



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
February 2, 2016

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

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

Break: 10:15 a.m.
Reconvene: 10:26 a.m.
Break: 11:14 a.m.
Reconvene: 11:22 a.m.
Closed Session: 1:00 p.m.
Reconvene: 2:30 p.m.
Adjourn: 3:02 p.m.

Pledge of Allegiance led by new HR director Dave Butters

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>

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 January 12, 2016, as corrected.

Corless moved; Johnston seconded

Vote: 5 yes; 0 no

M16-30

Supervisor Stump:

- On Page 8 of draft minutes, his comment regarding RPACS, should read, "Swall Meadows has a Design Review Committee and a Fire Safe Council that fill the RPAC needs. There is no County staff support provided. Benton and Chalfant like to be called RPACs but without formal appointments. Paradise prefers Community meetings.'

Supervisor Johnston:

- On p. 10 of draft minutes, under Issue #5, where it says "BYLAWS" it should say, "Should RPACs bylaws include requirements for (such as attendance), or take a vote on, whether a prospective new RPAC member should be appointed? (Taken directly from agenda.)"
- On p. 11 of draft minutes, under last paragraph under Supervisor Stump, where it's talking about the "Board Consensus" – that there be no recommendation vote from the RPAC or requirement for attendance prior to appointment".
- On p. 11, under Issue #6, Under Ratification of the Bylaws, the consensus was to "Ratify the Bylaws" and it just wasn't there.
- All bold "Board Consensus" for the RPAC item, needs to be broken out separately.

Supervisor Fesko:

- On p. 10 of draft minutes, under the "Spouses on RPACS" Issue, at the bottom of Supervisors Stump: it says there is no Board Consensus: 2 in favor of no spouses, 3 are against. So there was Board Consensus. Need to remove the word "NO".
- On p. 10 of draft minutes, under Issue #5, should state what the item was listed as the board packet for the last meeting.
- Under Supervisor Stumps comment under Issues #5 of RPAC item, Board Consensus in bold needs to be its own heading, it's not part of Supervisor Stump's comments.

Supervisor Corless:

- On p. 8 of draft minutes, under her comments, first line, looks like the end of the sentence is missing, should say, "feels all Board appointed advisory Committees *should have terms*".

Stacey Simon:

- On p. 9 of draft minutes, her comment at the very bottom, add the word "possibly" "Doctrine of Incompatible Offices".

B. Board Minutes

Departments: Clerk of the Board

Action: Approve minutes of the Regular Meeting held on January 19, 2016, as corrected.

Alpers moved; Fesko seconded

Vote: 5 yes; 0 no

M15-31

Supervisor Johnson:

- On p. 1 of draft minutes, under John Armstrong, it should say "up to 1500 riders" not 150.
- On p. 2 of draft minutes at the top, Stacey Simon's comment: add "for State Highway closures".

Supervisor Corless:

- On p. 7 of 10, two name spelling corrections. Should be "Jeph Gundzig" and "Brian Robinette".

Stacey Simon:

- On p. 6 of draft minutes, at very top, talking about consortium applications,

should say, "Funds are limited to one consortium per geographic region".

3. RECOGNITIONS - NONE

4. BOARD MEMBER REPORTS

Supervisor Alpers:

- YARTS meeting last Friday; attended with Supervisor Corless. Parks Service gave a report. Ridership is down a bit due to several factors.
- Discussion about RACE grant and Lee Vining – plotting strategy on how to get upgrade service into community.

Supervisor Corless:

- YARTS: ridership down slightly: 4.62% overall, 7.2% for Highway 120 east this summer. Yosemite National Park visitation was up. Why a decrease in ridership? Short Range Transit Plan (which is a requirement for transit agencies): revision coming up in 2016, input needed on scope, focus areas (such as fare increases, multi-modal connections, long-term funding, etc) by mid-March, board will meet with the Authority Advisory Committee to discuss the plan; approved resolution authorizing CalTrans' Intercity Bus program funding, Greyhound service agreement, and amendments to Joint Powers Agreement and By Laws (to bring into compliance with current board makeup), made appoints to the Advisory Committee for Madera and Mariposa counties.
- KMMT: thanked them for opportunity to give a county update on Wednesday during the station's "community corner" program; on behalf of KMMT, extended invitation to board members and county staff to join the discussion.
- Collab. Planning: lengthy discussion regarding Tri-Valley flooding, agency roles and responsibilities and potential funding sources—this will be something our board will need to discuss and prioritize in March; update from Inyo NF on forest plan revision process—expect draft Environmental Impact Statement around April-ish; new phase of travel management involving Over Snow Vehicles, INF is looking for general comments on snowmobiling on the forest—check the Inyo's website for ways to comment and to learn more about the process. Heard from BLM that there has been some progress in the facilitated meetings between Ormat and Mammoth Community Water District in agreeing on a monitoring plan for Casa Diablo IV. Ca Dept of Fish and Wildlife presented the Wildlife Action Plan, and Community Development Intern gave an updated and requested CPT input on the recently awarded Sustainable Agriculture grant, look forward to hearing more about this.
- "Hell on Wheels" cast, producers, writers in Mammoth, thanked Mammoth Lakes Foundation for a great event!

Supervisor Fesko:

- SRA Fee - This week a Superior Court judge ruled in favor of the Howard Jarvis Taxpayers Association's (HJTA) lawsuit claiming the \$150-a-year 'fire fee' is in fact a tax and therefore illegal. A tax requires the support of two-thirds of the legislature – something this tax did not have when passed. This ruling means that anybody paying the fee will be included as class action defendants (there is a choice to opt out) and could be eligible for a refund if HJTA continues to prevail in court. In the meantime, property owners can still protest their bill by filing a petition for redetermination within 30 days of the billing date. Information on how to appeal can be obtained at www.calfirefee.com/appeal.
- January 19-21: Attended the RCRC Board of Directors meeting in Sacramento and the Swearing in of new Leadership.

Items of Interest:

- 1) San Luis Obispo County, represented by Lynn Compton, was approved for membership once again. SLO was a member from 2002-2010 and now once again will be a great asset to RCRC.
 - 2) Recent population shifts in RCRC Counties. As a whole, California's population continues to grow at a moderate pace of 0.9%. This is 346,000 new residents. San Joaquin, Monterey, Santa Clara, Yolo, Alameda and Contra Costa Counties are seeing growth of more than 1.3%. Of concern for rural counties, 15 counties have lost population in the past year. Counties that have lost population are: Amador, Calaveras, Del Norte, Lassen, Mariposa, Mendocino, Modoc, Mono (-148), Nevada, Plumas, Shasta, Sierra, Siskiyou, Trinity and Tuolumne.
 - 3) AB21 Medical Marijuana – Removal of "C4" March 1 2016 deadline for local cultivation. AB21 gained final passage in the State Assembly this past Thursday. The measure now goes before the Governor and he is expected to sign in shortly.
- January 22: Attended the International Sportsman Exposition (ISE), in Sacramento. The show was packed from wall to wall. He visited Mono County's booth. They had a fantastic location and the booth had exposure on two sides. Special thanks to Alicia Vennos, Gail Mueller, Pam Hamic and Chris Long for their help at the booth.
 - January 26: Had a great conversation with Morro Bay Fire and Paramedics on their operation. Quite interesting to hear how they have Fire and Paramedic integrated into one.
 - January 29: visited Supervisor Lynn Compton in San Luis Obispo and toured part of her district. Had great discussion on a number of topics. We're very lucky not to have to deal with things like: Homeless people and Gangs and the destruction that is left behind.
 - Special Thanks - Pat Espinosa (and others) for helping a homeless Marine Veteran as he was attempting to get to the VA hospital in Las Vegas.
 - Jeff Walters, Brett McCurry, and all of road crew for their prompt attention to road damage on Twin Lakes road.

Supervisor Johnston:

- CSAC reports road revenue down about 25% over the last two fiscal years; they are continuing to push for at least a \$3 billion funding package.
- The Ca Transportation Commission has since defunded the State Transportation Improvement Program by 750 million.
- Has asked for consideration of a road funding support resolution to be placed on a future Board agenda pursuant to a draft resolution prepared by CSAC.
- Attended the IMACA meeting last week. Reviewed financial reports, fiscal year budgets, home energy assistance programs, and the Head Start status (noting that the relocated Head Start facility in Mammoth Lakes is now up and running).
- Attended the Treasury Oversight Committee meeting yesterday - it was reported that our investments are doing well, approximately three times the Local Agency Investment Fund return. Also reviewed Investment Policy which had some relatively minor revisions included.
- Attended the Great Basin Unified APCD meeting yesterday in Bishop (along with Supervisor Stump). Took action to set up a trust fund to refund pension benefit expenses. Also asked Phil Kiddoo, APCD Director, to make a presentation to the Board regarding the American Bar Association national award received recently by the air district; hopefully at our 3rd meeting in February.

- Noted the work being done by the Sierra Club (also mentioned by Supervisor Corless previously) on the Blue Diamond cross-country ski system in and around Mammoth Lakes.
- Indicated that the Mammoth Lakes Housing meeting was postponed due to a lack of a quorum, to be re-scheduled soon.
- Was going to update the Board on the SRA Fire fee that is being contested by the Howard Jarvis group but Supervisor Fesko's report included same.
- Read a letter from Mr. Dessert who is asking to utilize the County's snow pole straightener, pursuant to a request made two years earlier. Asked staff to follow-up.

Supervisor Stump:

- Mentioned Item #9e (Backup Generator Item) has been pulled today due to unreadiness.
- 1-20: Attended the Tri Valley Water Commission, initial paperwork has been filed with the State to split the Tri Valley Water Basin from the Owens Valley. (Special meeting...ask Fred)
- 1-26: Attended the EMS committee - One more meeting requested to iron out presentation details. I suggest that the two Board members on the committee not attend that meeting so no one could be accused either of the Board members of attempting to influence the presentation.
- 1-26: Attended CSA 1 meeting. They will be coming to the Board soon to request authorization to spend funds to start the next phase of the Skate Park project.
- 1-27 : Long Valley RPAC - The RPAC is starting on a trails plan from Lower Rock Creek Road to the Business Park across from the Mammoth Airport
- 1-28: Attended Collaborative Planning Team - Hwy 6 flood issues were on the agenda. Thanks to Craig Holsti of Cal Trans for volunteering to schedule additional meetings between agencies including Mono County.
- 2-1: Attended Great Basin Unified Air Pollution Control District.
- On Thursday 1-28 the California Public Utilities Commission considered Resolution T-17477 which would fund the creation of fiber optic to homes internet capability to several communities in Mono County. There were two versions of the Resolution considered, one included the community of Lee Vining and the other excluded Lee Vining. The version that included Lee Vining was voted down 3-2. The version that excluded Lee Vining passed 5-0. The Communities that were approved were Mono City, Old Benton, Benton, White Mountain Estates, Paradise, and Swall Meadows. Lee Vining was excluded because three Commissioners considered that the availability of 4G cell/wireless service in Lee Vining met the speed criterion for service and therefore wanted to exclude Lee Vining.

5. COUNTY ADMINISTRATIVE OFFICE

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

Leslie Chapman:

- 1/25/16: Facilities Project Review Committee meeting. Discussed current projects and new additions to the list. Megan and Nate offered to develop a new tool to track projects.
- 1/26/16: Met with Sheriff and jail staff to discuss a grant opportunity for jail improvements.
- 1/26/16: Met with ATV Jamboree organizers, road department, CHP, Sheriff

and County Counsel regarding road closures and came up with a plan.

- 1/26/16: EMS Ad Hoc committee meeting. Committee report is done and presentation is underway. Will be presented March 8th.
- 1/27/16: Met with organizers of Grand Fondo Bicycle race, the road department and solid waste regarding road closures. This item is scheduled for next week's agenda.
- 1/29/16: All day training on Community Disaster preparedness. Thanks to the Sheriff and her staff for organizing this important training.
- 2/1/16: Treasury Oversight Committee meeting.

6. DEPARTMENT/COMMISSION REPORTS

Sheriff Braun:

- Thanked Leslie Chapman for attending Disaster Preparedness training last Thursday. Organized by OES Sgt. Seth Clark, great turnout. Later that night, had first Explorer Scout meeting (in conjunction with two school resource officers). There is interest.
- Meeting about grant opportunity for Jail Expansion. This one not available for 8-11 months and will only be available to counties that haven't received previous funding. Our county has not.

Jeff Walters:

- Discussion about the large rock that fell on Twin Lakes Road: This was a large boulder. Had quick response with machinery and staff necessary to fix this and open road. Will need to do more permanent repair in the future.
- Discussion about avalanche forecaster, avalanche danger is a real concern.
- Snow removal discussions. Fuel system discussion; mouse issues.
- His road crew has been placed on call every weekend for past month. Hoping for fair weather this weekend so they can have a break.

Stacey Simon:

- Spent time interviewing candidates for deputy positions in her office; a great list of experienced candidates; very productive.

Garret Higerd:

STIP funding issues: it's possible that this discussion goes beyond MOU projects and touches on local projects. At staff level, they've put together a draft priority list:

- Two TOML sidewalk projects are first and second to keep primarily because of development going on there.
- Third, Mono County Preventative.
- Fourth, Airport Road Project.
- Fifth, Town's Meridian Round-About project.
- This is a huge crisis; it makes it very difficult to function. Also getting reports of highway user issues. We need a legislative fix.
- He supports a resolution.

Gerry LeFrancois:

- 2016 STIP funding cycle is now in red; looking to make up a huge deficit. Trying to save some MOU projects.
- We're supposed to reduce funding \$4.5 million dollars. At staff level we are trying to postpone and delete projects.
- Went over projects to save/delete. Unless there are urgency items, they may not take effect for over 9 months.
- He sent three files to the Board, explained each.
- Board comments: Chair asked that on next week's consent agenda, there be a resolution or letter in regards to this issue. Consensus: cover letter and resolution. Maybe mention some MOU language on the letter.
- Supervisor Fesko: Would be concerned about losing Pavement Maintenance Program.

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; DSS FTS III

Departments: Social Services

A Fiscal Technical Specialist (FTS) III position vacancy within the Department of Social Services was created when the incumbent promoted from a FTS III to fill a vacant FTS IV position created by a recent employee retirement. The Department wishes to backfill this vacancy. A FTS III performs the more difficult and specialized clerical accounting duties in the preparation and maintenance of financial and statistical records, and provides training and work assignments to fiscal support staff. This position is included in the current BOS-approved Allocation List.

Action: Approve hiring freeze variance and authorize the Director of Social Services to fill one Fiscal Technical Specialist III vacancy within the Department of Social Services. Should an internal candidate be chosen to fill the position, authorize the Director of Social Services to backfill the vacancy created by promoting the internal candidate.

Fesko moved; Corless seconded

Vote: 5 yes; 0 no

M16-32

B. Hiring Freeze Variance - Public Health Fiscal and Administrative Services Officer

Departments: Public Health

The current Public Health Fiscal and Administrative Services Officer has announced her retirement effective March 1, 2016. This position is vital to the operations of the department and it is important to recruit for and hire this position in time to allow for training.

Action: Approve a hiring freeze variance to fill the upcoming vacancy for a Public Health Fiscal and Administrative Services Officer.

Fesko moved; Corless seconded

Vote: 5 yes; 0 No

M16-33

C. Appointment of Bridgeport Valley Regional Planning Advisory Committee (RPAC) Members

Departments: Planning

Consideration of Supervisor Fesko's recommendation for memberships / terms for the Bridgeport Valley RPAC, filling four vacancies with reappointments and appointing one new member.

Action: Appoint Nick Way, Mike Booher, Jeff Hunewill, Bob Peters, and Erinn Wells to the Bridgeport Valley RPAC as for the terms set forth in the staff report. These are all two-year terms expiring January, 2018.

Fesko moved; Alpers seconded

Vote: 4 yes; 1 no: Johnston

M16-34

Pulled by Supervisor Johnston:

- We are appointing three county employees again; as he's expressed previously, this is a conflict. He can't support these appointments.
- Truly feels like it looks like the deck is stacked in favor of county employees; doesn't see how this is right.

Stacey Simon:

- Looked into concern regarding appointment of county official to an organization such as RPACs. However, her research was cut short when she researched the law and found that legally the doctrine of incompatible offices does not apply to advisory positions.

Supervisor Stump:

- Thought this issue was on hold pending legal opinion.
- Thought these were going to be four year terms.

Supervisor Fesko:

- Discussed employees; doesn't see that there's an issue.
- He doesn't see that there would be any conflict.

Scott Burns:

- RPAC procedures will be brought back next meeting which will address the four year term.

D. Consolidation of Elections

Departments: Elections

The Mammoth Lakes Town Council has requested that the General Municipal Election be consolidated with the Statewide Direct Primary Election, and that the County Elections Division conduct the election and canvass the returns.

Action: Adopt Resolution R16-04, consolidating the General Municipal Election with the Statewide Direct Primary Election, and directing the Mono County Elections Division to conduct the election and canvass the returns.

Fesko moved; Corless seconded

Vote: 5 yes; 0 No

R16-04

E. Reimbursement of Election Z Costs

Departments: Elections

A special election was held for the Town of Mammoth Lakes on October 6, 2015. In accordance with Section 10002 of the California Elections Code, all expenses resulting from that election are reimbursable to the County from the Town.

Action: Approve invoice for the Town of Mammoth Lakes for all expenses associated with the 2015 Measure Z special election.

Fesko moved; Corless seconded

Vote: 5 yes; 0 No

M16-35

8. CORRESPONDENCE RECEIVED (INFORMATIONAL)

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

A. Governor's Election Proclamation

Correspondence dated January 11, 2016 containing the Governor's Proclamation of the Presidential Primary Election to be held on Tuesday, June 7, 2016.

The Board acknowledged receipt of the correspondence.

9. REGULAR AGENDA - MORNING

A. Investment Policy and Delegation of Investment Authority

Departments: Finance

(Leslie Chapman, Gerald Frank) - Mono County Statement of Investment Policy and proposed Ordinance to Delegate Investment Authority to the Treasurer.

Action: 1. Approve the Mono County Statement of Investment Policy as presented or amended. 2. Introduce, read title, and waive further reading of proposed ordinance delegating investment authority to the County Treasurer.

Johnston move; Alpers seconded

Vote: 5 yes; 0 no

M15-36

Gerald Frank:

- Introduced item.
- Will go over suggested changes (as outlined in staff report); mentioned there were two additional items that he'll mention when he gets to them.
- Mentioned training he'll be attending.

Supervisor Alpers:

- Asked questions about protection.
- Doesn't think we could be doing much better.

Leslie Chapman:

- Explained protection issue.
- Good practice to not make certain things permanent.
- On JP Morgan Bond: discovered if they got rid of it they'd take an \$11,000 loss.

B. Use of Contingencies

Departments: CAO

(Leslie Chapman) - Budget Amendment to use contingencies for payroll accrual payouts.

Action: Approve budget amendment to reduce contingencies by \$304,465 and increase salary expense in

various budgets to pay accrued sick, vacation and comp time for 14 people leaving the County (4/5ths vote required).

Alpers moved; Corless seconded

Vote: 5 yes; 0 no

M16-37

Leslie Chapman:

- Brought to Board today to get out in front of Mid-Year budget review.
- There are 13 employees leaving the county that were unknown when original budget was prepared.
- Usually there is a head's up, not this time. This is also the reason we have minimum contingencies in place.
- Asking to push money to departmental salaries.
- Asking to bump up to \$304,465 due to one additional employee leaving.
- Balance left: \$25,535.
- We'd have to get reductions in department budgets if contingencies weren't used. Can't use reserves legally in her opinion.
- Motor Pool receives money from ALL funds, not just General Fund. These are based on mileage charges.
- We do have the accrued sick leave numbers on hand.

Supervisor Johnston:

- What would happen if we didn't have contingency monies?
- Reminded board that we bought 5 extravagant vehicles for the Sheriff's Department; we've bailed out excessive overtime costs for EMS.
- Some of this is self-inflicted.

Supervisor Fesko:

- This is a problem. The amount of sick time that people can accrue is an issue.
- Staff has done a great job to get a balanced budget.
- These are unfunded liabilities that are out there.
- If we don't want to cut budgets, then we need to look at mid-year or bump up reserve, or contingency to look at this kind of problem.
- Just because things get said, doesn't make them true (in regards to Sheriff's vehicles that were purchased); discussed the legal use of motor pool funds vs. what else we can use it for.

Supervisor Stump:

- Motor pool funds come from department budgets; once moved into this category they can't be used for anything else.
- The only way to get rid of this is to get rid of the fleet.
- In regards to sick leave issue in the future: may be that we let people use their sick time towards retirement credit instead of paying it out.

Supervisor Corless:

- For next budget cycle: can we get a sense of what the liability is of accrued sick leave is at this point?

C. Contribution to Integrated Regional Water Management Program (IRWMP)

Departments: CAO

(Leslie Chapman/Supervisor Johnston) - Consider making a contribution to IRWMP to support programmatic activities during a \$20,000 funding gap between now and the next round of Prop 1 funding. The suggested contribution is \$250 or more.

Action: 1. Approve contribution to IRWMP in the amount of \$2,000 to support programmatic activities during a \$20,000 funding gap between now and the next round of Prop 1 funding. 2. Approve amending the 2015-16 Board-approved budget to decrease Contingencies by \$2,000 and increase Contributions to Other Agencies in the General Fund (4/5ths vote required).

Corless moved; Alpers seconded

Vote: 5 yes; 0 no

M16-38

Leslie Chapman:

- They are asking for anywhere between \$250 and \$20,000.
- If board chooses to vote positive on this item, it would have to come from contingencies.
- Reminded Board that this requires a 4/5 vote.
- Discussed conditions on appropriating money from county reserves, quoted code section.
- Salary savings would most likely get used if we had needed contingency funds last year when we took it down to \$0.

Supervisor Johnston:

- Gave some additional explanation on this item.
- Asked what Inyo County contributed initially?
- He'd be ok with \$3,000.
- Is a payout a mandatory expenditure required by law?
- Thinks the \$3000 is fine.

Dr. Mark Drew:

- Appreciates this being agendized.
- Gave some additional background information.
- With respect on how this funding has been used thus far, Mono County has received approximately \$600,000 for project support.
- Feels that this program is done well.
- Has secured \$2500 with another \$3000 on table in matches (from water district).
- None of their funds are guaranteed. Spoke about possible funding that could create some stability but right now it's not there.
- Inyo has done two contributions: \$3,000 and \$5,000.
- The \$20,000 is the bare bones that they need, more would be better.
- Asked if county would consider a contribution of \$2000 now with a revisit later?

Supervisor Alpers:

- Mentioned \$20,000 gap. What's been collected?
- He would support up to \$1000 contribution towards his efforts.
- He's willing to go up to \$3,000 to get water district match.
- Complimented volunteers on the management of this.

Supervisor Corless:

- The value of what IRWMP has brought to Mono County is clear.
- She'd like to see that we try to reach match that water district has put forward.
- Asked whether it would be beneficial to build some of these funds into our yearly budget?
- Would like to request we do set aside funds in our budget yearly.

Supervisor Fesko:

- Is the \$20,000 being requested going to realistically help fund the gap?
- \$1,000 from Mammoth Water with a \$3,000 match? And then about \$1500 other funds?
- He has an issue of allocating any sort of money out of contingency however he could see doing \$1,000 (with the \$1,000 match by water district).
- He can't support \$3,000, he's not ready to take contingencies down to \$0.
- He suggests this get readdressed after mid-year.

Supervisor Stump:

- Hears there's a consensus to help fund but not an agreed upon amount.
- He was on \$1,000 side but hears a consensus for \$3,000.
- Asked how Board members in favor of allocating \$3000 would cover unexpected expenses if contingency funds are all encumbered?
- Asked Board members that are committing to \$3,000 how they feel what would happen?
- Asked CAO and County Counsel additional questions.

D. Intermittent Road Closures for ATV Jamboree

Departments: Road

(Jeff Walters) - Proposed resolution Authorizing the Intermittent Closure of County Roads in the Bridgeport and Antelope Valley Areas for the 2016 ATV & UTV Jamboree.

Action: Adopt Resolution No. R16-05, "A Resolution of the Mono County Board of Supervisors Authorizing Intermittent Closure of County Roads in the Bridgeport and Antelope Valley areas for the 2016 Eastern Sierra ATV & UTV Jamboree."

Alpers moved; Corless seconded

Vote: 4 yes; 1 abstain: Fesko

R16-05

Supervisor Fesko:

- Recusing himself due to potential conflict of interest.

Jeff Walters:

- Gave history/background about item.
- Went over specific road closures and times of closures.
- These are short term closures and shouldn't really affect the residents in the area.
- These costs are covered within their budget; much like the 4th of July.
- He knows there is a cap on the amount requiring board approval.

Maybe anything over \$2,500?

- For Gran Fondo he's budgeting a similar amount.

Supervisor Stump:

- What is the provision for residents that may live on these roads?
- How is expenditure covered?
- He understands this is preplanned in the Public Works budget.

Supervisor Johnston:

- What is the amount that would need board approval?
- Asked about amount for Gran Fondo bike ride?
- If these costs are incidental to Public Works, we should be looking at these types of things in a budget setting.

Supervisor Corless:

- Thanked the Chamber/volunteers for all the work done in making this a successful event year after year.

Public Discussion –

Sue Robbins (Secretary/Treasurer for Northern Mono Chamber of Commerce):

- Asked that this request be approved; this event is very lucrative for the north part of the county.
- Funds keep the Chamber and a lot of other groups afloat.
- It helps keep fish stocked because the Chamber spends money (made from event) to do stocking.
- This is their 9th year; it's always done in the least intrusive way.

Dave Robbins:

- Even more important than the economic value is what the children get out of this event.

Mike Curti:

- He's here from a safety aspect.
- The majority of the community loves this event; allows for the purchase of needed things within the community.
- They wet the roads to keep dust down.
- Asked if Board had any questions about safety of event?

Alicia Vennos:

- This jamboree is a shining example of how local program funding has worked.
- They've started out very humbly and now it is a huge event. They no longer require board funding.
- She has participated in the event and it's fantastic to see the types of people that gain access to the back country.

E. Backup Generator

Departments: Board of Supervisors

(Leslie Chapman) - During a recent power outage in Mammoth Lakes, the issue of not being able to pump gas was brought before the Board of Supervisors as being a considerable issue. In coordination with Karl Teller of Mammoth Chevron, an idea is being brought forward for the County to purchase a backup generator that would be kept at Mammoth Chevron. This item is being sponsored by Supervisor Johnston.

Action: None.

PULLED FROM AGENDA!

F. Probation Department Re-Organization

Departments: Probation

(Karin Humiston) - 1. Hear update on status of the Inyo County Juvenile Detention Center and how Mono County will be impacted. (Information will be provided at the meeting.)

2. Approval of resolutions to amend the allocation list to: Eliminate 4 DPO I/II positions and add 4 DPO I/II/III series positions. Salary ranges are as follows: DPO I, Range 51, \$3,488 - \$4,240; DPO II, Range 55, \$3,575 - \$4,680; DPO III, Range 59, \$3,664 - \$5,166, and Eliminate one DPO III position and add 1 DPO IV, salary range 63, \$4,691 - \$5,703, and Eliminate 1 Fiscal and Technical Specialist IV and add 1 Administrative Services Specialist, salary range 69, \$4,535 – 6,293.

Action: Adopt proposed resolution number R16-06, Authorizing the CAO to Amend the County of Mono List of Allocated Positions to Eliminate Four Deputy Probation Officer I/II Positions in the Probation Department and Allocate Four Deputy Probation Officer I/II/III Positions.

R16-06

Adopt proposed resolution number R16-07, Authorizing the CAO to Amend the County of Mono List of Allocated Positions to Eliminate One Deputy Probation Officer III Position and Add One Deputy Probation Officer IV Position.

R16-07

Adopt proposed resolution number R16-08, Authorizing the CAO to Amend the County of Mono List of Allocated Positions to Eliminate the Position of Fiscal and Technical Specialist (FTS) IV in the Probation Department and add the Position of Administrative Services Specialist.

R16-08

Corless moved; Alpers seconded

Vote: 4 yes; 1 no: Fesko

Supervisor Stump:

- Explained that he had asked Karin to send some additional information to the Board; not a lot of people know a lot about Probation.
- Is concerned when it is said that they are working out of class, could be a liability issue.
- Asked about Foster Care requirements.
- Asked whether Board has enough information to vote on all three resolutions at once?

Karin Humiston:

- Gave brief overview; introduced Dylan Whitmore, recently promoted to DPO IV.
- Introduced Jazmin Puga-Sosa, Jon Himelhoch, Orlando Mejia, Erin Van Kampen, and Curtis Hill – also all from her office. They each explained their positions in the Probation Department,

outlined their duties and gave some specific goals they've reached or are working on.

- Spoke about realignment issues.
- Discussion about Inyo's detention center; not sure of its future.
- Gave Davison House update. We've always had a need for a transition house for people coming out of jail.
- Discussion about switch from her FTS IV position to the Administrative Services Specialist.
- CCP fund discussion.

Dylan Whitmore (DPO IV):

- Gave some background information on the department and what he does.
- He's here to explain that in his opinion, the people in the DPO II positions do work out of class.
- Asked for Board support on item.

Kathy Peterson (Social Services):

- Gave information regarding the Continuum of Care Reform.
- Requirements will change for Foster Care requirements.

Leslie Chapman:

- If people are working out of class, there are specific actions that the county takes that have not been taken yet.
- This statement is not a reflection of how Probation Department is doing; they're doing a great job.
- If Board approves DPO III position, then Karin will make a request to move those employees with a justification.
- Discussion about FTS IV to Admin Services Spec job.

Supervisor Johnston:

- What's happening with the Davison house? Is there a need to this facility?
- This is a matter of pay for what you do when you come down to it, right?
- Feels this is out of context without what ten next comparable counties are doing.

Supervisor Corless:

- Thanked the Department for coming to board today and giving overview.
- Asked for clarification on recidivism.
- Asked for additional success stats.

Supervisor Fesko:

- Asked about the flow chart.
- It disturbs him to hear employees claim they are "working out of class", that is determined by a process by HR. Feels there is a process to go through; especially now that we have a HR director.
- Cannot support this at this time as we as a County should step back and look at all departments as a whole. Concerned how other employees in other departments will feel about this.

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

11. CLOSED SESSION

For item #11c, Public Employment: Public Employee Discipline/Dismissal/Release:

it was reported out of closed session that the Board unanimously approved a contract with the Jones/Mayer firm for defense of personnel appeal.

A. Closed Session--Human Resources

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Stacey Simon and Leslie Chapman. 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 - Performance Evaluation

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

C. Closed Session-- Public Employment

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE.
See comments above for action taken in regards to this item.

D. Closed Session-- Public Employee Performance Evaluation

PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Government Code section 54957. Title: Public Works Director.

REGULAR SESSION RECONVENES AFTER CLOSED SESSION

12. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

13. REGULAR AGENDA - AFTERNOON

A. Plastic Bag Ban Survey and Ordinance

Departments: Solid Waste Division of Public Works
(Tony Dublino) - Proposed ordinance adding Chapter 12.05 to the Mono County Code Pertaining to the Use of Disposable and Reusable Bags.

Action: None.

Tony Dublino:

- Introduced item; gave some background information.
- Included results of his survey which were in board packet.
- Has included responses verbatim as opposed to summarizing.
- Mentioned Domaille's letter.
- Discussion regarding enforcement – how much staff time has this effort

taken? (Not a lot, maybe ten hours of his time.)

- This would affect more than six businesses.
- As far as reporting requirement, he doesn't have an interest in creating a challenge for people.
- Discussion regarding fines.
- He feels waiting until after November (to see what the state does) makes sense due to his workload, although he fully agrees with the ban.

Stacey Simon:

- You could spell out a lesser fine in the ordinance if the Board chose to.

Supervisor Alpers:

- To be honest, at this time, he'd like to retable it in November after we see what the state does.
- He liked Domaille's letter and agrees with a lot of it.
- Doesn't think this is necessary right now.

Supervisor Fesko:

- He can tell a lot of written responses are from people he knows.
- In looking at draft ordinance, he sees a lot of additional regulations on small businesses.
- This is coming down from the state. Why do we want to, as a board, pose this on six businesses?
- He thinks that this type of ordinance would be ridiculous.
- We don't have a huge plastic bag issue like larger areas.
- What are Tony's thoughts on waiting until November?
- The public always asks this Board to reduce regulations to not burden them in an already tough business climate. This ordinance would put an extra reporting burden on our already struggling businesses.

Supervisor Stump:

- He feels the paperwork requirement and fine schedule is too much. He also questions fine.
- The amount of bags that the county hands out is miniscule. This wouldn't eliminate the overall number of plastic bags in the county.
- He'd like to move forward but he has concerns about paperwork, fines, and he would like to see Tom's Place and Convict Lake surveyed.

Supervisor Corless:

- She appreciates the concerns about small businesses; she would agree that the language should be taken out about reporting.
- She's fine with tabling this until November, given other projects Tony has in the works. We can wait to see what happens in the state.
- She still wants to keep it on the table, especially if the State ban fails.

Supervisor Johnston:

- Most of these comments (from survey/letters) are clearly false and shown in other jurisdictions not to be true.
- There are over 100 cities in California that already do this.
- He read some stats on the ways that plastic bags are harmful.
- He'd be fine with lessening requirements on reporting.
- This has been tested repeatedly, it's been shown repeatedly that it's doable and people want to do it.
- He knows Board isn't going to do anything right now and feels it's unfortunate.

ADJOURN 3:02 p.m.

ATTEST

FRED STUMP
CHAIRMAN

SHANNON KENDALL
ASSISTANT CLERK OF THE BOARD