4. BOARD MEMBER REPORTS

Supervisor Alpers:

- Tuesday after meeting, June Lake CAC meeting. Garrett Higerd spent evening answering questions about June Lake Streets Project, thanked him. Thanked Community Development staff also for being there to discuss the 395 Corridor Plan.
- Wednesday, attended Mono Basin RPAC – Mono City speed limit issue brought up; Jeff Walters did good job of answering questions.
- Friday evening – attended Tom Hallenbeck's retirement dinner. Mono County was only jurisdiction to attend and to recognize him with a resolution.

Supervisor Fesko:

- Thanked Public Works for getting swamp coolers fixed at Senior Center and the Antelope Valley Community Center.
- Last weekend, the businesses were packed; lots of people on the road.

Supervisor Hunt:

- No report this week; been experiencing the brilliant fall colors.

Supervisor Johnston:

- Attended Southern California Energy Summit last Friday – keynote address on how things are going in California; panel discussion concerning going beyond the 33% renewable portfolios; panel discussion regarding desert renewable energy plan – would like CDD to look at implications for Mono County. Presentation on Prop. 39; JB Straubel, Co-Founder of Telsa made a presentation discussing goals and objectives.

Supervisor Stump:

- Next week there will be an adjourned meeting in Chalfant. He's requested that we meet at 5:45 to take tour of Chalfant Park – asked it to be agendaized so all board members can participate. This issue could be transitioning to Risk Management issue.
- Attended Swall Meadows meeting – ongoing right of way issue. This has gone on for eight months. Believes they've come to an accord, appreciates county staff assistance.
- Attended Land Development Technical Advisory Committee meeting – discussion of design plans.

5. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

Receive brief oral report by County Administrative Officer (CAO) regarding work activities.

Jim Leddy:

- North county employee roundtable meeting on Thursday; now moved to second Tuesday of the month; South county employee roundtable coming up this Thursday in Mammoth at 8:00 a.m.
- Discussion about Monkey Survey being collected.
- Went to Election Equipment vendors in the Bay Area; all equipment checks out. It was an excuse to see the colors over Sonora Pass.

6. DEPARTMENT/COMMISSION REPORTS

Joe Blanchard:

- Update on Memorial Hall ADA bathrooms; went out to bid and received no bids. We have \$27,000 HAVA grant to spend by December.
- Supervisor Stump: - can you buy necessary materials with the money? Maybe buy materials and do work later?
- This will need to be done with our own staff.

7. CONSENT AGENDA

Note

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item.)

A. Potential Lease of Communications Tower Site

Departments: CAO / County Counsel

Request to lease Conway Summit cell tower site.

Action: Direct staff to offer to the public the Lease of the Conway Summit cell tower site for no more than \$10,000 per month, for a duration not exceeding 10 years, for a purpose of maintaining a communications tower, or as determined by the Board. Authorize CAO to execute a lease of the property after achieving compliance with Mono County Code Section 3.05.030.

Stump moved; Fesko seconded

Vote: 5 yes; 0 no

M14-198

Pulled by Supervisor Stump:

- He feels putting these out to bid instead of just renewing them is a good idea.
- It's a good thing to encourage potential competition.

John Vallejo:

- Government code requires certain bidding provisions; this way allows us to not have to jump through so many hoops.

Supervisor Fesko:

- Asked questions about lease.

B. Appointment of New Member to the Mono County Child Care Council

Departments: Board of Supervisors

The Mono County Child Care Planning Council (MCCCC) would like to appoint a new member to its Council. The new member will be Molly DesBaillets for a two year term. This item is being sponsored by Chairman Larry K. Johnston.

Action: Appoint Molly DesBaillets to the Mono County Child Care Planning Council for a two year term beginning 11/1/2014 and expiring 10/31/2016.

Alpers moved; Hunt seconded

Vote: 5 yes; 0 no

M14-199

C. Employment Agreement of Bob Musil as Mono County Clerk-Recorder

Departments: County Administrator's Office/Human Resources

Proposed resolution approving a contract with Bob Musil as Clerk Recorder and prescribing the compensation, appointment and conditions of said employment.

Action: Approve Resolution #R14-60, approving an employment agreement with Bob Musil and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chairman to execute said contract on behalf of the County.

Johnston moved; Hunt seconded

Vote: 5 yes; 0 no

Note

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

R14-60

Pulled by Supervisor Johnston:

- Thanked Bob for stepping up.
- Mentioned the savings on this contract.

Supervisor Fesko:

- Originally didn't vote yes but since the interview the issues have been resolved.
- Doesn't agree with the dollar amount, however.

D. Employment Agreement of Shannon Kendall as Assistant Mono County Clerk-Recorder-Registrar of Voters

Departments: County Administrator/Human Resources

Proposed resolution approving a contract with Shannon Kendall as Assistant Clerk-Recorder-Registrar of Voters, and prescribing the compensation, appointment and conditions of said employment.

Action: Approve Resolution #R14-61, approving an employment agreement with Shannon Kendall and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Stump moved; Fesko seconded

Vote: 5 yes; 0 no

R14-61

Pulled by Supervisor Fesko:

- Thinks Shannon will be good in this position, doesn't agree with the salary.

Supervisor Stump:

- Pointed out the salary savings.

8. CORRESPONDENCE RECEIVED (INFORMATIONAL)

All items listed are located in the Office of the Clerk of the Board, and are available for review.

A. D&S Waste Removal, Inc.

Correspondence dated September 24, 2014 from Darrol J. Brown, President of D&S Waste Removal, Inc. regarding a request to lower the Exported Waste Fee to offset what they pay Lockwood Regional Landfill.

Kevin Brown (D&S Waste Removal):

- Gave explanation of correspondence sent to Board and the fee they are asking to be lowered.
- \$74.50 per ton to \$61.90 per ton.

Supervisor Stump:

- Kevin Brown answered a lot of the questions he had but he'd like to hear from Tony on whether or not the board should pursue it.
- Does Tony feel he has enough data to forecast enterprise fund?

Supervisor Johnston:

- No action proposed for today however since it's on the agenda now, discussion can occur.
- He'd like a staff report and further discussion.
- Consensus is to agendaize this.

Note

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

Tony Dublino:

- This topic is something D&S has been discussing with him for a long time.
- He feels he has enough information to get this agenda item.

The Board acknowledged receipt of the correspondence.

9. REGULAR AGENDA - MORNING

A. Digital 395 Update & Recognition

Departments: Information Technology

(Nate Greenberg) - 1. Provide the Board with an update on the status of Digital 395. 2. Recognize and thank staff and members of the community who contributed to the success of Digital 395.

Fesko moved; Hunt seconded

Vote: 5 yes; 0 no

Action: NONE. Informal Motion.

Nate Greenberg:

- Here to discuss where we're at and where we're going.
- He doesn't think we'd be where we are with this project without all the people involved.
- There are some people that he may have forgotten to thank and/or give resolutions to.
- Explained different phases of project and thanked various people and departments.
- Nate read the resolution out loud and thanked everyone.

POWER POINT:

- Digital 395 Middle Mile Status
 - Construction complete
 - Network online
 - Service is reliable, fast
- Network Connectivity
 - All planned County & Town sites online
 - Network expansion
- California Broadband Co-Op Board Update
- Last Mile Projects & Service Availability
 - Current state of affairs
 - 12 month outlook
- Provider Summary
- Broadband Governance
- Leveraging Example: County Phone System
- Economic Development Efforts
- Other Programs and Projects
- Questions?
- Thanked Board and Jim Leddy for their support.

Supervisor Johnston:

- Nate didn't get a resolution and it's obvious he was a key player in the process; the Board will present a formal resolution later.
- This is a big deal and a huge thing for the Eastern Sierra. Repercussions of this will echo into the future.
- Also recognized Supervisor Hazard; he was a champion of this for many years.
- Asked about free wi-fi in Mammoth.

Note

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

Supervisor Stump:

- Nate was the keystone in this project; he joined the arches and sewed them together.
- Asked Ron Day to say a few words; apologized that he wasn't invited to previous recognition ceremony.
- As an analogy: we have a huge hose and we're improving the pumps at each end.

Supervisor Fesko:

- Asked what happens to Digital 395 when the power goes out?
- Having back-ups in the county is a priority; where is the money going to come from for all this?

Danna Stroud:

- Echoes sentiment of the Board as it relates to Nate's leadership. He will also play a key role, as will everyone else, in how we utilize Digital 395.
- This is a great gift that's been provided; we just need to use it.

Ron Day:

- Agrees with everyone that's been said.
- Thanked Nate for his leadership.

B. Review of Snow Removal Policies, Procedures and Priorities

Departments: Public Works

(Jeff Walters) - Each year the Roads Division of Public Works provides the Board of Supervisors for their review a list of the snow removal policies, procedures and priorities for county-maintained roads.

Action: Adopt Resolution No. R14-62, "A Resolution of the Mono County Board of Supervisors Re-Establishing Snow Removal Policies, Procedures and Priorities for County-Maintained Roads."

Fesko moved; Alpers seconded

Vote: 5 yes; 0 no

R14-62

Jeff Walters:

- Mentioned maps handed out; let him know if a particular one is needed in a blown up version.
- Explained item and request before the board.
- Noted a few specific roads and their current priorities (Virginia Lakes Road for example).
- Gave update on current staff levels and vacancies needing to be filled.
- Asked about liability issues concerning closing roads due to potential for avalanches.

Supervisor Fesko:

- Discussion about priority number for Virginal Lakes Road.

Supervisor Stump:

- Feels Jeff's staff needs to be able to remain flexible.
- Asked about current staffing levels.
- Asked about Forest Service avalanche forecasting; concerned about people's safety if this isn't done.
- Asked about retaining the woman used by Inyo County if it were to become necessary.

Leslie Chapman:

- Money can be moved out of contingency with a 4/5 vote if that is what the board decides.

C. Inyo-Mono IRWMP Phase II Plan Administrative Update

Departments: Community Development

(Brent Calloway, Mark Drew) - Presentation by Brent Calloway and Mark Drew

Note

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

regarding Inyo-Mono IRWMP Phase II Plan Administrative Update.

Action: Authorize staff to support approval of Phase II Plan update at October 22 meeting of Inyo-Mono IRWMP and provide any other desired direction to staff.

Fesko moved; Hunt seconded

Vote: 5 yes; 0 no

M14-200

Brent Calloway:

POWER POINT (to be posted online):

Inyo-Mono IRWMP Phase II Plan Administrative Update

- Chapter 1: Development Process for the Inyo-Mono IRWM Program
- Chapter 2: Regional Description
- Chapter 3: Climate Change
- Chapter 4: Data Management
- Chapter 5: Governance
- Chapter 6: Outreach and Engagement
- Chapter 7: Objectives and Resource Management Strategies
- Chapter 8: Coordination
- Chapter 9: Finance
- Chapter 10: Needs Assessment and Capacity Building
- Chapter 11: Land Use and Water Planning Documents Integration
- Chapter 12: Plan Implementation, Impacts and Benefits, and Performance Monitoring
- Chapter 13: Project Review Process
- Chapter 14: Inyo-Mono Phase II Projects
- More information available online.
- Stated the recommended action for today.

Dr. Mark Drew:

POWERPOINT:

CA Integrated Regional Water Management and the Inyo-Mono Integrated Regional Water Management Program

- DVR handed out to be kept with file folder for today.
- IRWMPs: A Roadmap to Managing Water Resources
- Background Funding: Proposition 50 and 84
- IRWMPs Continued
- IRWM Programs are as much about building relationships as managing resources
- The Inyo-Mono IRWMP: People and Places
- The Inyo-Mono Program Timeline
- 2013-2014 Accomplishments
- Moving Forward
- Request of the Board
- Inyo-Mono IRWM Program Staff

Supervisor Johnston:

- Realizes he didn't get off to a great start with the former Board but appreciates his determination.

Supervisor Alpers:

- Asked about the approval process and what the Board is being asked to approve today.

Supervisor Hunt:

- The consensus process Mark Drew has developed amazes him.

Supervisor Stump:

- Has concern about recent groundwater legislation, do we have two trains going down

Note

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

different tracks?

- Asked about individuals needing deeper wells, for example?
- CalTrout seems to have become a Political Activist Organization – has concern about objectivity when an organization is actively pursuing the types of legislation it's pursuing.

Supervisor Fesko:

- Agrees that we need to stay vigilant with questioning; overall he feels they've done a good job.

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Stacy Corless:

- Eastern Sierra Recreation Collaborative kick off meeting at college this evening.

11. CLOSED SESSION

There was nothing to report out of closed session.

A. Closed Session--Human Resources

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Marshall Rudolph, John Vallejo, Leslie Chapman, and Jim Leddy. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39--majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO), and Mono County Sheriff Department's Management Association (SO Mgmt).

Unrepresented employees: All.

B. Closed Session - Conference With Legal Counsel

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: Mono County v. Standard Industrial Minerals.

C. Closed Session - Employee Evaluation

PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Government Code section 54957. Title: County Counsel.

D. Closed Session - Conference with Legal Counsel

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: Richard Luman v. County of Mono et al.

E. Conference with Real Property Negotiators

CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Government Code section 54956.8. Property: Pumice Valley Landfill. Agency negotiators: Tony Dublino, Stacey Simon, and Jim Leddy. Negotiating parties: LADWP and Mono County. Under negotiation: price and terms of payment.

Note

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

F. Closed Session - Conference with Legal Counsel

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: Ammirato v. Mono County et al.

13. REGULAR AGENDA AFTERNOON- NONE

ADJOURN 1:08 p.m.

ATTEST

LARRY K. JOHNSTON
CHAIRMAN

SHANNON KENDALL
SR. DEPUTY CLERK