



# 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 County Courthouse, Bridgeport, CA 93517

November 6, 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](http://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](mailto:lroberts@mono.ca.gov).

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

9:00 AM

Call meeting to Order

Pledge of Allegiance

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

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

### **BOARD OF SUPERVISORS**

- 1a) **Closed Session** - 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.
- 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 - 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: dispute related to Conway Ranch grant compliance.
- 1d) **Closed Session - Conference with Legal Counsel** - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Subdivision (a) of Government Code section 54956.9. Name of case: Richard Luman v. Mono County Personnel Appeals Board et al.
- 1e) **Closed Session - Conference with Legal Counsel** - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Subdivision (a) of Government Code section 54956.9. Name of case: M. McGovern worker's compensation case.
- 1f) **Closed Session - Conference with Legal Counsel** - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Subdivision (a) of Government Code section 54956.9. Name of case: J. Madrid worker's compensation and personnel appeals cases.
- 1g) **Closed Session - Conference with Real Property Negotiators** - CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Government Code section 54956.8. Property: 71 Davison Street, Mammoth Lakes, CA. Agency negotiators: Jim Arkens, Brian Muir, Marshall Rudolph, and Robin Roberts. Negotiating parties: Mono County and Aleksandar Cvetkovic. Under negotiation: terms of payment.
- 1h) **Closed Session - Performance Evaluation** - PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Government Code section 54957. Title: County Counsel.
- 1i) **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.

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### 2) **APPROVAL OF MINUTES**

**A. Approve minutes of the Regular Meeting held on October 9, 2012.**

**B. Approve minutes of the Regular Meeting held on October 16, 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. **DEPARTMENT REPORTS/EMERGING ISSUES**

Approximately 15 minutes

(PLEASE LIMIT COMMENTS TO FIVE MINUTES EACH)

Approximately 5 minutes for Consent Items

## CONSENT AGENDA

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

### COMMUNITY DEVELOPMENT - PLANNING DIVISION

**5a) Bridgeport RPAC** - Appointment of two members to the Regional Planning Advisory Committee for Bridgeport Valley.

**Recommended Action:** Appoint Mike Booher and Erinn Wells to the Bridgeport Valley Regional Planning Advisory Committee with terms expiring in January 2014.

**Fiscal Impact:** None.

### AMBULANCE PARAMEDICS

**6a) Emergency Medical Care Committee (EMCC) Appointment** - Appoint Ales Tomaier to the Mono County EMCC for a term of two years, replacing Bob Rooks as the representative of the Mono County Fire Chief's Association.

**Recommended Action:** Appoint Ales Tomaier to the Mono County EMCC for a term of two years, replacing Bob Rooks as the representative of the Mono County Fire Chief's Association.

**Fiscal Impact:** No impact to the County General Fund.

## 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

**7a) Bridgeport RPAC Letter of Appreciation** - Letter of appreciation from Benny Romero of the Bridgeport RPAC thanking Hank Cole for his service throughout the years.

**7b) Brian Muir Letter of Resignation** - Correspondence from Brian Muir dated October 29, 2012 resigning from his position and thanking the citizens of Mono County for allowing him to serve as their first Finance Director.

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### FINANCE

**8a) Quarterly Investment Report** (Brian Muir) - Receive quarterly investment report for the period ending September 30, 2012.

5 minutes

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

**Fiscal Impact:** None.

### SOCIAL SERVICES

**Additional Departments:** Human Resources

**9a) Approval to Fill Vacant Position** (Julie M. Tiede) - Request for approval to fill vacant Social Worker III position.

5 minutes

**Recommended Action:** Approve the Department of Social Services' filling of the vacant Social Worker III position.

**Fiscal Impact:** The annual cost of the Social Worker III position, salary and benefits, is \$77,337.99. This is based on an annual salary of \$44,664.00, PERS, of \$8,516.08, and benefits of \$24,157.91. Based on an estimated County Share of Cost of 8%, the total cost to the General Fund for

such position will be \$6,187.00 annually.

## HUMAN RESOURCES

**Additional Departments:** Probation

**10a)**  
15 minutes

**Authorization to Fill FTS IV - Probation** (Jim Arkens, Karin Humiston) - Presentation by Jim Arkens/Karin Humiston regarding filling a FTS IV position with the upcoming retirement in the department.

**Recommended Action:** Authorize Human Resources to recruit for a FTS IV in Probation. Provide any desired direction to staff.

**Fiscal Impact:** Cost for the remainder of FY 12-13 is \$ 41,228, of which \$23,460 is salary; \$3,142 is the employer portion of PERS, and \$14,626 is the cost of the benefits and is included in the approved budget. Cost for a full year is \$83,472, of which \$49,920 is salary; \$6,316 is the employer portion of PERS, and \$30,236 is the cost of the benefits.

## AMBULANCE PARAMEDICS

**11a)**  
10 minutes

**Inland Counties Emergency Medical Agency Joint Exercise of Powers Agreement** (Lynda Salcido, Interim EMS Chief, Stacey Simon, County Counsel) - Proposed new Joint Powers Agreement (JPA) with San Bernardino and Inyo Counties pertaining to the Joint Powers Agency known as the Inland Counties Emergency Medical Agency ("ICEMA"), established by JPA in 1975 and continued by revised JPA in 1988.

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

**Fiscal Impact:** None.

## SHERIFF CORONER

**12a)**  
10 minutes

**Mono County Emergency Operations Plan** (Sheriff Richard C. Scholl / Sgt. Jeff Beard) - The Mono County Emergency Operations Plan was revised per the guidelines set forth by the Federal Emergency Management Agency (FEMA) and the California Emergency Management Agency (CalEMA). The plan was written with input from all co-operators with a review process by the co-operators and CalEMA. The current plan was revised to include sections: Access and Functional Needs; Animal Care and Shelter; and Incident Command System (ICS) during any event.

To view a copy of the Mono County Emergency Operations Plan (which is too large to attach to the agenda item), please go to our website: [www.monocounty.ca.gov](http://www.monocounty.ca.gov) and visit the Board of Supervisor's page. Once there, find the November 6, 2012 meeting date and there you will find a link to the plan.

**Recommended Action:** Recommend the Board of Supervisors approve Resolution #R12-\_\_\_\_\_, approving the new Mono County Emergency Operations Plan.

**Fiscal Impact:** The revision of the Emergency Operations Plan was funded solely by the FY 2011 Emergency Management Performance Grant (EMPG). There is no direct cost to the Mono County General Fund.

## BOARD OF SUPERVISORS

**13a)**  
5 minutes

**CSAC Appointments** (Shannon Kendall) - Selection from the Board of Supervisors of a member and alternate to serve on the California State Association of Counties (CSAC) Board of Directors for 2013.

**Recommended Action:** Elect a member of the Board of Supervisors to serve on the CSAC Board of Directors for the 2013 Association year beginning November 27, 2012; also elect an alternate member.

**Fiscal Impact:** Cost to attend annual conference, approximately \$1,900.

**Additional Departments:** CAO, County Counsel, Assessor, Sheriff

**13b)**  
15 minutes

**Response to 2012 Grand Jury Report** (Jim Arkens, Marshall Rudolph) - Board of Supervisors' response to 2012 final grand jury report.

**Recommended Action:** Consider proposed Board response to 2012 final grand jury report. Potentially

approve and authorize Chair to sign said response, with such revisions as the Board may deem appropriate (if any). Provide any desired direction to staff.

**Fiscal Impact:** None.

\*\*\*\*\*  
LUNCH  
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**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.)

**RISK MANAGEMENT**

**Additional Departments:** Public Works Road

**14a)**  
30 minutes

**Twin Lakes Mudslide** (Rita Sherman, Jeff Walters) - Receive staff report regarding Twin Lakes mudslide.

**Recommended Action:** Provide desired direction to staff.

**Fiscal Impact:** Up to \$25,000 in expenses should the Board approve the proposed work by the Public Works Road Division.

**PUBLIC WORKS - FACILITIES DIVISION**

**Additional Departments:** Community Development, Public Works Road, Building Official, Environmental Health

**15a)**  
30 minutes

**Old Sheriff Substation** (Rita Sherman) - Discussion on the options at the Old Sheriff Substation.

**Recommended Action:** Provide desired direction to Staff regarding the options at the Old Sheriff Substation.

**Fiscal Impact:** None at this time.

**PUBLIC WORKS - ROAD DIVISION**

**16a)**  
10 minutes

**Eastern Sierra Unified School District - Request for Snow Removal Services at Edna Beaman Elementary** (Jeff Walters) - The Eastern Sierra Unified School District (ESUSD) is requesting Mono County Public Works provide snow removal services this winter on the access roads and parking area at the Edna Beaman Elementary School in Benton. ESUSD also would appreciate any fee waiver should the Board authorize Public Works to perform this service.

**Recommended Action:** Receive staff report regarding a request from ESUSD to have Mono County provide snow removal services this winter at the Edna Beaman Elementary School in Benton. Provide any desired direction to staff.

**Fiscal Impact:** If the Board approves providing this service approximately \$150 in revenue to the Public Works Road Division could be realized. If the service is approved and the fees are waived approximately \$150 would be lost to the Road Fund.

**16b)**  
10 minutes

**Pending Vacancy in Road Division - Maintenance Worker in Road Area 4/5** (Jeff Walters) - Due to a pending retirement of a Public Works Road Maintenance Worker III in Road Area 4/5 a vacancy would impact this division's service capabilities. Public Works is requesting authorization to begin recruitment to fill this upcoming vacancy.

**Recommended Action:** Authorize Public Works to begin recruitment to fill a pending vacancy, a Road Maintenance Worker II/III in Road Area 4/5. Provide any desired direction to staff.

**Fiscal Impact:** Cost for the remainder of FY 12/13 is approximately \$39,093 for a Maintenance Worker II, of which \$21,392 is salary and \$14,836 is benefits, \$1,213 is EE Cost Sharing, and \$2,866 is PERS; or \$41,885 for a Maintenance Worker III, of which \$23,604 is salary and \$15,119 is benefits, 1,339 is EE Cost Sharing and \$3,161.87 is PERS for the 7 month period. These are 100% Road Fund impacts.

## **PUBLIC WORKS - ENGINEERING DIVISION**

**Additional Departments:** County Counsel

- 17a)** **Change Order Authority for the Aspen Road Culvert Replacement Project** (Garrett Higerd) - In performing this project the County and Contractor have encountered unforeseen circumstances impacting the manner and cost of project completion. A detailed update will be provided orally by Mr. Higerd at the Board meeting.

5 minutes

**Recommended Action:** Authorize the Public Works Director to approve and issue change orders in an amount not to exceed \$13,125.00 per change order with respect to the Aspen Road Culvert Replacement Project, provided such change orders do not substantially alter the scope of work, exceed budgeted authority, and are approved as to form and legality by County Counsel. (Note: this authorization shall supercede prior change-order authorization in Minute Order M12-217.)

**Fiscal Impact:** This project is funded by Proposition 1B. On October 18, 2011 the Board approved the use of \$330,675 of Prop 1B funds for this project. Contractor payments will not impact the General Fund.

## **PUBLIC WORKS - SOLID WASTE DIVISION**

- 18a)** **Solid Waste Enterprise Fund Budget Discussion** (Tony Dublino) - This item is in response to direction provided by the Board at the August Budget Hearings. The presentation will describe current challenges and offer potential solutions to the Solid Waste Enterprise Fund budget shortfall through cost cutting measures and means to generate additional revenue by increasing tipping fees and/or parcel fees. The presentation will also include a discussion and proposal for providing adequate outreach and education to inform citizens of any upcoming changes.

20 minutes

Pending further direction from the Board, staff may develop a formal recommendation for consideration by the Solid Waste Task Force, with potential adoption by the Board in December.

**Recommended Action:** Consider issues and discussion, and provide any direction to staff.

**Fiscal Impact:** None at this time. Informational only.

## **COMMUNITY DEVELOPMENT - PLANNING DIVISION**

- 19a)** **Update on Bridgeport Main Street Revitalization Project** (Wendy Sugimura) - Presentation by Wendy Sugimura regarding the results of the Bridgeport Main Street Design Fair.

20 minutes

**Recommended Action:** 1. Authorize the Board Chair to sign the attached letter of appreciation to Caltrans District 9 for integrating the new striping plan into the current overlay project; 2. provide additional direction to staff on further implementation and planning priorities and efforts, including implications for local facilities planning.

**Fiscal Impact:** None at this time.

- 19b)** **Inyo-Mono Integrated Regional Water Management Group (IRWVG) Update** (Heather deBethizy) - Update on activities of the Inyo-Mono IRWVG, including the updated IRWVG Plan and Round 2 Implementation proposal ranking.

20 minutes

**Recommended Action:** Discuss agenda items for the November 14 meeting of the Inyo-Mono Integrated Regional Water Management Group (IRWVG). Consider items on the agenda and provide direction to staff. Review and discuss proposals submitted to the IRWVG for Round 2 Implementation funding. Receive update from staff and provide direction regarding proposal ranking.

**Fiscal Impact:** None.

## **BOARD OF SUPERVISORS**

**Additional Departments:** Information Technology

- 20a)** **Digital 395 & Telemedicine** (Supervisor "Hap" Hazard) - This workshop will be led by Supervisor Hazard during which time he will present a PowerPoint on Telemedicine, and how Digital 395 will improve such capacity in our region.

20 minutes

**Recommended Action:** None. Informational only.

**Fiscal Impact:** None.

ADJOURNMENT

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