



AGENDA

BOARD OF SUPERVISORS, COUNTY OF MONO STATE OF CALIFORNIA

Regular Meetings: The First, Second, And Third Tuesday of each month. Location of meeting is specified at far right.

Regular Meeting

MEETING LOCATION
Mammoth Lakes BOS
Meeting Room, 3rd Fl.
Sierra Center Mall, 452 Old
Mammoth Rd., Mammoth
Lakes, CA 93546

September 18, 2012

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 : roberts@mono.ca.gov.

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

9:00 AM **Call meeting to Order**

Pledge of Allegiance

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

Approximately
thru 10:00 a.m.

CLOSED SESSION

BOARD OF SUPERVISORS

- 1a) **Closed Session** - CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to subdivision (b) of Government Code section 54956.9. Number of potential cases: Facts and circumstances: Benton Crossing Landfill compliance issues.
- 1b) **Closed Session** - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Subdivision (a) of Government Code section 54956.9. Name of case: U.S. v. Walker River Irrigation District, et al.
- 1c) **Closed Session--Human Resources** - CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Marshall Rudolph, Brian Muir, and Jim Arkens. 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.
- 1d) **Conference with Legal counsel** - CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to subdivision (b) of Government Code section 54956.9. Number of potential cases: one.
- 1e) **Conference with Legal Counsel** - CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to subdivision (b) of Government Code section 54956.9. Number of potential cases: one. Facts and circumstances: Claim For Damages presented by Jesse Carroll.

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. Approve minutes of the Special Meeting held on August 27, 2012.
- B. Approve minutes of the Special Meeting held on August 28, 2012.
- C. Approve minutes of the Special Meeting held on August 29, 2012.

3) **BOARD MEMBER REPORTS**

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

Approximately
10 Minutes

COUNTY ADMINISTRATIVE OFFICE

- 4) CAO Report regarding Board Assignments (Jim Arkens)
RECOMMENDED ACTION: Receive brief oral report by County Administrative Officer (CAO) regarding his activities.

10:00 a.m.
Approximately
15 minutes

DEPARTMENT REPORTS/EMERGING ISSUES
(PLEASE LIMIT COMMENTS TO FIVE MINUTES EACH)

Approximately 5

CONSENT AGENDA

minutes for
Consent Items

(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item.)

CLERK OF THE BOARD

- 5a) **Fisheries Commission Appointment** - Ralph Obenberger recently resigned from the Fisheries Commission. His term expires April of 2013. Recently, Gary Jones, from the June Lake area, attended a Fisheries Commission meeting and learned about the vacancy created due to Obenberger's resignation. Mr. Jones has completed and turned in an Application for Appointment to the Commission to fill this unexpired term. Dan Lyster of Economic Development has been in contact with the clerk's office to get this item onto the agenda.

Recommended Action: Appoint Gary Jones to the Mono County Fisheries Commission, filling the unexpired term of Ralph Obenberger who recently resigned from his position. Jones' term will expire in April, 2013.

Fiscal Impact: None.

FINANCE

Additional Departments: County Counsel

- 6a) **Lease and Agreement with Southern Mono Healthcare District** - Proposed contract with Southern Mono Healthcare District for operation of the Bridgeport Family Medicine Clinic.

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

Fiscal Impact: Estimated annual cost \$92,800, a savings of \$28,000 over current agreement.

HEALTH DEPARTMENT

- 7a) **Maternal Child and Adolescent Health Plan for FY 2012-13** - Proposed contract with California Department of Public Health pertaining to Maternal Child and Adolescent Health Plan for FY 2012-13.

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

Fiscal Impact: MCAH funding is a mix of federal and local public health realignment funding. The local funding is required by the federal government to draw down the Title XIX funds. There is no fiscal impact on the county general fund. The budget for this program for FY 2012-13 is \$185,321 from the following funding sources: Federal Title V \$63,000; Federal Title XIX \$43,736; Local Health Realignment \$78,586 for a total of \$185,321.

COUNTY COUNSEL

- 8a) **Personnel Appeals Board Appointment** - Personnel appeals board appointment.

Recommended Action: Appoint Clay Neely to sit on a pending personnel appeals board.

Fiscal Impact: none.

SHERIFF CORONER

9a) **Sheriff's Department Boating and Waterways Grant: Equipment and Operations Contract** - The Mono County Sheriff's Department has received a Grant Contract from the California Department of Boating and Waterways in the amount of \$30,000.00 for fiscal year 2012-2013. This grant funds the purchase of miscellaneous equipment and is an annual award granted to the Sheriff's Department.

Recommended Action: 1) Authorize the Sheriff's Department (on behalf of the County) to enter into the contract with the California Department of Boating and Waterways for fiscal year 2012-2013. 2) Authorize Sheriff Richard C. Scholl to sign the contract and all reimbursement forms for said contract.

Fiscal Impact: FY 2012 - 2013: \$30,000.00 in revenue.

MENTAL HEALTH

10a) **Behavioral Health Advisory Board Appointments** (Robin K. Roberts) - The Behavioral Health Advisory Board bylaws allow for nine members on the board. Adding these two qualified candidates would bring our numbers up to 7. Robin Wingett and Lisa Thompson have been active at our meetings for some time. Both are engaged and important members of our community and our board.

Recommended Action: Appoint Lisa Thompson and Robin Wingett to the Behavioral Health Advisory Board.

Fiscal Impact: None.

REGULAR AGENDA

CORRESPONDENCE RECEIVED (INFORMATIONAL)

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

CLERK OF THE BOARD

11a) **BLM Notice of Proposed Action** - Letter from Bernadette Lovato, Bishop Field Manager for BLM, informing the public/interested parties about a Notice of Proposed Action regarding the Bishop Field Office's (BIFO) intent to remove graffiti that may occur with Wilderness. The comment period for this ends on September 30, 2012.

COUNTY ADMINISTRATIVE OFFICE

Additional Departments: Mono County Superior Court Judges

12a) **Chief Probation Officer - Appointment** (Jim Arkens) - Proposed resolution approving a contract with Karin Humiston as Chief Probation Officer, and prescribing the compensation, appointment and conditions of said employment.
15 minutes

Recommended Action: Approve Resolution #R12-____, approving a contract with Karin Humiston as Chief Probation Officer, 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 12-13 is approximately \$181,369.78, of which \$83,367.00 is salary; \$64,602.36 is the employer portion of PERS, and \$30,400.41 is the cost of the benefits; also included is up to \$3,000.00 in moving expenses and is included in the approved budget.

Additional Departments: Behavioral Health

12b) **Amendment to Employment Contract - Robin Roberts** (Jim Arkens and Robin

15 minutes Roberts) - Proposed resolution approving an amendment to the employment agreement with Robin Roberts as Director of Behavioral Health.

Recommended Action: Approve Resolution #R_____, approving an agreement and first amendment to the employment agreement with Robin Roberts, and prescribing the compensation, appointment and conditions of said employment.

Fiscal Impact: The cost of this position for the remainder of FY 12/13 is approximately \$146,387.79 of which \$92,630.00 is salary ; \$17,461.56 is the employer portion of PERS, and \$36,296.24 is the cost of the benefits and is included in the approved budget. Total cost for a full fiscal year (13/14) would be \$175,665.35 of which \$111,156.00 is salary ; \$21,100.03 is the employer portion of PERS, and \$43,409.32 is the cost of the benefits. (**Please note cost information is based on 12/13 figures and a projected rate for Pers.)

Additional Departments: County Counsel, Finance, Sheriff

12c) 10 minutes **New PSO MOU and Personnel Rules** (Jim Arkens, Marshall Rudolph, Brian Muir) - Proposed resolution adopting and approving a memorandum of understanding between the County and the Mono County Public Safety Officers' Association (PSO) bargaining unit and adopting new personnel rules applicable to that bargaining unit.

Recommended Action: Adopt proposed resolution #R12-_____, approving a memorandum of understanding between the County and the Mono County Public Safety Officers' Association (PSO) bargaining unit and adopting new personnel rules applicable to that bargaining unit.

Fiscal Impact: Estimated \$47,000/year savings.

SHERIFF CORONER

Additional Departments: County Counsel, HR

13a) 10 minutes **Resolution Regarding Additional Deputy Sheriff Compensation** (Sheriff Rick Scholl, Marshall Rudolph) - Proposed resolution authorizing additional compensation for deputy sheriffs performing special assignments pertaining to narcotics enforcement (MONET), care of a law-enforcement canine ("K-9"), and lead worker/supervisor for court security and bailiff functions.

Recommended Action: Adopt proposed resolution #R12-_____, authorizing additional compensation for deputy sheriffs performing special assignments pertaining to narcotics enforcement (MONET), care of a law-enforcement canine ("K-9"), and lead worker/supervisor for court security and bailiff functions.

Fiscal Impact: Est \$12,900/year.

COUNTY COUNSEL

Additional Departments: Risk Management

14a) 5 minutes **Carroll Claim for Damages** (Marshall Rudolph) - Claim for Damages presented on or about August 17, 2012, by Jesse Carroll (County Claim No. CL12-12).

Recommended Action: Take no action and direct county counsel to return the claim to claimant because it was not presented within the time required by law.

Fiscal Impact: None if the claim is returned as recommended.

LUNCH

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.)

BOARD OF SUPERVISORS

15a) **Sierra Business Council** (Steven R. Frisch, Sierra Business Council President) - Sierra Business Council will present its recent publication, "Eastern Sierra Innovation and Prosperity: An Industry Cluster Approach to Economic Sustainability in California's Inyo and Mono Counties". A copy of the report is available in the Clerk of the Board's Office (74 School Street, Annex 1, Bridgeport, CA). A copy is also available online: <http://www.monocounty.ca.gov/bos.html>. This item is being co-sponsored by Supervisors Hunt and Bauer.
45 minutes

Recommended Action: Informational only.

Fiscal Impact: None.

MENTAL HEALTH

Additional Departments: Social Services, Public Health, Probation

16a) **Mono County Wraparound Program** (Robin K. Roberts, Ellen Thompson, Julie Tiede, Linda Salcido, Tracie Neal) - Presentation by Ellen Thompson and Robin Roberts regarding Mono County Wraparound Program.
15 minutes

Recommended Action: Provide any desired direction to staff.

Fiscal Impact: None.

16b) Contract Amendment, Name Change for Position of Maria Lourdes Gonzalez (Robin K. Roberts) - Amendment to employment contract with Maria Lourdes Gonzalez. This is a name change only. In the original contract with Maria Lourdes Gonzalez her title and position was called, "Mental Health Counselor II". This position does not require a California License or a graduate degree as does "Licensed Clinical Therapist-Bilingual". This position's duty will remain the same as in the original contract.
5 minutes

Recommended Action: Adopt Resolution R12-___, approving an agreement and first amendment to the employment agreement with Maria Gonzalez and prescribing the compensation, appointment, and conditions of said employment.

Fiscal Impact: None.

PUBLIC WORKS - ROAD DIVISION

17a) **Bus Shelter Encroachment Fee Waiver** (Jeff Walters) - The Eastern Sierra Transit Authority (ESTA) wishes to install a new bus shelter in Bridgeport near the tennis courts on Emigrant Street. The shelter would be of the same design as is already located in other communities in Mono County. ESTA wishes to have the encroachment fee waived by Public Works.
10 minutes

Recommended Action: Consider and potentially authorize the Public Works Director to waive encroachment fees associated with the installation and operation of an Eastern Sierra Transit Authority bus shelter on County property and in County right-of-way in the community of Bridgeport. Provide any desired direction to staff.

Fiscal Impact: \$322 in lost encroachment fee revenue.

FINANCE

18a) **California Public Employees Pension Reform Act of 2013** (Brian Muir) - Presentation by Finance Director regarding California Public Employees Pension Reform Act of 2013.
20 minutes

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

Fiscal Impact: None.

COMMUNITY DEVELOPMENT - PLANNING DIVISION

19a) **Inyo-Mono Integrated Regional Water Management Group** (Heather deBethizy) - Presentation by Heather deBethizy regarding recent activities of the Inyo-Mono IRWM group.
15 minutes

Recommended Action: Receive update and provide any desired direction to staff.

Fiscal Impact: None.

SOCIAL SERVICES

20a) **Eastern Sierra Area Agency on Aging Contract Status Update** (Julie M. Tiede) - Presentation by Julie Tiede regarding the status of the proposed subcontract contract between Inyo County and Mono County for the delivery of Senior Services in Mono County. Review of proposed subcontract terms and conditions for approval.
25 minutes

Recommended Action: Review status of Proposed Subcontract Agreement with Inyo County for the delivery of Senior Services in Mono County. Provide any desired direction to staff based on approval or non-approval of terms and conditions. Execute such Subcontract Agreement if/as deemed appropriate.

Fiscal Impact: Fiscal impacts unknown until further direction to staff is provided.

INFORMATION TECHNOLOGY

Additional Departments: County Counsel

21a) **Digital 395 Project and Technology Prioritization and Incentivization** (Nate Greenberg; John Vallejo) - Update the Board of Supervisors on Digital 395 Last Mile Provider Plan concepts as they relate to the prioritization of technology, projects (by community), and an incentive based approach to accomplish desired outcomes.
1 hour

Recommended Action: 1) Receive information on Digital 395 Last Mile Provider Plan. 2) Authorize Nate Greenberg to draft and sign letters of support for grant applicants. 3) Provide direction on DIVCA Franchise Tax fee structure.

Fiscal Impact: None.

ADJOURNMENT

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