



**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
November 3, 2015**

9:00 AM Meeting Called to Order by Chairman Fesko.

Supervisors Present: Fesko, Stump, Alpers, Corless, Johnston
Supervisors Absent: none.

Break: 9:50
Reconvene: 10:02
Closed Session/Lunch: 11:45
Reconvene: 1:45
Closed Session: 3:25 p.m.
Reconvene: 4:01 p.m.
Adjourn: 4:03 p.m.

The Mono County Board of Supervisors stream all of their meetings live on the internet and archives them afterward. To listen to any meetings from June 2, 2015 forward, please go to the following link:
<http://www.monocounty.ca.gov/meetings>

Pledge of Allegiance led by Supervisor Johnston.

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 Regular Meeting held on October 13, 2015.

Johnston moved; Alpers seconded

Vote; 5 yes; 0 no
M15-216

3. RECOGNITIONS - NONE

4. BOARD MEMBER REPORTS

Supervisor Alpers:

- 10/21 - Attended a 2 hour meeting with LADWP officials at the County Conference Room. Attended with Supervisor Stump, Scott Burns and Wendy Sugimura from the Mono County; and Jim Yannotta, Greg Loveland and Dave Martin from DWP. The agenda topics included: 1) Flooding issues in Chalfant. 2) Water export practices from the Mono Basin and Crowley Lake as they relate to recreational fisheries. 3) Sage Grouse habitat on DWP lands. All discussions pointed to drought conditions hampering DWP's operations including lease, recreation and environmental issues. DWP exported only 21,000 acre feet of water out of the eastern Sierra region this past year. DWP will work cooperatively with the County, BLM and other affected agencies in the Chalfant area to mitigate flooding impacts. The County and DWP agreed to meet at least twice a year to maintain communication on issues of mutual importance.
- 10/27 Spoke to SCE about local rep. New rep is Rudy Gonzalez.
- 10/31 - Toured the JL Loop to assess the economic impact of the fall colors marketing effort. The numbers of photographers, bikers, fishermen, hikers and general auto "looky-loos" was quite astonishing. Weather conditions and colors were at their peak this past weekend. At the request of the JLCAC and the MBRPAC, Caltrans has installed a second ROAD CLOSED gate on Hwy 158 just north of Grant Lake. This gate will allow access to the Parker Lake recreation area in drought years and early springs while keeping avalanche areas around Grant and Silver Lakes closed to traffic.

Supervisor Corless:

- Town Council 10/21: gave County update at meeting, packed house due to Multi-Use-Facility Consideration.
- CSAC Institute Emerging Issues Course on Behavioral Health and Law Enforcement, great discussion with county supervisors and staff from counties large and small, rural and urban. As we continue to shape a work plan and recommendations from the Behavioral Health Advisory Board, communicating with our peers in other parts of the state is important—there were some great ideas that could be implemented here in Mono
- Strategic Planning: team met 10/27 to map out next step
- Collaborative Planning Team/updates: was happy to chair the meeting on Oct. 29, highlights and actions include BLM/DWP reporting back to CPT in January regarding erosion control efforts/plans in Chalfant and Swall Meadows.
- TOML Broadband Task Force: met 10/29 to continue to develop presentations/recommendations to council in December; noted discussions with Sierra Center Mall to purchase broadband/tap into 395 directly.
- Follow up to Tree Mortality discussion: Gov's office did declare a state of emergency in the affected counties, per RCRC
- CAO interviews: Thanks to Management Team for participating. We are down to two finalists and department head feedback informed the board's decision. It is my intention, whoever is the next CAO, that we find ways to better integrate the management team into our decision making process.
- Board of Supervisors Update/Newsletter: It is in the works—was hoping the send it out last week but did not get a response to request for items to

include, and was very much focused on CAO selection. Many thanks to Economic Development for providing some content; invite everyone to contribute.

Supervisor Fesko:

- October 21 - Attended the RCRC Executive meeting in Sacramento. The Executive committee authorized Greg Norton, president of RCRC, to grant \$500,000 to the Butte and Valley fire victims. This money will go the respective counties to help offset some of the costs borne by the counties. Up to \$1,000,000 will be sought from the RCRC Board to directly help the victims of these fires.
- Paul Smith gave a presentation on the three bills signed by Governor Brown regarding on Medical Marijuana. Paul Smith has a presentation that he is willing to give to our Board. Also he's willing to work with staff to create ordinances that we must have in place to protect our rights under these three bills.
- October 22 - Attended the Mono County Board of Education Library Authority meeting in Coleville. Of the four items (with 7 options total) presented to the BOS on Tuesday October 20, the Library Authority voted as follows: Option A - Reduce County Library Director's hours 5% or 10% -- voted NOT to cut hours period; Option B - Eliminate the Bookmobile -- Voted to cut (~\$10,000 savings); Option C - reduce Bridgeport Librarian Hours -- voted to postpone, but the Bridgeport Librarian offered up cutting prep time by 12 hours; Option D - Reduction of Mammoth Lakes hours -- voted to reduce by 3 hours per week
- October 24/25 - Annual Virginia City ATV overnight ride. I broke a record of 3 flat tires in three days on the same tire!
- October 29 - Several meetings including one with Sara Burak, Avalanche Expert, to discuss possible issues this year with El Nino and several areas in District 4 that are of concern.
- October 30 - CAO Final interviews. Thank you to all of our Department Heads and managers for their contribution to our interview process.

Supervisor Johnston:

- Participated in the annual Halloween in The Trails. About 50 homes participated with decorations, music and other spooky things. We had 300 to 400 kids and parents go through our haunted house part of the event. Thanks to the Town for closing the street and to all the residents and visitors for a safe and successful Halloween.
- Attended the Senior Dinner. It was well attended and provides funding for senior activities; the students are the wait staff for the event.
- Attended the play "Of Mice and Men" at the Edison Theatre. Again, it was a very good play; my wife helped with concessions.
- Presented the "Welcome" at the annual California County Planning Commissioners Annual Meeting which was held in June Lake on Oct 23. Dan Roberts, our planning commissioner, is the President of the organization.
- Rode the new Rock Creek Road after its improvement; an excellent road improvement for which we can thank our staff for all their work on it. Looking forward to the completion of the Convict Road project.
- Mark Drew, Director of the Inyo-Mono Integrated Regional Water Management program, announced award of seven successful Prop 84 funding projects. One is the June Lake PUD Uranium Removal Plan.

- Attended the Mammoth Lakes Housing meeting: Noted several items regarding the provision of housing for the workforce such as housing laborers and retail help in the community.
- MLH will also be holding its semi-annual Strategic Planning workshop on November 12.
- Will be asking the County staff, with possible action by the Board, regarding the potential of a short term loan from our housing fund to assist with an affordable housing unit.
- From CSAC, it is noted that the Governor signed the Tree Mortality State of Emergency Proclamation due to the die off of millions of trees throughout California. The Proclamation focuses on fire prevention, tree removal activities, bio-energy facilities, and prescribed burns among others. We might have concerns with the smoke aspects of the prescribed burns.
- Also from CSAC is information from the Congress for a two year budget extension; hopefully avoiding a debate on future government shutdown.
- The MLPD will be holding another Hispanic Community Town Hall meeting at 5:30 on November 6 at the Grand Sierra Lodge in Mammoth. MLH representatives will be participating "in Spanish" at the meeting regarding housing options.
- The Town Ice Rink is scheduled to open November 27.
- Also the Town will be holding another NGO Strategy Alignment meeting on November 17.

Supervisor Stump:

- 10/21 - Met with senior DWP management. Supervisor Alpers, Scott Burns and Wendy Sugimura were also present. DWP agreed to hold an annual meeting with the County in the fall to review operations and to send a representative to Collaborative Planning Team meetings, which they did on 10-29. Several other issues discussed including flooding in Chalfant. Supervisor Alpers can comment.
- 10/27 - Attended the CSA 1 meeting. That Board voted to make a skate park their number 1 infrastructure project. They are still setting aside funds to improve the Community Center and finish the interior of the snack portion of the new bathroom building at the baseball/soccer field.
- 10/28 - Held a second meeting with the new Tribal Chair about economic development in the Benton area. There is a meeting set between the Tribal Chair and Community Development to answer zoning questions about various parcels of land in the Benton area and explain the County processes for lands outside the Tribal Trust.
- 10/28 - Attended Long Valley RPAC. RPAC is starting work on a more in depth look at trail connectivity.
- 10-29 - Attended CPT meeting. Sup. Corless did an excellent job as Chair. Obtained commitment from BLM, Cal Trans, and DWP to discuss possible actions with each other around Hwy 6 flood issues. Sup Corless will cover the rest.
- 10/30 - Received notification that PUC staff has recommended that the PUC adopt Resolution T-17477 funding a grant for \$7,633,459 to bring high speed fiber optic internet to Old Benton (including the Tribal Lands), Benton, White Mountain Estates, Paradise, Swall Meadows, Lee Vining and Mono City. Commission will have this item on their 12-3 agenda.
- Attended Celebration of life for Dr. Bortalazzo

5. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

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

Lynda Salcido:

- 10/23 Attended Chalfant flood debrief and future improvement discussion
- 10/23 Met with Department heads re: plan to support CAO/HR activities. Thanks to department heads for assistance.
- 10/26 Met with Frank Frievalt re: Incident Management Team and EMS
- 10/27 EMS Captains meeting with Health department
- 10/28 Public Health Mission and Values meeting
- 10/28 Meeting with staff re: CAO office
- 10/29 Halloween potluck in Bridgeport
- 10/29 Met with 2 external CAO candidates
- 10/29 Senior Dinner
- 10/30 CAO Interviews all day
- Thanks to department heads for being diligent in questions and format for CAO candidate discussions
- Christmas party 12/9 in Lee Vining; start setting up about 11:00.

6. DEPARTMENT/COMMISSION REPORTS

Jeff Walters:

- Sold old 1997 snowcat for \$24,000
- 2 Foresters sold; \$2,000 for one, \$2,800 for the other.
- F-150 sold for \$5,800
- Total \$34,000+ plus to county. Beneficial to take vehicles to auction.

Sheriff Braun:

- Jennifer Hansen leaving to be Public Affairs Officer for State of Washington Legislature.

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. CSAC EIA - Medical Malpractice Insurance Coverage

Departments: Risk Management

Proposed contract with the California State Association of Counties Excess Insurance Authority (CSAC-EIA) committing Mono County to remain in CSAC-EIA's medical malpractice insurance program through October 1, 2017, in order to obtain a premium reduction (available from the underwriter if 75% of member counties commit prior to December 30, 2015).

Action: Approve County entry into proposed contract and authorize the County Administrative Officer to execute said contract on behalf of the County.

Stump moved; Corless seconded

Vote: 5 yes; 0 no

M15-217

B. Hire at a B Step - Maintenance Worker II in Walker

Departments: Public Works - Road

A Maintenance Worker II vacancy exists in Walker. Public Works has followed the Mono County Public Employees MOU protocol to fill that vacancy and would like to hire the qualified applicant at a B Step as permitted by Section 80 of the Personnel Rules.

Action: Authorize Public Works Director, in consultation with Human Resources, to hire a qualified Maintenance Worker II at a B Step for the vacancy in Road Area 5 (Walker).

Stump moved; Corless seconded

Vote: 5 yes; 0 no

M15-218

C. Reappointment to Assessment Appeals Board

Departments: Clerk of the Board

Consider reappointment of John Gallagher, Rose Murray and Paul Oster to the Assessment Appeals Board for three year terms commencing on November 6, 2015 and expiring on November 5, 2018.

Action: Approve the reappointment of John Gallagher, Rose Murray and Paul Oster to the Assessment Appeals Board for three year terms commencing on November 6, 2015 and expiring on November 5, 2018.

Stump moved; Corless seconded

Vote: 5 yes; 0 no

M15-219

D. Appointments to Mono County Child Care Council

Departments: Clerk of the Board

Reappointment of Chanden Robasciotti and Salvador Montanez to the Mono County Child Care Council for a term of two months only beginning 11/1/15 and expiring 12/31/15. If your board approves these two month terms, this will make all terms expire on December 31st of staggering years, which will be easier to track and administer.

Action: Appoint Chanden Robasciotti and Salvador Montanez to the Mono County Child Care Council, with terms expiring 12/31/15.

Stump moved; Corless seconded

Vote: 5 yes; 0 no

M15-220

8. CORRESPONDENCE RECEIVED (INFORMATIONAL)

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

A. Fish and Game Commission

Departments: Clerk of the Board

Correspondence from the Fish and Game Commission dated October 22, 2105 regarding notice of proposed regulatory action that listing the gray wolf as Endangered under the California Endangered Species Act is warranted.

B. Wildlife Conservation Board Pepperweed Removal

Departments: Clerk of the Board

Correspondence dated 10/20/15 from the Wildlife Conservation Board regarding Middle Owens Valley Perennial Pepperweed Removal for Inyo and Mono Counties. Project ID: 2015030.

Supervisor Johnston:

- Gray wolf is protected under federal species protection act, California is acting under state authority.
- Also, Mono County has habitat that's suitable for the gray wolf.

The board acknowledged receipt of the correspondence.

9. REGULAR AGENDA - MORNING

A. Local Emergency

Departments: Board of Supervisors

Review state of local emergency, which was proclaimed by the Sheriff as Director of Emergency Services on October 18, 2015, and ratified by the Board on October 20, 2015.

Action: Take action to terminate the state of local emergency, which was proclaimed by the Sheriff as Director of Emergency Services on October 18, 2015, and ratified by the Board on October 20, 2015.

Stump moved; Johnston seconded

Vote: 5 yes; 0 no

R15-73

Marshall Rudolph:

- Board can extend or terminate state of emergency

Sheriff Braun:

- Recommend terminating state of emergency

Supervisor Stump:

- Supports terminating emergency

B. 2015/2016 CSAC Appointments

Departments: Clerk of the Board of Supervisors

Selection from the Board of Supervisors of a member and alternate to serve on the California State Association of Counties (CSAC) Board of Directors for 2015.

Action: Elect Supervisor Johnston as a member of the Board of Supervisors to serve on the CSAC Board of Directors for the 2015 Association year beginning on December 1, 2015; also elect Supervisor Corless as an alternate member.

Alpers moved; Stump seconded

Vote: 5 yes; 0 no

M15-221

Supervisor Fesko:

- Need member for 12/1 meeting

Supervisor Alpers:

- Suggests reappointing Johnston and Corless

C. Review of Snow Removal Policies, Procedures and Priorities

(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: 1. Receive a staff report regarding current snow removal policies, procedures, and priorities. 2. Provide direction to staff regarding modification to current snow removal policies, procedures and priorities. 3. Adopt Resolution No. R15-74, "A Resolution of the Mono County Board of Supervisors Re-Establishing Snow Removal Policies, Procedures and Priorities for County-Maintained Roads."

Alpers moved; Stump seconded

Vote: 5 yes; 0 no

R15-74

Jeff Walters:

- Maps show all county mileage
- Categorized by priority
- Maps are reviewed annually
- Lundy and Virginia Lake roads will be plowed and kept open as long as possible
- Will pass along Cottonwood Canyon comments
- Putting in snow stakes to alert crews to sensitive improvements
- Inyo County will work with us on Rock Creek
- North Shore Drive not yet complete, will finish next year

Garret Higerd:

- Putting in snow poles as part of close out of June Lake project to alert plow operators
- Will know in next week or so what can still be done on North Shore Drive after winter

Supervisor Alpers:

- Can 2nd gate be installed on Lundy Lake road?
- Cottonwood Canyon Road – sides are deteriorating. Can crews try to preserve shoulder of road as long as possible?
- New improvements in local communities – have crews been trained to protect these improvements?
- North Shore Drive in June Lake?

Supervisor Johnston:

- Appreciates Airport Road being a top priority.

Supervisor Stump:

- Are we coordinating Lower Rock Creek with Inyo?

D. Winter Preparedness

Departments: Public Works - Road

(Jeff Walters) - With a strong El Niño weather pattern expected this winter there are preparations Mono County could make to assist with managing the effects of significant rain and snow.

Action: 1. Authorize Public Works Director, in consultation with County Counsel and Risk to issue an RFP for avalanche forecasting, to purchase sufficient sandbags and to purchase and install a portable weather station, contract service not to exceed \$15,000 total between them. 2. Amend the 2015-16 Board Approved budget as follows: In the General Fund: Increase appropriation in Operating Transfers Out by \$15,000 and decrease Contingencies by \$15,000. In the Road Fund: Increase Operating Transfers In by \$15,000, increase Contract Services by \$5,000, Increase Capital Equipment by \$4,700, and increase Special Department expense by \$5,300. (4/5ths vote required.)

Stump moved; Alpers seconded

Vote: 5 yes; 0 no

M15-222

Jeff Walters:

- Lots of El Nino discussion in statewide media
- County has some avalanche danger: Twin Lakes Road, Lundy Lake Rd, Crowley Lake Drive, Lower Rock Creek
- Operators trained, need to do refresher
- When is road safe for operators? Are they aware of avalanche situation? They need to communicate with department supervisors
- Will not send crews into danger for minor resident concerns
- Will do RFP for forecasting station
- Station is bigger than breadbox, guy wired tower, portable, easy to raise
- Working with Brett McCurry to inventory equipment
- Does not have count for Chalfant
- Has quote for sand for bags to be distributed to local communities
- Have about 1800 bags for each of 8 locations
- Need about 10,000 more bags, plus sand and tarps to cover sand piles
- Sand and bags are not currently evenly spaced out to communities
- Historically we provide bags, but not sand or filling
- Public or emergency responders fill bags
- We have new bags in Chalfant, old bags were used mistakenly
- Two homes were flooded
- Can prepare for forecasted events. Hard to prepare for unexpected events.
- Bridges are our biggest vulnerability. Depends on type and location of event. Swall Meadows is concern because of Round Valley fire. Roads and culverts have been redone since fire. Some culverts were cleaned this spring.
- We do not have a strike force per se, but all county employees are disaster

workers.

Brett McCurry:

- Extensive culvert cleaning over last 3 years. Brush removal, riprap in inlets and outlets to slow down water.
- Cannot be more prepared by pre-placing sand bags.

Supervisor Johnston:

- What is size of weather station?
- We have bags, piles, etc. How does it all work?
- How many homes flooded in recent Chalfant flood?
- Are there vulnerabilities in our system? Roads, bridges, etc.
- Do you have an El Nino strike force in waiting?

Supervisor Stump:

- Bags in Chalfant flood were old and deteriorated, failed when filled
- Bags were used around structures and to try to divert water from community at large. Diversion was not very effective. Not enough people to help fill
- Should have focused on keeping water out of residences instead of community as a whole
- Part of delay was waiting for Public Works to deliver fill material
- Pre-staging sand and bags would let community get started faster
- Inmates helped fill bags, sped up response once they arrived
- Wants to speed up mitigation efforts where possible, this will not prevent all potential issues
- We need \$15,000 instead of \$10,000 if we add all items discussed

Supervisor Fesko:

- Will sandbags use sand?
- Who does bagging?
- Bags can be stored properly. What should we do with old bags – get rid of them to avoid risk of failure?
- Locals will pull together in emergencies, if they have supplies
- Having access to forecasting data will help us be more self reliant
- Need to be as prepared as possible

E. Ordinance Amending Chapter 7.50 of the Mono County Code

Departments: Social Services, County Counsel

(Kathryn Peterson) - Proposed ordinance No. ORD 15- 08 amending chapter 7.50 of the Mono County Code pertaining to the provision of General Assistance to indigent residents of Mono County.

Action: Introduce, read title, and waive further reading of proposed ordinance No. ORD 15-08 amending chapter 7.50 of the Mono County Code pertaining to the provision of General Assistance to indigent residents of Mono County.

Corless moved; Alpers seconded

Vote: 5 yes; 0 no

M15-223

Kathy Peterson:

- State law requires county provide services to indigent residents
- Total assistance budget is \$12,000 in Mono County
- \$3,000 is for burials

- Max general assistance is \$331/month for 3 months max
- Actually a loan, not a grant.
- 1-2 burial requests per year
- Bringing dates into alignment
- This change will assist clients

Christy Milovich:

- State law has not changed with regard to general assistance

F. 2014-17 Public Health Emergency Preparedness Agreement

Departments: Public Health Emergency Preparedness

(Dr. Richard O. Johnson) - In October, 2003, the Board of Supervisors approved the first Public Health Preparedness and Response to Bioterrorism plan for FY 2002/3 (minute order 02-219). This program has been funded ever since by Federal CDC (Centers for Disease Control and Prevention) and ASPR (Assistant Secretary for Preparedness and Response) money, with 70% of the total funds being passed to the locals through the California Department of Public Health (CDPH). This agreement provides funds for Public Health to address planning, preparedness, response, mitigation, and recovery for all hazards and events that potentially impact the health of the public and the healthcare system.

Action: Approve and authorize the Chair's signature on the NON-SUPPLANTATION CERTIFICATION FORM for the AGREEMENT.

Stump moved; Johnston seconded

Vote: 5 yes; 0 no

M15-224

Dr. Richard Johnson:

- Requesting signature on non-supplantation agreement
- Same funding level as last year
- Had 2 Ebola at-risk travelers last year
- Current plan is to isolate exposed patient, call regional partners in San Bernardino to take patient
- Now have measles event because of vaccine issues
- Measles used to kill .1% of infected kids
- Need to be tied in to access regional resources
- Next year's exercise will be large multi-casualty event
- Transportation of victims will be large part of exercise
- Preparing for anthrax exercise now, involving drone delivery of bio weapons
- Department of Defense will not give vaccine to military, so county will be responsible
- Alternate care site exercise coming in spring – what if primary sites are swamped or not available
- Working with University of Utah on community resilience project for El Nino, fire, earthquake, etc.
- Working on Medical Health Multi Agency Coordination Group

Marshall Rudolph:

- Non-supplantation refers to not using funds to replace general fund spending

Supervisor Stump:

- What is non-supplantation?

G. White Mountain Estates Tentative Tract Map 37-46 extension

Departments: Community Development

(Gerry Le Francois) - Public hearing regarding a one-year extension for Tentative Tract Map 37-46/White Mountain Estates.

Action: Approve resolution #R15-75, granting one-year extension for Tentative Tract Map 37-46/White Mountain Estates until November 20, 2016.

Stump moved; Johnston seconded

Vote: 5 yes; 0 no

R15-75

Gerry LaFrancois:

- White Mountain Estates is existing subdivision off Hwy 6, supposed to be done in 2 phases
- First phase is completed
- 2nd phase was not done when originally proposed in 2007
- This proposal is for 2nd phase, adjacent to original phase, extension was entered into in 2010
- In 2012 developer requested that housing mitigation, traffic calming and park fees be waived, and this was done
- Requesting 1 year extension with option for 2 additional 1 year extensions
- Right turn lane is required by Caltrans, and is part of process
- No changes to prior amendments

Garrett Higerd:

- Progress is being made on right turn lane and other project requirements
- Bonds will be taken out to secure some required improvements
- Drainage channels have all been installed, and roads were paved last summer. Utilities have been installed

Supervisor Stump:

- Is right turn lane requirement included?
- 2012 resolution regarding park maintenance, are there any similar changes in this agreement
- Regrets that park fees were removed, but will respect existing agreement
- Will community locked mailboxes be included by developer

Supervisor Johnston:

- Where are we on drainage ditches, and the possibility of El Nino?
- What are target home costs? Will they be manufactured?
- Large lots on east side of property because there are numerous fault lines in the area

Public Hearing

Steve Kappos:

- There will be lockboxes and separate HOA
- Developer has most of subdivision improvements done
- Turn lane may be done this year
- Developer may come to Board for final map in January; he is that close

- Homes will be manufactured. 19 acre remainder can have one home, it could be stick built
- Will be most affordable new housing in the county

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke

11. CLOSED SESSION

Nothing to report out of first 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 Lynda Salcido. 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: County Administrator.

C. Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: HR Manager.

D. Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: County Counsel.

E. 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: Luman v. Mono County Personnel Appeals Board.

REGULAR SESSION WILL RECONVENE AFTER CLOSED SESSION

12. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke

13. **REGULAR AGENDA - AFTERNOON**

A. **SCE Drought Resolution Presentation**

Departments: Board of Supervisors

(David Simmons, SCE) - Drought Resolution Presentation by Southern California Edison regarding the removal of trees on the forest.

Action: None.

David Simmons – SCE:

- Had handout slide presentation for Board
- Bark Beetle – problem started in 2003, still going on today
- Drought declaration covers any overhead item that could spark - primary, secondary, or other.
- Deal with objections on a case by case basis
- Have cut over 150,000 trees in last 13 years due to bark beetle
- Low level of activity anticipated locally. Have so far identified about 300 trees from Mammoth to June Lake.
- CalFire is not requiring submission of plans
- Bark Beetles are specific to pines
- Lumber can be merchantable, depending on staining. Not as big a problem with drought affected trees.
- Assessments are all visual, but they are looking at all trees for other mitigating factors.
- Not burning at this point, due to pollution concerns
- Exploring different disposal methods
- Private locations are being monitored to make sure property owners are notified
- Underground installation comes down to cost factors
- CEMA is funded by SCE, and reimbursed by CPUC allowance of rate hikes to all SCE customers
- CalFire will have \$5 million in grants for homeowner assistance
- Program applies to all utilities, and does impact availability of funding

Joel Poggus:

- Explained boundary of operations

Supervisor Corless:

- What level of activity should we expect here?

Supervisor Fesko:

- How do you deal with property owner objections to tree removal?
- How are CEMA's funded?

Supervisor Johnston:

- Are you doing any burning?
- Are you shipping to biomass areas?
- Are you monitoring notification of property owners?
- Is there anything going on to promote underground lines?

Supervisor Stump:

- Is CalFire requiring submission of plans?
- Pines appear to be primary species
- Is any of the lumber merchantable?

- Fir rots from inside out, may still appear healthy. How do you assess?
- Does this program apply to all utilities?

B. Ormat Casa Diablo IV Project Update

Departments: Board of Supervisors

(Charlene Wardlow, Business Development Director, Ormat) - Update on Ormat operations in Mammoth Lakes and Casa Diablo IV Project status. This item was requested by Supervisor Corless.

Action: None.

Charlene Wardlow:

- PowerPoint presentation
- Original application submitted almost 6 years ago
- Ormat is a publically traded company
- Ms. Wardlow has been in geothermal industry for more than 30 years.
- Explained briefly the various geothermal technologies
- We generate all of our power, sell excess to power grid
- There are no large thermal features like at Yellowstone or Lassen Parks
- Hope to work with MCWD to resolve their concerns
- Plant 1 update is on hold due to price issues for power and transmission line issues
- Long Valley HAC has been precedent setting; data is valuable for both the project and the caldera as a whole. Ormat pays for the USGS research and data, tot USGS provides data but no analysis. All agencies in HAC have signed NDA's. MCWD has signed other NDA, and is eligible to come to committee. Only confidential data is for well on federal land.
- Tax data comes from Ormat's tax division.
- Since 2005, an additional 25% of royalties is supposed to come back to county, but feds may not be sending it all.
- Ormat spoke as proponent at APQCD hearing not as EIR preparer.
- Water goes through entire system at very deep depths through fractured systems.
- Proprietary data is due to federal law.
- BLM is holding meeting Thursday. Ormat disagrees that additional monitoring is needed today, but it might be in the future.
- PPA's and tax assessments are based on future income stream, and that is why assessments are being appealed.
- Difference on certification – EIS and EIR are often released separately.
- We are not building CD IV yet. Waiting for SCE analysis on cost to upgrade transmission. Often involves transformers, not new lines.

Pat Hayes, MCWD:

- MCWD provides water for public health and welfare.
- As a responsible public agency, we have been concerned about this project since 2005, and requested monitoring wells. None were installed.
- MCWD installed their own wells, and found hot water in them.
- All they want is to install monitoring wells and follow the science.

Supervisor Corless:

- Thank you for coming.
- Agenda item came out of a field study, and as a public body we have a responsibility to get information out to the public.

- What can we as a county do to improve the efficacy of the HAC?
- MCWD will give their update on 11/17.

Supervisor Fesko:

- You use electricity for powering plant. Do you generate more than your own electricity?

Supervisor Johnston:

- Timing of presentation during lawsuits is not desirable.
- Does not like data on Mono County resource being kept secret.
- Supposed to be a joint EIS/EIR, certification should happen at the same time. Why are they a year apart?
- If barrier is impermeable, how did hot water get down there to begin with?
- Mammoth Lakes property tax is dependent on available drinking water.
- What would it take to get MCWD and Ormat together to resolve their concerns?
- Slide shows taxes. If you are showing contribution, why are you appealing them?

Supervisor Stump:

- What is status of plant 1 update
- Does HAC need to exist? Data is proprietary.
- Please don't throw darts at MCWD
- Huge tax implications for county, but most of county's property tax revenue comes from town.
- HAC has no authority to initiate litigation; they are purely advisory
- If SCE has transmission issues, why are you building CD IV?

Closed Session: 3:25

Reconvene: 4:01

Report out of Closed Session:

Item 11e)

By Unanimous vote, Leslie Chapman has been approved to be Mono County's first female CAO, effective 11/4, contract details to be negotiated.

ADJOURN

ATTEST

TIMOTHY E. FESKO
CHAIRMAN

BOB MUSIL
CLERK OF THE BOARD