



**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
November 12, 2013**

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

*Supervisors present: Alpers, Fesko, Hunt, Johnston and Stump.
Supervisors absent: None.*

Pledge of Allegiance led by Chairman Hunt with special thoughts for those suffering in the Philippines.

*Break: 10:15 a.m.
Reconvene: 10:22 a.m.
Closed Session/Lunch: 12:20 p.m.
Reconvene: 2:06 p.m.
Break: 3:18 p.m.
Reconvene: 3:25 p.m.
Adjourn: 5:16 p.m.*

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

2. APPROVAL OF MINUTES - NONE

3. PRESENTATIONS - NONE

4. BOARD MEMBER REPORTS

Supervisor Alpers:

- Last Tuesday night, June Lake CAC meeting; presentation by MMSA, Rusty there revealing the promotional stuff coming for June. In January, MMSA will begin working with Forest Service on applications for various things. Going to formalize and set Peer Leadership Team; he'll be working with Carl Williams to get that going. Rusty got a lot of support from all June Lake citizens.

- Thanked Supervisor Stump for attending Irene Maron's memorial service.
- Saturday night – fundraiser put on at Sierra Inn by Candy Logue. Ski passes sold. June Lake Chamber donations contributed to fundraiser.
- Attended MMSA Liaison meeting with Jim Leddy; potential for positive impact on all of Mono County is huge.

Supervisor Fesko:

- Met with Mono County Fisheries Commission last week; continues to meet with them regularly. Went well, opened up new doors. Item on later today regarding the Commission.
- Met with Jeff Hunter regarding Bodie Hills Conservancy; he'll be wanting to meet with the rest of the Supervisors.
- Met with CSA #5 – update for Memorial Hall; kudos to Joe Blanchard and Jeff Walters. CSA #5 has pledged \$500,000 towards these updates.
- Went to Antelope Valley RPAC Meeting, finishing up area update.
- Mentioned the Antelope Valley Women's Bazaar which occurred last Sunday.
- Thanked Veterans past, present and future.
- Would like to close meeting in memory of Diane Reay.
- Just received email from Jim Erdman – request to change regulations at West Walker River have been approved; will be open much longer; a very big deal for the north county. Beginning November, 2014 until the last Friday in April (catch and release).

Supervisor Hunt:

- Attended Fisheries Commission meeting last Wednesday with Supervisor Fesko.
- 11/6 – Teleconference with Caltrans regarding Conway Ranch issue – land easement program.
- 11/7 – Solid Waste Task Force; he sat in on this meeting. New discussions opening up with the Town, opportunity to actively come to some solutions.
- 11/11 – Town of Mammoth Lakes had a Veteran's Day celebration, previous Supervisor Hazard exceeded the program; nice presentation. We should be very proud of all who have served.
- MMSA and Mono County Supervisors met yesterday for first liaison meeting. Very positive. On our way to a new relationship with these folks. Will meet every two months. May be a need for special meetings from time to time.

Supervisor Johnston:

- Short tour of Benton houses (two houses acquired from Caltrans some time ago, Mono County rehabbed houses) good things going on. Recommends we look at Mammoth Lakes Housing to help manage these houses, need to go in that direction.
- Visited Tonopah to see their progress on 200 megawatt thermal project.
- Visited his mother who is WWII Veteran, was in Women's Army Corp and was a Rosie the Riveter; his father is also a Veteran.
- Attended the Veteran's Day celebration in Mammoth yesterday morning, very well done.
- Next week – going to CSAC Annual meeting.

Supervisor Stump:

- Digital 395 pick-ups came up last week that affected his area. Thanked Jim Leddy and Nate Greenberg.
- Attended Irene Maron's memorial services; expressed condolences from County. Her parcel is going to be coming up for sale.
- Thanked Public Works for some road work recently done.
- 12/3 – he's been summoned for Jury Duty; may not make that Board meeting.

5. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

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

activities.

Jim Leddy:

- Attended June Lake CAC meeting.
- Monthly Management meeting last week; mid-year budget will come to Board in February.
- Attended the Solid Waste Task Force meeting with Supervisor Hunt.
- Friday night, invited to attend the Marine Corp Ball – got an incredible dose of history and a good opportunity to celebrate Veterans and Veterans Day.
- Attended MMSA Liaison Committee Meeting – he and Ron Cohen have committed to ongoing communications.
- 11/19 board meeting has been cancelled so members can attend annual CSAC meeting.
- Measured interest in idea of Commissioner's Ball – he received approximately 30 emails back. 19 showed an interest; others were either undecided, etc. Readdress on December 3rd; January would be best for this type of event.

6. DEPARTMENT REPORTS/EMERGING ISSUES

Lynda Salcido:

- Registered dietician is taking a new job in Pennsylvania so now the Health Dept. has no registered dietician. Only one other one in Mono Count is currently working at the hospital under Gary Myers. She has contacted him; they are in conversation about how to use this person for both hospital and county.
- 11/1 Attended Strategic Planning with Mammoth Hospital; issues coming up.

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. New Use Permit for the Crowley Community Center Departments: Board of Supervisors

There is a need for the Crowley Community Center use permit to be redone by the Community Development Department. This new use permit will include various changes, including showing the location of the Community Garden, the proposed new library and the proposed skate park. This agenda item was requested by Supervisor Stump.

M13-240 Action: Direct the Community Development Department staff to redo the use permit for the Crowley Community Center site to include the following changes to the plot plan: show location of the Community Garden, show location of the proposed new library and show the location of the proposed skate park.

Supervisor Stump; Johnston moved

Vote: 5 yes; 0 no

Supervisor Johnston pulled from consent agenda:

- Sounds like we're directing that these things be shown; we should suggest these things be shown but have the planning commission approve them.

Supervisor Fesko:

- Didn't know Community Centers had use permits, asked for clarification.

Supervisor Stump:

- How do we reword this to accommodate Supervisor Johnston; or is the way it's worded ok?

Scott Burns:

- A couple years ago, there was a proposal for a community garden; use permit helps sort through various issues.
- Initial update to Community Center Update.

Marshall Rudolph:

- The way it's worded is fine.

- B. Part Time Temporary Fiscal and Technical Specialist I
Departments: Human Resources and Assessor

Proposed resolution R13-102, authorizing the County Administrative Officer to amend the County of Mono List of Allocated Positions to Reflect the Addition of a Temporary Appointment Fiscal & Technical Specialist I in the Assessor's Department and to Authorize the County Administrative Officer to Fill Said Allocated Position.

- R13-102 Action:** Adopt proposed resolution #R13-102, authorizing the County Administrative Officer to amend the County of Mono List of Allocated Positions to Reflect the Addition of a Temporary Appointment Fiscal & Technical Specialist I in the Assessor's Department and to Authorize the County Administrative Officer to Fill Said Allocated Position.

Fesko moved; Alpers seconded

Vote: 5 yes; 0 no

- C. Employment Agreement - Resolution approving Agreement re Employment John Vallejo

Departments: Human Resources

Proposed resolution approving a contract with John Vallejo and prescribing the compensation, appointment and conditions of said employment.

- R13-103 Action:** Approve Resolution #R13-103, approving a contract with John Vallejo and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Fesko moved; Alpers seconded

Vote: 5 yes; 0 no

- D. Community Grant Budget Amendment

Departments: Finance and Tourism

Budget amendment to move a \$20,000 from general fund contributions to non-profit organizations to the Tourism budget.

- M13-241 Action:** Amend the 2013-2014 Board Approved Budget as

follows: In the General Fund Operating Transfers budget, Increase Operating Transfers Out and decrease Contributions to Non-Profit organizations by \$20,000. In the Tourism Budget, Increase Contributions to Non-Profit Organizations and increase Operating Transfers In by \$20,000.

Fesko moved; Alpers seconded

Vote: 5 yes; 0 no

8. CORRESPONDENCE RECEIVED (INFORMATIONAL)

A. U.S. Department of the Interior

Correspondence dated October 31, 2013 regarding proposals about the protection of the Bi-State Distinct Population Segment (DPS) of greater sage-grouse along the California-Nevada border as a threatened species under the Endangered Species Act (USA). This correspondence details two available public meetings regarding these proposals. Additional material, too large to attach here, is available for viewing in the Clerk's office.

B. California Water Boards

Correspondence dated October 21, 2013 from the California Water Boards, State Water Resources Control Board, regarding the Walker River Irrigation District's Petitions for Temporary Transfer and Change Involving Rights Established under the Walker River Decree, Case No. C-125.

C. Forest Service Regarding Boulder Creek Fuels Reduction Project

Correspondence dated October 17, 2013 from Kevin B. Elliott, Forest Supervisor, regarding the Boulder Creek Project addressing Mono County's concerns about the prescribed burn project.

The board acknowledged receipt of the correspondence.

9. REGULAR AGENDA - MORNING

A. Review of Snow Removal Priorities, Policies and Procedures

Departments: Public Works - Road Division

(Jeff Walters) - Each year the Roads Division of Public Works provides the Board of Supervisors for their review a list of the snow removal policies, procedures and priorities for county-maintained roads.

R13-104 Action: Adopt Resolution No. R13-104, "A Resolution of the Mono County Board of Supervisors Re-Establishing Snow Removal Policies, Procedures and Priorities for County-

Maintained Roads."

Johnston moved; Stump seconded

Vote: 5 yes; 0 no

Jeff Walters:

- Time to review policies and procedures regarding snow removal.
- Believes there are citizen's here from Virginal Lakes. There have also been issues about Lundy Lake road.
- Went over different classes of roads.
- Lower/Upper Rock Creek Roads – the MOU's in place cover the plowing issues. No compensation from Inyo County.
- Virginia Lakes Road has previously been a class IV: they try to keep road open to Rand Road, sometimes till Thanksgiving, sometimes till Christmas; the people that live up there appreciate being able to be there for holidays. Sometimes huge storms and wind make that impossible.
- Plan for Virginia Lakes Road is status quo. Leave it open as long as possible and try to re-open by the opening of fishing season.
- We can always try posting signs, doesn't mean cars won't park or go up road.
- Current method of Avalanche Control is time.
- Public Works puts a berm at the plowed road to deter people from trying to drive up further.

Supervisor Stump:

- Do we need to address Lower Rock Creek Road with new MOU? Same with Upper Rock Creek Road?
- Is Inyo County compensating us in some way? Or are we just offering a public service (which he's in favor of)?
- Is there avalanche danger on Virginia Lakes road? He has general concern about operator safety in avalanche zones. We don't have capability for these types of controls.
- Will keep close eye on Walker/Coleville.

Supervisor Johnston:

- Discussion about Airport Road, priority numbers.

Supervisor Fesko:

- Asked about Virginia Lakes Road – how has it been managed?
- He has seen emails going back and forth, is there a change with priority? Is it your intention to change the class to something different now?
- Question about classes IV and V in relation to his district.
- The county's intention is to keep the roads open until right around New Years, is that ok?
- Safety of the public also a concern.

Supervisor Hunt:

- Anyway to do notices on Virginia Lakes Road?

Supervisor Alpers:

- Believes status quo approach (for Virginia Lakes Road) is spot on.
- Likes idea of erring on the side of caution. He's with Supervisor Stump on worrying about the safety of our operators.

Carolyn Webb (Virginia Lakes Resort):

- Having road open all year would make her liability higher; she's happy with the way the snow removal is now.
- New 25 mph signs up there – doesn't have problem with speed signs, but they didn't go far enough with the signs.

- She will draft letter to Jeff Walters about the speed signs.
- Status Quo is good as long as driver doesn't go beyond plowed road.

Frank Chop (year round Virginia Lakes residence):

- He thanked the county for the new speed signs; he's fine with 25 mph because people go faster than that anyway.
- Class IV on road plowing – very good. Plowing up to Rand Road is perfectly fine as it keeps road clear through subdivision.
- Would like commitment to keep road open to Rand Road – so that people WILL come up for holidays, etc. Helps generate more people up there.
- Good area to promote for Mono County; only way is if road is kept open longer.

Frank Carey (summer cabin owner):

- Water Company provides water to a little less than 1/3 of properties year round.
- He spends more time here than his other residence.
- A change is coming; we'd like to see a commitment from county to keep roads open a little bit longer. Not changing the class right now, just more use.
- For now, status quo works.

B. Motor Pool Workshop

Departments: Public Works - Road Division

(Jeff Walters) - Mono County's Motor Pool is responsible to oversee the acquisition and management of the county's fleet of vehicles. Each year replacement vehicles are requested by various departments. This agenda item covers an overview of the Motor Pool policy and acquisition procedures as well as lists the proposed vehicle replacements.

M13-242 Action: Authorize the requested budget amendment transfer of \$38,000 from the motor pool fund balance into vehicle purchase line item for the replacement of damaged vehicle.

Stump moved; Johnston seconded

Vote: 5 yes; 0 no

Jeff Walters:

- Here to provide more information about motor pool vehicles.
- Also included motor pool mileage year to date cost.
- Gave history of motor pool policy (beginning back in 2006).
- Gave history of formula used to determine mileage, rates, etc.
- Tomorrow we receive a brand new ambulance.
- Discussion about replacement protocol.
- There are a lot of Dodges being used; discussion about Sheriff's vehicles being ordered/used.
- Discussion of overall objectives.
- He's keeping an eye on up and coming technology. Balance between total number of cars and how many two wheel vs. four wheel drives.

Supervisor Hunt:

- Recommending the addition of \$38,000 to replace broken truck. This would be a budget amendment?

- Not feasible to change entire fleet overnight; it's going to have to be gradual.

Leslie Chapman:

- There is sufficient balance in motor pool fund to cover the needed \$38,000 for the broken truck.

Supervisor Johnston:

- Has been concerned with how the county can modernize its vehicle fleet to stop problems from occurring.
- We could cut out 10% in a variety of ways: not using vehicle so much (car pooling, etc.), convert the type of cars we're using, changing to vehicles that get 30+ mpg should be mandatory, in our motor pool we should provide 50 mpg vehicles that employees can utilize.
- In motor pool we've got some very inefficient vehicles, they should not be *in* the motor pool.
- He doesn't feel that status quo is ok anymore. Need to be headed into a more efficient future; far into the future, not just yearly.
- Car pooling should be mandatory.
- In future budget sessions, would like future discussion that focuses on targets, etc.

Supervisor Alpers:

- Are we looking into Supervisor Johnston's ideas at all?
- Do we have an inkling of what's to come in the future and how to be as efficient as possible?
- Complimented Jeff on his hard work and forward thinking.

Supervisor Stump:

- Complimented Jeff on the standardization idea/process.
- Not sure about making car pooling mandatory, but does agree with Supervisor Johnston on increasing efficiency and continuing to monitor technology, the future, etc.
- Complimented on County ambulance that has been repurposed for county purposes.
- For departments, we should set a reward for departments making mileage goals.

Supervisor Fesko:

- He agrees with Supervisor Johnston on efficiency, dictating vs. encouraging is a big difference.
- He's not one to accelerate the replacement of a vehicle just to make it more fuel efficient.
- Asked Scott about his Prius, its efficiency, how it handled in the snow, etc. We need to gather information from people who have experience with certain vehicles.
- He thinks Jeff is moving forward and making progress; he supports the \$38,000 budget amendment.
- Discussion about commercial vs. non-commercial might be beneficial.

Sheriff Obenberger:

- Is planning on using replacement truck for dual purposes, not just the Command Post. Can also be used for boating and OHV but mostly these will be pulled by Expeds.
- He is slightly concerned if the truck is not available for the command post at a second's notice. It has to be.

C. Building Permit Fees and Green Projects
Departments: Community Development - Building
(Tom Perry) - Presentation by Tom Perry regarding Building
Permit Fees and Green Projects.

Action: None.

Tom Perry (power point, copy to be kept in file folder):

Building Permit Fees and Green Projects:

- Determination of a 'green' project.
- California has a cap on solar permit fees.
- Review of other jurisdictions fees and data.
- Review of Mono County permit fees for similar projects.
- Comparison of other jurisdictions and Mono County.
- Questions, discussion and direction.

Additional Comments:

- He does not see any need to change current policy.
- Staff has not received negative comments about current fees.

Supervisor Hunt:

- How much subsidization do we want? Policy question is there.
- Are we comfortable with fee where it is right now? Will this be researched on an ongoing basis?

Supervisor Johnston:

- Thanked Tom for staff report/work provided.
- We can set an example in our jurisdiction; we don't have to be like other counties.
- He proposes a minimum fee of \$50 plus 5 cents per watt (based on size of the system). You should look at watts, not panels.
- This also covers us for larger scale systems that could pop up.
- This suggestion is palatable yet sends message that we're concerned about it. Wants Mono County to take a step towards encouraging this.
- He considered no fee but there should be a reasonable amount to cover various things; he's talking about a compromise.
- We can do nothing and let the studies go on; he wants to do something now.
- Requested staff to bring back options cutting the fee. And see an integration into the future Pace program. Marketing to public, etc.

Supervisor Stump:

- Do you see any need to change the current policy?
- Can watts be converted to panels?
- Is there a break point for you where you want to contract out for inspection if job gets too large (i.e. two hours)?
- Had dinner with solar contractor who was glad to be involved in these types of discussions.
- Roadblocks that government puts in the way – changing fee makes us go in the direction the county wants us to go.
- The Pace program does embody a partnership.
- How about a blanket reduction to \$150-175?
- Include information on preplanned/pre-engineered systems when item comes back.

Supervisor Fesko:

- Agreed with Supervisor Johnston until he started doing some figures.
- To make Mono County the supreme solar place, you cut fees.

- We shouldn't be shortsighted on covering our costs right now.
- You removed the roadblocks altogether – NO fees if you want to really promote Mono County as solar.
- Charging people that want to go solar a bigger fee isn't encouraging them.

Supervisor Alpers:

- Can't be considered a gift of public funds, need to be careful about how we handle it.
- Agrees with directing staff to come back through the formal agenda channels.

Marshall Rudolph:

- Due to number of different state laws we can't charge a fee that exceeds our cost. You can be below that, not above that.
- All you can do today is give direction to staff; there is not a requested action in the agenda item.
- If new direction would result in a higher fee, an increased fee would require ad in the paper, etc. before it could be implemented.

Jim Leddy:

- Need to look at broader policy understanding.
- What can we do to incentivize Green Projects?
- There are programs out there, would need to do our homework on what would make sense for our area.
- 98% of project capital was problem in 2009, not so much the fees.
- Agrees we should do something; we need to bring it back on future agenda. We need a broader financing plan and some choices.

**D. New LPA Delegation Agreement and Grant Funding Agreement
Departments: Environmental Health**

(Louis Molina) - Approval of new Local Primacy Delegation Agreement (LPDA), Grant Funding Agreement and Fiscal Agent Agreement, between the California Department of Public Health and Mono County.

M13-243 Action: Approve entry into Local Primacy Delegation Agreement (LPDA), Grant Funding Agreement, and Fiscal Agent Agreement, between the California Department of Public Health and Mono County. Authorize Environmental Health Director to sign said agreements on behalf of the County. Authorize Finance Director to sign as the Fiscal Agent to disperse the grant funds per the Fiscal Agent Agreement.

Alpers moved; Johnston seconded

Vote: 5 yes; 0 no

Louis Molina:

- Explained item.
- This is to upgrade and update existing information.
- They could make people show them books although this hasn't been necessary. This is all about population "served".
- Monitoring won't change with this new agreement.

Supervisor Fesko:

- How does this change rules/monitoring?

Supervisor Johnston:

- Any downside to this?

E. **ADDENDUM**

Southern California Edison – Encroachment Permit Deposit Waiver Request

Departments: Public Works

(Jeff Walters) – This is a request from Southern California Edison (SCE) to have Mono County waive the encroachment permit deposit fee for a blanket permit regarding emergency electrical utility repairs on all county roads.

M13-244 Action: Approve request from Southern California Edison (SCE) to waive the encroachment permit deposit for a blanket permit.

Alpers moved; Fesko seconded

Vote: 5 yes; 0 no

Jeff Walters:

- Explained need for addendum.
- SCE is requesting for fee deposit to be waived.

Marshall Rudolph:

- Stacey Simon has reviewed; she's in South County to answer questions.
- Being asked to waive only a deposit, not a fee.

Supervisor Stump:

- Is this standard procedure?

Deborah Hess (SCE):

- Emergency situation out in June Lake; when they went to county they were requested to pay \$500 deposit. She feels the deposit amount is unnecessary as they guarantee their work.

Stacey Simon:

- Public Works is struggling with a code section where it says ALL entities should pay.
- Because it's in the code, at the staff level it was not possible to just waive fee. This is actually only a deposit that would be returned if there was not damage anyway.

10. **OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**

Deborah Hess:

- Suggested they talk to Kern County about solar discussions.

11. **CLOSED SESSION**

There was nothing to report out of 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, 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.

B. Closed Session - Conference With Legal Counsel

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.

C. County Counsel Performance Evaluation

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

D. Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: Public Works Director.

REGULAR AFTERNOON SESSION COMMENCES AT 2:00 P.M.

12. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

13. REGULAR AGENDA - AFTERNOON

- A. PILT Invoice for Department of Fish and Wildlife Land
Departments: CAO, Finance
(Jim Leddy, CAO) - Presentation by Jim Leddy regarding delinquent California PILT (Payment in Lieu of Taxes) on Department of Fish and Wildlife properties.

M13-245 Action: Approve the past due invoice to the State of California for past due amounts, penalties and interest dating back to 2002-2003 and letter to Governor Brown.

Alpers moved; Fesko seconded

Vote: 5 yes; 0 no

Jim Leddy:

- Thanked staff for pulling this together quickly.
- RCRC has put together what the state owes us for PILT.
- This has to do with the Dept. of Fish and Wildlife.
- Today's action is a legislative advocacy.
- Board will see Press Release before it goes out.
- There is not a downside to ask for this.

Supervisor Fesko:

- Will we get to see Press Release before it goes out?
- Does remainder go to special districts and school districts?

Supervisor Stump:

- Is this the first time Mono County has submitted invoice?
- Should we be guarded in our relationship with Governor's office – yes or no? Could this in any way jeopardize anything?
- Should state publicly: past due amounts are over \$650,000 with \$195,000 going to general fund.

Supervisor Johnston:

- Suggests copy go to CSAC.

B. September 30, 2013 Quarterly Investment Report

Departments: Tax Collector

(Rose Glazier) - Report to the board Quarterly Investment report for quarter ending September 30, 2013.

Action: None.

Rose Glazier:

- Gave figures relating to quarterly reports and explained each one.
- Handout of what's happening in the bond market (will be posted to the web).
- Transaction Reports (last two months, handout to be posted to the web).
- We have all members but one picked for Oversight Committee – need someone from Mammoth.
- Been making only short term bond investments. She checks them monthly but bond market is moving very slowly.

Supervisor Johnston:

- What is the inflation rate? We're not keeping up with the CPI?
- We budgeted \$1 million exactly for CARB, how much is that making us for us now?
- Asked about bond payments, how they work?

Leslie Chapman:

- Inflation rate – approximately 1.7%.
- We have not transferred the \$1 million yet, she can get that information. It's sitting in the JPA that we belong to. We're losing money by having \$1 million in CARB compliance money.
- Oversight Committee – status?

Supervisor Alpers:

- What would Supervisor Johnston like to do with the \$1 million instead?

Supervisor Hunt:

- How often will Oversight Committee meet?

Marshall Rudolph:

- There is no Oversight Committee right now. It will be re-established by the Board once members are chosen.

C. Yosemite Gateway Motel TOT Penalty Appeal

Departments: Tax Collector

(Rose Glazier/Tim and Kim Traynor) - TOT penalty appeal for Yosemite Gateway Motel due to hardship of Rim Fire.

Discuss possibility of waiving TOT penalties for the 1st quarter of the 2013 fiscal year. Discuss possible repayment agreement of TOT taxes for 1st quarter of the 2013 fiscal

year.

M13-246 Action: Waive penalties for Tim and Kim Traynor for failure to pay quarterly TOT for the month of November only due to lack of timeliness and response by the county to the Traynor's request.

Alpers moved; Stump seconded

Vote: 3 yes; 1 no: Johnston; 1 abstain: Hunt

Supervisor Hunt:

- Recused himself; the Traynor's are his family.

Rose Glazier:

- Gave history/overview of item.
- Was brought back on appeal.
- They are asking for penalties to be waived for TOT.
- Handout (to be posted to web).
- 15% of \$27,398.58 is amount to be waived.
- Will the Traynor's make payments or just one lump sum?

Leslie Chapman:

- This is first chance the Traynor's have been able to address this so in that essence, they have been held up by the county.

Supervisor Stump:

- Asked for clarification on several forms.
- First two months are penalty months without interest?
- Traynor's are ok with interest, but would like to have penalty amounts waived.
- Traynor's will create a payment plan that they'll implement right now; will begin paying interest now too. Reduce penalty down to interest rate.
- Has some of same concerns as Supervisor Fesko.
- He's discussed this at length with Finance Director and knows what her obligations are.
- In their letter, "the implication they they've been financially irresponsible" not his view.

Supervisor Fesko:

- Various questions about information submitted.
- Takes a lot of guts to put everything out in the public.
- As business owner, he understands the ramifications of Rim Fire.
- Other constituents will want to break up property taxes.
- Has issue with their letter: he doesn't think there was anything malicious on the part of the Finance Director.
- He's on the fence with this. If a deal is made today, many others are going to come forward. It will be hard for this board to say no.
- Explained that he has a line of credit for his own business as a safety net.

Supervisor Johnston:

- Wouldn't fiscal impact be \$0 if they didn't pay on time?
- This sounds like a windfall of the proposed penalty amounts?
- Interest rate is 1.5% per month.
- Board hasn't done this before. Not about Traynor's, more about if a government entity is willing to "help" during a cataclysmic event. This is a chance for government to do something for the people who pay the taxes. He'd like to see Board set precedence for unprecedented conditions. Would be

beneficial to *anyone* in Traynor's position.

- He feels there is strong evidence that these events *did* happen; in the long run we're making more money than if they pay on time.
- He's in favor of waiving penalty and making an agreement for installments.

Supervisor Alpers:

- He personally doesn't want to know about their financial issues.
- He's not willing to set precedence; bottom line is we are their safety net, loaning money for a couple months.
- To apply this consistently, we'd have to have further discussions on what exactly is a disaster.
- We shouldn't leave them waiting for a response.
- He's not prepared to deviate from policies on how we handle it.

Kim Traynor (Yosemite Gateway Motel):

- They know that they've gotten approved for a loan, waiting for that to come in. They just need some time.
- They came in early (before payment due) to ask for waiver of penalties.
- Set a firm final payment date (early spring).
- Comes down to how needy they are vs. the impact of fire and government shut down?

Marshall Rudolph:

- Filing an appeal tolls penalties, etc. so there is some relief there.
- Board can come up with payment structure including penalty that hasn't yet accrued.
- Reading from County Code – if appeal not successful then the Traynor's would be responsible for all the time since the appeal went forward.

D. Veterans Services Presentation & Approval of One-Time Funding

Departments: CAO

(Saul Samaria) - Presentation from the Veterans Services Officer of Inyo and Mono County on current services provided to veterans; Potential approval of receipt of one time state funds to augment services to veterans.

M13-247 Action: Approve the Board of Supervisors Chair to sign the Certificate of Compliance with the California Department of Veterans Affairs for One-Time Funding Subvention Program for Fiscal Year 2013-2014.

Johnston moved; Alpers seconded

Vote: 5 yes; 0 no

Jim Leddy:

- Thanked and introduced Saul Sanabria, Veterans Service Officer.

Saul Sanabria:

- Here to give information regarding the County Veteran Service Office. He works by himself.
- This conversation should go a long way toward communications in the future.
- Finds job extremely rewarding; exciting to know he's part of an entity "where we honor veterans".

- Handed out booklets to Board – these are the 2012 books.
- He works at least 10 hours a day (M-W in Bishop and Th is outreach).
- He's booked at least two months out with appointments. He does advertising. Also advertises in Senior Centers.
- Yes, there are Veteran's Services in Nevada and people in North County *could* ask that branch for assistance.
- Gave information/stats about homeless services.

Supervisor Fesko:

- How does he get the word out in Mono County?
- Suggested he run a blurb in the Sierra Scoop.

Supervisor Johnston:

- Can you get Veteran's Services in Carson City, in Nevada?

Supervisor Stump:

- Can you transport Veterans that can't transport themselves?
- Do you network with County Social Services?

Supervisor Alpers:

- Asked about homeless services?

Supervisor Hunt:

- Asked about youth percentages, those in the military.
- Asked about Yvonne Mason, past Veteran's Services person.

E. Fisheries Commission

Departments: Board of Supervisors

(Jim Leddy) - Discuss the Fisheries Commission, its origin, purpose, composition, functioning, and future. At its October 18, 2013 meeting, the Board requested to agendize such a discussion and postponed in the meantime any consideration of Commission appointments.

Action: None.

Jim Leddy:

- Gave historical information regarding this item.
- Relationship between Fisheries Commission and the Inyo Mono Fish and Game Advisory Commission.
- The board can structure, restructure, give advice to, etc. Our Board has control over this commission.

Carolyn Webb (Fisheries Commission handout)

Supervisor Hunt:

- He's always been very supportive of this commission.
- Would like to better understand the coordination between the different groups; need a better picture of the function.
- Would like better communications as a result; more frequent agenda items to keep everyone on the same path.
- There has been some discussion that the Commission is lopsided with more North County people; would be nice to even out a little bit, get more Mammoth representation.
- Original item was reappointment of members; he needs reassurances that the commissioners are acting in accordance with wishes of the board.
- Broadest scope possible would be good (i.e. renaming it the Mono

County Fisheries and Game Commission)

- Would like regular reports from Fisheries Commission.
- Doesn't want Commission delaying progress with Conway Ranch. This board is totally committed to seeing Conway Ranch succeed and operating well.
- A lawsuit should not have been created; communication is what's needed. We need to move ahead in a new way.
- When it comes to reappointments, he wants to see people on commission who can make IAG relationship better.
- Agrees with workshop and further discussion about communication.
- He was holding off on appointments but realizing that you are at-will and can be fired at any time, he'd support reappointments at this point. Need new agenda item.
- He needs a promise that the Commission will stay away from lawsuit.

Supervisor Fesko:

- Issue discussed at last Fisheries Commission, misunderstanding that there were two members present supporting the IAG and sitting with their attorneys. They weren't sitting *with* them. He apologizes for any confusion or hardships caused by this.
- Brought up the year round regulation changes for West Walker River.
- He's always said Board needs to be closer to Commission, to be getting regular updates. His desire has always been to have a good working relationship.
- Maybe updates can come during Department Reports/Emerging Issues? Maybe add the words "commissions" to this?
- He's heard things but always goes right to the source, picks up the phone.
- The IAG lawsuit is not the fault of the Fisheries Commission. He has seen them go out of their way; pleas have gone unheard by this board.
- Not a strong enough argument for how much the well was needed. The whole board didn't understand.

Supervisor Alpers:

- His understanding is that the extended role of the Fisheries Commission is to be discussed.
- He'd like to hear from some of the commissioners.
- Why not call the Commission the Fish and Game Commission?
- Maybe fund Commission more as we get into these other issues? Maybe they need to be more proactive and involved, we need to build them up; we would get more applications.
- Renaming first step?
- Thinks Board needs to reappoint commissioners and then have a workshop. Or disband it.
- Maybe January for a workshop. They will have time to get Tony's input, etc. by then.

Supervisor Stump:

- There are 7 board members listed; he's like clarification as to who represents which area.
 - Steve Marti, Dan Anthony, Robert Dunn (north county).
 - Gary Jones, John Webb (June Lake/Mono Basin area).
 - Jim King, Gaye Mueller (South County).

- Do you normally come to the Board annually with Strategic Plan?
- Had breakfast with Commission members awhile ago: there were three new members on board beginning January. Shortly after he got here, the County was sued, created a blockage for him.
- Idea of name change is excellent.
- Asked about anonymous letter written.

Supervisor Johnston:

- Ok with name change. Maybe "Wildlife Enhancement" – maybe Mono County Fish and Wildlife.
- Discussion about Strategic Plan.
- Seems like there's more than one partner here. Some "partners" are suing each other.
- Regarding Commission's involvement with the lawsuit – there have been commissioners who have appeared to be in close contact with IAG's side. There needs to be a pledge of neutrality on the part of the Commission.

Marshall Rudolph:

- The Board resolution doesn't *require* someone for each area.
- Reluctant to say anything – agenda item is really only about the Fisheries Commission, nothing about the pending litigation.

FISHERIES COMMISSION COMMENTS:

Steve Marti (Bridgeport):

- He is a member of the Fishing Coalition as well.
- Membership of Commission: when he came on, there were two north county commissioners and four south county commissioners. The weight shifts depending on what's going on; doesn't see it as a problem. The commission serves all of Mono County.
- Gave information about what Commission is doing/involved in: F&G update re Yellow legged frog – they are keeping a hand in these issues; bears too. They're trying to keep Commission diversified to include "game", not just fish.
- Talked about studies being done.
- Can get more stuff back to Board on Strategic Plan.
- Happy to come once a month, a standing agenda item. He commits to this.
- He'd like to see this board define partnership.
- Does not know who sent anonymous letter but none of the commissioners that he has asked.
- He purchases fish from IAG every year; if it's not successful, it affects him in the pocketbook. He wants to do everything in his power to make Conway the best it can be.
- In his opinion, a lawsuit happens when partners (or anyone) can't resolve their differences.

John Webb:

- Asked Board to address the bylaws; he did go to courtroom (regarding lawsuit) to disseminate information only.
- If the Board does not want the Commission to attend any applicable lawsuits, the language should be put into the bylaws with a new resolution passed.
- Spoke about letter addressed to the Board about the need for the well. The letter couldn't have been worded much more strongly.
- Complimented Jeff Simpson for being a great liaison.

Dan Anthony:

- Followed Commission for two years, been a member for a year and a half.
- Their sole goal is to benefit Mono County Fishing. They really don't have other agendas.
- Feels Supervisor Johnston's comments are a slap in the face.

John Frederickson:

- Watch out for 15% cut, could be a big deal.
- They need to say no to it.

ADJOURN at 5:16 p.m. in memory of Diane Reay, resident of Coleville, CA who recently passed away.

ATTEST:

BYNG HUNT
CHAIR

SHANNON KENDALL
SR. DEPUTY CLERK OF THE BOARD