



AGENDA

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 at far right.

Regular Meeting

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

May 7, 2013

TELECONFERENCE LOCATIONS: 1) First and Second Meetings of Each Month: Mammoth Lakes CAO Conference Room, 3rd Floor Sierra Center Mall, 452 Old Mammoth Road, Mammoth Lakes, California, 93546; 2) Third Meeting of Each Month: Mono County Courthouse, 278 Main, 2nd Floor Board Chambers, Bridgeport, CA 93517. Board Members may participate from a teleconference location. Note: Members of the public may attend the open-session portion of the meeting from a teleconference location, and may address the board during any one of the opportunities provided on the agenda under Opportunity for the Public to Address the Board.

NOTE: In compliance with the Americans with Disabilities Act if you need special assistance to participate in this meeting, please contact the Clerk of the Board at (760) 932-5534. Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting (See 42 USCS 12132, 28CFR 35.130).

Full agenda packets are available for the public to review in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517), and in the County Offices located in Minaret Mall, 2nd Floor (437 Old Mammoth Road, Mammoth Lakes CA 93546). Any writing distributed less than 72 hours prior to the meeting will be available for public inspection in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517). **ON THE WEB:** You can view the upcoming agenda at www.monocounty.ca.gov. If you would like to receive an automatic copy of this agenda by email, please send your request to Lynda Roberts, Clerk of the Board : lroberts@mono.ca.gov.

UNLESS OTHERWISE SPECIFIED BY TIME, ITEMS SCHEDULED FOR EITHER THE MORNING OR AFTERNOON SESSIONS WILL BE HEARD ACCORDING TO AVAILABLE TIME AND PRESENCE OF INTERESTED PERSONS. PUBLIC MAY COMMENT ON AGENDA ITEMS AT THE TIME THE ITEM IS HEARD.

9:00 AM

Call meeting to Order

Pledge of Allegiance

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.)

Approximately thru
10:00 a.m. **CLOSED SESSION**

BOARD OF SUPERVISORS

- 1a) **Closed Session - IT Director** - PUBLIC EMPLOYMENT. Government Code Section 54957. Title: IT Director.
- 1b) **Closed Session - Animal Control Director** - PUBLIC EMPLOYMENT. Government Code Section 54957. Title: Animal Control Director.
- 1c) **Closed Session - Conference with Real Property Negotiators** - CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Government Code section 54956.8. Property: APN: 015-010-065 ("Rodeo Grounds"). Agency negotiators: Supervisors Johnston and Alpers. Negotiating parties: Mono County and Intrawest. Under negotiation: price and terms of payment.
- 1d) **Closed Session - Conference with Legal Counsel** - CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code section 54956.9. Number of potential cases: one.
- 1e) **Closed Session--Human Resources** - CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Marshall Rudolph. 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.
- 1f) **Closed Session - CAO Position** - PUBLIC EMPLOYMENT. Government Code section 54957. Title: County Administrative Officer.

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2) **APPROVAL OF MINUTES**

- A. Approve minutes of the Special Meeting held on April 2, 2013.
- B. Approve minutes of the Regular Meeting held on April 9, 2013.
- C. Approve minutes of the Regular Meeting held on April 16, 2013.
- D. Approve minutes of the Special Meeting held on April 25, 2013.

3) **BOARD MEMBER REPORTS**

The Board may, if time permits, take Board Reports at any time during the meeting and not at a specific time.

Approximately 10
Minutes **COUNTY ADMINISTRATIVE OFFICE**

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

10:00 a.m.
Approximately 15
minutes **DEPARTMENT REPORTS/EMERGING ISSUES**
(PLEASE LIMIT COMMENTS TO FIVE MINUTES EACH)

Approximately 5
minutes for
Consent Items

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.)

COUNTY COUNSEL

- 5a) **Approve Mammoth Community Water District's Amended Conflict of Interest Code** - All local government agencies are required by state law to adopt their own conflict-of-interest codes and to

review such codes once every two years. However, a local agency should amend its conflict-of-interest code as frequently as circumstances require. As such, the Mammoth Community Water District has amended its 2012 Conflict of Interest Code by Ordinance No. 02-21-13-02 to reflect a new position that has been added to the Code's list of designated employees and seeks approval of its new Conflict of Interest Code by the Mono County Board of Supervisors, its code-reviewing body.

Recommended Action: Approve the new Conflict of Interest Code adopted by the Mammoth Community Water District on February 21, 2013, and direct the Clerk to notify the District's Executive Assistant of the Board's action.

Fiscal Impact: None.

Additional Departments: Public Works

- 5b) **ESTA Bus Stop in Chalfant** - Request from the Eastern Sierra Transit Authority to install a bus stop at the Chalfant Park on land leased by the County from DWP.

Recommended Action: Authorize the County Administrative Officer to enter into an agreement on behalf of the County with ESTA to install a bus stop at the Chalfant Park on land leased by the County from DWP. Authorize the waiver of any applicable fees for ESTA to install the bus stop.

Fiscal Impact: None.

- 5c) **License Agreement re Gateway landscaping extension** - Proposed license agreement with the Town of Mammoth Lakes, pertaining to an extension of landscaping for the Gateway monument sign.

Recommended Action: Approve County entry into a license agreement with the Town of Mammoth Lakes, pertaining to an extension of landscaping for the Gateway monument sign. Authorize the Board Chair to sign said agreement on behalf of the County.

Fiscal Impact: None.

Additional Departments: Clerk / Recorder

- 5d) **Update To MCC Chapter 3.24 - Second Reading** - Proposed ordinance amending sections 3.24.020, 3.24.060, 3.24.080, 3.24.100, 3.24.110, 3.24.120, 3.24.140, 3.24.150, 3.24.160, and 3.24.170, repealing section 3.24.130, and adding sections 3.24.180, 3.24.190, 3.24.200 and 3.24.210 to the Mono County Code pertaining to real property transfer tax.

Recommended Action: Adopt Ordinance No. Ord13-___, an ordinance of the Mono County Board of Supervisors amending sections 3.24.020, 3.24.060, 3.24.080, 3.24.100, 3.24.110, 3.24.120, 3.24.140, 3.24.150, 3.24.160, and 3.24.170, repealing section 3.24.130, and adding sections 3.24.180, 3.24.190, 3.24.200 and 3.24.210 to the Mono County Code pertaining to real property transfer tax.

Fiscal Impact: None.

REGULAR AGENDA

CORRESPONDENCE RECEIVED (INFORMATIONAL)

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

CLERK OF THE BOARD

- 6a) **Department of Alcoholic Beverage Control** - Application for Alcoholic Beverage License(s) received from the Department of Alcoholic Beverage Control for The Chalfant Mercantile LLC. For information only.
- 6b) **J.W. Ackles Letter** - Correspondence dated March 27, 2013 from Mr. J. W. Ackles, a Bridgeport resident, regarding a complaint he has with the Mono County Tax Collector's Office.
- 6c) **CalRecycle Letter Regarding Benton Crossing** - Information dated April 11, 2013, from CalRecycle regarding the removal of the Benton Crossing Landfill Facility from the inventory of solid waste facilities which violate State minimum standards.

BOARD OF SUPERVISORS

7a) **Town of Mammoth Lakes--Information Technology Needs** (Marianna Marysheva-Martinez, Town Manager; Mayor Matthew Lehman) - Discuss the request from the Town of Mammoth Lakes for contractual support of the Town's information technology needs. The Board of Supervisors requested this agenda item.
30 minutes

Recommended Action: Consider entering into a contract with the Town of Mammoth Lakes for the provision of IT services. Provide direction to staff.

Fiscal Impact: None at this time.

INFORMATION TECHNOLOGY

Additional Departments: Town of Mammoth Lakes

8a) **Request from Town of Mammoth Lakes for a Rule 20A Loan** (Ray Jarvis, Town of Mammoth Lakes; Nate Greenberg) - Request from the Town of Mammoth Lakes for a Rule 20A Loan from Mono County's allocation for the purposes of undergrounding approximately 1,200' of a Southern California Edison power line along Main Street in Mammoth Lakes.
20 minutes

Recommended Action: Adopt proposed resolution authorizing the CAO to enter into an agreement with the Town of Mammoth Lakes to loan the County's rule 20A allocation to the Town for the Main Street / Highway 203 undergrounding project. Direct County staff to work with Town of Mammoth Lakes to assist in moving the Main Street project forward. Further direct County staff to begin work on developing a Rule 20 project for Mono County.

Fiscal Impact: No impact to General Fund; A loan of \$360,040 Rule 20A funds that are set aside by SCE.

BOARD OF SUPERVISORS

9a) **Digital 395 Report** (Michael Ort, Praxis) - In response to a request by the Board of Supervisors, Michael Ort of Praxis will give a progress report and status update about the Digital 395 project.
15 minutes

Recommended Action: Provide direction to staff as desired.

Fiscal Impact: None.

9b) **Forest Fire Prevention Act, AB 350** (Supervisor Fred Stump) - The Forest Fire Prevention Exemption Act of 2013, AB 350, joint-authored by Assembly Members Bigelow and Wieckowski, would give private forest-land owners the tools necessary to protect forests from destructive fires by expanding the diameter of a tree stump exempted from the Forest Fire Prevention Exemption under the Timber Harvest Plan.
5 minutes

Recommended Action: Discuss AB 350 and potentially authorize the Chair to sign a letter on support on behalf of the Mono County Board of Supervisors.

Fiscal Impact: None.

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CLERK OF THE BOARD

10a) **Western Counties Alliance Public Land Update** (Kenneth R. Brown) - Receive update from Ken Brown of WCA regarding Public Land Issues. Chairman Hunt is sponsoring this item.
15 minutes

Recommended Action: None. Informational Only.

Fiscal Impact: None.

PUBLIC WORKS - SOLID WASTE DIVISION

11a) **Solid Waste - Update** (Tony Dublino) - Update on any developments relating to the County Solid

- 15 minutes Waste program.
- Recommended Action:** None (informational only). Provide any desired direction to staff.
- Fiscal Impact:** None.
- CLERK OF THE BOARD**
- Additional Departments:** Public Works--Facilities Division
- 12a) **Status of Antique Clock in Board of Supervisors Chambers** (Lynda Roberts and Joe Blanchard) -
15 minutes The antique clock in the Bridgeport Courthouse Board Chambers needs to be repaired a second time since being restored. The Board will consider options pertaining to future efforts and expense to maintain the clock in working order.
- Recommended Action:** Discuss options about continuing to maintain, and repair when necessary, the antique clock in the Bridgeport Courthouse Board Chambers. Provide direction to staff.
- Fiscal Impact:** If the Board directs staff to take the clock to House of Clocks in Lodi for repair, the approximate cost will be \$100-\$200 (if it is not covered under warranty), and approximately \$250 for travel expenses.
- Additional Departments:** Finance
- 12b) **Publication of Mono County Notices** (Lynda Roberts and Roberta Reed) - At their regular meeting
15 minutes of February 19, 2013, the Board of Supervisors directed staff to prepare a Request for Proposals for Publication of Legal Notices. The deadline for proposals to be submitted was Friday, March 29, 2013, 3:00 p.m. The County Clerk's Office received proposals from The Sheet and Mammoth Times. Both proposals were submitted timely and were complete, so are presented to the Board of Supervisors for their review.
- Recommended Action:** Review the Request for Proposals for Publication of Legal Notices submitted by The Sheet and Mammoth Times, and consider awarding the bid for Fiscal Year 2013-14 as the Board desires. Provide direction to staff.
- Fiscal Impact:** Will depend on Board action.
- COMMUNITY DEVELOPMENT - PLANNING DIVISION**
- 13a) **Rock Creek Ranch Specific Plan Amendment and Tentative Tract Map Modification** (Courtney
2:00 p.m. Public Weiche) - Public hearing regarding proposed amendment to the Rock Creek Ranch Specific Plan and
Hearing Tentative Tract Map 37-56 (Rock Creek Ranch) which would eliminate 5 density bonus lots within the
20 minutes subdivision, thereby reducing the total number of lots on the TTM from 60 to 55; eliminating the requirement that eleven lots be deed-restricted for an accessory dwelling unit; and making conforming changes to the Rock Creek Ranch Specific Plan.
- Recommended Action:** Adopt proposed Resolution R13-___; accepting the EIR Addendum and approving Specific Plan Amendment 13-001 and Tentative Tract Map 37-56 Modification.
- Fiscal Impact:** No fiscal impact.
- 13b) **General Plan Amendment 13-001, Double Eagle Resort Transient Rental Overlay District**
2:15 p.m. Public (Courtney Weiche) - Public hearing regarding proposed amendment to the General Plan Use
Hearing Designation Maps to establish a Transient Rental Overlay District allowing nightly rentals in June Lake
20 minutes on four adjoining parcels (APNs 016-094-007, -008, -009, & 016-098-015).
- Recommended Action:** The Planning Commission recommends adopting proposed Resolution R13-___, approving and accepting Addendum 13-01 to the Mono County General Plan EIR and approving General Plan Amendment 13-001 creating a Transient Rental Overlay District on four parcels in June Lake.
- Fiscal Impact:** Potentially beneficial impact from additional Transient Occupancy Tax revenues.
- Additional Departments:** County Counsel
- 13c) **Housing Mitigation Ordinance Workshop** (Brent Calloway, Mary Booher, Scott Burns) - Housing
1 hour mitigation ordinance workshop.

Recommended Action: Conduct workshop and provide any desired direction to staff.

Fiscal Impact: No impact to general fund; an undetermined potential impact to the housing trust fund.

ADJOURNMENT

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