



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 just below.

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

Regular Meeting April 1, 2014

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

1. 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.)

2. APPROVAL OF MINUTES

A. Board Minutes

Departments: Clerk of the Board

Approve Minutes of the Regular Meeting held on March 11, 2014.

B. Board Minutes

Departments: Clerk of the Board

Approve Minutes of the Regular Meeting held on March 18, 2014.

C. Board Minutes

Departments: Clerk of the Board

Approve Minutes of the Special Meeting held on March 24, 2014.

3. PRESENTATIONS - NONE

4. BOARD MEMBER REPORTS

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

5. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

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

6. DEPARTMENT/COMMISSION REPORTS

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. Lee Vining Fire Protection District Conflict of Interest Code

Departments: County Counsel

Lee Vining Fire Protection District Conflict of Interest Code.

Recommended Action: Approve Conflict of Interest Code adopted by the Lee Vining Fire Protection District and direct the Clerk to notify the District of the Board's action (attention Steve Barager).

Fiscal Impact: None.

B. Reappointments to the Mono County Child Care Council

Departments: Mono County Child Care Council

The Mono County Child Care Council (MCCCC) is requesting two reappointments by the Board of Supervisors: Sandra Pearce and Barbara Miller. Both terms expired on 12/31/14 and these new two year terms will expire on 12/31/15. This item is being

sponsored by Chairman Larry K. Johnston.

Recommended Action: Reappoint Sandra Pearch and Barbara Miller to another two year term on the Mono County Child Care Council. These two year appointments will expire 12/31/15.

Fiscal Impact: None.

C. February 2014 Transaction Report

Departments: Finance

Treasury Transactions for the month of February 2014.

Recommended Action: Approve Treasury Transaction Report for the month of February 2014.

Fiscal Impact: None.

D. Local Agency Investment Fund Designated Officials

Departments: Finance

Proposed resolution designating officials authorized to deposit or withdraw funds in the Local Agency Investment Fund (LAIF).

Recommended Action: Adopt proposed resolution #R14-_____, designating officials authorized to deposit or withdraw funds in the Local Agency Investment Fund (LAIF). Provide any desired direction to staff.

Fiscal Impact: There is no fiscal impact.

E. Assembly Bill 1970 - Request for Support

Departments: County Administrator's Office

Request for the Board to send letter of support for Assembly Bill 1970 (Gordon) re: Creation of the Community Investment and Innovation Program grants funding for local governments Green House Gas (GHG) reduction projects through competitive grant program.

Recommended Action: Authorize the Chairman to send the attached letter of support for AB 1970.

Fiscal Impact: There is no fiscal impact from sending a letter of support for AB 1970.

F. At-Will Contract for Stacey Simon, Assistant County Counsel

Departments: Human Resources and County Counsel

Proposed resolution approving a contract with Stacey Simon as Assistant County Counsel, and prescribing the compensation, appointment and conditions of said employment.

Recommended Action: Approve Resolution #R14___, approving a contract with Stacey Simonas Assistant County Counsel and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Fiscal Impact: The cost of this position for the remainder of FY 13/14 is approximately \$42,160 of which \$27,664 is salary; \$5,612 is the employer portion of PERS, and \$8,884 is the cost of the benefits and is included in the approved budget. Total cost for a full fiscal year (14/15) is \$168,640 of which \$110,654 is salary; \$22,450 is the employer portion of PERS and \$35,536 is the cost of benefits.

G. At-Will Contract for Tony Dublino, Solid Waste Superintendent/Environmental Services Manager

Departments: Human Resources and Public Works

Proposed resolution approving a contract with Tony Dublino as SolidWaste Superintendent / Environmental Services Manager, and prescribing the compensation, appointment and conditions of said employment.

Recommended Action: Approve Resolution #R14___, approving an employment agreement with Tony Dublino and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Fiscal Impact: For this employee's agreement, the following figures reflect the change in compensation costs, if any, from their prior contract to their current contract in monthly salary and estimated annual savings: Prior Contract Monthly compensation (Inclusive) \$7,157; New Contract monthly Compensation \$5,726; Difference (monthly) \$1,431; Estimated Annualized Savings \$17,177.

The cost of this position for the remainder of FY 13/14 is approximately \$32,995 of which \$20,040 is salary; \$4,066 is the employer portion of PERS, and \$8,889 is the cost of the benefits and is included in the approved budget. Total cost for a full fiscal year (14/15) would be \$115,611 of which \$68,707 is salary; \$13,939 is the employer portion of PERS and \$32,965 is the cost of benefits.

H. At-Will Contract for Louis Molina, Environmental Health Manager

Departments: Human Resources and Public Health

Proposed resolution approving a contract with Louis Molina as Environmental Health Manager, and prescribing the compensation, appointment and conditions of said employment.

Recommended Action: Approve Resolution #R14___, approving a contract with Louis Molina as Environmental Health Manager and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Fiscal Impact: For this employee's agreement, the following figures reflect the change in compensation costs, if any, from their prior contract to their current

contract in monthly salary and estimated annual savings: Prior Contract Monthly compensation (Inclusive) \$8,204; New Contract monthly Compensation \$8,204; Difference (monthly) \$0; Estimated Annualized Savings \$0.

The cost of this position for the remainder of FY 13/14 is approximately \$36,618.21 of which \$24,612.00 is salary; \$4,993.29 is the employer portion of PERS, and \$7,012.92 is the cost of the benefits and is included in the approved budget. Total cost for a full fiscal year (14/15) would be \$146,472.84 of which \$98,448.00 is salary; \$19,973.16 is the employer portion of PERS and \$28,051.68 is the cost of benefits.

I. Safety Seat Checkup Week Proclamation

Departments: Clerk of the Board

Stephanie M. Tombrello, LCSW, Executive Director, SafetyBeltSafe USA, has requested the Board adopt a proclamation recognizing the week of March 30 – April 5, 2014, as Safety Seat Checkup Week. This item is being sponsored by Chairman Larry K. Johnston.

Recommended Action: Approve proposed proclamation.

8. CORRESPONDENCE RECEIVED (INFORMATIONAL) - NONE

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

9. REGULAR AGENDA - MORNING

A. Public Works Project Approval Policy

Departments: Public Works, Community Development, CAO, County Counsel
30 minutes (10 minute presentation; 20 minute discussion)

(Joe Blanchard) - Presentation by Joe Blanchard regarding the implementation of a Project Approval Policy which will create a process that a project must go through from project idea through project completion.

Recommended Action: Review, discuss, and approve the Project Approval Policy which will provide a clear progression from project concept through completion. Provide any desired direction to staff.

Fiscal Impact: None.

B. Authorization to Bid for the Chalfant Streets Rehabilitation Project

Departments: Public Works
10 minutes (5 minute presentation; 5 minute discussion)

(Garrett Higerd) - This project will rehabilitate 5.5 miles of local streets and roads in Chalfant and White Mountain Estates. The Plans and Project Manual associated with this project are too large to attach to the agenda, however you may view these attachments separately by visiting the Board of Supervisor's web page at: <http://www.monocounty.ca.gov/bos/event/board-supervisors-52>. Additionally, hard copies of both the Plans and Project Manual are available for viewing in the clerk's office.

Recommended Action: Approve bid package, including the project manual and project plans, for the Chalfant Streets Rehabilitation Project. Authorize the Public Works Department to advertise an Invitation for Bids and to issue the project for bid. Provide any desired direction to staff.

Fiscal Impact: This project is funded by the State Transportation Improvement Program (STIP). The California Transportation Commission (CTC) approved \$1,419,000 for the construction phase of this project on March 21, 2014. Contractor payments will not impact the General Fund.

C. Bureau of Land Management Inyo National Forest OHV Grant Review and Comments

Departments: Board of Supervisors, Community Development, and County Administrator's Office

30 minutes (10 minute presentation (from Bureau of Land Management); 20 minute discussion)

This item was requested by Supervisor Stump to review a recent grant application for OHV planning funds submitted jointly by the INF and BLM for an access feasibility study for areas east of Hammil Valley. The online application to the California OHV Recreation Division proposes studying the feasibility of road(s) construction to access 14,000 acres of public land, approximately 20 miles of primitive OHV routes and the existing roads and opportunities within those lands. The enclosed grant application notes that the only motorized access to the BLM and Forest Service land is through private property.

Recommended Action: Authorize grant application comments requesting that the Bureau of Land Management (BLM) and Inyo National Forest (INF) include extensive outreach to Mono County citizens, local landowners, and the Regional Planning Advisory Committee in conducting the OHV feasibility study report, if funded.

Fiscal Impact: The grant request of \$11,723 should have no fiscal impact on Mono County at this time.

D. RPAC Workshop

Departments: Community Development

30 minutes (10 minute presentation; 20 minute discussion)

(Planning Staff) - Workshop on status of Regional Planning Advisory Committees.

Recommended Action: Conduct RPAC workshop. Provide any desired direction to staff.

Fiscal Impact: No impact from workshop. RPAC funding is included in the community development department budget and to the extent feasible, is covered by grant funds.

10. 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.)

11. 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, Bill Van Lente and Jim Leddy. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39--majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO), and Mono County Sheriff Department's Management Association (SO Mgmt). Unrepresented employees: All.

B. Closed Session - Conference with Legal Counsel

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code section 54956.9. Number of potential cases: One.

C. Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: Public Works Director.

D. Closed Session - Conference with Legal Counsel

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

REGULAR AFTERNOON SESSION COMMENCES AT 2:00 P.M.

12. 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.)

13. REGULAR AGENDA AFTERNOON- NONE

ADJOURN



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE April 1, 2014

Departments: Clerk of the Board

TIME REQUIRED

SUBJECT Board Minutes

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Approve Minutes of the Regular Meeting held on March 11, 2014.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME: Shannon Kendall

PHONE/EMAIL: x5533 / skendall@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

[03-11-14 Draft](#)

History

Time	Who	Approval
3/19/2014 10:34 AM	County Administrative Office	Yes
3/24/2014 2:50 PM	County Counsel	Yes
3/17/2014 2:04 PM	Finance	Yes



**DRAFT 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
March 11, 2014**

Flash Drive	#1007
Minute Orders	M14-33 to M14-44
Resolutions	R14-12 to R14-13
Ordinance	Ord14-02 NOT USED

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

*Supervisors Present: Alpers, Fesko, Hunt, Johnston and Stump.
Supervisors Absent: None.*

Pledge of Allegiance led by Supervisor Hunt.

*Break: 9:58 a.m.
Reconvene: 10:02 a.m.
Break: 11:45 a.m.
Reconvene: 11:52 a.m.
Closed Session/Lunch: 12:20 p.m.
Reconvene: 2:00 p.m.
Adjourn: 3:38 p.m.*

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Joe Parrino:

- Here to address several issues. The Supercross and Motocross scene has gotten big.
- Supercross Series: discussion about these events. Encouraged Supervisors to watch on TV. The Supercross happens on Saturday nights.
- He wondered why there are not motorized events advertised on some of the brochures.
- Mentioned new Forest Service Law Enforcement Officer who is easy to work with.

Note

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

2. APPROVAL OF MINUTES

A. Board Minutes

Departments: Clerk of the Board

Action: Approve Minutes of the Regular Meeting held on February 11, 2014, as corrected.

Hunt moved; Stump seconded

Vote: 5 yes; 0 no

M14-33

Supervisor Fesko:

- On p. 2 of draft minutes, last sentence in bullet dealing with Sierra Center Mall, should read (in reference to his meeting with Paul Rudder), "Supervisor Fesko said that his actions will speak louder than words".

Supervisor Johnston:

- On p. 8 of draft minutes, vote for the NACO item (#9b) should be 3 yes; 0 no with both Johnston and Hunt voting no.
- On p. 13 of draft minutes, under 2013-2014 Mid-Year Budget item below "CONTINUED FROM MORNING SESSION", Jim Leddy's second bullet point should read, "
- \$1 million dollars, not \$1,000 million dollars".

Supervisor Stump:

- On p. 3 of draft minutes, under Department/Commission Reports for Sheriff Obenberger, first bullet point: Orbacom not Oracom Communications.

B. Board Minutes

Departments: Clerk of the Board

Action: Approve Minutes of the Regular Meeting held on February 18, 2014, as corrected.

Stump moved; Fesko seconded

Vote: 4 yes; 0 no; 1 abstain: Johnston

M14-34

Supervisor Stump:

- On p. 2 of draft reports, under Supervisor Stump's board report, first sentence of last bullet point should read, "AT&T has said that it is their intent to submit an application for a cell tower to be built in Chalfant in April."

3. PRESENTATIONS - NONE

4. BOARD MEMBER REPORTS

Supervisor Alpers:

- Spending time with CalTrans folks on variety of issues; met with Dorothy Burdette and Alice Suszynski regarding signage in June Lake. Will be starting the permit process.
- Working with a group from June Lake to update the Monument Signs.
- June Lake CAC last week; Carl Williams announced that June Mountain will be open till April 20th, no matter what.
- Wants to give thanks to Ilene Mandelbaum of the Lee Vining Community Landscaping Committee – last Saturday they had a Latin Night at the Center, a fundraiser for the Landscaping projects around the LV community.

Note

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Supervisor Fesko:

- Attended Bridgeport RPAC.
- 2/25/14 West Walker Planning meeting.
- 2/26/14 – Met with Sandy Marshall and Georgette Noble regarding financial situation of the Walker Thrift Store and the Recycling Center.
- 2/26/14 – meeting with representative and Supervisor Stump regarding the future of Senior Services.
- Shout out to Tony Iniguez; Supervisor Fesko left his headlights on and Tony gave him a jump.
- Flew out March 1st to Washington, DC for NACO Conference. There is an overview of their trip printed out and available. If we want to have any input at the Federal level, we need to be a player. Topics focused on for the trip: Bi-State Sage Grouse, Yellow-Legged Frog and Yosemite Frog, MMSA Land Exchange (HR1241), MAP21 and PILT. Got good information on what we need to do before, during and after meeting with representatives. Attended Environment Steering Committee where one of the items discussed was Sage Grouse.
- Antelope Valley Community Center – thanks to Staff for the cement truck; thanks to Public Works for keeping project going; thanks to volunteers (some of them quite elderly).
- Will be at Reno Outdoor show Friday, Saturday and Sunday in the Convention Center. Space will be shared with Tourism and others. This is good promotion for our county.
- Thanked Scott Burns and Wendy Sugimura for the one page document they prepared for them to take on the DC trip; thanks to Paul Schlesinger (Alcalde & Fay) who took time to work with them as well.

Supervisor Hunt:

- 3/3/14 – Great Basin meeting; first hearing on total district budget which is relatively stable. Getting slowly out of litigation. There are dollars coming from LADWP settlements. Accolades to Ted Schade, the Executive Director, he's doing very good work.
- Yosemite Gateway Partners board meeting last Friday, attended via phone. Planning a sustainable symposium later this year. Will be partnering with a lot of other organizations.
- Last Saturday night, Rotary Club had Winterfest, raised some money.
- 3/5/14 – Caltrans meeting regarding Conway and MOU which is running out at the end of the month. Caltrans extended our MOU till July 1st.
- Mammoth Leadership Forum – looking for good slate of candidates for Town Council; have as many as 9 candidates.
- 2/26/14 – Mono County Behavioral Health advisory meeting.
- 2/25/14 – Sierra Center Working Group meeting – group that's analyzing problems with the Sierra Center, how can we better accommodate staff?
- Taking off to Sacramento tomorrow for a Sierra Nevada Conservancy meeting.

Supervisor Johnston:

- Attended LTC meeting; thrust: what is going to our county's MOU project? ESTA was reported on.
- Attended the Mammoth Lakes Housing meeting – looking at changing structure a bit; there's a lot of work to be done.
- Attended two Agenda Review Committee meetings.
- Attended Great Basin Unified Air Pollution Control District meeting.
- Attended CPT meeting; Forest Planning process moving forward, had US Dept of Fish and Wildlife on phone, let them know that the public hearing was not good. Our letter was submitted.
- AB1970 Gordon; Supervisor Johnston wants a letter of support on agenda. Discussed

Note

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- potential quarterly recognition program for our county.
- RCRC – helping sponsor a PILT from the state.

Supervisor Stump:

- Attended Fire Chief's Association meeting with Scott Burns; gave overview of meeting.
- White Mountain Estates meeting, went with Garrett Higerd – due to last storm, there was sand deposit issues due to runoff. Discussion about road conditions.
- Attended LTC meeting yesterday.
- Thanks to Paramedic program for their food drive.
- Thanked Claude Fiddler, Joe Blanchard, Leslie Chapman and Stacey Simon for creating capability to get cement pumping vehicle to Walker so cement could be poured. Our contract system needs to be re-worked, both Leslie and Stacey will be working on this.
- Thanked Garrett Higerd for going to White Mountain Estates with him.

5. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

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

Jim Leddy:

- Held first of the Mono Innovation Groups, one in north county and one in south county; an email is set up to collect additional ideas. May do during working hours so that more people can participate.
- Strategic Planning past two Thursdays; this Thursday it will be at 4:00 at the Community Center in Lee Vining.
- Attended work group meeting with Hunt.
- DC Trip beginning March 1st. There is a written overview available. They had a great focused list of things to discuss and work on. Thanked Scott Burns and Wendy Sugimura and Dr. Paulus for walking in with a solution instead of a problem. Made a difference.
- Thanked Jennifer Hansen for chairing PIO quarterly meeting; did a good exercise.
- Attended the Unified Command meeting the next day. Still have a major water problem; drought and fire will be the next things to focus on.
- Thanked Bill VanLente for finding Laree Kiely and her associate Beth Conley of the Kiely Group (through our Trindel Insurance Policy); she's never seen a county tackle Strategic Planning like this.
- Item brought up in afternoon: RPAC discussion currently agendaized for the 18th; one of the Board members asked it to be scheduled for a North County meeting date.
 - Supervisor Johnston: general comments about number of RPACS and locations.
 - Supervisor Stump: supports moving it to a North County meeting.
 - Board consensus: April 1st.

6. DEPARTMENT/COMMISSION REPORTS

No one spoke.

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. HIV Care Program Contract Agreement 13-20060, Amendment

Departments: Health Department

Note

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Proposed amendment to HIV Care Program Contract Agreement Number 13-20060 with the California Department of Public Health.

Action: Approve County entry into proposed amended contract and authorize the Chairman's signature on the contract documents. Additionally, provide authorization for the Public Health Director to sign amendments that may occur during the contract period of July 1, 2013-March 31, 2016.

Hunt moved; Fesko seconded

Vote: 5 yes; 0 no

M14-35

B. Health Officer's Attendance at the 2014 NACCHO Preparedness Summit

Departments: Public Health

The Preparedness Summit is the premier national conference in the field of public health preparedness. The four-day annual event provides one of the only cross-disciplinary learning opportunities in the field and has evolved over time to meet the growing needs of the preparedness community. The goal of attending is to take information, tools, and resources acquired at the Summit to use in our local jurisdiction and professional practice and share with colleagues and community partners.

Action: Approve the Travel Advance/Reimbursement Request for Dr. Richard Johnson to attend the 2014 NACCHO Preparedness Summit, to be held in Atlanta, Georgia from April 1 through April 4.

Hunt moved; Fesko seconded

Vote: 5 yes; 0 no

M14-36

C. County Maintained Mileage for FY 14 -15

Departments: Public Works

Consider and potentially adopt annual resolution confirming maintained mileage in the County Road System.

Action: Adopt Resolution R14-12, "A Resolution of the Mono County Board of Supervisors Specifying Additions and/or Exclusions of the Maintained Mileage Within the County Road System and Establishing Maintained Mileage for Fiscal Year 2014-15."

Hunt moved; Fesko seconded

Vote: 5 yes; 0 no

R14-12

D. Department of Boating and Waterways Grant Agreement FY 14-15

Departments: Sheriff's Department

The Mono County Sheriff's Department has received its annual Grant Contract from the California Department of Boating and Waterways in the amount of \$131,065.00 for fiscal year 2014-2015. This grant funds boating safety programs

Note

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and law enforcement on the waterways of Mono County.

Action: 1. For the Board of Supervisors to authorize the Sheriff's Department to participate and renew the contract with the California Department of Boating and Waterways for fiscal year 2014-2015. 2. Authorize the Board of Supervisors to sign the contract via Minute Order with the California Department of Boating and Waterways for fiscal year 2014-2015. 3. Authorize Sheriff Ralph Obenberger to sign the contract and all reimbursement forms for said contract.

Hunt moved; Fesko seconded

Vote: 5 yes; 0 no

M14-37

E. Five-Year System Improvement Plan - CWS and Probation

Departments: Social Services and Probation

Approval of the Mono County Child Welfare and Juvenile Probation Services Five-Year System Improvement Plan (SIP) and Notice of Intent

Action: Approve and authorize the Chairman of the Board of Supervisors to execute the Child Welfare and Juvenile Probation Services Five-Year System Improvement Plan, and the Notice of Intent for CAPIT/CBCAP/PSSF Program Funding Assurances, for the period December 12, 2013 – October 11, 2018.

Hunt moved; Fesko seconded

Vote: 5 yes; 0 no

M14-38

F. Minaret Mall Sublease For IT Space

Departments: Information Technology and County Administrator Officer

Proposed contract with the Town of Mammoth Lakes pertaining to subleasing office space at the Minaret Mall.

Action: Approve County entry into proposed contract and authorize the CAO to execute said contract on behalf of the County. Provide any desired direction to staff.

Hunt moved; Stump seconded

Vote: 5 yes; 0 no

M14-39

Pulled by Supervisor Tim Fesko:

- The Board voted no to the D.A.'s office moving into extra space; now I.T. is going to be moving into a different space?
- This bothers him because at some point, the grant money will go away and general fund money will eventually be used.

Jim Leddy:

- This is moving I.T. into space that will be less money. Behavioral Health will move to I.T. space, D.A. can move into Behavioral Health space (I.T. goes to a different location). These are all grant funds, not general fund monies.

Tim Kendall, D.A.:

- Grant monies have been in place for 20 years; doesn't expect it to go away.

Note

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Supervisor Johnston:

- Thanked staff for figuring this out and saving the county money.

G. Public Employment - County Counsel

Departments: Human Resources

Proposed resolution approving an employment agreement with Marshall Rudolph and prescribing the compensation, appointment and conditions of said employment.

Action: Adopt proposed resolution #R14-13, approving a new employment agreement for Marshall Rudolph, in the position of County Counsel, at a salary of \$14,029 per month and reappointing him for a term of four years effective from March 1, 2014 to February 28, 2018.

Alpers moved; Hunt seconded

Vote: 4 yes; 1 no: Fesko

R14-13

Pulled by Supervisor Fesko:

- Regarding performance pay and car allowance issues that he's had; he's being consistent and can't support this.
- No offense against Marshall Rudolph.

Supervisor Stump:

- Overall compensation has been decreased for all employees that had a car allowance.
- At-Will employees don't deserve to be attacked; there is a savings going on.

Supervisor Johnston:

- Thanked Marshall for stepping up in the past and for his continuing service.

H. Help America Vote Act (HAVA) grant funding

Departments: Elections Division

Agreement with the Secretary of State's office to provide Mono County with federal reimbursement funds to assist the County in, or reimburse the County for, complying with the requirements of Section 303(a) of the Help America Vote Act pertaining to a statewide voter registration system.

Action: Approve entry into agreement #13G30330 with the California Secretary of State for receipt of up to \$19,402.52 in federal funds to assist Mono County in complying with Section 303(a) of the Help America Vote Act pertaining to the Statewide Voter Registration System Project. Authorize the Mono County Registrar of Voters to sign said agreement, including future amendments if any.

Hunt moved; Fesko seconded

Vote: 5 yes; 0 no

M14-40

I. Environmental Services Joint Powers Authority Alternate Designation

Departments: Clerk of the Board

Mr. Tony Dublino in his capacity as Solid Waste Manager has the expertise required to attend ESJPA meetings. By appointing Mr. Dublino as an additional

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alternate, he can not only attend meetings but vote and be counted as a quorum. Although Mr. Dublino has been attending these meetings in past years, this agenda item is to "officially" designate him as an alternate member of this governing board.

Action: Appoint Mr. Dublino, Solid Waste Manager, to serve as Mono County's third alternate on the 2014 Environmental Services Joint Powers Authority (ESJPA).

Hunt moved; Fesko seconded

Vote: 5 yes; 0 no

M14-41

8. CORRESPONDENCE RECEIVED (INFORMATIONAL)

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

A. State Water Resources Control Board Notice

Notice of Petition for Change received from the State Water Board seeking to bypass flow condition of the Fern Creek diversion facility from 200 gallons per minute (gpm) to 25 gpm.

B. Fish and Game Commission

Correspondence dated February 20, 2014 from the Fish and Game Commission regarding transitioning from printed mail to electronic mailing lists. Additionally, this letter includes an agenda for an upcoming Marine Resources Committee.

C. Recent Food Drive in Mammoth Lakes

Letter dated February 26, 2014 from Carolyn Balliet (Salvation Army Mammoth Lakes Committee) commending the Mono County Paramedics for recently volunteering to have a food drive in Mammoth Lakes.

D. Eastern Sierra Child Support Services Follow Up Memo

Memorandum from Susanne Rizo, Esq. of Eastern Sierra Child Support Services, following up her Board presentation which occurred on 2/18/14.

The board acknowledged receipt of the correspondence.

9. REGULAR AGENDA - MORNING

A. Mono Realignment

Departments: Probation

(Members of CCP) - Presentation by Mono Community Corrections Partnership

Note

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regarding Mono Realignment.

Action: None.

Karin Humiston (slide show, copy to be posted online):

COMMUNITY CORRECTIONS PARTNERSHIP:

- What is realignment?
- 3 Nons: non-violent, non-serious and non-sex offenders.

Conclusion:

- Thanked all Departments involved, including Executive Team.
- Outlined the Proposed Outcomes in their Local Implementation Plan.
- Discussed effectiveness of measurements in place.
- Trends in the State since October 2011; low crime overall for California.
- After a three judge panel – numbers aren't supporting realignment and if numbers don't change by February 2016, offenders may start being released; discussion of extension agreement.
- Future? CCP will continue to work in Transition Services and Transition House and Increased Programming in jail.
- Questions?

Behavioral Health:

- Discussion about staff.
- Asking for direction regarding the house on Davison Street – they need a Transition House/Life Skills. There is non-general fund money available to work on this.

District Attorney:

- Increased staff time and case preparation.
- Prepares parole hearings (3) and added victim/witness services.
- Many violators = treatment offered in lieu of custody.
- Repeat probation violators (30) would have gone to prison.
- Public Safety Focus of rehab over punishment.
- The D.A.'s office are Victim's Advocates.
- Shorter Custody Terms.

Social Services:

- Discussed services provided by Social Services for AB109 Realigned adults.
- Community Re-Entry Services for incarcerated realignment offenders:
 - Benefits Eligibility Assistants.
 - Employment and Training.

Mammoth Lakes Police Department:

Overview on crime in Mammoth Lakes:

- Police Staffing.
- Part One Crime by type of crime – what's reported by all police and sheriff's department's to the FBI every year.
- Arrests.
- Incidents.
- Factors Impacting Crime: economy, police presence and strategies, demographic changes, tourism, weather.

Public Health:

- Provides health education and can provide various testing.
- Bridgeport clinic is the source for health care in the jail.
- Also provides tobacco cessation, pregnancy testing/referral; WIC Well Infant & Children; adult immunizations.

Mono County Office of Education:

- Services through library.
- Conduct transcript evaluation and individual educational plan development.

Note

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- Facilitate GED preparation.
- Facilitate access to adult education, career training.

Wild Iris:

- Victim Service Organization.
- Services in custody: Parenting/co-parenting; support groups; counseling.
- Services after release: Parenting/co-parenting; support groups; counseling; family preservation.
- Also provide Victim Only Services (after release).

Public Defender:

- Representation and defense of probation violators.
- Representation and defense of violations of mandatory supervision.
- Representation and defense of parole violations.
- Have seen a substantial increase in time dedicated to realignment.
- It is important to have a Transition House.

Sheriff's Department:

- Increased population in the jail.
- Increased overcrowding.
- Increased cost to house long term inmates.
- Increased need for programming.
- Offers religious services, group substance abuse counseling and AA.
- Money is saved in the county by using the inmates for work detail.

Probation:

- Provides supervision of probationers, PRCS, mandatory Supervision, pre-trial, and PC1000.
- Reorganized and turned attention to supervision in the field.
- Demographics.
- Probation Violations have increased from February 2013 – present.
- Trying to incorporate Evidence Based Practices and is evolving to Integrated Management. Staff has received training; next step is strategic planning in April.

Supervisor Johnston:

- Is there non-general fund money to rehab the Davison House Street?
- Asked for an overview of what happens during probation.
- Asked for example of typical Social Services assistance.
- Are businesses increasing staff (i.e. bouncers) for security?
- Medical expenses for inmates (Kathy Peterson: incarcerated are not eligible for any benefits. Sheriff: if inmate has personal insurance that gets billed first).
- Thanked everybody for working so hard and collectively on this issue.

Supervisor Stump:

- Asked about Parole Hearings.
- Court Calendar – able to accommodate all this?
- How much staff time for D.A. is being gobbled up?

Supervisor Hunt:

- Discussed how MLPD is Ambassador for Hospitality.
- Impressed with how integration is taking place, all the departments are working well together.

Supervisor Fesko:

- Transition housing – asked the CCP to go back and determine what minimally needs to be done to get Davison House up and running.

B. Budget Amendment - EBP-TIPS Grant

Departments: Probation

Note

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(Karin Humiston) - Budget amendment to increase revenue projections and expenditure appropriations for EBP-TIPS Grant which was approved by the Board of Supervisors on 8/6/13, and the grant match provided by AB109 funding.

Action: 1) Amend the 2013-14 Board approved Juvenile Institutions budget as follows: Increase Federal grant revenue by \$50,000. Increase appropriation in operating transfers out by \$3,611, Professional and specialized services by \$45,889 and Travel and training by \$500. (4/5ths vote required). 2) Amend the 2013-14 Board approved Probation budget as follows: Increase Operating transfers in from realignment by \$70,000. Increase appropriation in operating transfers in from Juvenile Institutions by \$3,611 and increase Professional and Special Services by \$70,000 (4/5ths vote required).

Fesko moved; Hunt seconded

Vote: 5 yes; 0 no

M14-42

Karin Humiston:

- Explained item and reason for request.

C. Mono County Comments on Draft Economic Analysis of the Listing and Critical Habitat Designation Proposals for the Sierra Nevada Yellow-Legged Frog and Yosemite Toad

Departments: Community Development, County Counsel, Economic Development

(Wendy Sugimura, Stacey Simon) - Presentation on the County's comments on the Draft Economic Analysis for the US Fish and Wildlife's proposed listing and critical habitat designation for the Sierra Nevada yellow-legged frog and Yosemite toad.

Action: Approve, and authorize chairman to sign, comments from the County on the Draft Economic Analysis with any desired changes.

Fesko moved; Hunt seconded

Vote: 5 yes; 0 no

M14-43

ITEM TAKEN AFTER LUNCH DUE TO TIME CONSTRAINTS

Wendy Sugimura:

- Recognized Stacey for all the work she did on this; she was able to dig into the legal framework and help draft a great letter.
- Handed out edits to the letter, pages 3 and 7. She also did some cleanup on the formatting.
- Critical Habitat vs. protecting species.
- She and Brent read through their information and tried to fit pieces together with our numbers. Where the numbers were off, they asked why.

Stacey Simon:

- Only issue is: What is the cost to Federal Agencies to engage in a Section 7 consultation? That is what this letter is about. They've too narrowly indicated what needs to be addressed.
- Errors and Omissions addressed two ways.

Note

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- The letter is about why the analysis is too narrowed and flawed.
- There is no specific threat of litigation in this letter; she'd do that at the pleasure of the Board. She could be more direct. She wishes that a larger county would step up and get involved.

Supervisor Fesko:

- County Counsel's office keeps surprising him with their talent with this kind of thing.

Supervisor Johnston:

- Thanked Stacey; there are some really good citations.
- One typo, page 9, first bullet. Should be sheep, not sheet.
- Concur with redline portions.
- A consortium effort, teaming up with other counties would be the way to go in terms of any future litigation.

Supervisor Stump:

- On redline vs. draft letter asked about several numbered items.
- The threat of litigation isn't specifically stated?

Supervisor Alpers:

- What is the methodology on the Errors and Omissions section?

D. Board of Supervisors' 2014 Regular Meeting Schedule

Departments: Clerk of the Board

(Lynda Roberts) - Review and discuss remaining dates of Regular Meetings scheduled for 2014. Make decisions about specific dates as outlined in the recommended action.

Action: None.

ITEM TAKEN AFTER LUNCH DUE TO TIME CONSTRAINTS

Lynda Roberts:

- Budget Hearing Dates: June 16, 17 and 19? (Board consensus: yes.)
- July 1, 2014? (Lynda concerned the election would not be certified by 6/17; Board consensus: morning session only on 7/1.)
- November 11, 2014: holiday. Code says meet would fall on the next day which is Wednesday, 11/12 (Board consensus: Wed. 11/12 and cancel the 11/18 meeting for CSAC).
- Scheduling evening meetings in various communities (Board consensus: 6:00 p.m., 9/9 Walker; 10/21 Chalfant; 11/4 June Lake).

Jim Leddy:

- No Wednesday for budget hearings so that staff can edit numbers, make changes and then come back on Thursday.

Supervisor Johnston:

- Convene Regular meeting on Tuesday morning, adjourn and then go to special meeting in whatever community.
- Maybe October?
- How about three meetings: Chalfant, June and Walker?

Supervisor Hunt:

- Community meetings a good idea but should be based on need.

Supervisor Alpers:

- Community meetings in the farthest reaching parts of the county i.e. Chalfant and Walker?

Supervisor Fesko:

- Community meetings: agrees they're a good idea but also agrees should be on a need basis.

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- As these would be evening meetings, he can see having one in Lee Vining.

Supervisor Stump:

- Community meetings would be good, Chalfant, Crowley, Paradise.

E. Western Counties Alliance Public Lands Update

Departments: Board of Supervisors

(Kenneth Brown, Executive Director) - Kenneth Brown, Executive Director of Western Counties Alliance, will make a brief Public Lands Update to the Board. This item is being sponsored by Supervisor Hunt.

Action: None.

ITEM TAKEN RIGHT BEFORE LUNCH:

Kenneth Brown (Executive Director):

Went over items on his agenda;

- PILT – Rates locked in.
- SRS – Reauthorization for another year, still up in the air.
- Geothermal
- Public Land Transfer – Long shot, good concept; needs to be change.
- Wild Horse Burro
- Sage Grouse
- Other Issues (membership, seeing an increase); asked Mono County if they would join the Association.
- Gave some background on himself.

Supervisors asked general questions.

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, Bill Van Lente and Jim Leddy. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39--majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO), and Mono County Sheriff Department's Management Association (SO Mgmt). Unrepresented employees: All.

B. Closed Session - Conference with Legal Counsel

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION.
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code section 54956.9. Number of potential cases: One.

C. Closed Session - Conference With Legal Counsel

Note

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CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION.

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code section 54956.9. Number of potential cases: 1.

REGULAR AFTERNOON SESSION COMMENCES AT 2:00 P.M.

12. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

13. REGULAR AGENDA - AFTERNOON

A. Political Activities Ordinance

Departments: Board of Supervisors

(Marshall Rudolph) - Proposed ordinance adding Chapter 2.90 to the Mono County Code, pertaining to political activities on County premises. (This item was requested by Board Chairman Larry K. Johnston.)

Action: None.

Johnston moved; Stump seconded

Vote: 2 yes; 3 No: Fesko, Alpers and Hunt

MOTION FAILS

Marshall Rudolph:

- The Board already knows the background on this issue.
- He has retooled the proposed ordinance based on the feedback previously received by the Board.
- He tried to incorporate all comments that were raised; he thanks Assessor, D.A. and Sheriff for all their feedback.
- You can easily look at redline version to see what was changed.
- There is no definition of “political activity”.
- Ultimately this could get to a judge.
- Could add in “expressions of opinion” to the ordinance if necessary; the drafting part can be dealt with.

Tim Kendall, D.A.:

- Thanked Marshall for the great job he did.
- Wanted to raise two issues; the property and the time of year in which these activities may or may not take place.
- He is almost always approached on county property by others with issues. All elected officials are always promoting their position, and could therefore be considered campaigning.
- Maybe limiting the time of year in which this type of activity occurs? This being an election year makes it possibly problematic.
- Feels overall it’s a very workable ordinance. If they can figure out how not to accidentally fall into violation it would work.
- If charges were brought up on him, the Attorney General would be called to look at it and decide whether to bring charges or not.

Supervisor Johnston:

- Asked about redline version vs. clean version?
- Is “political activity” a definition from the state?
- Feels some of the Supervisors are off base; the more transparent we can be with the

Note

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public the better. It's not much more than what we have for our employees.

- The Board needs to step up and not be afraid of this ordinance.
- It's important to show that we are responding to the issues that have come up.
- Doesn't see this as grandiose or over the top; it's really what we all try to achieve already.
- When people do something illegal, he wants them to get punished for it.

Supervisor Stump:

- Who would interpret the "fine line"?
- Spoke about his "violation" of FPPC that the D.A. will ultimately get.
- There is no shortage of people that lack integrity; he can't do anything about business in Washington D.C. or even Sacramento. He can do something about business in Bridgeport.
- He feels there's sufficient latitude to proceed but the consensus feels otherwise.

Sheriff Obenberger:

- This is all about interpretation.

Supervisor Fesko:

- Discussion about Freedom of Speech.
- This ordinance stems out of a misjudgment. The Sheriff and the D.A. were basically given the ok to have their papers signed at the management meeting. We're making something out of nothing.
- He doesn't support this ordinance.

Supervisor Hunt:

- He's had constituents ask him why there isn't some sort of ordinance out there that keeps Supervisors from endorsing individuals.
- He thinks this proposed ordinance goes way too far. There are a lot of vague interpretations here.

Supervisor Alpers:

- Just looking at exercising some judgment here. He feels the voters of Mono County have the ability to exercise good judgment.
- He was first prepared to support it; right now, it's going to just clog up the system. It could be a discouragement to others running for office.
- Can always be revisited.

B. Antelope Valley CERT Request to Realign Grant Funds

Departments: Board of Supervisors

(Jason Foster, Antelope Valley CERT) - The Antelope Valley Community Emergency Response Team was awarded \$2,000 during the County's "Non County Organization" grant fund process. At that time, it was thought that this money would be used to purchase a generator, but since that time a lightly used surplus generator was provided by the Sheriff's Department so this need has been met. This agenda item is to request that this grant money of \$2,000 be repurposed toward the purchase of an Emergency Response Trailer, a main priority for the team. FEMA has already granted a large portion of this money and the deadline for spending the FEMA grant money is the end of March. This item has been placed on the consent agenda at the request of Supervisor Fesko.

Action: Authorize the Antelope Valley CERT Team to realign their \$2,000 Non County Organization grant monies awarded by Mono County and spend it towards the purchase of an Emergency Response Trailer in place of a generator.

Stump moved; Fesko seconded

Note

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Vote: 3 yes; 2 no: Johnston and Alpers

M14-44

Jim Leddy:

- Explained item: Antelope Valley CERT is asking to use money granted to them for a different purpose than originally intended.

Jason Foster:

- Read a brief statement to the Board explaining that they'd like the money already awarded to them to be used towards the purchase of an Emergency Response Trailer rather than a generator which was originally asked for. The generator was obtained by the Sheriff's Department donation of a used generator.
- Explained the uses for the Emergency Response Trailer.
- The generator was donated through the Sheriff's Department and OES grant monies.
- Value probably close to \$3,000 when working properly.
- He's been working closely with Sgt. Beard on the things the OES grant money can be used for.

Bob Musil:

- Echoes what Jason said. The generator would be used in conjunction with the Emergency Response Trailer.
- They very much appreciate the grant award.
- They now would like to use money on trailer itself instead of the generator inside the trailer.

Supervisor Johnston:

- Whose generator was this? County owned?
- Has the generator been declared surplus equipment? We can't give county equipment away without first declaring it surplus.
- What is the value of this generator?
- You applied under non-county organization grant programs for a generator; now you're applying for another request, almost double dipping. There are no other applications being considered, this money should be going back into the pot.
- We shortchanged the Music Unbound program (and other children's programs) to fund the money requested for the generator. They should get another chance to apply for it. He feels that the CERT team has other options for getting the money.
- He proposed the \$2,000 be reallocated to the various Children's programs.
- This grant program has morphed into awards not just for youth but for all kinds of organizations.

Supervisor Stump:

- This is most likely within the OES mission for the generator's use. Not purchased out of general county fund money. It shouldn't need to be surplus. This is similar to state system.
- The items through the grant have FEMA numbered tags, not county numbered tags. These tags identify which grant the equipment came from and where they're located.
- The generator would technically still be owned by FEMA. The Sheriff's Department is responsible for the tracking of it.
- He is going to support this request. He is a County Supervisor above all else, not just a Supervisor for his District.
- The CERT team has not spent the money awarded to them; they should get to keep it. This issue was already hashed out. The CERT team shouldn't now be punished.

Supervisor Hunt:

- He's going to support this. He feels the safety of our citizens is most important even though he cares very much about the youth programs as well.
- He feels that further discussion needs to happen regarding this grant awarding process in the future.

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Supervisor Alpers:

- How do we prevent this from happening again?
- Isn't this generator half the size of what was needed? He's concerned about the generosity of the process now.
- How much has been appropriated on contingency?

Supervisor Fesko:

- An organization comes in and states what their money will be used for. Do we ever get an accounting that shows exactly what the money was spent on? Do we really want/need to restrict the awarded grant money that much?
- It's important to remember that all the youth are protected by these CERT teams.

Sheriff Obenberger:

- The Board needs to view the \$2,000 as money enhancing the CERT's capabilities, no matter what it is used on.

ADJOURN 3:38 p.m. in recognition and honor of the six local Olympic athletes that competed in the Winter Games: Kelly Clark, Greg Bretz, John Teller, Trevor Jacob, Stacey Cook, and Kayla Turski.

ATTEST:

LARRY K. JOHNSTON
CHAIRMAN

SHANNON KENDALL
SR. DEPUTY CLERK OF THE BOARD

Note

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OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE April 1, 2014

Departments: Clerk of the Board

TIME REQUIRED

SUBJECT Board Minutes

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Approve Minutes of the Regular Meeting held on March 18, 2014.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME: Shannon Kendall

PHONE/EMAIL: x5533 / skendall@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

[03-18-14 draft](#)

History

Time	Who	Approval
3/20/2014 4:58 PM	County Administrative Office	Yes
3/24/2014 3:14 PM	County Counsel	Yes
3/24/2014 3:34 PM	Finance	Yes



**DRAFT 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 Mammoth Lakes BOS Meeting Room, 3rd Fl. Sierra Center Mall, Suite 307, 452 Old Mammoth Rd., Mammoth Lakes, CA 93546

**Regular Meeting
March 18, 2014**

Flash Drive	On portable recorder
Minute Orders	M14-45 to M14-49
Resolutions	R14-14 to R14-16
Ordinance	Ord14-02 NOT USED

9:00 AM Meeting called to Order by Chairman Johnston.

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

Pledge of Allegiance led by Supervisor Stump.

*Lunch/Closed Session: 10:45. a.m.
Reconvene: 2:40 p.m.
Closed Session: 3:44 p.m.
Adjourn: 4:15 p.m.*

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Colleen Phillips:

- Came to speak about the drought. Introduced Board to a product called Echo Grid (gave out an informational pamphlet and brought out a physical example).
- Less expensive way to landscape, there are paving and agricultural applications.
- Wanted to make sure all contractors know about it; she's given information to the Building Department.
- This material solves a lot of water retention problems.
- Supervisor Johnston: these can be passed along to the Public Works Department, gave other suggestions who she could contact.

2. APPROVAL OF MINUTES - NONE

Note

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3. PRESENTATIONS - NONE

4. BOARD MEMBER REPORTS

Supervisor Alpers:

- Last Wednesday, Mono Basin RPAC; variety of issues to deal with; Leslie Chapman and Jim Leddy in attendance for Mid-Year Budget Review discussion; update on Conway Ranch MOU – RPAC decided to get more information and see what footprint will be. Met with subcommittee and went through Tony Vaught plan; pleased with meeting.
- Yesterday, Alice Suszynski and he met with Forest Service regarding changing location of June Lake information signs and dressing them up a little bit. Steve Conick helped them find six locations on the right of way map. Community will work on application process. This is part of the June Lake CAC, long term strategic planning.

Supervisor Fesko:

- Last Thursday, went to Reno for the Outdoor Show on behalf of the Eastern Sierra Jamboree and the North Mono Chamber of Commerce. Had great turnout; people were signing up and actually buying things. Thanks to people that volunteered their time: his wife Mary Fesko; Gary and Leslye Cabodi, Bob Lewellen, Pastor Jim Ricks.
- At the Outdoor Show shared space with the Mono County Tourism booth, all staffed by volunteers: Pam Hamic, Chris Along, Sam Foster.
- Spoke with Tom Hallenbeck of CalTrans about opening Bodie Road; will begin work on SR108 on April 1st.
- Sgt. Major Jim Kirkland – shout out; he's retiring after 30 years.

Supervisor Hunt:

- Last Friday, Conway/Caltrans subcommittee meeting – discussed strategies to get things finished up by July 1st.
- Last Wednesday and Thursday went to Sacramento for Sierra Nevada Conservancy meeting; there are a lot of reasons for water problems, not just drought. Water source for the most part is Sierra Nevada, looking at ways to cooperate with Delta group; lots of good speakers there, including legislators. During board meeting on Thursday, passed four more grant designations.

Supervisor Johnston:

- Attended Agenda Review meeting on 3/12.
- Yesterday IMACA meeting
- ESCOG meeting on Friday; there will be somebody new taking minutes.
- Kathy Peterson showed him around the new digs in the building.
- New legislation by Bigelow regarding Walker River, proposing to change water code sections: unconstitutional for water to be going out of the state. (Marshall: to be discussed in closed session.)

Supervisor Stump:

- Last Wednesday attended Tri Valley Water Commission Meeting – thanks to CD Ritter, that meeting was noticed on website, people were at the meeting. The Tri Valley Commission might be a model to look at in the future with drought problems.
- Last night – community meeting in Chalfant with Garrett Higerd, Jim Leddy and Forest Service representative, lots of topics covered including new flood legislation.
- Received document this morning – handout of the weekly drought update for State of California (to be posted as additional documents online).
- Thank you: Walt Lehman (development issue), Shannon Kendall (agenda item), Kathy Peterson (letter on agenda), Tom Hallenbeck (emails about 120 east).
- Last week made aware that BLM is pursuing grant to see about building a road on the east side of highway 6. Proposal is actually to request funding to conduct a study to find out if this is viable. Conference call with BLM manager; asked BLM manager to appear today at public comment (he has not so far); asked that this be placed onto the agenda April 1st. He has concerns about this potential road. A discussion needs to be had.
- He is gone between April 1st (after the meeting) and April 7th. He'll be in Colorado.

Note

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5. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

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

Jim Leddy:

- Attended the Mono Basin RPAC meeting with Leslie Chapman; gave presentation on Mid-Year budget.
- Held first North County coffee with the CAO last Thursday, fairly good turnout. Will be monthly. First Thursday in Mammoth, Second Thursday in Bridgeport.
- Inducted into Rotary on Thursday; thanked Supervisor Hunt and Marshall Rudolph for sponsoring him.
- Held another Strategic Planning Committee on Thursday; had new faces and have had over 60 employees total at various times; next meeting on 3/27 in Bridgeport. Looking at April 30 – May 1 to have all employees come together to work on this. Save the date. There will be ambassadors who can go to employees with information who can't make it to this meeting.
- Thanked Dan Holler for allowing him to participate in the Town's Public Works Director interviews. Now has leads for our Engineer application.
- Thanked Garrett Higerd and Brent Calloway.
- Follow up on work for Sage Grouse appropriation efforts: Spoke with Corey Hunt; draft letter to Congressman Cook soon.

6. DEPARTMENT/COMMISSION REPORTS

No one spoke.

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. Letter of Appreciation to the Inyo County Board of Supervisors

Departments: Board of Supervisors

The Inyo County Board of Supervisors provides services to our senior citizens and has offered support to this program over the past year. This letter is to the Inyo Board of Supervisors from our Board of Supervisors expressing appreciation for all their support and efforts in regards to Mono County's Senior Services program. This item is being sponsored by Supervisor Stump.

Action: Authorize the signatures of all Mono County Board members on the letter of appreciation to the Inyo County Board of Supervisors, recognizing their efforts for providing services to our senior citizens and the Mono County Senior Services Program.

Hunt moved; Stump seconded

Vote: 5 yes; 0 no

M14-45

B. ICEMA Letter in Support of Mammoth Fire Request

Departments: Board of Supervisors

Note

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Support letter from the Mono County Board of Supervisors to Mr. Tom Lynch, ICEMA EMS Administrator, asking that ICEMA support a request from Mammoth Lakes Fire Protection District for a variance in the electronic patient care (ePCR) ICEMA Policy Directive, specifically flexibility to accommodate both their staffing and fiscal realities. This item is being sponsored by Supervisor Stump.

Action: Authorize the Mono County Board Chair to sign a letter to ICEMA supporting a request by Mammoth Lakes Fire Protection District for a variance in the electronic patient care (ePCR) ICEMA Policy Directive.

Hunt moved; Stump seconded

Vote: 5 yes; 0 no

M14-46

C. Allocation List - Environmental Health Specialist

Departments: Human Resources, Public Health

Proposed resolution approving a contract with Kathe Barton as Environmental Health Specialist, and prescribing the compensation, appointment and conditions of said employment.

Action: Approve Resolution #R14 -14, authorizing the County Administrative Officer to amend the County of Mono list of allocated positions to reflect the addition of an environmental health specialist in the Public Health Department and to authorize the County Administrative Officer to fill said allocated position.

Hunt moved; Stump seconded

Vote: 5 yes; 0 no

R14-14

D. Conway Ranch MOU extension

Departments: County Counsel

Proposed Second Amendment of the Conway Ranch MOU between the County and Caltrans. The amendment would extend the deadline for implementation of MOU provisions until July 1, 2014.

Action: Approve County entry into proposed Second Amendment of the Conway Ranch MOU between the County and Caltrans, and authorize the Board Chairman to execute said Second Amendment on behalf of the County.

Hunt moved; Stump seconded

Vote: 5 yes; 0 no

M14-47

E. Part-Time, Temporary, Un-Benefited Rehabilitation Specialist I

Departments: Departments: Human Resources and Behavioral Health

Proposed resolution #R14-_____, authorizing the County Administrative Officer to Amend the County of Mono List of Allocated Positions to Reflect the Addition of up to one Temporary Appointment Rehabilitation Specialist I in the Behavioral Health Department and to Authorize the County Administrative Officer to Fill Said Allocated Position.

Note

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

Action: Adopt Proposed resolution R14-15, authorizing the County Administrative Officer to Amend the County of Mono List of Allocated Positions to Reflect the Addition of up to one Temporary Appointment Rehabilitation Specialist I in the Behavioral Health Department and to Authorize the County Administrative Officer to Fill Said Allocated Position. Provide any desired direction to staff.

Hunt moved; Stump seconded

Vote: 5 yes; 0 no

R14-15

8. CORRESPONDENCE RECEIVED (INFORMATIONAL)

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

A. Inyo Board of Supervisors to Secretary Jewel

Copy of a letter from the Inyo County Board of Supervisors to Secretary Jewel of the U.S. Department of the Interior, dated February 4, 2014, regarding the Proposed Designation of Critical Habitat for the Bi-State Distinct Population Segment of Greater Sage-Grouse.

B. Verizon Letter to California Public Utilities Commission

Copy of a letter from Verizon dated February 7, 2014 to the California Public Utilities Commission regarding Notification Letter for West Portal, Cellco Partnership (U-3030-C) California 6-Mono RSA.

C. Congressman Paul Cook Regarding PILT

Letter dated February 12, 2014 from Congressman Paul Cook to CAO Jim Leddy regarding the Payment in Lieu of Taxes (PILT) Program Funding.

D. Inyo Board of Supervisors to U.S. Fish and Wildlife

Copy of a letter from the Inyo County Board of Supervisors to Douglas Krofta of U.S. Fish and Wildlife regarding Proposed Listing and Designation of Critical Habitat for the Sierra Nevada Yellow-Legged Frog, the Northern Distinct Population Segment of the Mountain Yellow-Legged Frog, and the Yosemite Toad.

Supervisor Fesko:

- Kudos to the Inyo Board for their letter; they made a lot of good points.

E. California Department of Public Health Annual LPA Evaluation Report

Letter to the Mono County Board of Supervisors, dated March 4, 2014 enclosing the Annual Local Primacy Agency (LPA) Evaluation Report for FY 2012-2013. The actual report, not submitted here, is available for viewing in the Mono County Clerk's office.

Note

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

F. McGee Creek Pack Station Letter of Kudos

Letter from Jennifer Roeser of the McGee Creek Pack Station to Jim Leddy, Mono County CAO (and copied to the Mono County Board of Supervisors), giving kudos to the Mono County Tourism Department staff and the Economic Development Department. In the letter, Ms. Roeser specifically recognizes both Alicia Vennos and Jeff Simpson for their great work.

Jim Leddy:

- Mentioned he wrote a letter to her, thanking her.

The Board acknowledged receipt of the correspondence.

9. REGULAR AGENDA - MORNING

A. High Sierra Tri Club Proposed Road Closure on Pinecliff Drive

Departments: Board of Supervisors

(Alana Levin) - Proposed resolution #R14-_____, granting permission and temporary closure of Pinecliff Road in June Lake, CA for the June Lake Triathlon scheduled for July 12, 2014. Alana Levin of the High Sierra Tri Club will present information to the Board about the Triathlon and requested road closure. This item is being sponsored by Supervisor Alpers.

Action: Adopt proposed resolution #R14-16, granting permission and temporary closure of Pine cliff Road in June Lake, CA for the June Lake Triathlon scheduled for July 12, 2014.

Alpers moved; Fesko seconded

Vote: 5 yes; 0 no

R14-16

Alana Levin:

- Gave background on her item, explained the event she's promoting.
- Gave statistics on these types of events that occur in our area.
- Coming here today to make sure that the Triathlon scheduled for this year remains as safe as possible.
- Athletes swim, then bike, then run. This is an open course to vehicles but looking specifically at the area between North Shore and Pine Cliff Intersection all the way down to the beach area to see how it can run smoother.
- Oh Ridge Campground check-ins as well as people turning left to the kiosk is where highest vehicle congestion occurs.
- CHP has historically helped with some of the congestion. It was thought it would be helpful to limit in/out traffic; close traffic off from Pine Cliff Store to the beach, the road would be closed there.
- Only 500 can really compete at once, different days with different events and different athletes. She feels they've maintained the quality of the event.
- Intermittent in the sense that people can access Pine Cliff, there would be short delays and be facilitated by CHP.

Supervisor Alpers:

- Met with her last year to discuss logistics; is he correct that this event will be doubling in size this year (to 1000 participants)? How are we dealing with extra numbers?
- Admires her energy level to pull this off.

Note

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Supervisor Stump:

- Is this the first year she's asking for road closure?
- Verified that this road is a county road.
- What does intermittent mean?
- Emergency vehicles would be available?

Supervisor Hunt:

- Amazed with the way she pulls this off; always runs smoothly.

Supervisor Johnston:

- Agrees this is a good idea for safety reasons.

B. Mono County Active Transportation Program Grant Applications

Departments: Community Development, Finance, Public Works

(Gerry LeFrancois, Wendy Sugimura) - Presentation on potential Mono County Active Transportation Program projects.

Action: Approve priorities for developing Mono County Active Transportation Grant applications with caveats to consider safe routes to school components in Chalfont and Crowley Lake. Additionally staff should investigate joint projects and applications with the Town of Mammoth Lakes, including a connector path between Owen's Gorge Road and Benton Crossing.

Alpers moved; Hunt seconded

Vote: 5 yes; 0 no

M14-48

Scott Burns:

- New grant program; looking at priorities proposed by local groups.
- They're trying to get out ahead of this; applications will be due in May.
- Just looking for board priorities today, no real action.
- Projects that staff has brought forward are fairly monumental. It's a big deal to have Caltrans on board with some of these things; hasn't always been this way.

Gerry LeFrancois:

- Gave overview of program.
- Hopefully guidelines to be adopted Thursday with a call for projects Friday?
- There's about \$24 million dollars to compete for our county; there is almost a 12% match; there's a scoring component.
- They're still getting training on this; District 9 will do training.
- Application will be due May 21st.
- They will start "shopping lists" as we go forward.

Wendy Sugimura:

- Asked that board refer to Attachment One on the staff report.
- Explained the ATP Priority Project List.
- Eventually came out with two priorities: Complete Streets – Bridgeport and Lee Vining Main Streets (Caltrans is supportive); next step would be a project study report.
- Other project would be June Lake Recreational Trail, would also need a project study report.
- Wants specific direction from the Board on what was in the staff report and for anything else the Board wants them to look at. They need to begin project study reports soon.

Supervisor Stump:

- Asked about safe routes to school; also does this include private schools? County wide?
- We can't combine efforts with the Town? He finds it regrettable that we can't bundle with the town on efforts.
- The way the state is organizing this is disappointing.
- Is staff asking for Board endorsement to Items 1 and 2? It's not his intent to give so

Note

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

many potential projects that nothing gets done.

Supervisor Fesko:

- Why is no district in Mono County considered “disadvantaged”? Clearly, we do have disadvantaged communities although District 9 says we don’t. Asked Wendy for Caltrans report.

Supervisor Johnston:

- Is the Town currently doing the same review?
- Owens Gorge Road connection to Benton Crossing Road – a paved connection there would make a great riding loop. Not sure if this fits into this type of grant.
- Today the Board is just giving general direction on which way to go during application process.
- Need to leave the idea of working with Town jointly as an option.

Supervisor Alpers:

- Can’t stress the importance of the June Lake Recreational Trails.

Garrett Higerd:

- This is a competitive process; this is why the Town is applying separately.
- They’ve already coordinated with Caltrans; a lot of proposed improvements are in Caltrans right of way; requires MOUs. Caltrans is open to the projects we’re prioritizing.
- A lot of things won’t get worked out before application is due.
- Owens Gorge/Benton Crossing Road is on the list but isn’t most competitive.
- Time is an issue here; need to really focus in on the two items brought forward.

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, Bill Van Lente 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: Superintendent of Solid Waste.

C. Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: Public Works Director.

D. Closed Session - Conference with Legal Counsel

Note

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

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: Two.

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: Inland Aquaculture Group LLC v. Mono County et al.

REGULAR AFTERNOON SESSION COMMENCES AT 2:00 P.M.

12. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Leigh Gash (Guide Dogs for the Blind):

- Here today with her third guide dog puppy Filbert.
- Here to give update on her second guide dog – graduated and has been paired with a blind person.
- She gave a few handouts to be made part of the record.

Rick Phelps (High Sierra Energy Foundation):

- Gave a handout to Board (to be posted on the web).
- Successful program they've been able to do: non-residential direct install.
- There have many small businesses retro-fitted. There has been a huge savings in kilowatt hours.
- Please use his phone number on the handout if there are questions.

Beck Brook (BLM):

- Here at the request of Supervisor Stump regarding an Off-Highway Grant Application.
- Trying to provide access to the public on public lands.
- She's here to make the board aware of the project.
- Supervisor Stump: thanked her for coming, this will be on our April 1st agenda for further discussion, asked that she please make sure someone from BLM comes.

Scott Burns:

- Clarified what Caltrans had agreed to from the previous item.

13. REGULAR AGENDA - AFTERNOON

A. Mono County Property Assessed Clean Energy Program

Departments: Finance Department, County Administrator's Office, Community Development, Planning.

(Gerald Frank, Finance Department,) - Presentation by HERO regarding Property Assessed Clean Energy (PACE) Program.

Action: Direct staff to engage the Town of Mammoth Lakes to seek Town participation as to ensure Town residents have the option of a PACE program; Direct staff to agenize a Resolution and a Joint Powers Agreement (JPA) sub agreement for the implementation of the HERO program following discussion with the Town of Mammoth Lakes in their potential interest.

Hunt moved; Fesko seconded

Vote: 5 yes; 0 no

M14-49

Gerald Frank (Finance)

Note

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

- Introduced item and Barbara Spoonhour with Western Riverside Council of Governments; here to do a presentation.
- Asked for Board direction on getting Town involved and in getting a resolution brought to the Board.

Barbara Spoonhour, Western Riverside Council of Governments (Powerpoint, copy to be kept with file folder for today):

- Saving energy and water through property retrofits: The California HERO Program.
- Program Partners.
- Guiding Principles.
- Benefits to Property Owners.
- Benefits to Participating Jurisdictions.
- Examples of Eligible Improvements.
- Results in Western Riverside County (January 2012 – February 2014).
- Types of Projects being Funded.
- Economic and Energy Benefits.
- Who Qualifies to Participate?
- How does it Work for the Property Owner?
- Are there Fees?
- Contractors are Key.
- Participating Contractor Locations.
- How do Jurisdictions Join the
- Expanding the HERO Program Statewide.
- Recently Launched California HERO Program (by location).
- Summary.
- Questions?

Additional Comments:

- If Mono County came on in April, could probably get launched in September/October.
- They have sufficient staff willing to work with local contractors.
- Discussed parcel fees.
- Likelihood of someone being foreclosed upon on an assessment most likely would never happen.
- As far as whom they've reached/contracted with; they contacted everyone that has reached out to them.
- Fees can be rolled into the loan.
- They are moving forward with their commercial program.
- They have not seen problems with the 10% equity.
- Appraisals are not required; they use a different system and take into account the property values of the Assessor's Office?
- Labor is not paid for, residential owners can do the work themselves or use a contractor on their list (can register a new one if necessary at no cost). Materials must be used from their list.
- There is no minimum number of projects required per year to stay going.

Supervisor Fesko:

- How long would it take to launch Mono County?
- What could be the burden on our staff?
- Discussion about resolution that was passed waiving permit fees for certain projects. Might need to be revisited.
- Is there a fee for a contractor to join?

Supervisor Hunt:

- What a great initiative; could allow for more people to afford solar energy.
- Discussion about fees; delinquencies.

Supervisor Stump:

- Would Debt Limit be affected?

Note

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

- Have you done a similar presentation to Inyo County? San Bernardino?
- Asked about engaged contractors.
- Does this program have sufficient staff?
- Asked about neutrality. What if there's a deficit?

Supervisor Alpers:

- Are you slow out of the gate to work with counties vs. cities?

Supervisor Johnston:

- Wanted to do a PACE Program since he first became a Supervisor. That we're at this point now is significant.
- He's hoping this will open up opportunities for those that couldn't otherwise afford this; maybe create some new jobs.
- Discussed Geothermal, alternative systems; the Resolution previously adopted.
- Hopes the Town is going to be on board with this; if not, he'd like to move forward without them.

PUBLIC COMMENTS

Dave Harvey (Mammoth Lakes):

- Looks like a great program; he'd be disappointed if the Town didn't get involved.
- He looks forward to embracing the program.

Rick Phelps (High Sierra Energy Foundation):

- Asked about fees rolled into the loan.

Bob Peters (Bridgeport):

- Is HERO in the commercial business?
- If County signs up for HERO, is the county then obligated to use HERO on all projects?

Gene Kinum:

- Asked about folks that have lost a lot of value in their homes.
- Determining equity – will that require an appraisal?
- What about folks that want to do a portion of the work themselves or use their own contractors?

Vianey White (Public Works):

- If doing a self-install, do they have to meet certain requirements?

Leslie Chapman:

- She feels this is a great program; she's a huge supporter.
- Would take minimal effort to get this onto the tax bill.
- She sees no downside.

ADJOURN at 4:15 p.m.

ATTEST:

LARRY K. JOHNSTON
CHAIRMAN

SHANNON KENDALL
SR. DEPUTY CLERK OF THE BOARD

Note

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



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE April 1, 2014

Departments: Clerk of the Board

TIME REQUIRED

SUBJECT Board Minutes

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Approve Minutes of the Special Meeting held on March 24, 2014.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME: Shannon Kendall

PHONE/EMAIL: x5533 / skendall@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
***PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING***

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

[03-24-14 Draft Sp Mins](#)

History

Time	Who	Approval
3/25/2014 2:29 PM	County Administrative Office	Yes
3/24/2014 3:15 PM	County Counsel	Yes
3/24/2014 3:34 PM	Finance	Yes



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

Special Meeting
March 24, 2014

MEETING LOCATION

Mammoth Lakes CAO Conference Room, 3rd Fl. Sierra Center Mall, 452 Old
Mammoth Rd., Mammoth Lakes, CA 93546

Flash Drive	Not recorded
Minute Orders	M14-50 NOT USED
Resolutions	R14-15 NOT USED
Ordinance	Ord14-02 NOT USED

9:05 a.m. Meeting Called to Order by Chairman Johnston.

Supervisors present: Hunt, Johnston and Stump.
Supervisors absent: Alpers and Fesko.

Pledge of Allegiance led by Chairman Johnston.

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

CLOSED SESSION

- 1a) **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: Inland Aquaculture Group LLC v. Mono County et al.

There was nothing to report out of closed session.

ADJOURNMENT: 10:20 a.m.

Note

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

ATTEST:

LARRY K. JOHNSTON
CHAIRMAN

SHANNON KENDALL
SR. DEPUTY CLERK OF THE BOARD

§§§§§



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE April 1, 2014

Departments: County Counsel

TIME REQUIRED

SUBJECT Lee Vining Fire Protection District
Conflict of Interest Code

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Lee Vining Fire Protection District Conflict of Interest Code.

RECOMMENDED ACTION:

Approve Conflict of Interest Code adopted by the Lee Vining Fire Protection District and direct the Clerk to notify the District of the Board's action (attention Steve Barager).

FISCAL IMPACT:

None.

CONTACT NAME: Stacey Simon

PHONE/EMAIL: 760-924-1704/760-932-5418 / ssimon@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

Steve Barager
Secretary, LVFPD

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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[Staff Report](#)

[Conflict Code](#)

History

Time	Who	Approval
3/25/2014 2:32 PM	County Administrative Office	Yes
3/24/2014 2:47 PM	County Counsel	Yes
3/24/2014 3:25 PM	Finance	Yes

County Counsel
Marshall Rudolph

Assistant
Stacey Simon

Deputies
Christian Milovich
John-Carl Vallejo

**OFFICE OF THE
COUNTY COUNSEL**

Mono County
South County Offices
P.O. BOX 2415
MAMMOTH LAKES, CALIFORNIA 93546

Telephone
760-924-1700

Facsimile
760-924-1701

Legal Assistant
Jenny Senior

TO: Board of Supervisors

FROM: Stacey Simon

DATE: April 1, 2014

RE: Conflict of Interest Code for Lee Vining Fire Protection District

Recommendation:

Approve Conflict of Interest Code adopted by the Lee Vining Fire Protection District and direct the Clerk to notify the District of the Board's action (attention Steve Barager).

Fiscal/Mandates Impact:

None.

Discussion:

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. Such codes and amendments thereto are not effective, however, until duly approved by the "code-reviewing body." The Board of Supervisors is the code-reviewing body for the conflict-of-interest codes of all agencies in the county other than the Town of Mammoth Lakes.

I have reviewed the conflict of interest code adopted by the Lee Vining Fire Protection District and find that it complies with all applicable statutory requirements. Accordingly, I recommend Board approval.

If you have any questions regarding this item, please call me at 924-1704.

RESOLUTION NO. 14-001

RESOLUTION OF THE BOARD OF COMMISSIONERS
OF THE LEE VINING FIRE PROTECTION
DISTRICT ADOPTING A NEW
CONFLICT OF INTEREST CODE

WHEREAS, the Board of Commissioners of the Lee Vining Fire Protection District wishes to adopt a new Conflict of Interest Code for the District;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Lee Vining Fire Protection District that the Conflict of Interest Code attached hereto as an exhibit and incorporated herein by this reference is hereby adopted as the Conflict of Interest Code for the District and said Code shall supersede any other Conflict of Interest Codes previously adopted for the District.

PASSED AND ADOPTED this 13th day of February, 2014 by the following vote:

AYES : 3
NOES : 0
ABSTAIN : 0
ABSENT : 0

ATTEST:


Secretary


Chair

**CONFLICT OF INTEREST CODE
OF THE LEE VINING FIRE PROTECTION DISTRICT**

SECTION 1: Conflict of Interest Code - Adopted.

The Political Reform Act, Government Code Sections 81000 *et seq.*, requires state and local government agencies to adopt and promulgate Conflict of Interest Codes. The Fair Political Practices Commission has adopted a regulation, 2 Cal. Code of Reg. Section 18730, which contains the terms of a standard Conflict of Interest Code. It can be incorporated by reference and may be amended by the Fair Political Practices Commission after public notice and hearings to conform to amendments in the Political Reform Act. Therefore, the terms of 2 Cal. Code of Regs., Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference and, along with the attached Appendix A in which officials and employees are designated and Appendix B in which disclosure categories are set forth, constitute the Conflict of Interest Code of the Mammoth Lakes Mosquito Abatement District, which is considered the "agency" within the purview of this Code. The Conflict of Interest Code of the Mammoth Lakes Mosquito Abatement District so adopted supersedes any Conflict of Interest Code of the Mammoth Lakes Mosquito Abatement District previously in effect.

SECTION 2: Statements of Economic Interest; Filing Officer.

Designated employees shall file Statements of Economic Interests with the Mono County Clerk-Recorder, who shall be and perform the duties of Filing Officer for the Lee Vining Fire Protection District.

APPENDIX "A"

LIST OF DESIGNATED EMPLOYEES

<u>JOB TITLE</u>	<u>DISCLOSURE CATEGORY</u>
Chief	1
Commissioners	1
Legal Counsel	1
Consultant	1*

*The District Board, in consultation with Legal Counsel, may determine in writing that a particular consultant, although a "designated employee," is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements described in this Appendix. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Board's determination is a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code.

JOB TITLE DEFINITIONS:

"Chief" means the appointed Chief of the Lee Vining Fire Protection District.

"Commissioner" means a Commissioner of the Lee Vining Fire Protection District.

"Consultant" means any individual or entity meeting the definition of consultant promulgated in regulations of the Fair Political Practices Commission.

"Legal Counsel" means the Mono County Counsel and/or such other legal counsel as the District may choose to utilize.

APPENDIX "B"

LIST OF DISCLOSURE CATEGORIES

Disclosure category

- 1 investments, business positions, and income from sources located in or doing business in the District
- 2 interests in real property located in the District, including property located within a two mile radius of any property owned or used by the District
- 3 investments, business positions, and sources of income of the type which are subject to the regulatory, permit, or licensing authority of the District
- 4 investments, business positions, and sources of income of the type which engage in land development, construction, or the acquisition or sale or real property
- 5 investments, business positions, and sources of income of the type which are: private water companies; engaged in farming, real estate development, ownership of real property, or the delivery of concessions or services on behalf of the District by virtue of the District's authority



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE April 1, 2014

Departments: Mono County Child Care Council

TIME REQUIRED

SUBJECT Reappointments to the Mono County
Child Care Council

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

The Mono County Child Care Council (MCCCC) is requesting two reappointments by the Board of Supervisors: Sandra Pearce and Barbara Miller. Both terms expired on 12/31/14 and these new two year terms will expire on 12/31/15. This item is being sponsored by Chairman Larry K. Johnston.

RECOMMENDED ACTION:

Reappoint Sandra Pearch and Barbara Miller to another two year term on the Mono County Child Care Council. These two year appointments will expire 12/31/15.

FISCAL IMPACT:

None.

CONTACT NAME: Shannon Kendall

PHONE/EMAIL: x5533 / skendall@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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- [Staff Report Pearce](#)
 - [Staff Report Miller](#)
-

History

Time	Who	Approval
3/19/2014 11:47 AM	County Administrative Office	Yes
3/24/2014 2:48 PM	County Counsel	Yes
3/13/2014 9:50 AM	Finance	Yes

Mono County Child Care Council



**P. O. Box 8571
Mammoth Lakes, CA 93546**

March 7, 2014

To: Mono County Board of Supervisors

From: Cindy Duriscoe, Local Child Care Council Coordinator

Re: Extension of MCCCC member term

Dear Board of Supervisors;

The Mono County Child Care Planning Council (MCCCC) is requesting reappointment by the Board of Supervisors of Sandra Pearce to serve as a member of the Child Care Council. Originally appointed by the Board of Supervisors, her term expired 12/31/13. The new appointment will be for a two year term beginning 1/1/14 and ending 12/31/15.

Thank you for considering this request.

Cindy Duriscoe, LPC Coordinator
cduriscoe@imaca.net
760-934-3343

Mono County Child Care Council



**P. O. Box 8571
Mammoth Lakes, CA 93546**

March 7, 2014

To: Mono County Board of Supervisors

From: Cindy Duriscoe, Local Child Care Council Coordinator

Re: Extension of MCCCC member term

Dear Board of Supervisors;

The Mono County Child Care Planning Council (MCCCC) is requesting reappointment by the Board of Supervisors of Barbara Miller to serve as a member of the Child Care Council. Originally appointed by the Board of Supervisors, her term expired 12/31/13. The new appointment will be for a two year term beginning 1/1/14 and ending 12/31/15.

Thank you for considering this request.

Cindy Duriscoe, LPC Coordinator
cduriscoe@imaca.net
760-934-3343



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE April 1, 2014

Departments: Finance

TIME REQUIRED

SUBJECT February 2014 Transaction Report

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Treasury Transactions for the month of February 2014.

RECOMMENDED ACTION:

Approve Treasury Transaction Report for the month of February 2014.

FISCAL IMPACT:

None.

CONTACT NAME: Rosemary Glazier

PHONE/EMAIL: (760)932-5483 / rglazier@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

[Transaction Report for February 2014](#)

History

Time	Who	Approval
3/19/2014 1:15 PM	County Administrative Office	Yes
3/24/2014 2:47 PM	County Counsel	Yes
3/13/2014 9:49 AM	Finance	Yes



Mono County Transaction Summary by Action All Portfolios

Begin Date: 1/31/2014, End Date: 2/28/2014

Action	Settlement Date	CUSIP	Face Amount / Shares	Description	Purchase Price	Principal	Interest / Dividends	YTM @ Cost	Total
Buy Transactions									
Buy	2/24/2014	018490AP7	500,000.00	ALLERGAN INC 1.35 3/15/2018-14	99.02	495,105.00	2,981.25	1.60	498,086.25
Subtotal			500,000.00			495,105.00	2,981.25		498,086.25
Deposit	2/20/2014	OAKVALLEY0670	163.39	Oak Valley Bank Cash	100.00	163.39	0.00	0.00	163.39
Deposit	2/28/2014	OAKVALLEY0670	1,176.84	Oak Valley Bank Cash	100.00	1,176.84	0.00	0.00	1,176.84
Deposit	2/28/2014	OAKVALLEY0670	14,214,728.46	Oak Valley Bank Cash	100.00	14,214,728.46	0.00	0.00	14,214,728.46
Subtotal			14,216,068.69			14,216,068.69	0.00		14,216,068.69
Total Buy Transactions			14,716,068.69			14,711,173.69	2,981.25		14,714,154.94
Interest/Dividends									
Interest	2/1/2014	219207AA5	0.00	Cornell Univesrity 4.35 2/1/2014		0.00	6,525.00	0.00	6,525.00
Interest	2/15/2014	358266BU7	0.00	Fresno Pension OB 4.408 8/15/2015		0.00	11,020.00	0.00	11,020.00
Interest	2/15/2014	12572QAD7	0.00	CME Group Inc 5.75 2/15/2014		0.00	14,375.00	0.00	14,375.00
Interest	2/20/2014	OAKVALLEY0670	0.00	Oak Valley Bank Cash		0.00	163.39	0.00	163.39
Interest	2/21/2014	33764JPM1	0.00	First Bank Puerto Rico 0.9 11/23/2015		0.00	191.10	0.00	191.10
Interest	2/28/2014	3136G1DZ9	0.00	FNMA Step 2/28/2018-13		0.00	7,000.00	0.00	7,000.00
Interest	2/28/2014	OAKVALLEY0670	0.00	Oak Valley Bank Cash		0.00	1,176.84	0.00	1,176.84
Subtotal			0.00			0.00	40,451.33		40,451.33
Total Interest/Dividends			0.00			0.00	40,451.33		40,451.33
Sell Transactions									
Matured	2/1/2014	219207AA5	300,000.00	Cornell Univesrity 4.35 2/1/2014	0.00	300,000.00	0.00	0.00	300,000.00
Matured	2/15/2014	12572QAD7	500,000.00	CME Group Inc 5.75 2/15/2014	0.00	500,000.00	0.00	0.00	500,000.00
Subtotal			800,000.00			800,000.00	0.00		800,000.00
Withdraw	2/3/2014	LAIF6000	2,000,000.00	Local Agency Investment Fund LGIP	0.00	2,000,000.00	0.00	0.00	2,000,000.00
Withdraw	2/11/2014	LAIF6000	5,000,000.00	Local Agency Investment Fund LGIP	0.00	5,000,000.00	0.00	0.00	5,000,000.00
Withdraw	2/27/2014	LAIF6000	2,000,000.00	Local Agency Investment Fund LGIP	0.00	2,000,000.00	0.00	0.00	2,000,000.00
Withdraw	2/28/2014	OAKVALLEY0670	12,658,220.23	Oak Valley Bank Cash	0.00	12,658,220.23	0.00	0.00	12,658,220.23
Subtotal			21,658,220.23			21,658,220.23	0.00		21,658,220.23
Total Sell Transactions			22,458,220.23			22,458,220.23	0.00		22,458,220.23



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE April 1, 2014

Departments: Finance

TIME REQUIRED

SUBJECT Local Agency Investment Fund
Designated Officials

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Proposed resolution designating officials authorized to deposit or withdraw funds in the Local Agency Investment Fund (LAIF).

RECOMMENDED ACTION:

Adopt proposed resolution #R14-_____, designating officials authorized to deposit or withdraw funds in the Local Agency Investment Fund (LAIF). Provide any desired direction to staff.

FISCAL IMPACT:

There is no fiscal impact.

CONTACT NAME: Leslie Chapman

PHONE/EMAIL: 760 932-5494 / lchapman@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:
Department of Finance (Certified).

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

- [Staff Report](#)
- [Proposed Resolution](#)

History

Time	Who	Approval
3/19/2014 1:16 PM	County Administrative Office	Yes
3/24/2014 2:49 PM	County Counsel	Yes
3/24/2014 10:35 AM	Finance	Yes



DEPARTMENT OF FINANCE COUNTY OF MONO

Rosemary Glazier
Assistant Finance Director
Treasurer-Tax Collector

Leslie L. Chapman
Finance Director

Roberta Reed
Assistant Finance Director
Auditor-Controller

P.O. Box 495
Bridgeport, California 93517
(760) 932-5480
Fax (760) 932-5481

P.O. Box 556
Bridgeport, California 93517
(760) 932-5490
Fax (760) 932-5491

MEMORANDUM

TO: Honorable Board of Supervisors

FROM: Leslie L. Chapman, Finance Director

DATE: March 13, 2014

SUBJECT: Local Agency Investment Fund Official Designation

RECOMMENDATION:

Approve and authorize the Chairman's signature on proposed resolution designating County officials authorized to deposit or withdraw funds in the Local Agency Investment Fund (LAIF).

BACKGROUND:

The County participates in the Local Agency Investment Fund (LAIF). In order to participate in the fund LAIF requires a resolution designating officials authorized to transact business on behalf of the County's behalf. While the prior resolution adopted provides for successors, at least two current authorized officials must sign to bring the new person on. As only one person remains in the office of the Treasurer on the prior resolution to sign on behalf of the new successors, a new resolution must be adopted.

FISCAL IMPACT:

This is a housekeeping item so there is no fiscal impact.

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ATTEST:
LYNDA ROBERTS
CLERK OF THE BOARD

APPROVED AS TO FORM

MARSHALL RUDOLPH
COUNTY COUNSEL



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE April 1, 2014

Departments: County Administrator's Office

TIME REQUIRED

SUBJECT Assembly Bill 1970 - Request for
Support

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Request for the Board to send letter of support for Assembly Bill 1970 (Gordon) re: Creation of the Community Investment and Innovation Program grants funding for local governments Green House Gas (GHG) reduction projects through competitive grant program.

RECOMMENDED ACTION:

Authorize the Chairman to send the attached letter of support for AB 1970.

FISCAL IMPACT:

There is no fiscal impact from sending a letter of support for AB 1970.

CONTACT NAME: Jim Leddy

PHONE/EMAIL: (760) 932-5414 / jleddy@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

The Honorable Rich Gordon, the Honorable John A. Perez, the
Honorable Frank Bigelow Cara Martinson, California State
Association of Counties.

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

- [AB 1970 Request for Support Cover Memo](#)
 - [AB 1970 Fact Sheet](#)
 - [AB 1970 Draft Support Letter](#)
-

History

Time	Who	Approval
3/19/2014 10:31 AM	County Administrative Office	Yes
3/24/2014 2:52 PM	County Counsel	Yes
3/24/2014 3:30 PM	Finance	Yes



COUNTY OF MONO

P.O. BOX 696, BRIDGEPORT, CALIFORNIA 93517
(760) 932-5410 • FAX (760) 932-5411

Jim Leddy
County Administrative Officer

Bill Van Lente
Director of HR/Risk Management

March 17, 2014

To: Mono County Board of Supervisors
From: Jim Leddy, County Administrative Officer

SUBJECT

Support for Assembly Bill 1970 (Gordon) re: Creation of the Community Investment and Innovation Program grants funding for local governments Green House Gas (GHG) reduction projects through competitive grant program.

RECOMMENDATION

Authorize the Chairman to send the attached letter of support for AB 1970.

FISCAL IMPACT

There is no fiscal impact from sending a letter of support for AB 1970.

DISCUSSION

Chairman Larry K. Johnston, serving as primary liaison of the California State Association of Counties (CSAC) and as a member of the Board of Directors, requested this item be agendaized to request Board support for Assembly Bill 1970.

AB 1970 seeks to build off the planning grants currently available at the Strategic Growth Council (SGC) and use cap and trade funding to create a funding program for project implementation. CSAC has been working with a coalition of local governments over the last several years to highlight the need for funding at the local level to help the State achieve its climate and energy goals.

As is highlighted in the AB 1970 Fact Sheet provided by Assemblymember Rich Gordon, “the California Global Warming Solutions Act of 2006 (AB 32) authorizes the California Air Resources Board (CARB) to create a market mechanism to help reach the state’s GHG emissions reduction goals as stated in AB 32. With this authorization, CARB created the cap-and-trade auction revenue program. In this program, CARB auctions off emission credits to covered entities that must comply with a cap on GHG emissions. California receives the revenue derived from the auctions, and is directed to spend these funds on GHG emission reduction projects.”

AB 1970 would create a competitive grant funding program which would allow Mono County to compete for funds to meet the AB 32 (2006) mandates around reductions of greenhouse gases. Given the number of projects the County is seeking to enact to meet AB 32 mandates, access to any funding source is needed.

Mono County’s Board adopted 2014 Legislative Platform supports “legislative and budget efforts that protect and/or enhance local governments revenues, maximize the county’s access to state and federal funding sources, and/or increases funding flexibility;” State cap and trade funds are being used by the state for GHG reduction projects and the County requires funding access to address GHG reduction projects which are mandated by AB 32 (2006). AB 1970 would provide an additional competitive avenue for access to funds for mandated projects.

If you have any questions please contact me at (760) 932-5414 or jleddy@mono.ca.gov.

AB 1970 (Gordon)

Community Investment and Innovation Program

ISSUE

An integrated approach to funding greenhouse gas (GHG) emission reduction projects is needed to ensure that California meets its climate goals set forth by AB 32. Investment in reducing emissions from the transportation, land management, municipal electricity, water management, and other key sectors is necessary and broadly supported. Further, achieving long range goals will require new and innovative programs beyond what already exists in state agencies.

Local governments stand at the intersection of these sectors, are uniquely positioned to implement the greatest emissions-reducing projects, can broaden the constituency to defend the AB 32 program, and therefore, should be at the center of a cap-and-trade auction revenue investment strategy aimed to achieve California's climate goals.

BACKGROUND

The California Global Warming Solutions Act of 2006 (AB 32) authorizes the California Air Resources Board (CARB) to create a market mechanism to help reach the state's GHG emissions reduction goals as stated in AB 32.

With this authorization, CARB created the cap-and-trade auction revenue program. In this program, CARB auctions off emission credits to covered entities that must comply with a cap on GHG emissions. California receives the revenue derived from the auctions, and is directed to spend these funds on GHG emission reduction projects.

The expenditure of the revenue created from the cap-and-trade program will be critical to reaching California's environmental and economic goals for the future.

SOLUTION

Local governments are instrumental to meeting state climate and energy goals. As the closest level of government to Californians, local governments are able to make a significant impact by taking action in our communities and promoting public awareness. Local governments are uniquely positioned to work with local planners and the public to initiate integrated, multi-benefit projects that can deliver the greatest GHG reductions per dollar. This integrated approach allows local governments to develop unified programs that would otherwise require multiple applications to multiple state agencies. In addition, these projects will provide other environmental and economic benefits, including better air and water quality, reduction of natural resources and energy consumption, increased water supply and greater diversion of waste. Equally important are the jobs these projects will create that will benefit local economies as well as the state's economy.

Many local governments, special districts, and joint powers authorities have already taken action to reduce GHG emissions through a variety of different approaches, including clean and renewable energy projects, energy efficiency measures, facility and fleet upgrades, and innovative planning processes, to name a few. At the same time, the recent economic downturn has depleted many local governments' budgets and prevented projects from being funded or completed, especially in lower income communities which often face the poorest environmental conditions.

A competitive grant program that would allow local governments to access cap-and-trade auction revenue would provide the funding necessary for local governments to implement or complete GHG emission

reductions projects. The competitive nature of the program will force local governments to identify the most impactful and quantifiable GHG reductions projects in order to be awarded funding.

THIS BILL

AB 1970 creates the Community Investment and Innovation Program (Program) at the Strategic Growth Council. The Program would receive cap-and-trade auction revenue to fund competitive grants for local governments to implement GHG emissions reduction projects. This bill also requires that twenty-five percent of the moneys appropriated for the Program will be set aside for projects from eligible grant applicants that include and specifically benefit environmental justice communities.

Eligible entities under the Program include:

- Local governments
- Special districts
- Joint powers authorities
- Nonprofits working in coordination with local governments
- Other appropriate regional entities.

SUPPORT

None on File

OPPOSITION

None on File

FOR MORE INFORMATION

Ellen Hou
Office of Assemblyman Rich Gordon
(916) 319-2024 ♦ (916) 319-2124 (fax)
ellen.hou@asm.ca.gov



Larry Johnston □ District One Fred Stump □ District Two Tim Alpers □ District Three
Tim Fesko □ District Four Byng Hunt □ District Five

BOARD OF SUPERVISORS COUNTY OF MONO

P.O. BOX 715, BRIDGEPORT, CALIFORNIA 93517
(760) 932-5530 • FAX (760) 932-5531

April 1, 2014

The Honorable Wesley Chesbro
Chair, Assembly Natural Resources Committee
1020 N Street, Room 164
Sacramento, California 95814

The Honorable Katcho Achadjian
Chair, Assembly Local Government Committee
1020 N Street, Room 157
Sacramento, California 95814

RE: AB 1970 (Gordon) – **SUPPORT**

Dear Assembly Members Chesbro and Achadjian:

On behalf of Mono County Board of Supervisors, I am writing to express our support for AB 1970 (Gordon). If passed into law, AB 1970 would support Mono County's efforts to reduce energy consumption and costs as well as reward innovative efforts we have undertaken to meet state climate change mandates. In addition, AB 1970 is supported by the Board's 2014 Legislative Platform (*Mono County 2014 Legislative Platform, Page 6* – "Support legislative and budget efforts that protect and/or enhance local government revenues...").

This bill proposes to create the Community Investment and Innovation Program which will provide funding to local governments in the form of grants and other financial assistance to develop and implement greenhouse gas (GHG) emission reduction projects and meet growing state mandates. Further, this bill would create a competitive grant program that would allow Mono County to access cap and trade auction revenue and would provide the funding necessary for us to implement or complete GHG emission reductions projects especially if this bill and its implementation rules provide considerations for rural areas.

Local budgets have numerous pressures and assistance from the State is needed to help meet our mutual objectives. The competitive nature of the program will force local governments to identify the most impactful and quantifiable GHG reductions projects in order to be awarded funding.

In Mono County, we are working to reduce energy costs, meet state mandates and invest in energy savings efforts. We are confident we can compete effectively for state funds as we look at a series of efforts which include solarization of county facilities, reducing GHG production at our landfills, electric vehicle charging infrastructure, public transit, walk-able communities, rideshare programs and needed energy efficiency projects.

It is for these reasons that we respectfully urge your support of AB 1970.

Sincerely,

Larry K. Johnston, Chairman
Mono County Board of Supervisors

cc: The Honorable Rich Gordon
 The Honorable John A. Perez
 The Honorable Frank Bigelow
 Cara Martinson, California State Association of Counties



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE April 1, 2014

Departments: Human Resources and County Counsel

TIME REQUIRED

SUBJECT At-Will Contract for Stacey Simon,
Assistant County Counsel

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Proposed resolution approving a contract with Stacey Simon as Assistant County Counsel, and prescribing the compensation, appointment and conditions of said employment.

RECOMMENDED ACTION:

Approve Resolution #R14___, approving a contract with Stacey Simon as Assistant County Counsel and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

FISCAL IMPACT:

The cost of this position for the remainder of FY 13/14 is approximately \$42,160 of which \$27,664 is salary; \$5,612 is the employer portion of PERS, and \$8,884 is the cost of the benefits and is included in the approved budget. Total cost for a full fiscal year (14/15) is \$168,640 of which \$110,654 is salary; \$22,450 is the employer portion of PERS and \$35,536 is the cost of benefits.

CONTACT NAME: Bill Van Lente

PHONE/EMAIL: (760) 932-5413 / bvanlente@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:
Human Resources
County Counsel

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

[Click to download](#)

[At-Will Agreement - Stacey Simon](#)

[Staff Report - Stacey Simon](#)

[Stacey Simon Resolution](#)

History

Time	Who	Approval
3/25/2014 2:29 PM	County Administrative Office	Yes
3/25/2014 4:34 PM	County Counsel	Yes
3/25/2014 3:17 PM	Finance	Yes



COUNTY OF MONO – County Administrative Office

**P.O. BOX 696, BRIDGEPORT, CALIFORNIA 93517
(760) 932-5412 · FAX (760) 932-5411**

Jim Leddy

County Administrative Officer
760.932.5414 / 760.924.1703

Bill Van Lente

Director of Human Resources/Risk Management
760.932.5413

To: Honorable Board of Supervisors

From: Bill Van Lente, Director of Human Resources/Risk Management

Date: April 1, 2014

Subject: At-Will Employment Agreement of Stacey Simon

Recommendation:

Approve the At-Will Employment Agreement of Stacey Simon, in the position of Assistant County Counsel, at a salary of \$9,221 per month (Based on 90% of full time, 36 hours per week, increasing from 80% and 32 hours per week).

Background:

Stacey Simon has served Mono County since September, 1999, in County Counsel as Deputy County Counsel I, Deputy County Counsel II, and as Assistant County Counsel since August, 2006. She has been working as an 0.80 Full Time Equivalent (FTE). Although on this reduced schedule, she has work in excess of that 0.8 FTE routinely working at least to 0.90 FTE due to work load demands. Ms. Simon has requested, and the County Administrator and Human Resources Director support, increasing her appointment to 90% (0.90 FTE) to accurately reflect and compensate Ms. Simon for her services.

Ms. Simon will also no longer receive the Car Allowance nor be eligible for performance pay. In calculating the cost of this contract per the policy direction discussed below, Ms. Simon will receive over a 5% reduction in her hourly unit of work performed.

In 2013, the Board of Supervisors sought to reduce the cost of the At-will employees as well as address concerns regarding the use, cost and employee eligibility for the Car Allowance and the Performance Pay. This effort was designed to bring down costs, create an equal set of conditions for At-Will employees who currently are in three different categories or Tiers for compensation packages, and fairly compensate employees who continued employment was sought by the County.

The three Tiers of At-will employees currently are:

- 1) Those which receive the car allowance and are eligible for performance pay;
- 2) Those eligible for performance pay but are eligible for county vehicle use as defined by Personnel Policies Section 620-660;
- 3) Those which neither receive the Car Allowance nor are eligible for performance pay but are able to utilize county vehicles as defined by County Personnel Policies Sections 620-640.

The Board reviewed parameters for contract negotiations with At-Will employees then provided direction to the County Administrator and Human Resources Director to negotiate with each employee individually and bring forward a contract which would move all employees into the one consistent tier namely no car allowance; no

eligibility for performance pay and eligibility for county car usage under Sections 620-640. In addition, these new contracts would seek to reduce costs primarily for Tier One At-will employees.

The parameters established were:

- Tier 1 employees (Car Allowance and Performance Pay employees) - Combine existing Performance Pay and Car Allowance into base salary and reduce that total by 5%;
- Tier 2 - (Performance Pay Only) – Negotiate a portion or all of performance pay into base salary;
- Tier 3 – (Ineligible for performance pay and car allowance) – No increase in salary.

The CAO and HR Director have meet and negotiated with those At-Will employees with these parameters as the policy direction. It is expected that all At-will employees will be under new contracts reflecting these parameters by mid-2014. The annual cost savings from the At-will group will be approximately \$66,000. However, there will be costs associated with greater fleet us; and those costs will also be scrutinized and sought to be reduced on an ongoing basis.

Ms. Simon’s contract reflects these parameters combined with her increase for increased hours.

Discussion:

These compensation changes eliminate performance pay, car allowance, and Tiers of At-will employees. This direction will also address concerns about employment stability, inequity among At-will employees and reduce costs.

Fiscal Impact:

For Ms. Simon’s agreement, the following table reflects the change in compensation costs from their prior contract to their current contract in hourly equivalent basis to reflect the application of the new compensation policy described above for At-wills in the differing Tiers. The hourly equivalent basis is to show the cost change from going from Tier 1 to the new At-will employee compensation system.

Prior Contract hourly compensation at 80% (Inclusive)	New Contract hourly Compensation at 90% (0.90 FTE)	Estimated Savings per hourly unit.
\$62.22/hour	\$59.11/hour	\$3.11

The cost of this position for the remainder of FY 13/14 is approximately \$42,160 of which \$27,664 is salary; \$5,612 is the employer portion of PERS, and \$8,884 is the cost of the benefits and is included in the approved budget.

Total cost for a full fiscal year (14/15) would be \$168,640 of which \$110,654 is salary; \$22,450 is the employer portion of PERS and \$35,536 is the cost of benefits.

If you have any questions about this contract renewal, please feel free to contact me at (760) 932-5413.



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RESOLUTION NO. R14-

**A RESOLUTION OF THE MONO COUNTY
BOARD OF SUPERVISORS APPROVING AN
EMPLOYMENT AGREEMENT WITH STACEY SIMON
AND PRESCRIBING THE COMPENSATION, APPOINTMENT,
AND CONDITIONS OF SAID EMPLOYMENT**

WHEREAS, the Mono County Board of Supervisors has the authority under Section 25300 of the Government Code to prescribe the compensation, appointment, and conditions of employment of County employees;

NOW, THEREFORE, BE IT RESOLVED by the Mono County Board of Supervisors, That:

1. the Agreement re Employment of Stacey Simon a copy of which is attached hereto as an exhibit and incorporated herein by this reference as though fully set forth, is hereby approved and the compensation, appointment, and other terms and conditions of employment set forth in that Agreement are hereby prescribed and shall govern the employment of Stacey Simon. The Chairman of the Board of Supervisors shall execute said Agreement on behalf of the County.

2. The County Administrative Officer shall be authorized to amend the County of Mono List of Allocated Positions to reflect this action.

PASSED AND ADOPTED this ____ day of _____, 2014, by the following vote:

AYES :
NOES :
ABSTAIN :
ABSENT :

ATTEST: _____
Clerk of the Board
Larry K. Johnston , Chair
Board of Supervisors

APPROVED AS TO FORM:

COUNTY COUNSEL

Agreement Re Employment Of Stacey Simon

This Agreement is entered into this 1st day of April, 2014, by and between Stacey Simon and the County of Mono.

I. RECITALS

The County wishes to continue to employ Stacey Simon as its Assistant County Counsel on the terms and conditions set forth in this Agreement. Ms. Simon wishes to accept continued employment with the County on said terms and conditions.

II. AGREEMENT

1. The term of this Agreement shall be April 1, 2014, until April 1, 2017, unless earlier terminated by either party in accordance with this Agreement. The County shall notify Ms. Simon in writing no later than October 1, 2016, whether it intends to negotiate a renewal of this Agreement. In the event the County fails to provide such notice, Ms. Simon shall notify the County in writing of its breach of this provision of the Agreement and County shall be allowed 30 days from the receipt of that notice to cure the breach. If County cures the breach and notifies Ms. Simon that it does not intend to negotiate a renewal of the Agreement, then this Agreement shall terminate six months after said notification and no additional compensation or damages shall be owing to Ms. Simon as a result of the cured breach. If County does not cure the breach, then the Agreement shall automatically renew for another three years on the same terms in effect at the time of renewal.
2. Commencing April 1, 2014, Ms. Simon shall continue to be employed by Mono County as the Assistant County Counsel in accordance with the terms and conditions of this Agreement. Ms. Simon accepts such continued employment. County Counsel shall be deemed the "appointing authority" for all purposes with respect to Ms. Simon's employment.
3. Effective April 1, 2014, Ms. Simon's salary shall be \$9,221 per month based on an understanding that Ms. Simon will be expected to handle or perform approximately 90% of a "full-time" workload for a FLSA exempt employee (36 hours per week). The Board may unilaterally increase Ms. Simon's compensation in its discretion at any time while this Agreement is in effect. Should a wage increase be granted under the MOU with Local 39, applicable to Mono County Public Employees (MCPE), it is agreed that this contract will be reopened for discussion and potential re-negotiation with respect to Ms. Simon's salary. During such negotiations the County shall consider and discuss the issue of

increased compensation with Ms. Simon in good faith, but the County's decision whether or not to grant such additional compensation shall be final and non-appealable. In addition, this Agreement will also be reopened within the first 30 days of the third year of the Agreement for discussion and possible renegotiation with respect to Ms. Simon's salary or any other provision of this Agreement that the parties may mutually wish to discuss. After considering and discussing such issues in good faith, the County's decision shall be final and non-appealable. Note: Effective April 1, 2014, Ms. Simon shall no longer be entitled to performance pay and furthermore shall no longer be entitled to a monthly vehicle allowance, but rather the County Personnel System, sections 620 through 660, which may be modified in the future by the County in its sole discretion, shall apply as then in effect. For purposes of determining mileage reimbursement or eligibility to use a county vehicle for work-related travel, Ms. Simon's "home office" shall be considered to be the Bridgeport office of the County Counsel. Accordingly, Ms. Simon shall not be eligible for mileage reimbursement (or use of a County vehicle) when traveling to or from her residence to that Bridgeport office. But in recognition of the fact that Ms. Simon's residence is located in-between the two County centers of Bridgeport and Mammoth Lakes -- and the inefficiency, waste of time and resources, and inconvenience which would result if Ms. Simon were required to travel to the Bridgeport office in order to retrieve a county vehicle prior to traveling to the Mammoth Lakes office or another location in the County for county business -- Ms. Simon shall be entitled to mileage reimbursement for such work-related travel to and from her residence to locations other than the Bridgeport office. In the event Ms. Simon is able to use a County vehicle for a portion of such travel (e.g., by stopping en route at a County premises with available vehicles), she shall do so. For purposes of this paragraph, mileage reimbursement shall be at \$.40 per mile until such time as negotiations with MCPE are concluded and implemented. At such time, mileage reimbursement for Ms. Simon shall be at the rate approved for MCPE.

4. Ms. Simon shall continue to earn and accrue vacation and sick leave in accordance with the County's Management Benefits Policy and in accordance with any applicable County Code provisions not in conflict with said Policy, prorated to 90%. Also pursuant to said Policy, in recognition of the fact that her employment will be exempt from the payment of overtime or compensatory time-off under the Fair Labor Standards Act, she shall be entitled to 72 hours of merit leave (aka administrative leave) during each year of service under this Agreement (pro-rated to 70 hours for calendar year 2014 based on the April 1st effective date of Ms. Simon moving to a 90% workload). Ms. Simon understands that said merit leave does not accrue from one calendar year to the next; rather, it must be used by December 31st of each calendar year in which it is provided or it is lost.

5. Notwithstanding any contrary provision of the Management Benefits Policy, whenever Ms. Simon has accrued a minimum of 120 vacation hours, she may, upon written request, be compensated for up to 80 vacation hours of accrued vacation per year, instead of taking that time off. And Ms. Simon may be compensated for more than 80 vacation hours in the event that she ceases accruing vacation under said Policy as of January 1st of any calendar year, due to her having accrued more than two and one-half times her annual vacation day accumulation. In that event, Ms. Simon may be compensated for as many vacation hours as are necessary to reduce her accrued vacation hours to less than two and one-half times her annual vacation day accumulation (and thereby recommence accrual of vacation days under said Policy).
6. To the extent deemed appropriate by the County Counsel, the County shall pay the professional dues, subscriptions, and other educational expenses necessary for Ms. Simon's full participation in applicable professional associations, or for her continued professional growth and for the good of the County.
7. To the extent not inconsistent with the foregoing or any other provision of this Agreement, Ms. Simon shall be entitled to the same general benefits provided by the County to other management-level employees, as described more fully in the County's Management Benefits Policy. Such benefits include but are not limited to CalPERS retirement benefits (currently 2.7% at 55), CalPERS medical insurance, County dental and vision coverage, and life insurance. Any and all references in this Agreement to the County's Management Benefits Policy shall mean the "Policy Regarding Benefits of Management-level Officers and Employees," adopted by Resolution R13-46 of the Mono County Board of Supervisors, as the same may be amended from time to time and unilaterally implemented by the County.
8. Ms. Simon understands and agrees that the receipt of compensation or benefits of any kind under this Agreement or under any applicable County Code provision or policy – including but not limited to salary, insurance coverage, and paid holidays or leaves – is expressly contingent on her actual and regular rendering of personal services to the County or, in the event of any absence, upon her proper use of any accrued leave. Should Ms. Simon cease rendering such services during this Agreement and be absent from work without any accrued leave to cover said absence, then she shall cease earning or receiving any additional compensation or benefits until such time as she returns to work and resumes rendering personal services; provided, however, that the County shall provide any compensation or benefits mandated by state or federal law. Furthermore, should Ms. Simon's regular schedule ever be reduced to less than full-time employment, on a temporary or permanent basis, then all compensation and benefits provided by this Agreement or any applicable County policies shall

be reduced on a pro-rata basis, except for those benefits that the County does not generally pro-rate for its other part-time employees (e.g., medical insurance).

9. Consistent with the "at will" nature of Ms. Simon's employment, the County Counsel may terminate Ms. Simon's employment at any time during this agreement, without cause. In that event, this Agreement shall automatically terminate concurrently with the effective date of the termination. Ms. Simon understands and acknowledges that as an "at will" employee, she will not have permanent status nor will her employment be governed by the County Personnel System (Mono County Code Chapter 2.68) except to the extent that System is ever modified to apply expressly to at-will employees. Among other things, she will have no property interest in her employment, no right to be terminated or disciplined only for just cause, and no right to appeal, challenge, or otherwise be heard regarding any such termination or other disciplinary action the County Counsel may, in his discretion, take during Ms. Simon's employment.
10. On or before the effective date of any such termination without cause, Ms. Simon shall receive as severance pay a lump sum equal to six months' salary or, to the extent that fewer than six full calendar months remain (as of that effective date) before this Agreement would have expired, Ms. Simon shall instead receive a lesser amount equal to any remaining salary payments she would have received before expiration of the Agreement had she not been terminated. Notwithstanding the foregoing, Ms. Simon shall receive severance pay equal to six months' salary in the event that termination occurs after the County has notified Ms. Simon that it intends to negotiate a renewal of this Agreement but before this Agreement expires. In no event shall the parties' failure or inability to arrive at mutually acceptable terms of a renewed agreement trigger the payment of severance pay. Note: for purposes of severance pay, "salary" refers only to base compensation.
11. Notwithstanding the foregoing, Ms. Simon shall not be entitled to any severance pay in the event that the County Counsel has grounds to discipline her on or about the time she gives her notice of termination. For purposes of this provision, grounds for discipline include but are not limited to those specified in Section 2.68.230 of the County Code or any successor Code provision, as the same may be amended from time to time. Ms. Simon shall also not be entitled to any severance pay in the event that she becomes unable to perform the essential functions her position (with or without reasonable accommodations) and her employment is duly terminated for such non-disciplinary reasons.
12. Ms. Simon may resign her employment with the County at any time. Her resignation shall be deemed effective when tendered, and this agreement shall

automatically terminate on that same date, unless otherwise mutually agreed to in writing by the parties. Ms. Simon shall not be entitled to any severance pay or additional compensation of any kind after the effective date of such resignation.

13. This Agreement constitutes the entire agreement of the parties with respect to the employment of Ms. Simon. It specifically supersedes the employment agreement between the parties dated March 1, 2011. Consistent with Ms. Simon's uninterrupted employment status, this Agreement shall have no effect on any sick leave or vacation time that Ms. Simon may have accrued as of the effective date of this Agreement nor on her original date of hire or total years of service as a County employee, to the extent the same may be relevant in determining such accruals or Ms. Simon's date of eligibility for or vesting of any non-salary benefits or for any other purpose.
14. The parties agree that the Board of Supervisors' approval of this Agreement on behalf of the County is a legislative act and that through this agreement, the Board of Supervisors is carrying out its responsibility and authority under Section 25300 of the Government Code to set the terms and conditions of County employment. It is not the parties' intent to alter in any way the fundamental statutory (non-contractual) nature of Ms. Simon's employment with the County nor to give rise to any future contractual remedies for breach of this Agreement or of an implied covenant of good faith and fair dealing. Rather, the parties intend that Ms. Simon's sole remedy in response to any failure by the County to comply with this Agreement shall be traditional mandamus.
15. Ms. Simon acknowledges that this Agreement is executed voluntarily by her, without duress or undue influence on the part or on behalf of the County. Ms. Simon further acknowledges that she has participated in the negotiation and preparation of this Agreement and has had the opportunity to be represented by counsel with respect to such negotiation and preparation or does hereby knowingly waive her right to do so, and that she is fully aware of the contents of this Agreement and of its legal effect. Thus, any ambiguities in this Agreement shall not be resolved in favor of or against either party.

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III. EXECUTION:

This Agreement shall be deemed executed as of April 1, 2014.

STACEY SIMON

THE COUNTY OF MONO

By: Larry K. Johnston, Chair
Board of Supervisors

APPROVED AS TO FORM:

MARSHALL RUDOLPH
County Counsel



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE April 1, 2014

Departments: Human Resources and Public Works

TIME REQUIRED

SUBJECT At-Will Contract for Tony Dublino,
Solid Waste
Superintendent/Environmental
Services Manager

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Proposed resolution approving a contract with Tony Dublino as SolidWaste Superintendent / Environmental Services Manager, and prescribing the compensation, appointment and conditions of said employment.

RECOMMENDED ACTION:

Approve Resolution #R14___, approving an employment agreement with Tony Dublino and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

FISCAL IMPACT:

For this employee's agreement, the following figures reflect the change in compensation costs, if any, from their prior contract to their current contract in monthly salary and estimated annual savings: Prior Contract Monthly compensation (Inclusive) \$7,157; New Contract monthly Compensation \$5,726; Difference (monthly) \$1,431; Estimated Annualized Savings \$17,177.

The cost of this position for the remainder of FY 13/14 is approximately \$32,995 of which \$20,040 is salary; \$4,066 is the employer portion of PERS, and \$8,889 is the cost of the benefits and is included in the approved budget. Total cost for a full fiscal year (14/15) would be \$115,611 of which \$68,707 is salary; \$13,939 is the employer portion of PERS and \$32,965 is the cost of benefits.

CONTACT NAME: Bill Van Lente

PHONE/EMAIL: (760) 932-5413 / bvanlente@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

Human Resources
Public Works

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

- [Dublino Staff Report](#)
- [Resolution Tony Dublino Contract and Allocation](#)
- [Dublino At Will Contract](#)

History

Time	Who	Approval
3/25/2014 8:15 PM	County Administrative Office	Yes
3/26/2014 11:15 AM	County Counsel	Yes
3/26/2014 2:19 PM	Finance	Yes



COUNTY OF MONO – County Administrative Office

**P.O. BOX 696, BRIDGEPORT, CALIFORNIA 93517
(760) 932-5412 ☐ FAX (760) 932-5411**

Jim Leddy

County Administrative Officer
760.932.5414 / 760.924.1703

Bill Van Lente

Director of Human Resources/Risk Management
760.932.5413

To: Honorable Board of Supervisors
From: Bill Van Lente, Director of Human Resources/Risk Management
Date: April 1, 2014
Subject: At-Will Employment Agreement of Tony Dublino

Recommendation:

Approve the At-Will Employment Agreement of Tony Dublino, in the position of Solid Waste Superintendent/Environmental Services Manager, at a salary of \$5,726 per month for an 80% of full time appointment effective June 1, 2014 for a one year term.

Background:

Tony Dublino has served Mono County since November, 2008 as Assistant Planner, Associate Planner, and Solid Waste Superintendent. He has requested reduction to an 80% appointment so that he can pursue educational and future career goals. Tony has requested to reduce his basic schedule to 80% so that he can pursue educational opportunities that support his desired career direction in broader environmental services management. His workweek would consist of 32 hours of three ten hour days and the 2 hour balance for meeting participation on non-scheduled days and other tasks. He is seeing a decline in solid waste duties, and wishes to broaden his responsibilities to include program and project management in other natural resource areas. He has requested a title change from Solid Waste Superintendent to Environmental Services Manager and we are recommending combining the titles for now. Tony has also requested a one year contract given potential for change in his role, to which we are agreeable under the circumstances. As a Tier III employee, his hourly rate will be unchanged.

The Board of Supervisors starting in early 2013 sought to reduce the cost of the At-will employees as well as address concerns regarding the use, cost and employee eligibility for the Car Allowance and the Performance Pay. This effort was designed to bring down costs, create an equal set of conditions for At-Will employees who currently are in three different categories or Tiers for compensation packages, and fairly compensate employees who continued employment was sought by the County.

The three Tiers of At-will employees currently are:

- 1) Those which receive the car allowance and are eligible for performance pay;
- 2) Those eligible for performance pay but are eligible for county vehicle use as defined by Personnel Policies Section 620-660;
- 3) Those which neither receive the Car Allowance nor are eligible for performance pay but are able to utilize county vehicles as defined by County Personnel Policies Sections 620-640.

The Board reviewed potential parameters for contract negotiations with At-Will employees then provided direction to the County Administrator and Human Resources Director to negotiate with each employee individually and bring forward a contract which would move all employees into the one consistent tier namely

no car allowance; no eligibility for performance pay and eligibility for county car usage under Sections 620-640. In addition, these new contracts would seek to reduce costs primarily for Tier One At-will employees.

The parameters established were:

- Tier 1 - (Car Allowance and Performance Pay employees) - Combine existing Performance Pay and Car Allowance into base salary and reduce that total by 5%;
- Tier 2 - (Performance Pay Only) – Negotiate a portion or all of performance pay into base salary;
- Tier 3 – (Ineligible for performance pay and car allowance) – No increase in salary.

The CAO and HR Director met and negotiated with those At-Will employees whose contracts were overdue or set to expire. The contracts being presented address individual employee concerns in their agreements as well as implement the Board’s direction to reduce costs, equalize treatment among At-Will employees and fairly compensate employees for services rendered. All future At-will contracts will reflect this policy direction.

Discussion:

These compensation changes eliminate performance pay, car allowance, and Tiers of At-will employees. This direction will also address concerns about employment stability, inequity among At-will employees and reduce costs.

Fiscal Impact:

For this employee’s agreement, the following table reflects the change in compensation costs, if any, from their prior contract to their current contract in monthly salary and estimated annual savings

Prior Contract Monthly compensation (Inclusive)	New Contract monthly Compensation	Difference (monthly)	Estimated Annualized Savings
\$7,157	\$5,726	\$1,431	\$17,177

The cost of this position for the remainder of FY 13/14 is approximately \$32,995 of which \$20,040 is salary; \$4,066 is the employer portion of PERS, and \$8,889 is the cost of the benefits and is included in the approved budget.

Total cost for a full fiscal year (14/15) would be \$115,611 of which \$68,707 is salary; \$13,939 is the employer portion of PERS and \$32,965 is the cost of benefits.

If you have any questions about this contract renewal, please feel free to contact me at (760) 932-5413.



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RESOLUTION NO. R14-

A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS APPROVING AN EMPLOYMENT AGREEMENT WITH TONY DUBLINO AND PRESCRIBING THE COMPENSATION, APPOINTMENT, AND CONDITIONS OF SAID EMPLOYMENT

WHEREAS, the Mono County Board of Supervisors has the authority under Section 25300 of the Government Code to prescribe the compensation, appointment, and conditions of employment of County employees;

NOW, THEREFORE, BE IT RESOLVED by the Mono County Board of Supervisors, That:

1. The Agreement re Employment of Tony Dublino a copy of which is attached hereto as an exhibit and incorporated herein by this reference as though fully set forth, is hereby approved and the compensation, appointment, and other terms and conditions of employment set forth in that Agreement are hereby prescribed and shall govern the employment of Tony Dublino. The Chairman of the Board of Supervisors shall execute said Agreement on behalf of the County.

2. The County Administrative Officer shall be authorized to amend the County of Mono List of Allocated Positions to reflect this action.

PASSED AND ADOPTED this ____ day of _____, 2014, by the following vote:

AYES :
NOES :
ABSTAIN :
ABSENT :

ATTEST: _____
Clerk of the Board

Larry K. Johnston , Chair
Board of Supervisors

APPROVED AS TO FORM:

COUNTY COUNSEL

Agreement Re Employment Of Tony Dublino

This Agreement is entered into this 1st day of June, 2014, by and between Anthony Dublino and the County of Mono.

I. RECITALS

The County wishes to continue to employ Anthony Dublino, as Solid Waste Superintendent/Environmental Services Manager, under the terms and conditions set forth in this Agreement. Mr. Dublino wishes to accept continued employment with the County on said terms and conditions.

II. AGREEMENT

1. The term of this Agreement shall be June 1, 2014, until June 1, 2015, unless earlier terminated by either party in accordance with this Agreement. The County shall notify Mr. Dublino in writing no later than December 1, 2014, whether it intends to negotiate a renewal of this Agreement. In the event the County fails to provide such notice, Mr. Dublino shall notify the County in writing of its breach of this provision of the Agreement and County shall be allowed 30 days from the receipt of that notice to cure the breach. If County cures the breach and notifies Mr. Dublino that it does not intend to negotiate a renewal of the Agreement, then this Agreement shall terminate six months after said notification and no additional compensation or damages shall be owing to Mr. Dublino as a result of the cured breach. If County does not cure the breach, then the Agreement shall automatically renew for another year on the same terms in effect at the time of renewal.
2. Commencing June 1, 2014, Mr. Dublino shall continue to be employed by Mono County as Solid Waste Superintendent with the added title of Environmental Services Manager, serving at the will and pleasure of the Public Works Director in accordance with the terms and conditions of this Agreement. Mr. Dublino accepts such continued employment. The Public Works Director shall be deemed the "appointing authority" for all purposes with respect to Mr. Dublino's employment.
3. Effective June 1, 2014, Mr. Dublino's salary shall be \$5,726 per month based on an understanding that Mr. Dublino will be expected to handle or perform approximately 80% of a "full-time" workload for an FLSA exempt employee. The Board may unilaterally increase Mr. Dublino's compensation in its discretion at any time while this Agreement is in effect. Should a wage increase be granted under the MOU with Local 39, applicable to Mono County Public Employees

(MCPE), it is agreed that this contract will be reopened for discussion and potential re-negotiation with respect Mr. Dublino's salary. During such negotiations the County shall consider and discuss the issue of increased compensation with Mr. Dublino in good faith, but the County's decision whether or not to grant such additional compensation shall be final and non-appealable.

4. Mr. Dublino shall continue to earn and accrue vacation and sick leave in accordance with the County's Management Benefits Policy and in accordance with any applicable County Code provisions not in conflict with said Policy. Also pursuant to said Policy, in recognition of the fact that his employment will be exempt from the payment of overtime or compensatory time-off under the Fair Labor Standards Act, he shall be entitled to 64 hours of merit leave (aka administrative leave) during each year of service under this Agreement (prorated to 71 hours for calendar year 2014 based on the June 1st effective date of 80% workload). Mr. Dublino understands that said merit leave does not accrue from one calendar year to the next; rather, it must be used by December 31st of each calendar year in which it is provided or it is lost.
5. To the extent deemed appropriate by the Public Works Director, the County shall pay the professional dues, subscriptions, and other educational expenses necessary for Mr. Dublino's full participation in applicable professional associations, or for his continued professional growth and for the good of the County.
6. To the extent not inconsistent with the foregoing or any other provision of this Agreement, Mr. Dublino shall be entitled to the same general benefits provided by the County to other management-level employees, as described more fully in the County's Management Benefits Policy. Such benefits include but are not limited to CalPERS retirement benefits (currently 2.7% at 55), CalPERS medical insurance, County dental and vision coverage, and life insurance. Any and all references in this Agreement to the County's Management Benefits Policy shall mean the "Policy Regarding Benefits of Management-level Officers and Employees," adopted by Resolution R13-46 of the Mono County Board of Supervisors, as the same may be amended from time to time and unilaterally implemented by the County.
7. Mr. Dublino understands and agrees that this receipt of compensation or benefits of any kind under this Agreement or under any applicable County Code provision or policy – including but not limited to salary, insurance coverage, and paid holidays or leaves – is expressly contingent on his actual and regular rendering of personal services to the County or, in the event of any absence, upon his proper use of any accrued leave. Should Mr. Dublino cease rendering such services during this Agreement and be absent from work without any accrued

leave to cover said absence, then he shall cease earning or receiving any additional compensation or benefits until such time as he returns to work and resumes rendering personal services; provided, however, that the County shall provide any compensation or benefits mandated by state or federal law. Furthermore, given Mr. Dublino's regular schedule is reduced to less than full-time employment, whether on a temporary or permanent basis, then all compensation and benefits provided by this Agreement or any applicable County policies are reduced on a pro-rata basis, except for insurance which will continue as a full county contribution.

8. Consistent with the "at will" nature of Mr. Dublino's employment, the Mr. Dublino may terminate Mr. Dublino's employment at any time during this agreement, without cause. In that event, this Agreement shall automatically terminate concurrently with the effective date of the termination. Mr. Dublino understands and acknowledges that as an "at will" employee, he will not have permanent status nor will his employment be governed by the County Personnel System (Mono County Code Chapter 2.68) except to the extent that System is ever modified to apply expressly to at-will employees. Among other things, he will have no property interest in his employment, no right to be terminated or disciplined only for just cause, and no right to appeal, challenge, or otherwise be heard regarding any such termination or other disciplinary action the Public Works Director may, in his discretion, take during Mr. Dublino's employment.
9. On or before the effective date of any such termination without cause, Mr. Dublino shall receive as severance pay a lump sum equal to six months' salary or, to the extent that fewer than six full calendar months remain (as of that effective date) before this Agreement would have expired, Mr. Dublino shall instead receive a lesser amount equal to any remaining salary payments he would have received before expiration of the Agreement had he not been terminated. Notwithstanding the foregoing, Mr. Dublino shall receive severance pay equal to six months' salary in the event that termination occurs after the County has notified Mr. Dublino that it intends to negotiate a renewal of this Agreement but before this Agreement expires. In no event shall the parties' failure or inability to arrive at mutually acceptable terms of a renewed agreement trigger the payment of severance pay. Note: for purposes of severance pay, "salary" refers only to base compensation.
10. Notwithstanding the foregoing, Mr. Dublino shall not be entitled to any severance pay in the event that the Public Works Director has grounds to discipline him on or about the time he gives him notice of termination. For purposes of this provision, grounds for discipline include but are not limited to those specified in Section 2.68.230 of the County Code or any successor Code provision, as the same may be amended from time to time. Mr. Dublino shall also not be entitled

to any severance pay in the event that he becomes unable to perform the essential functions of his position (with or without reasonable accommodations) and his employment is duly terminated for such non-disciplinary reasons.

11. Mr. Dublino may resign his employment with the County at any time. His resignation shall be deemed effective when tendered, and this agreement shall automatically terminate on that same date, unless otherwise mutually agreed to in writing by the parties. Mr. Dublino shall not be entitled to any severance pay or additional compensation of any kind after the effective date of such resignation.
12. This Agreement constitutes the entire agreement of the parties with respect to the employment of Mr. Dublino. It specifically supersedes the employment agreement between the parties dated June 1, 2012. Consistent with Mr. Dublino's uninterrupted employment status, this Agreement shall have no effect on any sick leave or vacation time that Mr. Dublino may have accrued as of the effective date of this Agreement nor on his original date of hire or total years of service as a County employee, to the extent the same may be relevant in determining such accruals or Mr. Dublino's date of eligibility for or vesting of any non-salary benefits or for any other purpose.
13. The parties agree that the Board of Supervisors' approval of this Agreement on behalf of the County is a legislative act and that through this agreement, the Board of Supervisors is carrying out its responsibility and authority under Section 25300 of the Government Code to set the terms and conditions of County employment. It is not the parties' intent to alter in any way the fundamental statutory (non-contractual) nature of Mr. Dublino's employment with the County nor to give rise to any future contractual remedies for breach of this Agreement or of an implied covenant of good faith and fair dealing. Rather, the parties intend that Mr. Dublino's sole remedy in response to any failure by the County to comply with this Agreement shall be traditional mandamus.
14. Mr. Dublino acknowledges that this Agreement is executed voluntarily by him, without duress or undue influence on the part or on behalf of the County. Mr. Dublino further acknowledges that he has participated in the negotiation and preparation of this Agreement and has had the opportunity to be represented by counsel with respect to such negotiation and preparation or does hereby knowingly waive his right to do so, and that he is fully aware of the contents of this Agreement and of its legal effect. Thus, any ambiguities in this Agreement shall not be resolved in favor of or against either party.

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III. EXECUTION:

This Agreement shall be deemed executed as of June 1, 2014.

ANTHONY DUBLINO

THE COUNTY OF MONO

By: Larry K. Johnston, Chair
Board of Supervisors

APPROVED AS TO FORM:

MARSHALL RUDOLPH
County Counsel



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE April 1, 2014

Departments: Human Resources and Public Health

TIME REQUIRED

SUBJECT At-Will Contract for Louis Molina,
Environmental Health Manager

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Proposed resolution approving a contract with Louis Molina as Environmental Health Manager, and prescribing the compensation, appointment and conditions of said employment.

RECOMMENDED ACTION:

Approve Resolution #R14___, approving a contract with Louis Molina as Environmental Health Manager and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

FISCAL IMPACT:

For this employee's agreement, the following figures reflect the change in compensation costs, if any, from their prior contract to their current contract in monthly salary and estimated annual savings: Prior Contract Monthly compensation (Inclusive) \$8,204; New Contract monthly Compensation \$8,204; Difference (monthly) \$0; Estimated Annualized Savings \$0.

The cost of this position for the remainder of FY 13/14 is approximately \$36,618.21 of which \$24,612.00 is salary; \$4,993.29 is the employer portion of PERS, and \$7,012.92 is the cost of the benefits and is included in the approved budget. Total cost for a full fiscal year (14/15) would be \$146,472.84 of which \$98,448.00 is salary; \$19,973.16 is the employer portion of PERS and \$28,051.68 is the cost of benefits.

CONTACT NAME: Bill Van Lente

PHONE/EMAIL: (760) 932-5413 / bvanlente@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

Human Resources
Public Health

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

- [📄 Staff Report - Louis Molina](#)
- [📄 Resolution - Louis Molina](#)
- [📄 Molina Contract](#)

History

Time	Who	Approval
3/25/2014 2:35 PM	County Administrative Office	Yes
3/25/2014 4:34 PM	County Counsel	Yes
3/25/2014 3:22 PM	Finance	Yes



COUNTY OF MONO – County Administrative Office

**P.O. BOX 696, BRIDGEPORT, CALIFORNIA 93517
(760) 932-5412 · FAX (760) 932-5411**

Jim Leddy

County Administrative Officer
760.932.5414 / 760.924.1703

Bill Van Lente

Director of Human Resources/Risk Management
760.932.5413

To: Honorable Board of Supervisors
From: Bill Van Lente, Director of Human Resources/Risk Management
Date: April 1, 2014
Subject: At-Will Employment Agreement of Louis Molina

Recommendation:

Approve the At-Will Employment Agreement of Louis Molina, in the position of Environmental Health Manager, at a salary of \$8,204 per month.

Background:

Louis Molina has served Mono County since March, 2008 as Environmental health Specialist III, and as Environmental Health Manager since April, 2008. Louis has had a dedicated take home vehicle. He has agreed to assume responsibility for his commute to his primary office in Mammoth using his personal vehicle. Because he maintains tools and supplies in the dedicated vehicle, it will continue to be available as a Department of Public Health dedicated vehicle based in Mammoth. Otherwise there will be no change in his total compensation, consistent with others of like status (Tier 2 At-wills), and his contract term will be for three years.

The Board of Supervisors starting in early 2013 sought to reduce the cost of the At-will employees as well as address concerns regarding the use, cost and employee eligibility for the Car Allowance and the Performance Pay. This effort was designed to bring down costs, create an equal set of conditions for At-Will employees who currently are in three different categories or Tiers for compensation packages, and fairly compensate employees who continued employment was sought by the County.

The three Tiers of At-will employees currently are:

- 1) Those which receive the car allowance and are eligible for performance pay;
- 2) Those eligible for performance pay but are eligible for county vehicle use as defined by Personnel Policies Section 620-660;
- 3) Those which neither receive the Car Allowance nor are eligible for performance pay but are able to utilize county vehicles as defined by County Personnel Policies Sections 620-640.

The Board reviewed potential parameters for contract negotiations with At-Will employees then provided direction to the County Administrator and Human Resources Director to negotiate with each employee individually and bring forward a contract which would move all employees into the one consistent tier namely no car allowance; no eligibility for performance pay and eligibility for county car usage under Sections 620-640. In addition, these new contracts would seek to reduce costs primarily for Tier One At-will employees.

The parameters established were:

- Tier 1 employees (Car Allowance and Performance Pay employees) - Combine existing Performance Pay and Car

Allowance into base salary and reduce that total by 5%;

- Tier 2 - (Performance Pay Only) – Negotiate a portion or all of performance pay into base salary;
- Tier 3 – (Ineligible for performance pay and car allowance) – No increase in salary.

The CAO and HR Director met and negotiated with those At-Will employees whose contracts were overdue or set to expire. The contracts being presented address individual employee concerns in their agreements as well as implement the Board’s direction to reduce costs, equalize treatment among At-Will employees and fairly compensate employees for services rendered. All future At-will contracts will reflect this policy direction.

Discussion:

These compensation changes eliminate performance pay, car allowance, and Tiers of At-will employees. This direction will also address concerns about employment stability, inequity among At-will employees and reduce costs.

Fiscal Impact:

For this employee’s agreement, the following table reflects the change in compensation costs, if any, from their prior contract to their current contract in monthly salary and estimated annual savings

Prior Contract Monthly compensation (Inclusive)	New Contract monthly Compensation	Difference (monthly)	Estimated Annualized Savings
\$8,204	\$8,204	0	0

The cost of this position for the remainder of FY 13/14 is approximately \$_36,618.21___ of which \$_24,612.00___ is salary; \$_4,993.29___ is the employer portion of PERS, and \$_7,012.92___ is the cost of the benefits and is included in the approved budget.

Total cost for a full fiscal year (14/15) would be \$_146,472.84___ of which \$_98,448.00___ is salary; \$_19,973.16___ is the employer portion of PERS and \$_28,051.68___ is the cost of benefits.

If you have any questions about this contract renewal, please feel free to contact me at (760) 932-5413.



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RESOLUTION NO. R14-

**A RESOLUTION OF THE MONO COUNTY
BOARD OF SUPERVISORS APPROVING AN
EMPLOYMENT AGREEMENT WITH LOUIS MOLINA
AND PRESCRIBING THE COMPENSATION, APPOINTMENT,
AND CONDITIONS OF SAID EMPLOYMENT**

WHEREAS, the Mono County Board of Supervisors has the authority under Section 25300 of the Government Code to prescribe the compensation, appointment, and conditions of employment of County employees;

NOW, THEREFORE, BE IT RESOLVED by the Mono County Board of Supervisors, that the Agreement re Employment of Louis Molina a copy of which is attached hereto as an exhibit and incorporated herein by this reference as though fully set forth, is hereby approved and the compensation, appointment, and other terms and conditions of employment set forth in that Agreement are hereby prescribed and shall govern the employment of Louis Molina. The Chairman of the Board of Supervisors shall execute said Agreement on behalf of the County.

PASSED AND ADOPTED this ____ day of _____, 2014, by the following vote:

AYES :
NOES :
ABSTAIN :
ABSENT :

ATTEST: _____
Clerk of the Board

Larry K. Johnston , Chair
Board of Supervisors

APPROVED AS TO FORM:

COUNTY COUNSEL

Agreement Re Employment Of Louis Molina

This Agreement is entered into this 8th day of April, 2014, by and between Louis Molina and the County of Mono.

I. RECITALS

The County wishes to continue to employ Louis Molina as Environmental Health Manager on a full-time basis on the terms and conditions set forth in this Agreement. Mr. Molina wishes to accept continued employment with the County on said terms and conditions.

II. AGREEMENT

1. The term of this Agreement shall be April 8, 2014, until April 8, 2017, unless earlier terminated by either party in accordance with this Agreement. The County shall notify Mr. Molina in writing no later than October 8, 2016, whether it intends to negotiate a renewal of this Agreement. In the event the County fails to provide such notice, Mr. Molina shall notify the County in writing of its breach of this provision of the Agreement and County shall be allowed 30 days from the receipt of that notice to cure the breach. If County cures the breach and notifies Mr. Molina that it does not intend to negotiate a renewal of the Agreement, then this Agreement shall terminate six months after said notification and no additional compensation or damages shall be owing to Mr. Molina as a result of the cured breach. If County does not cure the breach, then the Agreement shall automatically renew for another three years on the same terms in effect at the time of renewal.
2. Commencing April 8, 2014, Mr. Molina shall continue to be employed by Mono County as Environmental Health Manager, serving at the will and pleasure of the Public Health/EMS Director in accordance with the terms and conditions of this Agreement. Mr. Molina accepts such continued employment. The Public Health/EMS Director shall be deemed the "appointing authority" for all purposes with respect to Mr. Molina's employment.
3. Effective April 8, 2014, Mr. Molina's salary shall be \$8,204 per month. The Board may unilaterally increase Molina's compensation in its discretion at any time while this Agreement is in effect. Should a wage increase be granted under the MOU with Local 39, applicable to Mono County Public Employees (MCPE), it is agreed that this contract will be reopened for discussion and potential re-negotiation with respect Mr. Molina's salary. During such negotiations the County shall consider and discuss the issue of increased compensation with Mr.

Molina in good faith, but the County's decision whether or not to grant such additional compensation shall be final and non-appealable. In addition, this Agreement will also be reopened within the first 30 days of the third year of the Agreement for discussion and possible renegotiation with respect to Mr. Molina's salary or any other provision of this Agreement that the parties may mutually wish to discuss. After considering and discussing such issues in good faith, the County's decision shall be final and non-appealable. (Note: Effective April 8, 2014, Mr. Molina shall no longer be entitled to performance pay and will no longer have an assigned, take home vehicle, but rather a vehicle assigned to the Department will be available for business travel consistent with his assigned responsibilities.)

4. Mr. Molina shall continue to earn and accrue vacation and sick leave in accordance with the County's Management Benefits Policy and in accordance with any applicable County Code provisions not in conflict with said Policy. Also pursuant to said Policy, in recognition of the fact that his employment will be exempt from the payment of overtime or compensatory time-off under the Fair Labor Standards Act, he shall continue to be entitled to 80 hours of merit leave (aka administrative leave) during each year of service under this Agreement. Mr. Molina understands that said merit leave does not accrue from one calendar year to the next; rather, it must be used by December 31st of each calendar year in which it is provided or it is lost. (Note: The foregoing does not add to or take away from the merit leave that Mr. Molina was already entitled to for the 2014 calendar year under his former employment agreement).
5. To the extent deemed appropriate by the Public Health/EMS Director, the County shall pay the professional dues, subscriptions, and other educational expenses necessary for Mr. Molina's full participation in applicable professional associations, or for his continued professional growth and for the good of the County.
6. To the extent not inconsistent with the foregoing or any other provision of this Agreement, Mr. Molina shall be entitled to the same general benefits provided by the County to other management-level employees, as described more fully in the County's Management Benefits Policy. Such benefits include but are not limited to CalPERS retirement benefits (2.7% at 55) CalPERS medical insurance, County dental and vision coverage, and life insurance. Any and all references in this Agreement to the County's Management Benefits Policy shall mean the "Policy Regarding Benefits of Management-level Officers and Employees," adopted by Resolution R13-46 of the Mono County Board of Supervisors, as the same may be amended from time to time and unilaterally implemented by the County.
7. Mr. Molina understands and agrees that this receipt of compensation or benefits

of any kind under this Agreement or under any applicable County Code provision or policy – including but not limited to salary, insurance coverage, and paid holidays or leaves – is expressly contingent on his/her actual and regular rendering of personal services to the County or, in the event of any absence, upon his proper use of any accrued leave. Should Mr. Molina cease rendering such services during this Agreement and be absent from work without any accrued leave to cover said absence, then he shall cease earning or receiving any additional compensation or benefits until such time as he returns to work and resumes rendering personal services; provided, however, that the County shall provide any compensation or benefits mandated by state or federal law. Furthermore, should Mr. Molina's regular schedule ever be reduced to less than full-time employment, on a temporary or permanent basis, then all compensation and benefits provided by this Agreement or any applicable County policies shall be reduced on a pro-rata basis, except for those benefits that the County does not generally pro-rate for its other part-time employees (e.g., medical insurance).

8. Consistent with the "at will" nature of Mr. Molina's employment, the Public Health/EMS Director may terminate Mr. Molina's employment at any time during this agreement, without cause. In that event, this Agreement shall automatically terminate concurrently with the effective date of the termination. Mr. Molina understands and acknowledges that as an "at will" employee, he will not have permanent status nor will his employment be governed by the County Personnel System (Mono County Code Chapter 2.68) except to the extent that System is ever modified to apply expressly to at-will employees. Among other things, he will have no property interest in his employment, no right to be terminated or disciplined only for just cause, and no right to appeal, challenge, or otherwise be heard regarding any such termination or other disciplinary action the Public Health/EMS Director may, in her discretion, take during Mr. Molina's employment.
9. On or before the effective date of any such termination without cause, Mr. Molina shall receive as severance pay a lump sum equal to six months' salary or, to the extent that fewer than six full calendar months remain (as of that effective date) before this Agreement would have expired, Mr. Molina shall instead receive a lesser amount equal to any remaining salary payments he would have received before expiration of the Agreement had he not been terminated. Notwithstanding the foregoing, Mr. Molina shall receive severance pay equal to six months' salary in the event that termination occurs after the County has notified Mr. Molina that it intends to negotiate a renewal of this Agreement but before this Agreement expires. In no event shall the parties' failure or inability to arrive at mutually acceptable terms of a renewed agreement trigger the payment of severance pay. Note: for purposes of severance pay, "salary" refers

only to base compensation.

10. Notwithstanding the foregoing, Mr. Molina shall not be entitled to any severance pay in the event that the Public Health/EMS Director has grounds to discipline him on or about the time she gives him notice of termination. For purposes of this provision, grounds for discipline include but are not limited to those specified in Section 2.68.230 of the County Code or any successor Code provision, as the same may be amended from time to time. Mr. Molina shall also not be entitled to any severance pay in the event that he becomes unable to perform the essential functions of his position (with or without reasonable accommodations) and his employment is duly terminated for such non-disciplinary reasons.
11. Mr. Molina may resign his employment with the County at any time. His resignation shall be deemed effective when tendered, and this agreement shall automatically terminate on that same date, unless otherwise mutually agreed to in writing by the parties. Mr. Molina shall not be entitled to any severance pay or additional compensation of any kind after the effective date of such resignation.
12. This Agreement constitutes the entire agreement of the parties with respect to the employment of Mr. Molina. It specifically supersedes the employment agreement between the parties dated April 5, 2011. Consistent with Mr. Molina's uninterrupted employment status, this Agreement shall have no effect on any sick leave or vacation time that Mr. Molina may have accrued as of the effective date of this Agreement nor on his original date of hire or total years of service as a County employee, to the extent the same may be relevant in determining such accruals or Mr. Molina's date of eligibility for or vesting of any non-salary benefits or for any other purpose.
13. The parties agree that the Board of Supervisors' approval of this Agreement on behalf of the County is a legislative act and that through this agreement, the Board of Supervisors is carrying out its responsibility and authority under Section 25300 of the Government Code to set the terms and conditions of County employment. It is not the parties' intent to alter in any way the fundamental statutory (non-contractual) nature of Mr. Molina's employment with the County nor to give rise to any future contractual remedies for breach of this Agreement or of an implied covenant of good faith and fair dealing. Rather, the parties intend that Mr. Molina's sole remedy in response to any failure by the County to comply with this Agreement shall be traditional mandamus.
14. Mr. Molina acknowledges that this Agreement is executed voluntarily by him, without duress or undue influence on the part or on behalf of the County. Mr. Molina further acknowledges that he has participated in the negotiation and preparation of this Agreement and has had the opportunity to be represented by

counsel with respect to such negotiation and preparation or does hereby knowingly waive his/her right to do so, and that he is fully aware of the contents of this Agreement and of its legal effect. Thus, any ambiguities in this Agreement shall not be resolved in favor of or against either party.

III. EXECUTION:

This Agreement shall be deemed executed as of April 8, 2014.

LOUIS MOLINA

THE COUNTY OF MONO

By: Larry K. Johnston, Chair
Board of Supervisors

APPROVED AS TO FORM:

MARSHALL RUDOLPH
County Counsel



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE April 1, 2014

Departments: Clerk of the Board

TIME REQUIRED

SUBJECT Safety Seat Checkup Week
Proclamation

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Stephanie M. Tombrello, LCSW, Executive Director, SafetyBeltSafe USA, has requested the Board adopt a proclamation recognizing the week of March 30 – April 5, 2014, as Safety Seat Checkup Week. This item is being sponsored by Chairman Larry K. Johnston.

RECOMMENDED ACTION:

Approve proposed proclamation.

FISCAL IMPACT:

CONTACT NAME: Shannon Kendall

PHONE/EMAIL: x5533 / skendall@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

- [Safetybelt Staff](#)
- [Letter and proclamation](#)

History

Time

Who

Approval

3/20/2014 1:40 PM	County Administrative Office	Yes
3/24/2014 2:52 PM	County Counsel	Yes
3/24/2014 3:32 PM	Finance	Yes



Larry Johnston □ District One Fred Stump □ District Two Tim Alpers □ District Three
Tim Fesko □ District Four Byng Hunt □ District Five

BOARD OF SUPERVISORS COUNTY OF MONO

P.O. BOX 715, BRIDGEPORT, CALIFORNIA 93517

(760) 932-5538 • FAX (760) 932-5531

Lynda Roberts, Clerk of the Board

To: Honorable Board of Supervisors
From: Shannon Kendall, Sr. Deputy Clerk of the Board
Date: April 1, 2014

Subject

Proclamation declaring March 30 – April 5, 2014, as Safety Seat Checkup Week.

Recommendation

Approve proposed proclamation.

Discussion

Stephanie M. Tombrello, LCSW, Executive Director, SafetyBeltSafe USA, has requested the Board adopt a proclamation recognizing the week of March 30 – April 5, 2014, as Safety Seat Checkup Week.

Fiscal Impact

None.

BOARD OF DIRECTORS

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TREASURER: John Nisbet, CPSTI

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Queens Care Family Clinics

Gayle Wilson

Brett Wood, Chairman

Toyota Material Handling, U.S.A., Inc.

STAFF

Stephanie M. Tombrello, LCSW, CPSTI

Executive Director

Kate Quirk, PhD, CPSTI

Project Coordinator

John Stubbs, CPSTI

Program Consultant

SafetyBeltSafe U.S.A.

1124 West Carson Street, LA BioMed, Building B-1 West, Torrance, CA 90502

Mailing address: P. O. Box 553, Altadena, CA 91003 www.carseat.org

(310) 222-6860 (800) 745-SAFE Spanish: (800) 747-SANO FAX (310) 222-6862

February 12, 2014

To: Board of Supervisors

From: Stephanie M. Tombrello, LCSW, CPSTI
Executive Director, SafetyBeltSafe U.S.A.

Re: Safety Seat Checkup Week, March 30 – April 5, 2014

Motor vehicle crashes remain the number 1 cause of death and permanent injury to children in California. You can help save children from suffering preventable injuries by helping to make Safety Seat Checkup Week, March 30 – April 5, a special event in your county.

SafetyBeltSafe U.S.A. is available to you as a resource for posters, pamphlets, speakers, program ideas, and information about California buckle-up laws. We would appreciate it if the Board of Supervisors would:

- Issue a proclamation in recognition of Safety Seat Checkup Week (sample enclosed). Your support for this effort, shared with in your county media, may encourage them to publicize this subject more widely. Send your proclamation to us in advance for display at Safety Seat Checkup Day on April 5.
- Encourage law enforcement agencies to increase the focus on violations of child safety seat and safety belt laws during Special Enforcement Week, March 23 – 29, sponsored by the Peace Officers Association of Los Angeles County, to protect children's welfare.
- Distribute posters and pamphlets, available from SafetyBeltSafe U.S.A., through county agencies and employees. Put up our permanent "Buckle-Up" parking lot signs.

In Los Angeles County, for example, SafetyBeltSafe U.S.A. is holding a major event as the culmination of the Week:

Safety Seat Checkup Day on Saturday, April 5, from 10:00 a.m. to 2:00 p.m. at the Petersen Automotive Museum parking lot in Los Angeles

On April 5, families will receive a detailed inspection of the installation and use of their safety seats by trained volunteers. Parents will be told if the safety seats have been recalled or need replacement parts and shown how to use them correctly. Error rates at previous events have been found to be more than 90%.

Your support for this effort, reported to newspapers in your county, may encourage them to publicize this subject more widely. Please share your ideas for Safety Seat Checkup Week with us.

The national non-profit organization dedicated to child passenger safety since 1980

**PROCLAMATION of the MONO COUNTY
BOARD OF SUPERVISORS DECLARING MARCH 30 – APRIL 5, 2014,
AS SAFETY SEAT CHECKUP WEEK**

WHEREAS, the number one preventable cause of death and injury of children and young adults is the automobile collision; and,

WHEREAS, more than 90 child passengers under fifteen are killed and more than 10,000 injured in automobile collisions in California in each year; and,

WHEREAS, 71% of small children killed in crashes would be alive today if they had been properly restrained in child safety seats; and,

WHEREAS, 45% of injuries to child occupants ages four to eight could be prevented with the use of booster seats; and,

WHEREAS, more than 90% of child safety seats are used incorrectly; and,

WHEREAS, California's child safety seat usage rate reached a record high of 95% in 2010, up from 90.9% in 2009; and,

WHEREAS, the State of California requires that all occupants be properly restrained in safety seats or safety belts with children in the back seat until at least age eight; and,

WHEREAS, the State of California requires all occupants of motor vehicles to be buckled up correctly on every ride; and,

WHEREAS, crash-tested safety seats are moderately priced and widely available for purchase at retail stores and at low cost from car safety seat distribution programs throughout California; and,

WHEREAS, SafetyBeltSafe U.S.A. has been dedicated for more than 30 years to protecting children from injury or death while being transported in a motor vehicle.

NOW, THEREFORE, the Mono County Board of Supervisors proclaims the week of March 30 – April 5, 2014, **SAFETY SEAT CHECKUP WEEK**. APPROVED AND ADOPTED this 1st day of April, 2014, by the Mono County Board of Supervisors.

Larry Johnston, Supervisor District #1

Fred Stump, Supervisor District #2

Tim Alpers, Supervisor District #3

Timothy Fesko, Supervisor District #4

Byng Hunt, Supervisor District #5



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE April 1, 2014

Departments: Public Works, Community Development, CAO, County Counsel

TIME REQUIRED 30 minutes (10 minute presentation;
20 minute discussion) **PERSONS APPEARING BEFORE THE BOARD** Joe Blanchard

SUBJECT Public Works Project Approval Policy

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Presentation by Joe Blanchard regarding the implementation of a Project Approval Policy which will create a process that a project must go through from project idea through project completion.

RECOMMENDED ACTION:

Review, discuss, and approve the Project Approval Policy which will provide a clear progression from project concept through completion. Provide any desired direction to staff.

FISCAL IMPACT:

None.

CONTACT NAME: Joe Blanchard

PHONE/EMAIL: 760-932-5443 / jblanchard@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:
Public Works

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

- [Staff Report](#)
- [Project Flow Chart](#)
- [Project Policy narrative](#)

History

Time	Who	Approval
3/20/2014 1:41 PM	County Administrative Office	Yes
3/24/2014 2:45 PM	County Counsel	Yes
3/25/2014 3:13 PM	Finance	Yes



MONO COUNTY DEPARTMENT OF PUBLIC WORKS

POST OFFICE BOX 457 • 74 NORTH SCHOOL STREET • BRIDGEPORT, CALIFORNIA 93517
760.932.5440 • Fax 760.932.5441 • monopw@mono.ca.gov • www.monocounty.ca.gov

Date: April 1, 2014
To: Honorable Chair and Members of the Board of Supervisors
From: Joe Blanchard, Facilities Superintendent
Re: Public Works Project Approval Policy

Recommended Action:

Review, discuss, and approve project approval policy which will provide a clear process for projects from concept through completion. Provide any desired direction to staff.

Fiscal Impact:

None

Background:

Up to this point there has been no established process for project ideas, project approval, or project implementation. This policy hopes to implement a progression for fielding project ideas, a review procedure for selecting projects, and a method for funding, prioritizing, and implementing projects.

If you have any questions regarding this item please contact Joe Blanchard at 760-932-5443, jblanchard@mono.ca.gov

Respectfully submitted,

Joe Blanchard, Facilities Superintendent

Project Ideas for County-Owned Facilities

Idea types:

- Improvements,
- Remodels, Additions, and
- new construction.

From:

- General plan
- Public
- Board members
- RPAC/RTIP
- Staff
- Department Head
- Risk/Safety
- Funding Opportunity
- Identified Need



Project Detail Form

Proponent prepares with staff:

- Description of project
- Project justification
- Work with facilities to develop a rough Budget/cost Estimate.
- Identifies Funding source
- Create an anticipated project timeline
- Anticipated environmental review



Project Review

Initial assessment by Staff Level Committee which evaluates project based on:

- Safety,
- ADA,
- legal requirements,
- environmental requirements,
- community needs,
- department needs,
- funding, and
- Strategic Plan Alignment.

County Comprehensive Facilities Plan Annual Projects Workshop

Discuss project prioritization
CIP > \$25,000
Maintenance < \$25,000
Emergency < \$10,000
Projects not selected will remain on CCFP project list for future review.



Board of Supervisors Review Process/Approval



Approved County Comprehensive Facilities Plan Project List

Compile Projects onto list: Capital Improvement Plan; Maintenance projects, Emergency Projects, and; unfunded projects.



Capital Improvement Project

Project exceeds \$25k, is non-recurring, has a useful life of 5+ years
New facility



Maintenance Project

Project is less than \$25k, and improves an existing facility
Project funded by facilities maintenance budget
Project addresses a safety hazard or ADA issue



Emergency Project

Project is less than \$10,000 and is an immediate threat to life safety or County property



Project Implementation and Closure

PUBLIC WORKS PROJECT APPROVAL POLICY

COUNTY OF MONO

PURPOSE

The purpose of this project approval policy is standardize the submittal, review, approval and implementation of Public Works projects. In addition, the policy is part of the effort to develop a County Comprehensive Facilities Plan (CCFP).

The CCFP must reflect all of the County's various facility projects needs and provide a path for addressing them based upon limited resources. Further, the CCFP should have three elements:

- Capital Improvement projects,
- Maintenance projects;
- Emergency projects.

The CCFP will be driven by input from the Mono County Energy Task Force, the Americans with Disabilities Act (ADA) Task Force, strategic planning efforts as well as from public and staff input. Initial focus areas identified through Board of Supervisors discussions as well as staff include:

- Investing in community-serving facilities,
- Maintaining strong infrastructure,
- Prevention of future costs,
- Energy reduction goals, and
- Aligning with the Mono County Strategic Plan once adopted.

PROPOSED PROJECT SUBMISSION PROCESS

It is proposed that the following process be used to help focus and guide decision making related to County facilities and projects.

Project ideas would be generated by:

- Mono County constituents, visitors, businesses and varying interests;
- Board members;
- Regional Planning Advisory Committees;
- County staff and department heads.

Proposed projects would be analyzed by an advisory Project Review Committee, which will be comprised of staff from the County Administrators Office, Board of Supervisors, Public Works/Facilities, County Counsel, and Community Development, and receive a recommendation for acceptance or rejection based on:

- Maintaining and enhancing public services,
- Safety issues,
- ADA,
- Risk Management issues,
- Legal mandates,
- California Environmental Quality Act or National Environmental Policy Act (CEQA/NEPA) mandates,
- County operational needs, and
- Funding availability.

Under the proposed process, project proponents would work with Public Works staff to develop a project description which captures key information, including the following:

1. Project description
2. Project justification
3. Preliminary cost estimates-including all hard and soft costs
4. Proposed funding source
5. Proposed funding channel (CIP or facilities maintenance budget)
 - a. Projects less than \$25,000 would be in the facilities maintenance budget;
 - b. Projects \$25,000 or greater would be in the CIP program
6. Anticipated Environmental Review
7. Anticipated timeline

Once the proposal is received by the Project Review Committee, they will be reviewed in a timely manner. The draft flow chart in attachment A reflects this process. Additionally, an annual CCFP project workshop will be held to discuss project prioritization as part of the annual Budget adoption.

Small Projects = Less than \$25,000

For projects in which the total projected costs are less than \$25,000, and Public Works staff has sufficient resources in the Facilities maintenance budget to complete the project, the project can be completed based on the review/approval of the Projects Review Committee with final approval by the Board.

For projects in which the total projected costs are less than \$25,000, but Public Works staff does not have sufficient resources in the maintenance budget to complete the project, Public Works staff will submit the project to the Board of Supervisors for approval and funding, based on the recommendation of the project review committee.

Large Projects = Greater than \$25,000

For projects in which the total projected costs are \$25,000 or greater, after Projects Review Committee has made a recommendation, Public Works staff will submit the project to the Board of Supervisors for potential approval and funding through the CIP program.

Emergency Projects

Emergency projects whose failure to address would create a danger to individuals or infrastructure will be handled using the Facilities Maintenance Budget if the issue is \$10,000 or less. If the emergency exceeds \$10,000, the CAO/Public Works Director will assist with budgetary decisions.

For All Projects

Projects that are not selected/funded will remain on the CCFP project list for future review as resources and priorities allow.

For projects that are submitted to the Board of Supervisors for approval, the approval will be phased, based on the size of the project.

- For a project in which the design costs are estimated to be \$5,000 or less, Public Works staff will utilize existing resources (staff or contract services) and the facilities budget to develop design documents.
- For a project in which the design costs are estimated to exceed \$5,000, Public Works staff will seek Board approval before incurring design costs.

When a project is submitted for construction approval the following information will be added to the project proposal:

1. Design phase costs (already incurred)
2. Hard Cost estimate
3. Soft Cost estimate
4. Implementation costs and proposed funding source
5. Legal thresholds that will be triggered based on projected costs
 - a. Informal bid
 - b. Formal bid
 - c. Bonding requirements for subcontractors
 - d. Force Account justification process

Public Works staff will obtain a Mono County building permit at no charge for all projects, to ensure compliance with the provisions of the Building codes. Staff will obtain other permits, based on specific projects, which may or may not be subject to fees. These include permits from the Mono County Health Department, Lahontan Regional Water Quality Control Board, Great Basin Unified Air Pollution Control District, Caltrans, etc.

Maintenance projects with an estimated total cost of less than \$10,000 are exempt from the approval process, but are still subject to the appropriate permits.

Once a project is complete, staff will provide a final report summarizing expenditures in comparison to the project proposal, to the Board of Supervisors. In each Budget as part of the annual Comprehensive County Facilities Report, an update on those projects submitted, reviewed, completed, and/or denied will be provided.

Staff is recommending the adoption of this process to improve accountability and the ability to prioritize key investments, as well as respond to public and County organization facility needs. The reporting and review elements will be aligned with Budgeting as well as long term strategic planning to focus limited resources on the most crucial projects.

DEFINITIONS

Capital Improvement Program (CIP) – A separate accounting fund for projects that are expected to exceed the capitalization threshold. Once a project is funded through the CIP, the funds are available until the project is complete or the Board re-allocates the funds. Funding sources for these projects include the General Fund, other county funds, or grant funds.

Capitalization – An accounting change to the value of a fixed asset, due to the value of the construction improvements. Mono County's capitalization threshold is \$25,000, and this includes all costs that are part of the structure.

Facility Maintenance Budget – Funds included in the annual facilities budget for building maintenance.

Hard Costs – Costs for materials, supplies and contract services necessary to complete a project. This will include costs for services provided by other County departments that are not funded by the General Fund, including Solid Waste fees, Road Department labor, equipment and materials, and Public Health fees.

Implementation Costs – Costs associated with putting a new facility into service, such as furniture, equipment, artwork, etc. These costs are not allowed to be capitalized.

Soft Costs – Costs for county staff and equipment funded by the County General Fund.



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE April 1, 2014

Departments: Public Works

TIME REQUIRED 10 minutes (5 minute presentation; 5 minute discussion)

**PERSONS
APPEARING
BEFORE THE
BOARD**

Garrett Higerd

SUBJECT Authorization to Bid for the Chalfant Streets Rehabilitation Project

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

This project will rehabilitate 5.5 miles of local streets and roads in Chalfant and White Mountain Estates. The Plans and Project Manual associated with this project are too large to attach to the agenda, however you may view these attachments separately by visiting the Board of Supervisor's web page at: <http://www.monocounty.ca.gov/bos/event/board-supervisors-52>.

Additionally, hard copies of both the Plans and Project Manual are available for viewing in the clerk's office.

RECOMMENDED ACTION:

Approve bid package, including the project manual and project plans, for the Chalfant Streets Rehabilitation Project. Authorize the Public Works Department to advertise an Invitation for Bids and to issue the project for bid. Provide any desired direction to staff.

FISCAL IMPACT:

This project is funded by the State Transportation Improvement Program (STIP). The California Transportation Commission (CTC) approved \$1,419,000 for the construction phase of this project on March 21, 2014. Contractor payments will not impact the General Fund.

CONTACT NAME: Garrett Higerd

PHONE/EMAIL: 760.924.1802 / ghigerd@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

 [Staff Report](#)

History

Time	Who	Approval
3/20/2014 1:40 PM	County Administrative Office	Yes
3/26/2014 2:11 PM	County Counsel	Yes
3/24/2014 3:26 PM	Finance	Yes



MONO COUNTY DEPARTMENT OF PUBLIC WORKS

POST OFFICE BOX 457 • 74 NORTH SCHOOL STREET • BRIDGEPORT, CALIFORNIA 93517
760.932.5440 • Fax 760.932.5441 • monopw@mono.ca.gov • www.monocounty.ca.gov

Date: April 1, 2014
To: Honorable Chair and Members of the Board of Supervisors
From: Garrett Higerd, Assistant public Works Director
Re: Authorization to Bid for the Chalfant Streets Rehabilitation Project

Recommended Action:

Approve bid package, including the project manual and project plans, for the Chalfant Streets Rehabilitation Project. Authorize the Public Works Department to advertise an Invitation for Bids and to issue the project for bid. Provide any desired direction to staff.

Fiscal Impact:

This project is funded by the State Transportation Improvement Program (STIP). The California Transportation Commission (CTC) approved \$1,419,000 for the construction phase of this project on March 21, 2014. Contractor payments will not impact the General Fund.

Background:

This project was first programmed for use of STIP funds by the Mono LTC in 2008. The major work item of this project is rehabilitation of 5.5 miles of local streets and roads in Chalfant and White Mountain Estates. The project also includes installation of signage and driveway transitions. Construction of new mailbox clusters and shoulder widening on Chalfant Road are included as bid alternates that may be selected if funding is available. The project manual (contract documents, special provisions, technical specifications, etc.) and the project plans, which show the proposed project, are attached to this staff report for Board reference.

Approval of the bid documents at this meeting will allow advertising to take place and completion of the project during the 2014 construction season. This project is exempt from the California Environmental Quality Act (CEQA Section 15301, Class 1, Type C) and a Notice of Exemption was prepared for this project by the Public Works Department in April 2012.

Please contact me at 760.932.5457 or by email at ghigerd@mono.ca.gov if you have any questions regarding this matter.

Respectfully submitted,

Garrett Higerd, PE
Assistant Public Works Director

Attachments: Project Manual
Project Plans



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE April 1, 2014

**Departments: Board of Supervisors, Community Development, and
County Administrator's Office**

TIME REQUIRED 30 minutes (10 minute presentation
(from Bureau of Land Management); 20
minute discussion) **PERSONS
APPEARING
BEFORE THE
BOARD**

SUBJECT Bureau of Land Management Inyo
National Forest OHV Grant Review
and Comments

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

This item was requested by Supervisor Stump to review a recent grant application for OHV planning funds submitted jointly by the INF and BLM for an access feasibility study for areas east of Hammil Valley. The online application to the California OHV Recreation Division proposes studying the feasibility of road(s) construction to access 14,000 acres of public land, approximately 20 miles of primitive OHV routes and the existing roads and opportunities within those lands. The enclosed grant application notes that the only motorized access to the BLM and Forest Service land is through private property.

RECOMMENDED ACTION:

Authorize grant application comments requesting that the Bureau of Land Management (BLM) and Inyo National Forest (INF) include extensive outreach to Mono County citizens, local landowners, and the Regional Planning Advisory Committee in conducting the OHV feasibility study report, if funded.

FISCAL IMPACT:

The grant request of \$11,723 should have no fiscal impact on Mono County at this time.

CONTACT NAME: Scott Burns

PHONE/EMAIL: (760) 924-1807 / sburns@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

- [📄 BLM Cover Memo](#)
- [📄 OHV Feasibility Grant Description](#)
- [📄 OHV Grant Application](#)
- [📄 OHV Grant Application part 2 - Bishop Field office write up](#)
- [📄 OHV Grant Application Part 3 Map](#)

History

Time	Who	Approval
3/20/2014 4:59 PM	County Administrative Office	Yes
3/24/2014 3:13 PM	County Counsel	Yes
3/24/2014 3:33 PM	Finance	Yes

Mono County Community Development Department

P.O. Box 347
Mammoth Lakes, CA 93546
(760) 924-1800, fax 924-1801
www.monocounty.ca.gov

P.O. Box 8
Bridgeport, CA 93517
(760) 932-5420, fax 932-5431
www.monocounty.ca.gov

April 1, 2014

TO: Honorable Chair and Members of the Board of Supervisors

FROM: Scott Burns, Community Development Director

RE: HAMMIL VALLEY OFF-HIGHWAY VEHICLE (OHV) GRANT COMMENTS

RECOMMENDATION

Authorize grant application comments requesting that the Bureau of Land Management (BLM) and Inyo National Forest (INF) include extensive outreach to Mono County citizens, local landowners, and the Regional Planning Advisory Committee in conducting the OHV feasibility study report, if funded.

FISCAL IMPACT

The grant request of \$11,723 should have no fiscal impact on Mono County at this time.

DISCUSSION

This item was requested by Supervisor Stump to review a recent grant application for OHV planning funds submitted jointly by the INF and BLM for an access feasibility study for areas east of Hammil Valley. The online application to the California OHV Recreation Division proposes studying the feasibility of road(s) construction to access 14,000 acres of public land, approximately 20 miles of primitive OHV routes and the existing roads and opportunities within those lands. The enclosed grant application notes that the only motorized access to the BLM and Forest Service land is through private property.

The application calls for field review by resource specialists that will be summarized in findings to address potential resource impacts from OHV recreation, including conflicts with other recreation activities in the area and conflicts between land owners and OHV activity. Findings are to be provided to a planner that will conduct public meetings, compile data and complete the feasibility study report.

Although an informal public open house was conducted on the draft application February 6, it was not well noticed in Mono County, and several landowners have since expressed application concerns to Supervisor Stump. The draft application is currently open for public review and comment, with comments due by April 7. Final applications are due May 5.

Please call Scott Burns at 924-1807 if you have questions concerning this matter.

ATTACHMENTS

Grant Application
Open House Notice
Grants and Cooperative Agreements Program



California State Parks

Off-Highway Motor Vehicle Recreation

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[RESOURCE MGMT](#)
[LAWS / SAFETY](#)

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Grants & Cooperative Agreements Program

Grants and Cooperative Agreements Program Overview

The Grants and Cooperative Agreements Program (Grants Program) provides for well managed off-highway vehicle recreation in the State of California by providing financial assistance to cities, counties, districts, federal agencies, state agencies, educational institutions, federally recognized Native American Tribes, and nonprofit entities.

The Grants Program supports the planning, acquisition, development, maintenance, administration, operation, enforcement, restoration, and conservation of trails, trailheads, areas, and other facilities associated with the use of off-highway motor vehicles, and programs involving off-highway motor vehicle safety or education.

2013/2014 Grants Program Preliminary Applications

The public review and comment period for the 2013/14 Grants and Cooperative Agreements Program begins Tuesday, March 4, 2014, and ends Monday, April 7, 2014. This period provides an opportunity for the public to review and provide comments to the preliminary applications submitted to the Off-Highway Motor Vehicle Recreation (OHMVR) Division for consideration during the 2013/14 grant cycle. [Public comments](#) should be submitted to both the applicant and the OHMVR Division by emailing the contact person listed on the preliminary application and copying the OHMVR Division at ohvinfo@parks.ca.gov. [View Public Comments](#).

The Division's On-Line Grants Application (OLGA) database allows the public to view preliminary applications in a centralized location. [Download the instructions on accessing the preliminary applications](#).

Preliminary applications may be reviewed in [OLGA web page](#), beginning Tuesday, March 4, 2014, [3/4/14]

2013/2014 Grant Cycle Important Dates

January 13-17	Grant Program Workshops
Monday, January 13	Grant application process begins. Application materials are available on the website.
Monday, March 3	Preliminary applications are due
Tuesday, March 4 to Monday, April 7	Public review and comment period
Monday, May 5	Final applications are due
May	OHMVR Division review of final applications
Monday, June 2	Application Results - Intent to Award posted on the website
Tuesday, June 3 to Tuesday, July 2	Thirty (30) calendar day appeal period
Wednesday, July 3	Final Awards posted on the website upon resolution of any appeals



Related Pages

[Apply for Grants](#)
[Grant Allocations](#)
[2013/2014 Public Comments to Preliminary Applications](#)
[Regulations](#)
[Grant Payment Forms](#)
[Recreational Trails Program \(RTP\)](#)

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Grants and Cooperative Agreements Program

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Motorized Grant Administrator

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AUDITS

Julie D. Hom

Audit Supervisor

(916) 657-0370

FAX (916) 657-0385

Julie.Hom@parks.ca.gov

Planning

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A. Statement of Planning Objectives

The project would study the feasibility of the construction of a road(s) to access public land and the existing roads and opportunities within those lands. The public land is currently inaccessible or landlocked because private land owners in the area have gated and locked the roads that pass through their private property. Currently, the only motorized access to the BLM and Forest Service land is through the private property. Since the private land owners have denied entry across their land that leaves the public with no direct access to public land opportunities.

The feasibility study will be accomplished by field trips to the area by BLM biophysical staff wildlife biologist, botanist, archaeologist, natural resource specialist, BLM recreation staff outdoor recreation planner and reality specialist. The biophysical staff will summarize their findings to the planner and the planner will conduct public meetings and compile data and complete the feasibility study report.

B. Relation of Proposed Project to OHV Recreation

As explained in the project description, there is no legal OHV access to approximately 14,000 acres and about 20 miles of primitive OHV routes. The project seeks to re-open the opportunities. This will add to and enhance OHV opportunities in the area. Additionally, unauthorized route creation is taking place in the project area as members of the public seek to access the area. Unauthorized routes are not sustainable and can damage natural and cultural resources. By implementing the project OHV opportunities are added to and enhanced while protecting natural and cultural resources.

C. Statement of Activities

The grant will fund an evaluation and analysis of the proposed project. The study would be based on extensive investigation and research to support the process of decision making.

The project would be studying the effect of OHV recreation on special-status species, cultural resources, soil erosion and sedimentation, conflicts with other recreational activities in the area and conflicts between local land owners and OHV activity.

D. List of Reports

A final feasibility report will be produced and submitted to the Division. The report will provide details of the study and the conclusion that is drawn from the analysis. This will be a pre-decisional document to determine whether or not the project would be successful.

E. District and County Information

A. California State Senate Districts

Select one or more of the California State Senate Districts where the proposed project activities will occur. Copy and Paste the URL (http://www.legislature.ca.gov/legislators_and_districts/districts/districts.html) in your browser to determine the State Senate district(s). (Please select applicable values)

- | | | | | |
|--|--|---|--|--|
| <input type="checkbox"/> State Senate 01 | <input type="checkbox"/> State Senate 02 | <input type="checkbox"/> State Senate 03 | <input type="checkbox"/> State Senate 04 | <input type="checkbox"/> State Senate 05 |
| <input type="checkbox"/> State Senate 06 | <input type="checkbox"/> State Senate 07 | <input type="checkbox"/> State Senate 08 | <input type="checkbox"/> State Senate 09 | <input type="checkbox"/> State Senate 10 |
| <input type="checkbox"/> State Senate 11 | <input type="checkbox"/> State Senate 12 | <input type="checkbox"/> State Senate 13 | <input type="checkbox"/> State Senate 14 | <input type="checkbox"/> State Senate 15 |
| <input type="checkbox"/> State Senate 16 | <input type="checkbox"/> State Senate 17 | <input checked="" type="checkbox"/> State Senate 18 | <input type="checkbox"/> State Senate 19 | <input type="checkbox"/> State Senate 20 |
| <input type="checkbox"/> State Senate 21 | <input type="checkbox"/> State Senate 22 | <input type="checkbox"/> State Senate 23 | <input type="checkbox"/> State Senate 24 | <input type="checkbox"/> State Senate 25 |
| <input type="checkbox"/> State Senate 26 | <input type="checkbox"/> State Senate 27 | <input type="checkbox"/> State Senate 28 | <input type="checkbox"/> State Senate 29 | <input type="checkbox"/> State Senate 30 |

- State Senate 31 State Senate 32 State Senate 33 State Senate 34 State Senate 35
 State Senate 36 State Senate 37 State Senate 38 State Senate 39 State Senate 40

B. California State Assembly Districts

Select one or more of the California State Assembly Districts where the proposed project activities will occur. Copy and Paste the URL (http://www.legislature.ca.gov/legislators_and_districts/districts/districts.html) in your browser to determine the State Assembly district(s). (Please select applicable values)

- State Assembly 01 State Assembly 02 State Assembly 03 State Assembly 04 State Assembly 05
 State Assembly 06 State Assembly 07 State Assembly 08 State Assembly 09 State Assembly 10
 State Assembly 11 State Assembly 12 State Assembly 13 State Assembly 14 State Assembly 15
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 State Assembly 66 State Assembly 67 State Assembly 68 State Assembly 69 State Assembly 70
 State Assembly 71 State Assembly 72 State Assembly 73 State Assembly 74 State Assembly 75
 State Assembly 76 State Assembly 77 State Assembly 78 State Assembly 79 State Assembly 80

C. California Congressional Districts

Select one or more of the California Congressional Districts where the proposed project activities will occur. Copy and Paste the URL (<https://www.govtrack.us/congress/members/CA>) in your browser to determine the Congressional district(s). (Please select applicable values)

- Congressional District 1 Congressional District 2 Congressional District 3 Congressional District 4
 Congressional District 5 Congressional District 6 Congressional District 7 Congressional District 8
 Congressional District 9 Congressional District 10 Congressional District 11 Congressional District 12
 Congressional District 13 Congressional District 14 Congressional District 15 Congressional District 16
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 Congressional District 41 Congressional District 42 Congressional District 43 Congressional District 44
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49 50 51 52
 Congressional District
53

D. County

Select one or more of the California Counties where the proposed project activities will occur. (Please select applicable values)

- | | | | | | |
|---------------------------------------|--|--------------------------------------|--|-------------------------------------|---|
| <input type="checkbox"/> Alameda | <input type="checkbox"/> Alpine | <input type="checkbox"/> Amador | <input type="checkbox"/> Butte | <input type="checkbox"/> Calaveras | <input type="checkbox"/> Colusa |
| <input type="checkbox"/> Contra Costa | <input type="checkbox"/> Del Norte | <input type="checkbox"/> El Dorado | <input type="checkbox"/> Fresno | <input type="checkbox"/> Glenn | <input type="checkbox"/> Humboldt |
| <input type="checkbox"/> Imperial | <input type="checkbox"/> Inyo | <input type="checkbox"/> Kern | <input type="checkbox"/> Kings | <input type="checkbox"/> Lake | <input type="checkbox"/> Lassen |
| <input type="checkbox"/> Los Angeles | <input type="checkbox"/> Madera | <input type="checkbox"/> Marin | <input type="checkbox"/> Mariposa | <input type="checkbox"/> Mendocino | <input type="checkbox"/> Merced |
| <input type="checkbox"/> Modoc | <input checked="" type="checkbox"/> Mono | <input type="checkbox"/> Monterey | <input type="checkbox"/> Napa | <input type="checkbox"/> Nevada | <input type="checkbox"/> Orange |
| <input type="checkbox"/> Placer | <input type="checkbox"/> Plumas | <input type="checkbox"/> Riverside | <input type="checkbox"/> Sacramento | <input type="checkbox"/> San Benito | <input type="checkbox"/> San Bernardino |
| <input type="checkbox"/> San Diego | <input type="checkbox"/> San Francisco | <input type="checkbox"/> San Joaquin | <input type="checkbox"/> San Luis Obispo | <input type="checkbox"/> San Mateo | <input type="checkbox"/> Santa Barbara |
| <input type="checkbox"/> Santa Clara | <input type="checkbox"/> Santa Cruz | <input type="checkbox"/> Shasta | <input type="checkbox"/> Sierra | <input type="checkbox"/> Siskiyou | <input type="checkbox"/> Solano |
| <input type="checkbox"/> Sonoma | <input type="checkbox"/> Stanislaus | <input type="checkbox"/> Sutter | <input type="checkbox"/> Tehama | <input type="checkbox"/> Trinity | <input type="checkbox"/> Tulare |
| <input type="checkbox"/> Tuolumne | <input type="checkbox"/> Ventura | <input type="checkbox"/> Yolo | <input type="checkbox"/> Yuba | | |

Project Cost Estimate

FOR OFFICE USE ONLY: Version # _____ APP # _____									
APPLICANT NAME :	BLM - Bishop Field Office								
PROJECT TITLE :	Planning								
PROJECT TYPE :	<table style="width:100%; border: none;"> <tr> <td style="width: 25%;"><input type="checkbox"/> Law Enforcement</td> <td style="width: 25%;"><input type="checkbox"/> Restoration</td> <td style="width: 25%;"><input type="checkbox"/> Education & Safety</td> <td style="width: 25%;"><input type="checkbox"/> Acquisition</td> </tr> <tr> <td><input type="checkbox"/> Development</td> <td><input type="checkbox"/> Ground Operations</td> <td><input checked="" type="checkbox"/> Planning</td> <td></td> </tr> </table>	<input type="checkbox"/> Law Enforcement	<input type="checkbox"/> Restoration	<input type="checkbox"/> Education & Safety	<input type="checkbox"/> Acquisition	<input type="checkbox"/> Development	<input type="checkbox"/> Ground Operations	<input checked="" type="checkbox"/> Planning	
<input type="checkbox"/> Law Enforcement	<input type="checkbox"/> Restoration	<input type="checkbox"/> Education & Safety	<input type="checkbox"/> Acquisition						
<input type="checkbox"/> Development	<input type="checkbox"/> Ground Operations	<input checked="" type="checkbox"/> Planning							
PROJECT DESCRIPTION :	<p>The project would study the feasibility of the construction of a road(s) to access public land and the existing roads and opportunities within those lands. The public land is currently inaccessible or landlocked because private land owners in the area have gated and locked the roads that pass through their private property. Currently, the only motorized access to the BLM and Forest Service land is through the private property. Since the private land owners have denied entry across their land that leaves the public with no direct access to public land opportunities.</p> <p>The feasibility study will be accomplished by field trips to the area by BLM biophysical staff wildlife biologist, botanist, archaeologist, natural resource specialist, BLM recreation staff outdoor recreation planner and reality specialist. The biophysical staff will summarize their findings to the planner and the planner will conduct public meetings and compile data and complete the feasibility study report.</p>								

Line Item	Qty	Rate	UOM	Grant Req.	Match	Total
DIRECT EXPENSES						
Program Expenses						
1 Staff						
Wildlife Biologist Notes : BLM staff wildlife biologist; 2 days field work at project site.	16.0000	48.0000	HRS	768.00	0.00	768.00
Botanist Notes : BLM botanist 2 days of field work at project site.	16.0000	47.0000	HRS	752.00	0.00	752.00
Archaeologist Notes : BLM archaeologist 1 day of field work at project Site.	8.0000	51.0000	HRS	408.00	0.00	408.00

Project Cost Estimate for Grants and Cooperative Agreements Program - 2013/2014
 Agency: BLM - Bishop Field Office
 Application: Planning

2/28/2014

Line Item	Qty	Rate	UOM	Grant Req.	Match	Total
Natural Resource Specialist Notes : Natural Resource Specialist 1 day in field.	8.0000	51.000	HRS	408.00	0.00	408.00
Outdoor Recreation Planner Notes : Planner will perform public scoping, write report, coordinate specialists, review LUP for conformance, study wilderness characteristic, hold public meetings, coordinate with land owners in the area, etc.	205.0000	51.000	HRS	7,755.00	2,700.00	10,455.00
Reality Specialist Notes : Advise of leases and right-of-ways in the project area and make recommendations.	32.0000	51.000	HRS	1,632.00	0.00	1,632.00
Total for Staff				11,723.00	2,700.00	14,423.00
2 Contracts						
3 Materials / Supplies						
4 Equipment Use Expenses						
5 Equipment Purchases						
6 Others						
Total Program Expenses				11,723.00	2,700.00	14,423.00
TOTAL DIRECT EXPENSES				11,723.00	2,700.00	14,423.00
INDIRECT EXPENSES						
Indirect Costs						
1 Indirect Costs						
Indirect Costs-Indirect Costs Notes : Indirect costs include vehicle costs, computer use, phone use, office supplies, map printing, utilities and administration.	1.0000	1750.000	EA	0.00	1,750.00	1,750.00
Total Indirect Costs				0.00	1,750.00	1,750.00

Project Cost Estimate for Grants and Cooperative Agreements Program - 2013/2014
 Agency: BLM - Bishop Field Office
 Application: Planning

2/28/2014

Line Item	Qty	Rate	UOM	Grant Req.	Match	Total
TOTAL INDIRECT EXPENSES				0.00	1,750.00	1,750.00
TOTAL EXPENDITURES				11,723.00	4,450.00	16,173.00

Category	Grant Req.	Match	Total	Narrative
DIRECT EXPENSES				
Program Expenses				
1 Staff	11,723.00	2,700.00	14,423.00	
2 Contracts	0.00	0.00	0.00	
3 Materials / Supplies	0.00	0.00	0.00	
4 Equipment Use Expenses	0.00	0.00	0.00	
5 Equipment Purchases	0.00	0.00	0.00	
6 Others	0.00	0.00	0.00	
Total Program Expenses	11,723.00	2,700.00	14,423.00	
TOTAL DIRECT EXPENSES	11,723.00	2,700.00	14,423.00	
INDIRECT EXPENSES				
Indirect Costs				
1 Indirect Costs	0.00	1,750.00	1,750.00	
Total Indirect Costs	0.00	1,750.00	1,750.00	
TOTAL INDIRECT EXPENSES	0.00	1,750.00	1,750.00	
TOTAL EXPENDITURES	11,723.00	4,450.00	16,173.00	

Evaluation Criteria

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1. Project Cost Estimate - Q 1. (Auto populates from Cost Estimate)

1. As calculated on the Project Cost Estimate, the percentage of the Project costs covered by the Applicant is: 3

(Note: This field will auto-populate once the Cost Estimate and Evaluation Criteria are Validated.) (Please select one from list)

- 76% or more (10 points)
 51% - 75% (5 points)
 26% - 50% (3 points)
 25% (Match minimum) (No points)

2. Planning Project - Q 2.

A Planning Project (Page 1) - Q 2.

2. The Planning Project would address the following: 4

(Check all that apply) (Please select applicable values)

- Potential effects of OHV Recreation on special-status species habitats
 Potential effects of OHV Recreation on cultural resources
 Potential effects of OHV Recreation on soil conditions
 Potential effects of OHV Recreation on water quality
 Potential effects of OHV Recreation on other recreation uses
 Potential effects of OHV Recreation on adjacent lands
 Potential impact to relationships between OHV Recreation and local residents
 Toxic or hazardous materials within a Project Area or adjacent property that may impact OHV Recreation
 Potential offsite impacts relative to the Project Area (e.g., sound, fugitive dust, runoff)
 Trail issues such as traffic patterns, trails closures, appropriate uses, etc.

B. Planning Project (Page 2) - Q 2.

Provide a detailed explanation for each statement that was checked:

As explained in the project description the project would study the feasibility of the construction of a new road(s) to access public lands. Both BLM and Forest Service land are landlocked by private property. Previously, land owners in the area allowed access across their land, however, most recently the property owners denied access and fenced and gated their roads that lead to the public land. Before any new road construction is embarked upon BLM wildlife biologist, the botanist, the archaeologist, recreation planners, etc. need to collect field data to determine if any of the items checked are of concern or would prohibit the project. The OHV recreating public has begun driving cross-country and developing unauthorized routes. These user created routes may not be in an ideal location on the ground for sustainability and habitat protection.

(Check the one most appropriate) (Please select one from list)

- 6 or more items checked (4 points)
 4 to 5 items checked (3 points)
 2 to 3 items checked (2 points)
 1 or no items checked (No points)

3. Motorized Access - Q 3.

3. The Project is intended to lead to improved facilities that provide motorized access to the following nonmotorized recreation opportunities: 6

(Check all that apply) - Scoring: 2 points each, up to a maximum of 6 points (Please select applicable values)

- | | |
|---|---|
| <input checked="" type="checkbox"/> Camping | <input checked="" type="checkbox"/> Birding |
| <input checked="" type="checkbox"/> Hiking | <input type="checkbox"/> Equestrian trails |
| <input checked="" type="checkbox"/> Fishing | <input type="checkbox"/> Rock Climbing |
| <input checked="" type="checkbox"/> Hunting | <input type="checkbox"/> Other (specify) |

4. Public Input - Q 4.

4. The Project was developed with public input prior to the preliminary Application filing deadline. Identify date(s) of meetings and participants. Do not include internal agency meetings or meetings that occurred more than 12 months prior to filing the preliminary Application. Public input employed the following: 1

(Check all that apply) (Please select applicable values)

- The Applicant initiated and conducted publicly noticed meeting(s) with the general public to discuss Project (1 point)
 The Applicant had meeting(s) with multiple distinct stakeholders (1 point)

Provide a detailed explanation for each statement that was checked:

February 6, 2014 a public meeting was held at the Bishop BLM Field Office at 351 Pacu Lane, Bishop California. The proposed project has been developed with input from the public in attendance at the meeting.

5. Stakeholder Input - Q 5.

5. If the Project were approved, the planning process would incorporate substantial stakeholder input: 0

(Check the one most appropriate) (Please select one from list)

- No (No points)
 Yes (5 points)

If 'Yes', provide a detailed explanation for how it would be 'substantial'. Identify stakeholders:

6. Utilization of Partnerships - Q 6.

6. The Project will utilize partnerships to successfully accomplish the Project. Identify the number of groups or organizations that will actively participate in the Project. Partners cannot include any unit of the OHMVR Division, subcontractors, or any participants being paid by this OHV Grant or Cooperative Agreement. 2

(Check the one most appropriate) (Please select one from list)

- 4 or more (4 points)
 2 to 3 (2 points)
 1 (1 point)
 None (No points)

List each partner organization(s) separately and provide a detailed explanation for how each partner(s) will participate in the Project:

The project has been discussed with the Eastern Sierra Four Wheel Drive Club and the Adventure Trail System of the Eastern Sierra Inc. Both organization have obtained 501 non-profit status and have agreed to assist the BLM with volunteer labor and outreach.

7. Sustain OHV Opportunity - Q 7.

7. The Planning Project sustains OHV Opportunity in the following manner: 4

(Check all that apply) (Please select applicable values)

- Project will develop management plans for existing OHV Opportunity (6 points)
- Project will complete environmental review for an OHV Development Project (5 points)
- Project supports development of OHV Opportunities within 60 miles of population centers (5 points)
- Project supports development of OHV Opportunities in areas that lack legal OHV Opportunity (4 points)
- Project will develop a system of designated OHV routes for an existing OHV Opportunity (3 points)

Provide a detailed explanation for each statement that was checked:

The project seeks to construct a new OHV route or routes to access existing OHV opportunities. Presently, the road system in the project area is landlocked by private property. This situation is causing resource damage as the public attempts to access the area by driving cross-country and creating unauthorized routes.

8. Creation of a new OHV Opportunity - Q 8.

8. If successful, would the Project lead to the creation of a new OHV Opportunity within the jurisdiction of a Land Manager that does not currently provide OHV Opportunity? 0

(Check the one most appropriate) (Please select one from list)

- No (No points)
- Yes (15 points)

Provide a detailed explanation for the 'Yes' response:

Bishop Field Office
Proposed OHV Cooperative Agreements and Grants Program 2013/2014

Operations and Maintenance

Project Overview:

This grant will enable the Bishop Field Office to repair the tread surface of specific roads and trails.

Two popular OHV roads received heavy storm damage and in some instances the damages completely obliterated the tread surface and altered water runoff channels. The roads are Mazourka Canyon Road and an important two-track road east of Big Pine that connects Death Valley Road to wildlife viewing, hunting, fishing and OHV opportunities along the fans of the Inyo Mountain range.

Additionally, about 4 miles of ATV and motorcycle trails have become whooped-out (a series of bumps 2 to 3 feet tall separated by 4 to 6 feet) which is causing ATV and motorcycle operators to widen the trail or create a new trail to avoid the bumps.

Law Enforcement

Project Overview:

The grant will partially fund a BLM Ranger to conduct OHV patrols enforcing OHV rules and regulations. Additional deliverables include installing and repairing regulatory signs, rendering first aid, protection of areas closed to motorized use by building and maintaining barricades, sounding testing and other visitor services.

Restoration

Project Overview:

Three restoration sites have been identified for restoration.

1. This project will permanently close to motorized use, and reduce to a foot trail, an ancillary road to a rock climbing (ropes and bolts) recreation site in the Alabama Hills. The action will not block access to any recreation sites because the project road parallels an existing road which will remain open. A previously disturbed area has been identified for the parking of vehicles and recreationalist visiting the site will be able to walk a short distance to the site. The action is necessary because vehicles are driving on an archaeology site. Vehicles are also parking on and damaging vegetation.

2. This proposed action will permanently close to motorized use an unauthorized OHV route starting from the Tinemaha wildlife overlook 1.0 mile south of Big Pine and east of US 395. The unauthorized route leads to private property where trespass is occurring. The route also enters

important habitat for Bald and Golden eagles, the Goodale deer herd and tule elk. We are working in conjunction with the private property owners where the trespass is occurring.

3. This project location is at the entry to Silver Canyon east of Laws. The proposed project entails the closing, and returning to a natural state, two motorized routes. The action tiers off the High Desert OHV Plan 1996. The eastern most route (3cb-13) is recommended for closure under the plan while the road that lies just west of 3cb-13 is an unauthorized route not in the High Desert OHV Plan inventory.

Planning

Project Overview:

The purpose of this grant is to study the feasibility, prepare NEPA documentation and develop activity plans to re-route an historic route around private property. The project location is on the east side of Hammil Valley 15 miles north of Bishop on state highway 6. The purpose of the grant is to provide motorized access to recreation activities along the base of the White Mountains.

FOR OFFICE USE ONLY:	Version # _____	APP # _____
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A. Statement of Planning Objectives

The project would study the feasibility of the construction of a road(s) to access public land and the existing roads and opportunities within those lands. The public land is currently inaccessible or landlocked because private land owners in the area have gated and locked the roads that pass through their private property. Currently, the only motorized access to the BLM and Forest Service land is through the private property. Since the private land owners have denied entry across their land that leaves the public with no direct access to public land opportunities.

The feasibility study will be accomplished by field trips to the area by BLM biophysical staff wildlife biologist, botanist, archaeologist, natural resource specialist, BLM recreation staff outdoor recreation planner and reality specialist. The biophysical staff will summarize their findings to the planner and the planner will conduct public meetings and compile data and complete the feasibility study report.

B. Relation of Proposed Project to OHV Recreation

As explained in the project description, there is no legal OHV access to approximately 14,000 acres and about 20 miles of primitive OHV routes. The project seeks to re-open the opportunities. This will add to and enhance OHV opportunities in the area. Additionally, unauthorized route creation is taking place in the project area as members of the public seek to access the area. Unauthorized routes are not sustainable and can damage natural and cultural resources. By implementing the project OHV opportunities are added to and enhanced while protecting natural and cultural resources.

C. Statement of Activities

The grant will fund an evaluation and analysis of the proposed project. The study would be based on extensive investigation and research to support the process of decision making.

The project would be studying the effect of OHV recreation on special-status species, cultural resources, soil erosion and sedimentation, conflicts with other recreational activities in the area and conflicts between local land owners and OHV activity.

D. List of Reports

A final feasibility report will be produced and submitted to the Division. The report will provide details of the study and the conclusion that is drawn from the analysis. This will be a pre-decisional document to determine whether or not the project would be successful.

E. District and County Information

A. California State Senate Districts

Select one or more of the California State Senate Districts where the proposed project activities will occur. Copy and Paste the URL (http://www.legislature.ca.gov/legislators_and_districts/districts/districts.html) in your browser to determine the State Senate district(s). (Please select applicable values)

- | | | | | |
|--|--|---|--|--|
| <input type="checkbox"/> State Senate 01 | <input type="checkbox"/> State Senate 02 | <input type="checkbox"/> State Senate 03 | <input type="checkbox"/> State Senate 04 | <input type="checkbox"/> State Senate 05 |
| <input type="checkbox"/> State Senate 06 | <input type="checkbox"/> State Senate 07 | <input type="checkbox"/> State Senate 08 | <input type="checkbox"/> State Senate 09 | <input type="checkbox"/> State Senate 10 |
| <input type="checkbox"/> State Senate 11 | <input type="checkbox"/> State Senate 12 | <input type="checkbox"/> State Senate 13 | <input type="checkbox"/> State Senate 14 | <input type="checkbox"/> State Senate 15 |
| <input type="checkbox"/> State Senate 16 | <input type="checkbox"/> State Senate 17 | <input checked="" type="checkbox"/> State Senate 18 | <input type="checkbox"/> State Senate 19 | <input type="checkbox"/> State Senate 20 |
| <input type="checkbox"/> State Senate 21 | <input type="checkbox"/> State Senate 22 | <input type="checkbox"/> State Senate 23 | <input type="checkbox"/> State Senate 24 | <input type="checkbox"/> State Senate 25 |
| <input type="checkbox"/> State Senate 26 | <input type="checkbox"/> State Senate 27 | <input type="checkbox"/> State Senate 28 | <input type="checkbox"/> State Senate 29 | <input type="checkbox"/> State Senate 30 |
| <input type="checkbox"/> State Senate 31 | <input type="checkbox"/> State Senate 32 | <input type="checkbox"/> State Senate 33 | <input type="checkbox"/> State Senate 34 | <input type="checkbox"/> State Senate 35 |

State Senate 36 State Senate 37 State Senate 38 State Senate 39 State Senate 40

B. California State Assembly Districts

Select one or more of the California State Assembly Districts where the proposed project activities will occur. Copy and Paste the URL (http://www.legislature.ca.gov/legislators_and_districts/districts/districts.html) in your browser to determine the State Assembly district(s). (Please select applicable values)

- State Assembly 01 State Assembly 02 State Assembly 03 State Assembly 04 State Assembly 05
- State Assembly 06 State Assembly 07 State Assembly 08 State Assembly 09 State Assembly 10
- State Assembly 11 State Assembly 12 State Assembly 13 State Assembly 14 State Assembly 15
- State Assembly 16 State Assembly 17 State Assembly 18 State Assembly 19 State Assembly 20
- State Assembly 21 State Assembly 22 State Assembly 23 State Assembly 24 State Assembly 25
- State Assembly 26 State Assembly 27 State Assembly 28 State Assembly 29 State Assembly 20
- State Assembly 31 State Assembly 32 State Assembly 33 State Assembly 34 State Assembly 35
- State Assembly 36 State Assembly 37 State Assembly 38 State Assembly 39 State Assembly 40
- State Assembly 41 State Assembly 42 State Assembly 43 State Assembly 44 State Assembly 45
- State Assembly 46 State Assembly 47 State Assembly 48 State Assembly 49 State Assembly 50
- State Assembly 51 State Assembly 52 State Assembly 53 State Assembly 54 State Assembly 55
- State Assembly 56 State Assembly 57 State Assembly 58 State Assembly 59 State Assembly 60
- State Assembly 61 State Assembly 62 State Assembly 63 State Assembly 64 State Assembly 65
- State Assembly 66 State Assembly 67 State Assembly 68 State Assembly 69 State Assembly 70
- State Assembly 71 State Assembly 72 State Assembly 73 State Assembly 74 State Assembly 75
- State Assembly 76 State Assembly 77 State Assembly 78 State Assembly 79 State Assembly 80

C. California Congressional Districts

Select one or more of the California Congressional Districts where the proposed project activities will occur. Copy and Paste the URL (<https://www.govtrack.us/congress/members/CA>) in your browser to determine the Congressional district(s). (Please select applicable values)

- Congressional District 1 Congressional District 2 Congressional District 3 Congressional District 4
- Congressional District 5 Congressional District 6 Congressional District 7 Congressional District 8
- Congressional District 9 Congressional District 10 Congressional District 11 Congressional District 12
- Congressional District 13 Congressional District 14 Congressional District 15 Congressional District 16
- Congressional District 17 Congressional District 18 Congressional District 19 Congressional District 20
- Congressional District 21 Congressional District 22 Congressional District 23 Congressional District 24
- Congressional District 25 Congressional District 26 Congressional District 27 Congressional District 28
- Congressional District 29 Congressional District 30 Congressional District 31 Congressional District 32
- Congressional District 33 Congressional District 34 Congressional District 35 Congressional District 36
- Congressional District 37 Congressional District 38 Congressional District 39 Congressional District 40
- Congressional District 41 Congressional District 42 Congressional District 43 Congressional District 44
- Congressional District 45 Congressional District 46 Congressional District 47 Congressional District 48
- Congressional District Congressional District Congressional District Congressional District

49	50	51	52
<input type="checkbox"/> Congressional District 53			

D. County

Select one or more of the California Counties where the proposed project activities will occur. (Please select applicable values)

- | | | | | | |
|---------------------------------------|--|--------------------------------------|--|-------------------------------------|---|
| <input type="checkbox"/> Alameda | <input type="checkbox"/> Alpine | <input type="checkbox"/> Amador | <input type="checkbox"/> Butte | <input type="checkbox"/> Calaveras | <input type="checkbox"/> Colusa |
| <input type="checkbox"/> Contra Costa | <input type="checkbox"/> Del Norte | <input type="checkbox"/> El Dorado | <input type="checkbox"/> Fresno | <input type="checkbox"/> Glenn | <input type="checkbox"/> Humboldt |
| <input type="checkbox"/> Imperial | <input type="checkbox"/> Inyo | <input type="checkbox"/> Kern | <input type="checkbox"/> Kings | <input type="checkbox"/> Lake | <input type="checkbox"/> Lassen |
| <input type="checkbox"/> Los Angeles | <input type="checkbox"/> Madera | <input type="checkbox"/> Marin | <input type="checkbox"/> Mariposa | <input type="checkbox"/> Mendocino | <input type="checkbox"/> Merced |
| <input type="checkbox"/> Modoc | <input checked="" type="checkbox"/> Mono | <input type="checkbox"/> Monterey | <input type="checkbox"/> Napa | <input type="checkbox"/> Nevada | <input type="checkbox"/> Orange |
| <input type="checkbox"/> Placer | <input type="checkbox"/> Plumas | <input type="checkbox"/> Riverside | <input type="checkbox"/> Sacramento | <input type="checkbox"/> San Benito | <input type="checkbox"/> San Bernardino |
| <input type="checkbox"/> San Diego | <input type="checkbox"/> San Francisco | <input type="checkbox"/> San Joaquin | <input type="checkbox"/> San Luis Obispo | <input type="checkbox"/> San Mateo | <input type="checkbox"/> Santa Barbara |
| <input type="checkbox"/> Santa Clara | <input type="checkbox"/> Santa Cruz | <input type="checkbox"/> Shasta | <input type="checkbox"/> Sierra | <input type="checkbox"/> Siskiyou | <input type="checkbox"/> Solano |
| <input type="checkbox"/> Sonoma | <input type="checkbox"/> Stanislaus | <input type="checkbox"/> Sutter | <input type="checkbox"/> Tehama | <input type="checkbox"/> Trinity | <input type="checkbox"/> Tulare |
| <input type="checkbox"/> Tuolumne | <input type="checkbox"/> Ventura | <input type="checkbox"/> Yolo | <input type="checkbox"/> Yuba | | |



USDA Forest Service
Inyo National Forest
<http://www.fs.fed.us/r5/inyo>

351 Pacu Lane
Bishop, CA 93514



USDI Bureau of Land Management
Bishop Field Office
<http://www.blm.gov/ca/bishop/>

For Immediate Release

Contact: Marty Hornick, 760-873-2461

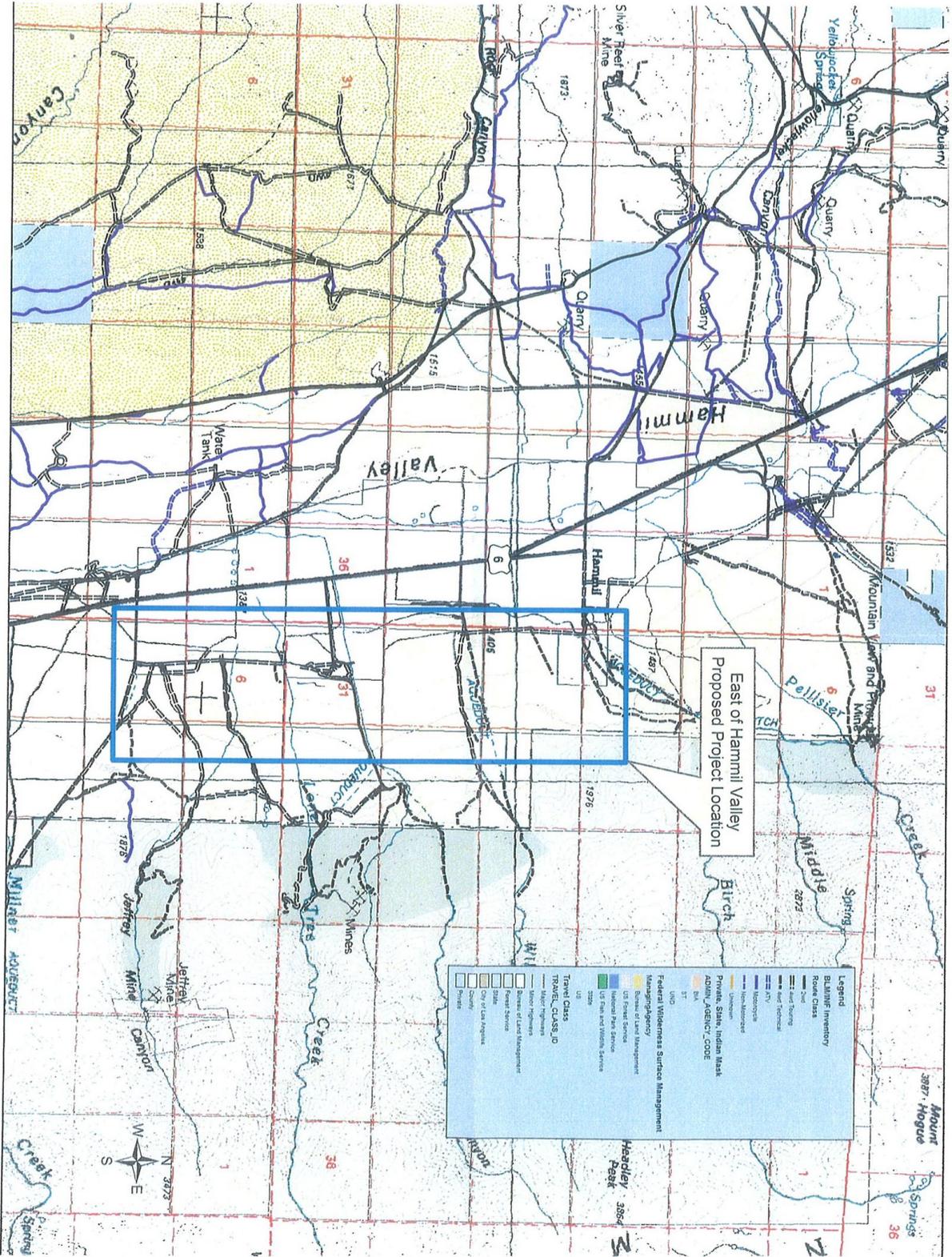
Open House for USFS and BLM 2014 Off-Highway Vehicle Grants Scheduled for February 6

Bishop, Calif., January 20, 2014 - The Inyo National Forest and Bishop Field Office of the Bureau of Land Management (BLM) will be requesting grant funds from the State of California Off-Highway Motor Vehicle Recreation (OHMVR) division for the purpose of enhancing and managing motorized recreation in this area. The agencies will hold an informal Open House from 4:00 to 6:00 pm on Thursday, February 6, at the USFS/BLM office located at 351 Pacu Lane in Bishop. Interested citizens are invited to drop in at any time during the Open House. Representatives from the two agencies will be available to answer questions about potential grants and to receive your ideas about the types of projects and other opportunities which you would like to see funded through these grants.

Preliminary grant applications will be submitted to the OHMVR division on March 3. The public will be able to comment on the preliminary applications from March 4 to April 7. Final applications must be submitted by May 5. If you would like more information about the California State Parks grant process and requirements, please visit the OHMVR website at www.ohv.parks.ca.gov

For more information, or to submit your ideas through other means, or if you have special needs for accommodation to participate in this Open House, please call Marty Hornick, Forest Trails Coordinator, at 760-873-2461; or Rich Williams, BLM Recreation Planner, at 760-872-5033.

#





OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE April 1, 2014

Departments: Community Development

TIME REQUIRED 30 minutes (10 minute presentation;
20 minute discussion)

**PERSONS
APPEARING
BEFORE THE
BOARD**

Planning Staff

SUBJECT RPAC Workshop

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Workshop on status of Regional Planning Advisory Committees.

RECOMMENDED ACTION:

Conduct RPAC workshop. Provide any desired direction to staff.

FISCAL IMPACT:

No impact from workshop. RPAC funding is included in the community development department budget and to the extent feasible, is covered by grant funds.

CONTACT NAME: Scott Burns

PHONE/EMAIL: 924-1807 / sburns@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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[Staff Report](#)

[attachment](#)

History

Time	Who	Approval
3/20/2014 1:41 PM	County Administrative Office	Yes
3/25/2014 4:33 PM	County Counsel	Yes
3/11/2014 4:47 PM	Finance	Yes

Mono County Community Development Department

P.O. Box 347
Mammoth Lakes, CA 93546
(760) 924-1800, fax 924-1801
www.monocounty.ca.gov

P.O. Box 8
Bridgeport, CA 93517
(760) 932-5420, fax 932-5431
www.monocounty.ca.gov

March 18, 2014

TO: Honorable Chair and Members of the Board of Supervisors
FROM: Scott Burns, Community Development Director
RE: REGIONAL PLANNING ADVISORY COMMITTEES WORKSHOP

RECOMMENDATION

Conduct workshop on Regional Planning Advisory Committees (RPACs), and provide any desired direction to staff.

FISCAL IMPACT

Not applicable; no action recommended. The costs of RPAC administration are included in the Planning budget and to the extent feasible, are covered by grant funds.

DISCUSSION

As a follow-up to recent Board inquiries, this workshop will review the purpose, progress and procedures of Mono County RPACs. Planning staff will be available to review current operations and activities of the RPACs, including the June Lake Citizens Advisory Committee (CAC) and periodic community meetings for Wheeler Crest and Paradise. Staff assignments for active RPACs are as follows:

RPAC

Antelope Valley RPAC
Bridgeport Valley RPAC
Mono Basin RPAC
June Lake CAC
Long Valley RPAC
Chalfant RPAC
Benton/Hammil RPAC

STAFF

Gerry Le Francois
Wendy Sugimura
Heather deBethizy
Courtney Weiche
Courtney Weiche
Brent Calloway
Brent Calloway

Assistance with agenda posting/distribution, mailing lists and other support services are provided by CD Ritter and Cedar Barager.

As the prototype for Mono County's RPACs, the June Lake CAC was established nearly 30 years ago in 1985; most other RPACs were established in 1988. Attached for reference is the RPAC Purpose and Procedures adopted by the Board of Supervisors in 1998, which together with ground rules established by individual RPACs, guides the staffing, administration and operations of the RPACs. Please contact Scott Burns at 924-1807 if you have questions concerning this matter.

ATTACHMENT

- Mono County Regional Planning Advisory Committees Purpose and Procedures

Regional Planning Advisory Committees

P.O. Box 347
Mammoth Lakes, CA 93546
760-924-1800 phone, 924-1801 fax
commdev@mono.ca.gov

P.O. Box 8
Bridgeport, CA 93517
760-932-5420 phone, 932-5431 fax
www.monocounty.ca.gov

RPAC PURPOSE & PROCEDURES

(Adopted by Mono County Board of Supervisors Sept. 1, 1998)

PURPOSE

The purpose of Mono County's Regional Planning Advisory Committees is to advise the Mono County Board of Supervisors, Planning Commission and Planning Division on the development, review, implementation and update of the Mono County General Plan and associated area/community Plans. In order to accomplish this purpose, the RPACs may:

1. Conduct and facilitate community planning meetings.
2. Provide assistance to the Mono County Planning Division and other County staff in identifying local planning issues, including community development constraints and opportunities.
3. Assist in preparing, reviewing and commenting on proposed community vision statements, planning policy and implementing ordinances affecting the local area, including proposals of Mono County, the Mono County Local Transportation Commission (LTC), the Mono County Collaborative Planning Team (CPT) and other requesting agencies.
4. Periodically (at least once a year) review the adequacy and applicability of local general plan policies.
5. Assist county staff in conducting planning studies in support of community planning efforts and plan implementation, including rezoning studies.
6. Review and comment on proposed plans and environmental studies prepared by other agencies that may impact the local area or conflict with existing community plans.
7. Assist in the development and review of capital improvement plans for Mono County, the LTC, and other requesting agencies.
8. Serve as a community forum and information clearinghouse on community planning issues.

MEMBERSHIP

Unless specifically established by the Mono County Board of Supervisors, each RPAC may establish its own membership requirements. Membership should be open to all residents, business operators and landowners in a community area. To the greatest extent possible, RPACs should be composed of a representative cross section of community interests. It is suggested that each RPAC consist of seven to 11 members, appointed by the local supervisor, with Board concurrence.

More on back...

STAFF SUPPORT

Mono County staff services for RPACs shall be coordinated by the Mono County Planning Division. Available staff services may include: agenda preparation; securing meeting locations; preparing press releases; posting and mailing agendas; preparing meeting notes/minutes; arranging for refreshments for special meetings; providing presentations on local planning matters; scheduling meeting speakers; preparing RPAC correspondence,; and presenting RPAC positions to the Planning Commission, Board of Supervisors, LTC, CPT, and other agencies. Community assistance in providing RPAC support services is strongly encouraged. Staff costs associated with RPACs should be recorded in the newly established RPAC budget unit of the Mono County budget.

MEETING GROUND RULES

Each RPAC should establish ground rules for the conduct of its meetings. Although all RPACs may not be subject to the Brown Act, all meetings should be conducted in compliance with the Brown Act. Meetings should also be conducted following common principles of fairness and respect. All in attendance should be given an opportunity to be heard. Each agenda shall include a public comment section during which planning-related items not on the agenda may be discussed.

Each RPAC should appoint a Chair, moderator, or facilitator from its membership to conduct meetings, and secretary from its membership to take meeting notes/minutes. Meetings should generally not exceed two hours in length. Meetings should be conducted at locations easily accessible to the general public, and at times convenient to the public. Monday night meetings during football season should be avoided. RPACs should meet periodically, on an as-needed basis, or set regular meetings dates, such as the second Thursday of each month. In some instances, RPAC meeting frequency may be limited due to constraints on Planning Division staffing levels or workload. The Planning Division may request RPACs to skip meetings or stagger meeting dates to accommodate staff limitations. It should be noted that RPAC staff support is provided to promote community involvement in the local planning process. The Chair is charged with conducting an orderly meeting that conforms to the agenda and purpose of the meeting.

RPAC RECOMMENDATIONS

RPAC recommendations should generally reflect a consensus. A consensus is not necessarily unanimous agreement, but rather is reached when everyone can live with a decision. When it is clear that opinions on an issue are divided, a vote may be necessary. Although voting is usually faster than building consensus, it often creates winners and losers; losers may feel left out or angry, which could lead to later community conflicts. Compromise and consensus are therefore preferred over formal votes.



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE April 1, 2014

TIME REQUIRED

SUBJECT Closed Session--Human Resources

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Marshall Rudolph, John Vallejo, Leslie Chapman, Bill Van Lente 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.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME:

PHONE/EMAIL: /

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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No Attachments Available

History

Time

Who

Approval

3/17/2014 12:54 PM	County Administrative Office	Yes
3/24/2014 2:44 PM	County Counsel	Yes
2/10/2014 5:14 PM	Finance	Yes



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE April 1, 2014

TIME REQUIRED

SUBJECT

Closed Session - Public Employment

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

PUBLIC EMPLOYMENT. Government Code section 54957. Title: Public Works Director.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME:

PHONE/EMAIL: /

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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No Attachments Available

History

Time	Who	Approval
3/19/2014 1:04 PM	County Administrative Office	Yes
3/24/2014 2:52 PM	County Counsel	Yes
3/24/2014 3:30 PM	Finance	Yes



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE April 1, 2014

TIME REQUIRED

SUBJECT Closed Session - Conference with
Legal Counsel

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

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

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME:

PHONE/EMAIL: /

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
***PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING***

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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No Attachments Available

History

Time	Who	Approval
3/25/2014 2:29 PM	County Administrative Office	Yes
3/24/2014 3:43 PM	County Counsel	Yes
3/24/2014 3:46 PM	Finance	Yes