



**MEETING MINUTS
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
December 9, 2014**

9:02 AM Meeting Called to Order by Chairman Johnston.

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

*Break:
Reconvene:
Adjourn:*

Pledge of Allegiance led by Byng Hunt

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD
No one spoke

2. APPROVAL OF MINUTES

A. Board Minutes

Departments: Clerk of the Board

ACTION: Approve minutes of the Special Meeting held on November 21, 2014.

Fesko moved; Hunt seconded

Vote: 5 yes; 0 no

M14-243

3. PRESENTATIONS - NONE

4. BOARD MEMBER REPORTS

Supervisor Alpers:

- June Lake Advisory meeting was scheduled for last Tuesday, meeting was canceled due to weather. Due to cancellation he met with others at the Tiger Bar in June Lake.
- Attended incident command meeting last Friday, a lot of discussion about how the June Lake fire was handled. This meeting was well attended. Dr. Johnson spoke about the Ebola outbreak, he had a volunteer demonstrate the personal protective ensemble, protocols. It took 20 minutes to get into this ensemble and 20 minutes to get out of it. It was reported there is a 50% chance when treating Ebola the virus will be attached to the uniform. There is currently 35 people in California the 20 day quarantine required when exposed to Ebola. This was a great demonstration of what it takes to keep a virus like this under control.

Supervisor Fesko:

- Nov 5th - Met with Cathy Paskin; she's the AT&T rep for Mono County. Had a great discussion on future desires for AT&T here in Mono County.
- Nov 6th - AV RPAC; Continued discussion on OHV Combined road use; hiking trails in the area; and a future valley multi modal path system
- Nov 10th - 16th; Spent time in Charleston South Carolina. Being an Architectural major in college, I really appreciated the history of the buildings and how they continue to be improved. I'm talking homes that are 300+ years old. Truly amazing.
- Nov 18th - 21st; attended the CSAC Annual meeting in Anaheim, along with Supervisor Johnston, Supervisor-elect Stacy Corliss, CAO Jim Leddy and Clerk Recorder Bob Musil.
- Attended the CSAC Innovation Summit (Blue Counties) where the discussion was on the "Silver Tsunami" - the explosion of our elderly population which is expected to grow by 112 percent by 2020. And how this will impact all counties.
- Attended the CSAC General Session which had Dan Buellner, author of Blue Zones. His talk on living a better and a longer life was inspirational.
- Attended the "County Conversation on water". Round table discussion on how California grapples with one of the most severe droughts on record.
- County Public Information Officers' Meeting - Great session on how to connect with media to discuss today's emerging topics. This was a great add-on to a class I took earlier in the year at the CSAC Institute. The panel consisted of Pete Demetriou, KNX Radio, Nicole Shine, Orange County Register & Vikki Vargas, NBC 4 Southern California.
- CSAC General Session - Session speaker, Eric Liu, Civic leader, Author and Educator. He promotes and teaches the art of creative citizenship. Quite interesting. His book Guiding Lights: The people who lead us toward our purpose in Life.
- Session - Disaster, roles and responsibilities. Great discussion on what is the role of elected leaders and staff at the arrival of a disaster. We all must be up on Mono County's Emergency Operations Plan (EOP) - ours is dated 2012. Should this be updated as it is approaching 3 years old?
- Session - Exploring a Road User Charge: Understanding the Fundamentals. A road needs assessment from 2012 found an \$8.2 Billion annual shortfall for just the maintenance and preservation of the existing local transportation network. The traditional funding mechanism - the gas tax - is no longer a sufficient tool for charging road users their fair share. Norma Ortega, Chief Financial Officer with Caltrans and Bill Higgins, Exec Director, Calif. Assoc. of Councils of Governments.
- CSAC Luncheon/Election of Officers - Father Greg Boyle, founder of "Homeboy Industries" spoke about his work with gang intervention, rehabilitation and re-entry program, now in its 25th year. Homeboy Industries employs and trains more than 300 former gang-members every year. They also provide critical services to the 12,000 people who walk thru the doors every year seeking a better life. He was truly inspirational to listen to, learn from and hopefully become a better person.

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- At the luncheon, I was also presented with my California County Supervisor Credential. This required training over the past 1 1/2 years and me completing a minimum of 30 units of training thru the CSAC Institute.
- Also attended two additional classes by the CSAC Institute, the Art and Practice of Elected Leadership and Thinking Strategically in Trying Times (Supervisor-elect Stacy Corliss also attended these to training sessions).
- Special thanks goes out to Debra Vanderbrake. There was an issue with some paper work out of the Clerk's office and Debra went above and beyond the call of duty!
- December 1 - Attended a Northern Mono Chamber of Commerce meeting. Discussion on future projects and events by the Chamber.
- December 3 - Had an introduction meeting with Bill Van Lente who is the new "Clinic Manager" at the Toiyabe Indian Clinic in Walker. We discussed a few items important to North County and will follow up with a more detailed meeting in the future.
- December 4th - Attended the AV RPAC. Discussion continues on multi-modal trails and pathways. Discussion took place regarding rebuilt and new communication sites/towers. One new one of concern is at the Coleville housing. Planning staff is looking over the details of the project.
- December 6th - Attended the Annual Holiday dinner in Bridgeport put on by a local church. This dinner is free and is open to everyone and is their way of sharing the holiday spirit with everyone. Great time was had by all!

Supervisor Hunt:

- Last week Dec 3rd and 4th the Sierra Conservancy had a meeting in Grass Valley, due to weather he was unable to attend. The board approved a grant to help establish a biomass facilities in Mono County, we received \$210,000. This is his last regular meeting in Bridgeport, asked the Board to be kind to his replacement. His last regular meeting will be next week in Mammoth Lakes. He thanked everyone for the opportunities.

Supervisor Johnston:

- LTC meeting working for regional transportation plan.
- Attended IMACA meeting yesterday, they are working through personnel issues. They do a lot of work with food distribution.
- Next week is last meeting for Hunt and last meeting of the year for the Board, wanted to discuss the yearly gift exchange.

Supervisor Stump:

- Thank you from CSA 1 to Joe Blanchard and Christy Milovich for their work on the bathroom at the Crowley Lake Ball Field.
- Spent some of last week learning about adventure trails proposal in Inyo County. The board did not vote due to potential conflict with some of the board members. The council has requested the FPPC approval on this and will bring back to Board on December 20, 2014. Constituents in Mono County have shared concerns about the signage for the adventure trails. The actual adventure trails does not go into Mono County. Randy Gillespie who is a part of this LLC has been asked to attend the RPAC meeting in Paradise to discuss.
- Met the acting Cal Trans director, he will be here for 4 months, he did indicate he will not be applying for the full time job.
- Visited Chalfant yesterday due to vandalism of the Chalfant Community center. There was vandalism and graffiti on the walls and in the bathroom. This is not the counties building it belongs to the citizens and we need the citizens help keeping these buildings nice. He has asked the CAO to contact the Sheriff and have additional patrols in the area.

5. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

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

Jim Leddy:

- Meet with Cal Trans about state route 108, discussion will be scheduled for Jan 20th Board meeting. Requested to be agenized for public comment.
- Strategic Planning steering committee is almost done with all ambassador meetings. A session with board is planned for Jan 20th.
- Met with the Sarah Vigilante, Town of Mammoth Lakes, on Human Resource issues, looking at establishing an arrangement to share Human Resources needs.
- Sheriff retirement party tomorrow night at the Double Eagle Resort.

6. DEPARTMENT/COMMISSION REPORTS

Scott Burns discussed the Sierra Nevada Conservancy, this is a long process of Biomass task force, they have received a \$215,000 grant.

7. CONSENT AGENDA

(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. Hiring Freeze Variance - Human Resources Manager/Deputy County Administrator

Departments: County Administrator's Office

Hiring Freeze Variance - Human Resources Manager/Deputy County Administrator.

Action: Approve the launch of a full recruitment process for the Human Resources Manager/Deputy CAO.

Hunt moved; Alpers seconded

Vote: 5 yes; 0 no

M14-244

Pulled by Fesko;

Leddy reported; eliminated the Human Resource Generalist, this is still a 20% cut in budget in the CAO Office. This maintains an ongoing savings, this position would create a separation in power from CAO to Human Resource Manager. Reorganization, HR Manager/ Risk Manager, Human Resource Generalist, Office Manager, FTS position, there is no longer a HR Generalist, Risk Manager was separated from HR Manager. This still results in one less position. This will be a full external recruitment, with Holidays this is anticipated to take a few months.

B. Appointment in Lieu of Election of Tom Stewart to the Antelope Valley Fire Protection District

Departments: Clerk of the Board

Appointment in lieu of election of Tom Stewart to the board of commissioners of the Antelope Valley Fire Protection District governed by Elections Code section 10515 and by Board Resolution R12-64 (see attached for additional information). This item is being supported by Supervisor Fesko.

Action: Appoint Tom Stewart to the board of commissioners of the Antelope Valley Fire Protection District. His term will expire November 30, 2018.

Fesko moved; Alpers seconded

Vote: 5 yes; 0 no

M14-245

C. Housing Mitigation Ordinance Suspension

Departments: Community Development

Proposed ordinance amending section 15.40.170 of the Mono County Code, pertaining to a temporary suspension of all housing mitigation requirements. Said ordinance would continue an existing suspension of housing mitigation requirements until July 15, 2016.

Action: Adopt Ordinance Ord14-05, an ordinance of the Mono County Board of Supervisors amending section 15.40.170 of the Mono County Code, pertaining to a temporary suspension of all housing mitigation requirements.

Fesko moved; Alpers seconded

Vote: 4 yes; 1 no: Johnston

ORD14-05

8. CORRESPONDENCE RECEIVED (INFORMATIONAL)

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

A. SCE Application for Approval

Departments: Clerk of the Board

Correspondence from Southern California Edison dated November 20, 2014 regarding its Application for Approval of its Energy Savings Assistance (ESA) and California Alternate Rates for Energy (CARE) Programs and Budgets for 2015-2017, A.14-10-007.

B. State Water Resources Control Board

Departments: Clerk of the Board

Fiscal Year 2013-2014 Local Primary Agency (LPA) Evaluation sent to Louis Molina, Director of Environmental Health. Informational only.

C. California Fish and Game Correspondence

Departments: Clerk of the Board

Correspondence from California Department of Fish and Wildlife relating to draft environmental impact report on state-wide ban on lead ammunition for hunting purposes.

The Board acknowledged receipt of the correspondence.

9. REGULAR AGENDA - MORNING

A. Hauler Request for Inflationary Increase to Solid Waste Collection Service Fee Floors

Departments: Solid Waste

(Tony Dublino) - Proposed amendments to existing Franchise Agreements with D&S Waste and Mammoth Disposal, pertaining to waste collection in unincorporated Mono County.

Action: Approve County entry into proposed amendments and authorize CAO to execute said amendments on behalf of the County.

Fesko moved, Hunt seconded

Vote: 5 yes; 0 no

M14-246

Tony Dublino reported, there is a request every year the waste haulers have to meet. CPI and PPI increased was based on language in the current contract. Request was granted in January of last year. Johnston would like to discuss further after they hear from the waste haulers.

Manager of Mammoth Disposal spoke, they came to the Board to request increase. Disposal items that have impacted functions are; storm water, this has become a more important factor and regulation will change in July, tires have gone up 5%, grease increased 7%, labor increased 13%. They are only requesting 1.6 % increase. Storm water is any run off water that does leave the facility, all containers have to be off the ground and everything must be covered. They must submit storm water samples when there is an event. If they did not get the increase it would not stop them from raising their rates, they have a floor rate so they cannot decrease rates but they may increase the rates.

Kevin Brown, VNS waste removal, franchise uses a CPI so they cannot charge too much. The floor rate helps regulate the charges for the haulers. Although they can charge above the floor rate, it does not grant an increase in business so companies choose to stay with the floor rate. In Nevada, there is a cap on the increase at 5%. When this franchise was formed it was requested that they have a floor rate, without a floor rate other small companies could cut their priced until they are no longer able to operate.

Johnston; the county has chosen to outsource this particular service, we have done that through outsourcing and it seems it is going very well. His only

concern is when the floor fee is raised, the County is raising the fee and we should take responsibility for that. If we were doing this service ourselves we would want to be sure we were operating effectively. He feels we should eliminate the last line in the proposal, and take responsibility for raising the fee. Hunt; this system has worked well over the past years. He likes the language put into it and he thinks both franchises could use the increase.
Stump; agrees with Hunt this is acceptable.
Fesko; the wording is correct because the County is not increasing its fees.
Alpers; agrees that this language should be left as is.

B. Franchise Agreement--Capacity Payment for Exported Solid Waste

Departments: Public Works / Solid Waste Division

(Tony Dublino) - Presentation by Tony Dublino regarding request from D&S Waste for reduction in the Capacity Payments relating to exported solid waste.

Action: None.

Tony Dublino reported; fees pay for exported waste, the waste exported from the County is done by DNS Waste. This issue is complicated, in the staff report Tony tried to describe the history of this. The request was to reduce the exported waste fee, this reduction would cost the program \$15,000 a year in revenue. There is a cost in work and resources that go into barring waste, so this reduction would cover those costs. Analysis done was breaking down specific costs of solid waste, when you break it all done the basic numbers don't tell the entire story. \$14.87 per ton is approximately what we are spending on equipment time on the waste. The actual number of savings is \$3.85, if it possible to put a number on it at all. These franchise agreements are due for renewal in June of 2016. Everything North of Conway gets exported to Lockwood.

John Brown, DNS waste, addressed the Board, he requested Tony come up with the rate. Mono County could look at this rate if they are going to start a long haul operation. They pay a franchise fee right now, last year they paid approximately \$103,000. The County gets full benefit of that money. Even with this reduction the County will get approximately \$85,000 in revenue.

Stump; an ongoing discussion with the Town of Mammoth Lakes could have an impact on this.

Fesko; leaving this to the upcoming negotiations with the franchises. This issue should be taken care of at that time.

Johnston; defer to negotiations as well.

Kevin Brown; would like to request if a partnership is created between the Town of Mammoth Lakes and the County there is some sort of passage for his company to come into the Town of Mammoth Lakes. As of now it would exclude them as they are currently restricted from working within the Town limits.

Direction to staff, stay to course and look at this through negotiations.

C. Motor Pool - Replacement of Two Backhoes

Departments: Public Works - Motor Pool

(Jeff Walters) - Mono County Public Works has two backhoes that are in need of replacement. The backhoes (a 1979 Case 580C assigned to Facilities and a 1980 Case 680 assigned to the Road Fund) are expensive to maintain, have had recent mechanical issues which resulted in expensive soil mitigation, and are included in the California Air Resource Board's emission reduction mandates for Mono County.

Action: Authorize Public Works Director to administer and execute bid documents necessary for the replacement of a 1979 Case backhoe and a 1980 Case backhoe.

Hunt moved, Fesko seconded

Vote: 5 yes; 0 no

M14-247

Jeff Walters; trying to resolve fuel issues with replacement of two backhoes. These are the older two of the three, with CARB issues these will need replaced in 2018. The reason these two are first on this list is because of their age. With these two pieces of machinery we will do a formal bid process and they will auction off the old machines through the normal auction process. The money made from these will go back into the road budget. The fund balance is currently above the fund balance in Motor pool. These two machines would be \$250,000.

Alpers; been receiving calls regarding roads and appreciates how responsive Jeff has been.

Hunt; what would you consider an appropriate fund balance? We should have 3 to 6 months worth of operating funds and the rest goes into replacement.

Replacement has been building up to much, the State Controller's Office would be unhappy with our fund balance. This is a start to spending the balance down. The State Controller's office sets the acceptable amount and it is based off operating expenses and replacement funds.

Jerry VandeBrake reported; of the three full size machines, one is meant for smaller facilities projects. The smaller machine is newer. Digging footings for Walker community center, a hose blew and the cost was \$1,200 to dispose the contaminated dirt.

Johnston; we need a plan for CARB compliance, he understands this is needed but wants to have a set plan.

Leddy discussed; there is a replacement plan in place and it has been revisited, there will be a CARB workshop.

Stump; not happy about the pace of the replacement but he does understand the challenges.

D. Motor Pool - Purchase a Vehicle Lift for Crowley Road Shop

Departments: Public Works - Motor Pool

(Jeff Walters) - All Motor Pool vehicles must be driven to Bridgeport for

maintenance or repair work. This is due to having no other county facility available and appropriately setup for a safe and efficient work environment. Converting a single bay in the Crowley Road shop by installing a vehicle lift, purchasing necessary tools with lockable toolbox, and stocking common parts would allow for faster service and repairs in south county.

Action: Authorize Public Works to purchase and install a vehicle lift, tools, toolbox, and parts necessary to create a safe work area for south county repairs on Motor Pool vehicles. This would be installed in an available garage bay in the Crowley Road Shop.

Stump moved; Alpers seconded

Vote: 5 yes; 0 no

M14-248

Jeff Walters; Crowley Road shop currently has 5 bays but there is no lift to service pool cars. County staff is currently having to drive vehicles to Bridgeport for service. This would allow services to be done in Crowley for South County Motor Pool vehicles.

E. County Hiring Freeze and Variance Process

Departments: County Administrator's Office

(Jim Leddy, Jeff Walters) - Discussion of the current County Hiring Freeze and variance process.

Action: None.

Leddy discussed the County hiring freeze process. In April, we requested a hard hiring freeze, this means Department's must have a public discussion in front of the Board to explain why the hiring is necessary. We need our managers to maintain budget and every decision needs to be scrutinized. We need to evaluate every opportunity we have to make a decision on the largest aspect of our costs.

Stump explained; he has concern is if we have needs during the winter, this is a requirement that would delay getting staff prepared to respond during these winter months. He feels releasing the road department from this requirement would be beneficial, as long as it is filling a previously filled position. Roads not being cleared sufficiently could have a negative impact on the Economic Development of this area. Would want to extend the waiver through the end of March then terminate the waiver, this would be specific for snow removal and road operations.

Fesko; feels there are ways to manage this with keeping the same process or using the tools we have available.

Hunt and Alpers agree they want to stay with the current process.

Direction to staff is to stay with existing procedures, and continue

communication with the Board.

F. Contract Award for the Mountain Gate Phase 2 Fishing Access Project

Departments: Public Works

(Vianey White) - Contract award for the Mountain Gate Phase 2 Fishing Access Project which consists of constructing a pedestrian path, ADA parking and access, installation of site amenities including picnic tables, timber fishing platform, amphitheater, riparian interaction area, river access, PAR course, and landscaping at the Mountain Gate property located off Highway 395, ½ miles south of Walker.

Action: 1) identify Sierra View Equipment Inc. as responsible bidder submitting the lowest responsive bid; 2) award contract to Sierra View Equipment Inc. for the Mountain Gate Phase 2 Fishing Access Project in an amount not to exceed \$341,571; 3) approve and authorize the Public Works Director, in consultation with County Counsel, to execute and administer that contract, including making minor amendments to said contract from time to time as the Public Works Director may deem necessary, and authority to approve and issue change orders to the contract in accordance with Public Contract Code §20142, in an amount not to exceed \$29,578 per change order, provided such amendments do not substantially alter the scope of work, do not cause spending on the project to exceed the budgeted authority of \$385,000, and are approved as to form and legality by County Counsel.

Fesko moved; Alpers seconded

Vote: 5 yes; 0 no

M14-249

Vianey White; Monday December 6th received 6 bids. Lowest bidder was Sierra View Equipment.

This project is funded by a grant program, changes to make to contract, revised signature from Leddy to public works director, revised terms to submit cert of ins and bonds just before they start but will be able to sign agreement now.

G. Program Supplement Agreement for the Convict Lake Road Rehabilitation Project

Departments: Public Works

(Garrett Higerd) - The Convict Lake Road Rehabilitation Project will pulverize, repave, and widen 2.75 miles of Convict Lake Road from US 395 to the turn-around at the end of Convict Lake Road.

Action: Consider and potentially adopt proposed resolution #R14-76, "A Resolution of the Mono County Board of Supervisors, State of California, Approving Program Supplement Agreement No. 0M59 Rev. 000 to Administering Agency-State Master Agreement No. 00187S for the Convict Lake Road Rehabilitation Project."

Hunt moved, Stump seconded

Vote: 5 yes; 0 no

R14-76

Garret Higerd; reported its environmental work is very much underway and he plans to bring the environmental document before the Board in February, Federal Lands Access Funds program grant, State Grant for funding the match.

H. Rural County Representatives of California Request for Wildland Fire Resolution

Departments: Board of Supervisors

(Supervisor Tim Fesko) - Proposed resolution requesting Governor Brown to advocate for stronger management of federal lands to prevent wildland fires.

Action: Adopt proposed resolution #R14-77, requesting Governor Brown's Advocacy at the Federal Level to Address Ongoing Wildfire Threats.

Fesko moved; Hunt seconded

Vote: 5 yes; 0 no

R14-77

Include national park service.

Leddy; this falls in line with our current legislative platform. This is an opportunity to get something done.

Stump; add United States Department of Bureau of Land Management.

Hunt; Mono County has areas that are considered extreme fire hazards.

Larry; concerned that the Westside counties don't have the best working relationship with the Forest Service and he does not want to suggest that we have the same sort of issues. There are some suspect Counties here that he would rather not be in line with.

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

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 - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: Undersheriff.

13. REGULAR AGENDA AFTERNOON- NONE

ADJOURN

1:12 PM

ATTEST

LARRY K. JOHNSTON
CHAIRMAN

STACIE KLEMM
COUNTY ADMINISTRATIVE OFFICE