



**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
May 3, 2016**

Flash Drive	#1013
Minute Orders	M16-93 to M16-101
Resolutions	R16-32
Ordinance	ORD16-04 not used

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

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

*Break: 10:36 a.m.
Reconvene: 10:48 a.m.
Break: 11:00 a.m.
Reconvene: 11:06 a.m.
Closed Session: 12:10 p.m.
Reconvene: 1:50 p.m.*

The Mono County Board of Supervisors stream all of their meetings live on the internet and archives them afterward. To listen to any meetings from June 2, 2015 forward, please go to the following link:
<http://www.monocounty.ca.gov/meetings>

Pledge of Allegiance led by John Peters.

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD
No one spoke.

Note

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2. APPROVAL OF MINUTES

A. Board Minutes

Departments: Clerk of the Board

Approve the minutes of the Regular Meeting held April 5, 2016.

Johnston moved; Alpers seconded

Vote: 5 yes; 0 no

M16-93

Supervisor Stump:

- Page 10, requested the amounts given to each entity be included.

B. Board Minutes

Departments: Clerk of the Board

Approve the minutes of the Regular Meeting held April 12, 2016.

Corless moved; Alpers seconded

Vote: 5 yes; 0 no

M16-94

C. Board Minutes

Departments: Clerk of the Board

Approve minutes of the Regular Meeting held on April 19, 2016, as corrected.

Johnston moved; Alpers seconded

Vote: 5 yes; 0 no

M16-95

Supervisor Stump:

- On page 7, correct the spelling of "Shibley" to Shipley.

3. RECOGNITIONS

A. Recognition of Dr. Don Clark

Departments: CAO

(Leslie Chapman) - Proposed resolution in appreciation and recognition of Eastern Sierra Unified School District Superintendent, Dr. Don Clark, Ed.D

Action: Approve Resolution of Appreciation and Recognition for Dr. Don Clark.

Fesko moved; Corless seconded

Vote: 5 yes; 0 no

M16-96

Supervisor Stump:

- Read Resolution into record. Presented recognition to Dr. Don Clark.

Dr. Don Clark:

- Thank you, this is very humbling, a great honor and due to a great team. Working very hard to accomplish and implement our strategic plan through goal setting programs for kids,

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expansive learning environments. One of the hallmarks of our district is technology. This Tuesday, May 10th is Virtues Day. Working on engaging our communities, making our schools the focal point of each community.

John Peters, School Board Member:

- Congratulations to Dr. Clark. This is a testament to his hard work and his team and success of our district. Strategic Plan is part of reason for success.

Stacey Adler, Superintendent:

- Congratulations to Dr. Clark. They have worked together 9 years. He works very hard, this award is very well deserved, and is a tribute to his team and staff as well.

Ann Aylesworth, School Board Member

- She was on hiring committee to hire Don. The district has had trials and tribulations, increasing and decreasing enrollment, but through it all, communication was there. He wears many different hats, and is the best superintendent we've ever had.

Ian Knight:

- Thanks to Dr. Clark for being a good superintendent and keeping us all in school. We are going to Aquarium of Pacific for a conference on whales next week.

4. **BOARD MEMBER REPORTS**

Supervisor Alpers:

- 4/27 - Met with Diane Eagle, editor of the new online publication called "The Mammoth Scoop". Basically, her new venture is designed to compete with the MT and The Sheet as a news source for those interested in events in and around the Mammoth Lakes/Mono County community. Ms. Eagle's goal is presenting highly accurate, detailed news to all interested parties.
- 4/28 - Met with Joe Blanchard and Stacey Simon and interested JL citizens regarding a public/private funding and volunteering effort for upgrades to the interior of the JLCAC. I will be reporting to the JLCAC this evening and will keep the BOS informed of progress.
- 4/29 - Attended the 2016 Fishing Opener Media Reception sponsored by the Bishop C of C and VB held at the Bishop Golf Club. The event was highly attended by media people from all over Southern California. A new feature of the event this year was allowing the media attendees to speak regarding their ideas and goals on how to maximize coverage of the Opener. I came away from the event encouraged that business owners, agency representatives (DFW), as well as regional writers had a better sense of overall promotion of the eastern Sierra region to our visitor markets. Thank you to Alicia Vennos for her attendance and networking.
- 4/30 - Toured the JL Loop, LV Canyon and Lundy areas on the General Trout Fishing opener and was encouraged by the turnout and angler success. It appeared that many trophy rainbows from Desert Springs Trout Farm and large native German Browns were caught and reported to various sporting goods stores and marinas. Size results from opening weekend:
- Gull Lake - 9lb. 2oz. & 8lb. 15oz. Rainbows Silver Lake - 8lb. 13oz. Rainbow June Lake - 8lb. 12oz. Rainbow Grant Lake - 5lb. 1oz. Rainbow Rush Creek - 4lb. 9oz. German Brown (7 yr old boy!) Lundy Lake - 5lb., 6lb. & 6lb. 2oz. Rainbows LV Creek - Not many limits, but general satisfaction with quality of trout Thank you to Beaver's Sporting Goods, Ernie's Tackle Shop & Silver Lake Resort for reporting.

Supervisor Corless:

- Wednesday, 4/20: R.E.D. Collaborative Meeting—I am honored to be co-chairing the collaborative with Probation Chief Humiston. At the meeting, the group agreed to focus efforts on youth diverted from the justice system as the target population for a pilot program. There was a productive discussion of what structure, programming, assistance is needed. With the guidance of Burns Institute staff, this work is based on data from the juvenile justice system in Mono County.
- Attended town council that evening. Update on status of Mammoth Creek Park West/Multi-Use Facility project—information available at planmcp.com.

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- Out of town most of last week—thanks to Supervisor Stump for chairing Collaborative Planning Team. Listened in to most of the fire discussion, and also attended a Sierra Nevada Conservancy webinar (can be viewed here <https://www.youtube.com/watch?v=i-gf9wcrZsU>) focused on headwaters protection efforts in the state, much of discussion also around fire and fuels reduction. Also talked to Frank Frievalt/MLFD about their efforts and need for interagency collaboration.

Supervisor Fesko:

- April 20 – 21 - I attended the RCRC Board of Directors meeting that was held in Willow California, the County seat for Glenn County.
- On the 20th, we were given a tour of a Walnut processing plant (\$22 million facility) where we heard about the great cooperation between the County and private business in the development of this plant. In the name of Economic Development, all parties worked together to streamline the planning process and building process.
- On the 21st, I attended the Board of Directors meeting. I have asked our staff to distribute the highlights from RCRC to each Board member and to also include in today's minutes (see additional documents).

Supervisor Johnston:

- Provided information to CSAC staff for the forthcoming Rural Caucus meeting as part of the CSAC Legislative Conference; thanked Bob Musil for the information regarding the potential for all vote by mail as an option for small counties.
- Participated in the Baseload Coalition phone conference. The result is a draft letter to the CPUC; the draft letter has been forwarded via the CAO to our Board and hopefully this can be reviewed / approved for Mono County support. It involves Geothermal and Biomass as main components of the State's Renewable Portfolio goals.
- Recognized a letter from Liz Sullivan and asked that it be placed on the next agenda for information.
- The State Legislature approved and the Governor signed AB 120 that will provide \$16 million toward election administration.
- Assembly Democrats released a \$1.3 billion housing plan which includes rental housing, homeownership and rural housing.
- Attended the Mammoth Lakes Housing meeting and passed out information to Board members. We are emphasizing the potential for development of the Shady Rest affordable housing feasibility study, possibly funded through Cap and Trade funds.
- Wished Jennifer Senior well on her forthcoming Wild, Wild West Ultra Marathon, 50 mile race this coming Saturday in Lone Pine.

Supervisor Stump:

- 4-20: Attended the Tri Valley Water Commission - Commissioner Wayne Hutton will be stepping down after his term expires. Wayne was a Commissioner for more that 20 years, just kept getting reelected
- 4-22: Attended the Bodie Hills Sage Grouse Habitat Rehabilitation Tour on BLM land. Most notable of the attendees was the Principle Department Assistant Secretary for the US Dept. of the Interior. Her position is third from the top at Interior. She reported that the intent of the Interior Department is to continue the funding for this program for at least 10 years. The Board was emailed some of the material handed out on the tour. The BLM is using a variety of treatments to address habitat restoration. These include removal of encroaching pinions and junipers, some burning or mechanical treatment to reduce fuel uniformity, and working with private land owners. Wildland / Urban Interface fuels reduction is also incorporated.
- 4-23: Attended the Lower Rock Creek Mutual Water Company / Paradise Community meeting. The Water Company's new well project is proceeding through permitting. Permits are required from the County, Lahontan, and DWP. Trying to get these all accomplished within the time frames that their well driller is available. I gave a briefing on current County activities and issues and took questions. I expected and received questions about the Inyo Adventure Trails program. I spoke with Supervisor Totheroh who gave me an update from the Inyo side and relayed that information.

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- 4-26: Attended CSA 1 meeting. The CSA Board and the MCOE Library Board are going to have a joint meeting toward the end of May to discuss a new Crowley Library potential.
- 4-28: Chaired the Collaborative Planning Team meeting for Supervisor Corless.
- The Inyo Forest reported that the Lakes Basin roads and campgrounds have a number of hazard trees that must be removed prior to opening. A contract to do that will be issued. Additionally the fuel reduction projects around Mammoth Lakes will continue this year. Good progress has been made. The USFS also offered another tour of west side dead tree/fire potential conditions on the Sequoia National Forest. Room for two Supervisors. Your will be 6-2. Contact the Mammoth District Ranger if interested.
- The BLM reported that a grant, paperwork submitted by the Mammoth Community Water District, for another deep monitoring well has been submitted to the California Energy Commission. This is related to the Ormat CD-4 project. The BLM also expects to make a final water quality monitoring plan decision related to the CD-4 this summer regardless if Ormat and the MCWD have reached agreement or not.
- Cal Fish and Wildlife reported that they will be placing three temp restrooms along the East Walker. In addition the liner for the Mill Canyon Ditch has been purchased. Ca. Fish and Wildlife is looking at a contract with the California Conservation Corps to install the liner. Also, the Round Fire vegetation recovery includes many native varieties which is good. There is concern about unauthorized spill over from the Inyo Adventure Trails program into the fire damaged area. People do not seem to be only using the three designated routes approved in Inyo's program. Perhaps it is because 90% of the roads in those routes are paved. Designation of the specific routes was part of Inyo's settlement with the Center for Biological Diversity after Inyo was sued. DWP land is off limits unless Inyo provides 100% indemnification for all legal, environmental, and physical damage which Inyo has so far refused to do. USFS land is also off limits so people are riding where they should not.
- Devils Postpile gave a State of the Park presentation. I will pass around a copy. It should be on their website by the end of this week. Their visitor numbers keep increasing. They plan to do some water system repairs prior to opening for the season.
- Cal Fire is going to start doing hazard reduction inspections as soon as the weather permits. Plan to start in North County.

5. COUNTY ADMINISTRATIVE OFFICE

Leslie Chapman:

- NACO press release about the Bi-State Sage Grouse conservation.
- 21st and 22nd, traveled to Death Valley for CAO Mountain area meeting. Update on the Park including the flash flood that has closed the road to Scotty's Castle. Could be closed for up to 3 years.
- 25th, all day meetings with South Co departments for space needs.
- 26th, met with Emergency Services leaders to see how to move the program forward. Also met with Cross agency incident management team, will be coming to Board shortly. Need to adjust the way we address health care at the jail.
- May 17th will be a special joint meeting with the Town of Mammoth Lakes.

6. DEPARTMENT/COMMISSION REPORTS

Jeff Walters, Public Works:

- Update on Tioga Pass. As of today, clearing is done to 9 miles west of pass, just past Tuolumne Meadows. Good progress. Good exercise to train staff. Should have a status report from Park soon. Some weather is coming in over the next 4-5 days, could have snow. Priorities are our county roads. Highway 120 from lower gate to Pass remains closed, also Monitor Pass is closed.

Stacey Simon, County Counsel:

- Will be collaborating with TOML and June Lake, giving ethics training May 20th from 2-4 pm

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at the June Lake Community Center. Open to all public officials and candidates, and it will satisfy AB1234 for 2 hours of ethics training.

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. **Industrial Disability Retirement - Robert Weber**

Departments: County Counsel

Proposed resolution determining that Robert Weber is eligible for Industrial Disability Retirement.

Action: Adopt proposed resolution #R16-32, determining that Robert Weber is eligible for Industrial Disability Retirement. Provide any desired direction to staff.

Johnston moved; Alpers seconded

Vote: 5 yes; 0 no

R16-32

B. **Travel Request - Lt. Booher AJA Annual Conference**

Pulled for discussion by Supervisor Alpers

Departments: Sheriff

This conference will provide Lieutenant Booher with current information and training on important issues such as: the Prison Rape Elimination Act; medical care; and treatment of the mentally ill. Further, Lieutenant Booher will meet with vendors and exhibitors who specialize in jail architecture, construction, job site management and grant management. This should be very helpful in our efforts to obtain grant funding to expand our programming space.

Action: Approve out of state travel for Lieutenant Booher, Jail Commander, in order to attend the AJA Annual Conference in Austin, Texas, departing on May 21, 2016, and returning on May 26, 2016.

Alpers moved; Fesko?? seconded

Vote: 5 yes; 0 no

M16-97

Supervisor Alpers:

- Senses the value here, wishes Mike the best on his trip. Asked Mike to come back and give a report afterward.

C. **Mill Canyon Rd. Access Agreements**

Departments: Public Works

Proposed MOUs with US Forest Service, Antelope Valley Fire, BLM, and California Department of Fish and Wildlife authorizing limited access to Mill Canyon Rd.

Action: Approve County entry into proposed MOUs and authorize Jeff Walters, Public Works Director, to complete and execute said MOUs on behalf of the County. Provide any desired direction to staff.

Johnston moved; Alpers seconded

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Vote: 5 yes; 0 no
M16-98

D. Treasury Transaction Report

Departments: Finance

Treasury Transaction Report for the month ending 3/31/2016

Action: Approve the Treasury Transaction Report for the month ending 3/31/2016.

Johnston moved; Alpers seconded

Vote: 5 yes; 0 no

M16-99

E. Letter of Opposition to AB 2395

Pulled for discussion by Supervisor Corless

Departments: Clerk of the Board of Supervisors

Letter of Opposition to AB 2395 (Telecommunications: replacement of public switched telephone network)

Action: Approve a letter of opposition to AB 2395, and authorize the Chairman of the Board's signature on the letter on behalf of the Board of Supervisors.

No motion. Board consensus is to rehear this item at next week's Board meeting.

Supervisor Johnston:

- Would have liked to have seen the bill itself available to the public as part of the agenda packet.

Supervisor Corless:

- Not pulling the item because she's against opposing the bill. She was contacted by AT&T, who requested we delay sending letter. May be some urgency to coordinate with RCRC's plans. Agrees with Johnston about having the bill available to the public.

Supervisor Fesko:

- RCRC is asking counties to oppose this. Not just AT&T, but any phone provider with copper wire. It's a mechanism to relinquish their obligations to rural areas with landlines. Those communities may not end up with phone service at all. Many rural areas do not have cell coverage. There is urgency because RCRC wants to get as many counties involved as possible. Suggests we move forward now.

Supervisor Stump:

- Dealt with 4 years of AT&T's promises to maintain and improve cell service. It disappeared, not improved. Verizon let their landlines degrade before selling to Frontier. Not inclined to wait on opposition letter.
- Signature on letter should reference Stump as Chair of Board.

Ann Aylesworth, Resident:

- Lives in Chalfant Valley. No cell service in Chalfant, so she needs her landline. Spotty areas on Hwy 6 with reception.

8. CORRESPONDENCE RECEIVED (INFORMATIONAL)

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

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A. Letter from Frank Bigelow

Correspondence dated April 5, 2016 from Assemblymember Frank Bigelow regarding a Transportation Update.

Supervisor Corless:

- Planning on going to CSAC conference. Happy to put together some talking points for that.

Supervisor Johnston:

- As our assemblyman, he's allowed taxes on gas to increase but nothing has happened with that. This funding is vital for all projects. Bigelow is blaming the CTC for the problem, but he's the problem.

B. Letter from Ann Aylesworth

Correspondence dated April 22, 2016 from Chalfant resident Ann Aylesworth regarding Animal Control Services.

Supervisor Stump:

- The County is currently filling one position and plans to fill the second vacancy.
- Chalfant is now 2nd largest community outside of Mammoth Lakes.

Ann Aylesworth:

- All her comments are in the letter. Dogs roam the area, no owners around, no leashes. There are other animals besides dogs and cats, they all get out. Wants Animal Control to help with containing animals that get out. Only sees Animal Control when someone calls to complain. Angelle Nolan is very accommodating; Ann appreciates the constraints in funding. Has never seen Animal Control vehicle in Benton. Tired of dealing with uncontrolled animals pooping on other people's properties, would be nice if owners would contain their animals.

Leslie Chapman:

- Appreciates the letter. There are two vacancies under the current structure. We have filled one, and have a list of qualified people to fill 2nd. In 2013, our Animal Control director retired. At the time, we couldn't afford to replace her. With loss of 2 officers, we need to evaluate what that program needs. HR will be coming to Board with recommendation on how to reorganize to better serve. Not sure what that second position will be.
- Says there are currently 3 officers who cover everything.

9. REGULAR AGENDA - MORNING

A. Quarterly Investment Report for the Quarter Ending 3/31/2016

Departments: Finance

(Gerald Frank) - Quarterly Investment Report for the Quarter Ending 3/31/2016

Action: Review report, provide feedback, and address questions.

Gerald Frank:

- Treasury was in compliance on 3/31/16. Anticipated that the treasury will be able to meet requirements. Went through pages within the report.

B. Mill Canyon Road Revised MOU and Continuation of Road Closure

Departments: Public Works - Road

(Jeff Walters, Public Works Director) - 1. Proposed revised contract with Marine

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Corps Mountain Warfare Training Center pertaining to Mill Canyon Road. Revised contract removes language about MCMWTC repair work and indemnification for repairs; all other provisions remain the same. 2. Board direction regarding continuation of road closure.

Action: Approve County entry into revised MOU and authorize Chair to execute said contract on behalf of the County. Provide any desired direction to staff. Authorize Public Works Director to continue road closure until such time that road has been deemed safe for public travel; monitor road conditions and slope stability; and open or close road at his discretion, based on safety. Provide any desired direction to staff.

Fesko moved; Alpers seconded

Vote: 5 yes; 0 no

M16-100

Jeff Walters:

- At the previous meeting this was approved, then the Marines said they can't enter into an MOU with us. Needed revisions. Still plan to do repairs, this is just allowing vehicles thru the slip area. Continue to authorize Public Works to maintain road closure and open or close at his discretion based on safety. Objective is to open road for agencies for trainings, etc.

Supervisor Fesko:

- Good work. Needs to be open to public also, wants to keep gate there but many constituents asking when the road will be reopened.

C. Mono County Legislative Platform Update

Departments: CAO

(Leslie Chapman) - Mono County Legislative Platform Update.

Action: 1) Review proposed draft 2016 Mono County Legislative platform; 2) Adopt 2016 Mono County Legislative Platform as is or with amendments; 3) Direct staff to distribute to Mono County state and federal legislators.

Leslie Chapman:

- Went though the power point in the packet.

General Board discussion regarding language in packet, potential changes and suggestions. All changes tracked by Margaret White, Risk Manager, to be integrated into Platform before final adoption.

Other department heads commenting included: Bob Musil, Nate Greenberg, Tony Dublino, and Garrett Higerd.

- Board consensus to postpone this item until afternoon, then go over changes and potentially adopt.

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

11. CLOSED SESSION

A. Closed Session--Human Resources

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CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Stacey Simon, Leslie Chapman, and Dave Butters. 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: Workers Compensation

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Subdivision (a) of Government Code section 54956.9. Name of case: Worker's compensation claim of Raymond Tems.

C. Closed Session - Initiation of Litigation

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.

REGULAR SESSION RECONVENED AFTER CLOSED SESSION

C. Mono County Legislative Platform Update (continued from the morning)

Departments: CAO

(Leslie Chapman) - Mono County Legislative Platform Update.

Action: Approve the Legislative Platform as amended and authorize the CAO to make other non-substantive changes as she sees necessary.

Corless moved; Fesko seconded

Vote: 5 yes; 0 no

M16-101

Leslie Chapman:

- Went through changes made from first part of meeting, verified with Board.
- Led general discussion with Board regarding changes and clarification of the Board's intent.
- Did not have time to incorporate all changes and take notes.

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

Supervisor Fesko:

- Would like to close today's meeting in memory of Bob Musil's mother, Judith R. Tustin.

ADJOURN 2:17 p.m.

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ATTEST

FRED STUMP
CHAIRMAN

HELEN NUNN
SR. DEPUTY CLERK