



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 at far right.

Regular Meeting

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

October 1, 2013

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

*Supervisors Present: Alpers, Hunt, Johnston and Stump.
Supervisors Absent: Fesko.*

Pledge of Allegiance led by Lynda Roberts.

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Rusty Gregory:

- Here to answer questions based on letters he has received, etc.
- A lot of things are contrary to the press reports.
- Chairman Hunt – suggested a regular meeting to keep everyone abreast of things.
- A meeting has been started with Jim Leddy; it's a matter of having those quarterly or monthly or as needed.
- Chairman Alpers: Suggested that the Suszynski correspondence be pulled for discussion and asked Rusty to give an update at that time.

Break: 10:14 a.m.

Reconvene: 10:21 a.m.

Break: 10:58 a.m.

Reconvene: 11:15 a.m.

Closed Session: 12:20 p.m.

Adjourn: 2:00 p.m.

CLOSED SESSION

There was nothing to report out of closed session.

BOARD OF SUPERVISORS

CLOSED SESSION WILL FOLLOW REGULAR MORNING SESSION.

- 1a) 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.
- 1b) Closed Session - Conference With Legal Counsel - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Subdivision (a) of Government Code section 54956.9. Name of case: Worker's compensation claim of R. Garcia.
- 1c) Closed Session - Personnel - PUBLIC EMPLOYMENT. Government Code section 54957. Consideration of employment of a public employee. Title: FTS II.
- 2) APPROVAL OF MINUTES

M13-206 **Action:** Approve minutes of the Regular Meeting held on September 10, 2013.

Johnston moved; Stump seconded

Vote 3 yes; 0 no; 1 absent: Fesko; 1 abstain: Alpers

M13-207 **Action:** Approve minutes of the Regular Meeting held on September 17, 2013.

Johnston moved; Stump seconded

Vote: 3 yes; 0 no; 1 absent: Fesko; 1 abstain: Alpers

3) **BOARD MEMBER REPORTS**

Supervisor Alpers:

- Attended RCRC conference; went with CAO Jim Leddy. Impressed, very well attended with a variety of speakers. 2 ½ days of intense discussions on legislations and capitol politics.
- Yesterday: attended Grant Lake ceremony re: new flow regime for Rush Creek.

Supervisor Fesko:

- Absent.

Supervisor Hunt:

- 9/23 – attended biomass meeting: location, players, public outreach is important at this point.
- 9/24 – attended Mental Health Advisory meeting; good outreach effort ongoing. Still working on Davidson Street property.
- 9/26 – attended Yosemite Gateway Partners meet and greet at Tamarack Lodge. Perfect day, well attended. Bob Peters there representing Mono County.
- Attended First Five Special Commission meeting to approve contract.

- 9/27 – Mono County law Library Board of Trustees Meeting. Approved budget.

Supervisor Johnston:

- 9/21: all day workshop with Mammoth Lakes Housing Group, strategic planning workshop; discussion about recouping the 1% of TOT designated for affordable housing.
- 9/23 – Biomass meeting; update on what’s happening; would be extremely cost effective.
- Attended Inyo County Board meeting at fairgrounds regarding frogs and toads; presented the well written letter; there were 100 people there. We had three staff members attend as well. Federal and State agencies were in attendance.

Supervisor Stump:

- Thanked Supervisor Fesko; he came down and they toured District 2 together. He was interested to find out how districts are divided.
- Attended Eastern Sierra Connect conference.
- Attended Fuels Reduction meeting with Supervisor Alpers in June Lake.
- Brought up letter from Liz O’Sullivan regarding proposed control burn to be conducted by Sequoia National Forest; thinks it would be appropriate to maybe have Jim write a letter asking for a delay.
- Staff thanks to Scott Burns who has been coordinating rental housing in Benton, there’s been issues due to recent flooding.

COUNTY ADMINISTRATIVE OFFICE

4)

CAO Report regarding Board Assignments

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

Jim Leddy:

- Supervisor Fesko is sending continuous reports of his ATV ride; you can visit Eastern Sierra Ridge Riders on Facebook.
- Attended Inyo County special board meeting regarding frogs and toads; spoke about doing a special meeting in Mono. Was told their ability to do these meetings is limited. Might have one person come speak to board at some point.
- Tuesday – visited Bridgeport Tribal Colony meeting. Introduced himself; looking at ways to work together.
- Attended RCRC with Supervisor Alpers; got a two page update from staff on some of high level issues. Will hand out to Supervisors.
- Friday – Attended Wild Iris fundraiser dinner at Mono.
- Saturday – attended Keith Park’s Memorial Service. Good turnout. He relayed condolences on behalf of Board and County.
- Yesterday – attended Grant Lake ceremony.
- Gave the board some handouts.
- Thanked Kathy Peterson for explanation of shutdown of services. Need to track this and get information out there.

DEPARTMENT REPORTS/EMERGING ISSUES

(PLEASE LIMIT COMMENTS TO FIVE MINUTES EACH)

Kathy Peterson:

- Affordable Health Care enrollment opened today.

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.)

FINANCE

- 5a) CSA #5 Budget Amendment - Budget amendment to allocate up to \$7,500 of CSA #5 funds for miscellaneous small projects approved by the CSA#5 Administrative Board during the 13/14 fiscal year.

M13-208 Action: Approve budget amendment to increase expenditures and decrease contingencies in the CSA #5 budget by \$7,500.
Johnston moved; Alpers seconded
Vote: 4 yes; 0 no; 1 absent: Fesko

COMMUNITY DEVELOPMENT - PLANNING DIVISION

- 6a) Appointment of Katy Buell and Judy Curti to the Antelope Valley Regional Planning Advisory Committee - Appointment of Katy Buell and Judy Curti to the Antelope Valley Regional Planning Advisory Committee.

M13-209 Action: Appoint Katy Buell and Judy Curti to the Antelope Valley Regional Planning Advisory Committee (AVRPAC), as recommended by the AVRPAC.

Stump moved; Alpers seconded
Vote: 4 yes; 0 no; 1 absent: Fesko

Pulled for discussion by Supervisor Johnston:

- Looks like these appointments are for life? Is this appropriate? Needs to be addressed at future RPAC meeting.
- To be recommended for appointment you need recommendation by the RPAC? Someone who doesn't have favor may never be appointed.
- Tim Fesko is still a member of the RPAC? Probably not appropriate.
- One of new appointees is the spouse of one of the existing appointees, appropriate?
- Also going on concurrently is the General Plan update; now is the time to address this.

Marshall Rudolph:

- It is not illegal for Supervisor Fesko to remain on RPAC.
- Recently went through a process looking through the RPAC structures, etc. He's already determined that every RPAC was doing what they wanted to; the board declined unanimously to put any restrictions on them.

Supervisor Hunt:

- Agendize a discussion about RPACs and the way they're run. New board, need new discussion.
- Thinks there's a way for Supervisor to be involved in AVRPAC without actually being ON the committee.

Supervisor Stump:

- People in Fesko's area asked him to remain on the RPAC; just because two people are married doesn't mean they can't both serve.
- Agrees with terms being staggered.

Supervisor Alpers:

- Mostly agrees with Supervisor Stump.
- Does think some discussion is needed.

COUNTY ADMINISTRATIVE OFFICE

- 7a) Letter of Support for AB 744 - Proposed letter of support by the Board of

Supervisors for Assembly Bill 744 (Dahle), relating to Timber Harvesting Plan (THP) exemptions. A THP exemption is available in current law for harvesting of trees less than 18 inches in stump diameter in most circumstances, and up to 24 inches in special situations for the purpose of reducing fire danger. AB 744 would create a pilot program in the Sierra Nevada and certain other designated counties to simplify forest management practices in the highest risk fire regions by providing an expansion of the current exemption allowing for harvest of trees less than 24 inches in stump diameter.

- M13-210** **Action:** Approve and authorize the Board Chair to sign the proposed letter of support.
Johnston moved; Alpers seconded
Vote: 4 yes; 0 no; 1 absent: Fesko

PUBLIC WORKS - SOLID WASTE DIVISION

Additional Departments: Code Compliance

- 8a) Waiver of Gate Fees for Fire Debris at 15 White Mtn Road - Proposed resolution waiving gate fees at Benton Crossing Landfill for debris from a house fire in Chalfant to assist in abatement of a public nuisance. (This item was requested by Supervisor Stump.)

- R13-85** **Action:** Adopt proposed resolution #R13-85, waiving gate fees at Benton Crossing Landfill for debris from a house fire in Chalfant to assist in abatement of a public nuisance.
Johnston moved; Alpers seconded
Vote: 4 yes; 0 no; 1 absent: Fesko
Supervisor Stump:
- Praised the neighbors in the area.

REGULAR AGENDA

CORRESPONDENCE RECEIVED
(INFORMATIONAL)

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

BOARD OF SUPERVISORS

- 9a) Mono Basin RPAC Letter of Thanks - Correspondence from Bartshe Miller of the Mono Basin RPAC dated September 17, 2013 thanking Garrett Higerd and the Public Works Department for their facilitation and coordination of the Lee Vining Streets Rehab Project.
- 9b) Alice Suszynski Correspondence Regarding June Mountain - Email correspondence from Alice Suszynski dated September 21, 2013 regarding progress with June Mountain and outstanding issues needing to be addressed.

Pulled for discussion by Supervisor Alpers:

- Ms. Suszynski does not attend the CAC meetings; he feels that most of these issues HAVE been addressed.
- Item #3 on her letter: was explained at the CAC meeting that Suszynski did not attend.
- Carl has announced in the community that a Town Hall meeting will be conducted the last two weeks of October.
- He has heard mostly satisfaction and encouragement from June Lake residents on the progress regarding June Mountain Ski Area.

Rusty Gregory (MMSA):

- Excited to reopen June. CAC meeting is the middle of October to discuss promotional plan.
- Opening up the Friday right before Christmas holidays with a \$10 Friday; Locals pass – available in November with a \$50 discount; kids under 12 ski free all the time; plus other aspects.
- Budgeting 67,000 visits.
- Spoke to Congressman Cook – land trade legislation in favor, need to reintroduce.
- Has spent \$1 million so far in getting June ready for reopening.
- Plans on recent updates.

Supervisor Hunt:

- Thanked Rusty for MMSA's efforts; very much appreciated.

Supervisor Stump:

- Feels that Rusty working directly with CAO is sufficient.

- 9c) California Water Boards, State Water Resources Control Board - Correspondence from Katherine Mrowka, Division of Water Rights (State Water Resources Control Board) regarding Walker River Irrigation District's Petitions for Temporary Transfer and Change Involving Right's Established Under the Walker River Decree, Case No. C-125.

The Board acknowledged receipt of the correspondence.

CLERK OF THE BOARD

- 10a) Domestic Violence Awareness Month (Susi Bains, Wild Iris) - Proclamation designating October 2013 as Domestic Violence Awareness Month. This item is being sponsored by Chairman Hunt.

M13-211 Action: Approve proclamation.
Johnston moved; Stump seconded
Vote: 4 yes; 0 no; 1 absent: Fesko
Susi Bains (Director, Wild Iris):

- Here to request the Board to proclaim October 2013 as Domestic Violence Awareness Month.
- Gave some various statistics in relation to Domestic Violence.
- Due to budget restraints efforts have been cut back.
- Native American and Hispanic Community get a lot of outreach by Wild Iris.

- 10b) Recognition of Individuals for Work Done on Behalf of Domestic Violence

Victims (Susi Bains (Wild Iris)) - Wild Iris would like to honor two local employees: Asst. District Attorney Todd Graham and Deputy Marty Thompson for their outstanding work on behalf of victims of domestic violence. This item is being sponsored by Chairman Hunt.

Action: None.

Susi Bains:

- Recognized Todd Graham (Asst. District Attorney) and Marty Thompson (Mono County Deputy Sheriff) for their work on behalf of Domestic Violence Victims.

Chairman Hunt:

- Presented plaques to both Todd Graham and Marty Thompson.

Todd Graham:

- Gave a few words about domestic violence and his work with it.

10c) Mono Council for the Arts (Mammoth Arts Guild) State-Local Partnership Program (Gaye Mueller) - Resolution approving the State-Local Partnership Program Grant request and designating Gaye Mueller, Executive Director of the Mammoth Art Guild DBA Mono Council for the Arts, to execute the State-Local partnership Program Grant contract with the California Arts Council. Supervisor Hunt sponsored this agenda item.

R13-86 **Action:** Adopt Resolution #R13-86, declaring approval of a state-local partnership program grant application by the Mammoth Art Guild and authorizing execution of a grant contract with the California Arts Council.

Johnston moved; Alpers seconded

Vote: 4 yes; 0 no; 1 absent: Fesko

Gaye Mueller:

- Annual resolution to California Arts Council for grant funding.
- This has been ongoing since 2005 – asking now for another resolution.
- Gave brief update on what the Arts Council does and what it's been up to.
- Reaching as many kids as possible with this program.
- Spoke about non-profit funding: hoping arts will be considered a special category again this year with no cuts.

SOCIAL SERVICES

11a) Agreement with Wild Iris for Child Abuse Prevention Services (CAPIT & PSSF) (Kathy Peterson, Social Services) - Agreement between Wild Iris and County of Mono to provide community services directed at preventing child abuse and neglect (CAPIT and PSSF Funds).

M13-212 **Action:** Approve County entry into the proposed contract, and authorize Kathy Peterson, Mono County Director of Social Services, to execute the contract on behalf of the County. This authorization includes making minor amendments to the agreement from time to time as the Director may deem necessary, provided such amendments do not substantially alter the scope of work or contract costs and are approved as to form and legality by County Counsel.

Stump moved; Alpers seconded

Vote: 4 yes; 0 no; 1 absent: Fesko

Kathy Peterson:

- Gave information about item and funds associated with it.
- Requesting the next two fiscal years to be funded.
- No cost to general fund.

Supervisor Johnston:

- There has been discussion regarding unfunded mandates i.e. jail – he doesn't think a jail would be needed with continued programs like this.

Supervisor Stump:

- Relationship with Child Protective Services, Sheltering, Restraining Orders, Advocacy, etc.
- Recognized the great partnership between Wild Iris and the County.

Supervisor Hunt:

- Agreed with Supervisor Stump.

Susi Bains (Wild Iris):

- They will advocate, they'll go to court.
- They do advocacy with Social Services agency.
- With this particular grant, a lot of it comes from CPS. The success has been that they're flexible – Wild Iris finds a way to offer services, no matter what.

11b) Program Request Submitted by the Child Abuse Prevention Council (CAPC) to Fund CAPC Coordination Services (Kathy Peterson, Social Services) - Request of the Mono County Child and Family Advisory Board to spend funds held in the County Children's Trust Fund for Council coordination services.

M13-213 Action: Approve request to use County Children's Trust Fund monies in an amount not to exceed \$24,320.00 to fund coordination services for the Mono County Child and Family Advisory Board, as recommended by the Child and Family Advisory Board. Approve the County to enter into the proposed contract for said services with the Mono County Office of Education, and authorize Kathy Peterson, Mono County Director of Social Services, to execute said contract on behalf of the County. This authorization shall include making minor amendments to the agreement from time to time as the Department of Social Services' Director may deem necessary, provided such amendments do not substantially alter the scope of work or contract costs and are approved as to form and legality by County Counsel.

Johnston moved; Alpers seconded

Vote: 4 yes; 0 no; 1 absent: Fesko

Kathy Peterson:

- Introduced item; explained funding.
- Explained concept, process.
- By today's approval, it will set them up for the next couple years of funding.
- She provides oversight on this program.

Supervisor Stump:

- Does Kathy provide oversight on this?

11c) Program request submitted by the Child Abuse Prevention Council for use of CBCAP Funds (Kathy Peterson, Social Services) - Request of the Mono County Child and Family Advisory Board to spend funds held in the County Children's Trust Fund; Agreement between Wild Iris and County of

Mono to provide community services directed at preventing child abuse and neglect (CBCAP Funds).

M13-214 **Action:** Approve request to use County Children's Trust Fund monies in an amount not to exceed \$35,680.00 to fund child abuse prevention services provided by Wild Iris, as recommended by the Child and Family Advisory Board. Approve County entry into the proposed contract, and authorize Kathy Peterson, Mono County Director of Social Services, to execute the contract on behalf of the County. This authorization shall include making minor amendments to the agreement from time to time as the Director may deem necessary, provided such amendments do not substantially alter the scope of work or contract costs and are approved as to form and legality by County Counsel.

Johnston moved; Stump seconded

Vote: 4 yes; 0 no; 1 absent: Fesko

Kathy Peterson:

- Introduced item; explained funding.
- Gave brief explanation of funding streams from federal monies down to local monies.
- These are all two year contracts.

Supervisor Stump:

- Explain the comment about "children who wouldn't otherwise receive services".
- Basically you're filling a crack so someone doesn't fall through?

11d) In-Home Supportive Services Advisory Board Stipend, Terms, and Appointment (Kathy Peterson, Social Services) - Request Board of Supervisors action to set new, confirm existing, or eliminate IHSS Advisory Board meeting stipend; set IHSS Advisory Board membership terms; and appoint Mr. Robert Williams of Bridgeport to serve on the IHSS Advisory Board.

M13-215 **Action:** Set the stipend related to the In-Home Supportive Services (IHSS) Advisory Board to \$50 per meeting (from \$100 per meeting) with no changes to the current travel policy.

Johnston moved; Stump seconded

Vote: 4 yes; 0 no; 1 absent: Fesko

M13-216 **Action:** Set the terms for IHSS Advisory Board members to three-year staggered terms.

Johnston moved; Alpers seconded

Vote: 4 yes; 0 no; 1 absent: Fesko

M13-217 **Action:** Appoint Mr. Robert Williams of Bridgeport to the In-Home Supportive Services (IHSS) Advisory Board, to serve a three-year term, commencing on October 1, 2013, and terminating on September 30, 2016.

Alpers moved; Johnston seconded

Vote: 4 yes; 0 no; 1 absent: Fesko

Kathy Peterson:

- Explained the concept of this program and eligibility requirements.
- Alternative to other types of home care; less expensive.
- We're required to have this board; purpose is to provide recommendations, etc.
- There are five memberships on the Board.
- Explained the items up for discussion today by the Board.
- After comparing other counties, her recommendation would be to lower the stipend to only \$50 (from \$100). Need to weigh this against what they're doing with other boards. Travel budget should remain as-is.

Carolyn Williams:

- Never used the initial \$53,000 that was awarded; most of the money was used for services to facilitate the program (Health Fair for 7 years, Public Service announcements, a variety of promotional things. Funds in Benton used for community center).
- Board members kept getting paid over the years but the County stopped paying for the program.
- She thinks \$50 is appropriate.

Supervisor Stump:

- What does money go for if not a stipend?
- Is \$50 doable within the budget?
- He's on board with \$50

Supervisor Johnston:

- Any counties pay \$100 per stipend?
- What about call-ins? There is a movement towards videoconferencing, etc.

Supervisor Alpers:

- When he was on Lahontan board, they made \$100 per meeting plus mileage.
- \$50 seems more than reasonable.

COUNTY ADMINISTRATIVE OFFICE

Additional Departments: Behavioral Health

- 12a) California State Association of Counties Awards Presentation (Farrah McDaid Ting (CSAC), Jim Leddy and Robin Roberts) - Awards presentation by the staff of the California State Association of Counties for Mono County being selected as one of the 2013 CSAC Challenge Award recipients.

Action: None.

Farrah McDaid Ting (CSAC):

- Presented 2013 Challenge Award to Robin Roberts, Behavioral Health.
- There are more than 200 entries, only about 10 get awarded.
- Mono County receiving one is a big deal.

Robin Roberts (Behavioral Health):

- Robin accepted award.
- Gave a few words.

- 12b) California State Association of Counties Legislative Issues Report (Farrah McDaid Ting, Representative of the California State Association of Counties) - Presentation by Farrah McDaid Ting, the California State Association of Counties regarding recent passage of State Budget as well as other issues which could impact Mono County from the end of the 2013

portion of the State Legislative Session.

Action: None.

Farrah McDaid Ting (CSAC):

- Legislation update.
- Spoke about the Affordable Health Act.
- Discussion about First Responders.
- Will get SB105 information to Supervisor Alpers.
- Brought up several bills: SB105 (Prison Reduction Plan), SCA3 (Public Records Act Measure), CEQA, SB594 (limits how non-profit associations use funding on ballot measures).
- Feels secession issue is mostly symbolic and not productive at state level even though CSAC takes it seriously.
- There are more productive ways than a resolution to show you agree with lack of representation.
- Brought up Annual CSAC meeting in November and CSAC Institute. Thanked County Counsel for all work done.
- Spoke of Government shut down, potential services to be affected. Said local counties shouldn't be too affected initially.

Supervisor Hunt:

- Mono County is still in a position to take a hit.
- Thanked Farrah for visiting.

Supervisor Stump:

- Some of his constituents don't have access to computers.
- Spoke about paramedic program. Has there been any discussion about using potential money to support such a program?
- Asked Farrah to keep the paramedic/first responder issue in mind.
- Both Siskiyou and Modoc County have voted for secession from state of California? Is this mostly symbolic? Any reason for Mono to go down that road to get attention at State level? Or is that a waste of time.
- Resolution to state we agree with lack of representation?

Supervisor Alpers:

- Asked about certification of private facilities.
- Frustration comes from a lack of recognition.

Supervisor Johnston:

- Discussion about Public Records Act issues.
- Maybe representation isn't the problem? Maybe it's just disagreement with an issue. It's a matter of perspective, philosophy in a rural environment.
- Asked that Farrah keep the Rim Fire and all its repercussions on her radar.
- Proposed burn by Sequoia National Forest.

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

MOVE INTO CLOSED SESSION UPON COMPLETION OF REGULAR MORNING AGENDA

ADJOURN: 2:00 p.m.

ATTEST:

BYNG HUNT
CHAIR

SHANNON KENDALL
SR. DEPUTY CLERK OF THE BOARD

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