



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 7, 2015

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 Bob Musil, Clerk of the Board: bmusil@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 10, 2015.

B. Board Minutes

Departments: Clerk of the Board

Approve minutes of the Regular Meeting held on March 17, 2015.

3. RECOGNITIONS - 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. FY 2015-2016 California Department of Boating and Waterways Grant Program

Departments: Sheriff's Office

The California Department of Boating and Waterways has requested a governing body resolution for participation in the annual boating and waterways grant program.

Recommended Action: 1. Approve Resolution #R15-_____ authorizing the Mono County Sheriff's Office to participate in the FY 2015-16 California Department of Boating and Waterways grant program and to name the Sheriff-Coroner as an authorized agent to sign for and administer the grant. 2. Authorize the Board of Supervisors to sign the contract with the California Department of Boating and Waterways for fiscal year 2015-2016. 3. Authorize Sheriff Ingrid Braun to sign the contract, any grant correspondence, and all reimbursement forms for said contract.

Fiscal Impact: This resolution will assist with meeting the grant guidance for participation in the California Department of Boating and Waterways Grant Program for fiscal year 2015-2016. The grant award amount of \$131,065.00 will cover most of the cost of the Mono County Sheriff's Office boating program, including any overtime costs; however, it does require a County contribution equal to property taxes derived from boats (\$5,478 for fy15-16).

B. Mutual Aid MOU - Law Enforcement Tactical Team

Departments: Sheriff's Office

Proposed MOU with Inyo County Sheriff, Inyo County District Attorney, and the Bishop Police Department, pertaining to Inter-agency Assistance.

Recommended Action: Approve County entry into proposed contract and authorize the Sheriff to enter into said MOU on behalf of the County. Provide any desired direction to staff.

Fiscal Impact: No additional general fund impact.

C. Fisheries Commission Appointments

Departments: Economic Development

The terms for Jim King, Dan Anthony and Jeff Parker, respectively, on the Mono County Fisheries Commission expire in April, 2015. Staff is recommending re-appointment of all three commissioners for another 4 year term, ending March 31, 2019.

Recommended Action: The Board consider and re-appoint Jim King, Dan Anthony and Jeff Parker to the Mono County Fisheries Commission for a 4 year term, ending March 31, 2019.

Fiscal Impact: None.

D. Employment Agreement with Tony Dublino

Departments: County Administrator's Office

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

Recommended Action: Approve Resolution #R_____, approving a contract with Tony Dublino as Solid Waste Superintendent/Environmental Services 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: The total cost for remainder of fiscal year 14/15 is \$9,704 of which \$5,801 is salary, \$1,229 is the employer portion of PERS, and \$2,674 is the cost of benefits. The cost for a full fiscal year is \$118,209 of which \$69,612 is salary, \$15,489 is the employer portion of PERS, and \$33,108 is the total cost of benefits.

E. Employment Agreement with Jeff Simpson

Departments: County Administrator's Office/Human Resources

Proposed resolution approving a contract with Jeff Simpson as Economic Development Manager and prescribing the compensation, appointment and conditions of said employment.

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

Fiscal Impact: The total cost for remainder of fiscal year 14/15 is \$25,462 of which \$15,372 is salary, \$3,298 is the employer portion of PERS, and \$6,792 is the cost of benefits. The cost for a full fiscal year is \$109,856 of which \$66,213 is salary, \$14,926 is the employer portion of PERS, and \$28,717 is the total cost of benefits.

F. Hiring Freeze Variance; SW I/II/III and Vocational Trainee in DSS

Departments: Department of Social Services

A Social Worker III position and a Vocational Trainee/Assistant position are vacant within the Child and Adult Welfare Division of Social Services. The lack of adequate social work staff limits the department's ability to serve communities and protect vulnerable adults and families. This poses a serious adverse risk to individual and community health. These positions are critical to the operation of the department, hence the department is seeking a hiring freeze variance to recruit and fill these positions. Both of these positions are included in the current BOS-approved Allocation List.

Recommended Action: Approve hiring freeze variance and authorize the Director of Social Services to begin the recruitment effort to fill vacancies within the Child and Adult Welfare Division of Social Services, including a Social Worker I/II/III position and a Vocational Trainee position.

Fiscal Impact: There is no cost to the General Fund; the cost for these positions this year and in subsequent fiscal years is paid for through child welfare realignment funds. The cost for a Social Worker III for the remainder of FY 2014-15 is approximately \$17,124 of which \$11,166 is salary. The full year cost is approximately \$68,493 of which \$44,664 represents salary. The cost for the Vocational Trainee for the remainder of FY 2014-15 is approximately \$11,703 of which \$7,158 is salary. The full year cost is approximately \$46,811 of which \$28,632 represents salary. The FY 2014-15 costs are included in the BOS-approved DSS budget.

G. Hiring Freeze Variance; Senior Services Site Attendant

Departments: DSS

Mono County Senior Services Site Attendant, Rick Williams, provides a variety of services to communities along Highway 6 including home delivered meals, information and assistance, and assisted transportation. Hiring a second Site Attendant to cover services when Mr. Williams is absent is critical to allowing senior services to continue uninterrupted, while not costing the program additional funds. The total number of work hours authorized for the new position would not exceed 416 hours (.20 FTE) per fiscal year, and would be authorized only in the event the lead Site Attendant is absent. In this way the position is cost neutral; costing no more and no less than had the lead Site Attendant been available. The Director of Social Services or her designee would be responsible for authorizing the actual days and hours of work scheduled. This position is not covered under Merit System Services

(MSS), hence approval by MSS to recruit is not required. This proposed position is included in current BOS-approved Allocation List.

Recommended Action: Approve hiring freeze variance and authorize the Director of Social Services to begin the recruitment effort for a Temporary Part-Time/Limited Term, un-benefited Senior Services Site Attendant position in the Department of Social Services.

Fiscal Impact: There is no additional cost to the General Fund. The Senior Services Site Attendant hourly wage is \$15.95 per hour; the position is non-benefitted. The new Site Attendant will work only those hours necessary to cover the duties of the lead Site Attendant when he/she is unavailable to work, thus this new position is cost neutral.

8. CORRESPONDENCE RECEIVED (INFORMATIONAL)

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

A. Tri-Valley Groundwater Management District

Departments: Clerk of the Board

Correspondence from the Tri-Valley Groundwater Management District, directed to the California Department of Water Resources, requesting that DWR include certain factors in the regulations that it is currently drafting related to groundwater basin boundary adjustments under the new Sustainable Groundwater Management Act.

B. ESTA Support for Bishop and Mammoth Airports

Departments: Clerk of the Board

Correspondence from Eastern Sierra Transit Authority dated March 20, 2015 regarding Bishop and Mammoth Airports.

C. Bi-State Local Area Working Group

Departments: Clerk of the Board

Correspondence from the Bi-State Local Area Working group, dated March 18, 2015, thanking the Board of Supervisors for their sponsorship of the February 25-26, 2015 Bi-State Pinyon-Juniper Expansion Forum in Minden, NV.

9. REGULAR AGENDA - MORNING

A. Review of Local Emergencies

15 minutes (5 minute presentation; 10 minute discussion)

(Jim Leddy) - Review state of local emergencies, which were proclaimed by the Sheriff as Director Emergency Services on February 6, 2015, and ratified by the Board on February 10, 2015 and the second local emergency proclaimed by the Mono County Health Officer on February 11, 2015 and ratified by the Board on

February 17, 2015. Also consider proposed waiver of encroachment permit fees associated with Round Fire recovery efforts. CalRecycle intends to remove hazard trees and the Wheeler Crest Fire Safe Council intends to clear brush located within Mono County's right-of-way, on easements and fire breaks within the Swall Meadows Community.

Recommended Action: Continue or terminate the state of local emergencies. Waive encroachment permit fees for CalOES and Wheeler Crest Fire Safe Council with respect to hazardous tree removal and clearing brush in the County's right-of-way, on easements and fire breaks within the Swall Meadows Community.

Fiscal Impact: Loss of revenue for encroachment permits is unknown at this time however this additional revenue is not included in the current year budget.

B. Eastern Sierra Visitor Center Presentation

35 minutes (20 minute presentation; 15 minute discussion)

(Bernadette Johnson) - Presentation by Bernadette Johnson regarding the Eastern Sierra Visitor Center.

Recommended Action: None (informational only). Provide any desired direction to staff.

Fiscal Impact: There is no fiscal impact from receiving the report.

C. County Children's Trust Fund

Departments: Department of Social Services

35 minutes (20 minute presentation; 15 minute discussion)

(Didi Tergesen, Child Abuse Prevention Council Coordinator and Marlo Preis, DSS Staff Services Analyst III) - Request by the Mono County Child and Family Advisory Board to spend funds held in the County's Children's Trust Fund. Report of Trust Fund monies spent in FY 2013-14 and status of foster home recruitment efforts.

Recommended Action: Approve request to use Children's Trust Fund monies in the amount of \$6,774.00 to fund community-based child abuse prevention proposals, as recommended by the Child and Family Advisory Board. Receive report on Trust Fund monies spent in the previous fiscal year and the status of foster home recruitment efforts.

Fiscal Impact: The total request for funding is an amount not to exceed \$6,774. There are available funds within the Mono County Children's Trust Fund to meet the cost of this request. Accordingly, all requested funds shall come from the Mono County Children's Trust Fund and there is no cost to the Mono County General Fund.

D. Fish and Game Fine Fund Expenditure

Departments: Economic Development

10 minutes (5 minute presentation; 5 minute discussion)

(Jeff Simpson) - On April 1, 2015, the Mono County Fisheries Commission approved \$5,100.00 to be allocated from the Fish and Game Fine Fund for the purpose of additional fish stocking. The Fisheries Commission felt this money would be best spent on fish stocking in preparation for the busy summer fishing months and to supplement the reduction of fish stocking from the Department of Fish and Wildlife. The agenda item passed 6-0 with no abstentions.

Recommended Action: The Board consider and approve the recommendation by the Mono County Fisheries Commission to use \$5,100.00 from the Fish and Game Fine Fund for additional fish stocking before the end of the 2014-15 fiscal year.

Fiscal Impact: Mono County receives roughly \$7,500.00 on an annual basis from the California Department of Fish and Wildlife. Currently \$7,035.00 is available in the budget for the proposed expenditure. If approved the \$5,100.00 expenditure would bring the available balance to \$1,935.00.

E. California Department of Fish and Wildlife Comments Regarding AB 1213 Rulemaking

Departments: Board of Supervisors

25 minutes (5 minute presentation; 20 minute discussion)

(Jim Leddy) - Discussion and potential comment letter to the California Department of Fish and Wildlife regarding rulemaking actions by the California Fish and Game Commission on the implementation of AB 1213 (Chapter 748, Statutes of 2013)

Recommended Action: Review background material provided, direct staff on whether or not to send out a letter of comment.

F. Request for Letter of Support for AB 203

Departments: County Administrator's Office

10 minutes (5 minute presentation; 5 minute discussion)

(Jim Leddy) - Request for support of Assembly Bill 203.

Recommended Action: 1. Review request for support of AB 203; 2. Direct staff to finalize letter of support and distribute.

Fiscal Impact: There is no fiscal impact from this item.

G. Request for Letter of Opposition for AB 1220 and Letter of Support for SB 593

Departments: County Administrator's Office

15 minutes (5 minute presentation; 10 minute discussion)

(Jim Leddy) - Request for letter of opposition of AB 1220 and letter of support for SB 593.

Recommended Action: Review request for letter of opposition to AB 1220 and letter of support for SB 593. Direct staff to send out letters.

Fiscal Impact: There is no fiscal impact from sending a letter of opposition or support.

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, 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 - Performance Evaluation

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

C. 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: 2. Facts and circumstances: personnel complaint.

D. Conference with Legal Counsel

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: FERC P-1390-063.

E. Conference with Legal Counsel

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

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**REGULAR AGENDA AFTERNOON- NONE
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