



**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
June 9, 2015**

9:00 AM Meeting called to Order by Chairman Fesko.

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

*Break:10:24
Lunch/Closed Session:10:35
Adjourn:11:52*

Pledge of Allegiance led by Chairman Fesko.

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

2. APPROVAL OF MINUTES

A. Board Minutes

Departments: Clerk of the Board

Action: Approve minutes of the Regular Meeting held on May 19, 2015, as corrected.

Alpers moved; Stump seconded.

Vote: 5 yes; 0 no.

M15-130

B. Board Minutes

Departments: Clerk of the Board

Action: Approve minutes of the Special Meeting held on May 22, 2015.

Stump moved; Corless seconded.

Vote: 5 yes; 0 no.

M15-131

3. RECOGNITIONS - NONE

4. BOARD MEMBER REPORTS

Supervisor Alpers:

- 6/2 - Attended the June Lake CAC held at the June Lake Community Center. Items covered included: The Caltrans update on the Lee Vining Rockfall Project. Public comments on the June Lake TROD. Jill Stark update on the June Lake Trails Projects. Courtney Weiche. Discussed the June Lake Area Plan update process.
- 6/3 - Met with Shane and Lynn Greer owners of June Lake Junction Inc. about possible expansion of the operation at the Junction of Hwys. 158 & 395. With increased OHV activity in the central Mono County area, the Greers are considering expanding to accommodate this increase in activity.
- 6/3 - Attended the LAFCO meeting held at the County conference room. Appointed a new permanent member to the Board and discussed the opening for an alternate to the Board. He requested an appointment extension to the next scheduled meeting and is interested in appointing a person from the Lee Vining area that is familiar with the Lee Vining and Mono City Fire Districts.
- 6/3 - Attended the Mono County Fisheries Commission meeting along with Supervisor Corless. Discussed MC and MCFC Strategic Planning efforts. Also discussed the bobcat issue with DFW Head game warden.
- 6/6 - Met with the owners of the Big Rock Resort regarding the condition of the road and drainage to their marina. Thank you to Jeff Walters for the heads' up on the poor road condition.

Supervisor Corless:

- 6/3: Fisheries Commission—gave an update on planning, talked about the upcoming Fish & Game Commission meeting; town council meeting, re: special election/nightly rental ordinance voter initiative—council voted to order a staff report/study that is due in 30 days, after that time they can adopt the ordinance or call for the special election.
- 6/4: Strategic planning meeting, reviewing the document from our 5/22 meeting and doing weekly calls/check ins to make sure we are on track for July—it's going to take work and dedication all around to make this a guiding document for us and for county staff. Thanks to staff for working on this—Lynda Salcido, Leslie Chapman, Megan Mahaffey, Sarah Messerlian.
- Coming up—tonight in Bishop, a Forest Service meeting to talk about wilderness evaluations and potential recommendations that are part of the forest plan revision – She has invited Inyo National Forest staff to come talk about this.
- Speaking of the Inyo National Forest ... Today, she'd like to recognize longtime Inyo National Forest staffer on the Mammoth Ranger District, Jon Kazmierski as he and his family leave the Eastern Sierra for Kentucky. Jon will serve as a district ranger on the Daniel Boone National Forest. Congratulations, Jon, and thanks for all you've done for recreation and conservation in Mono County. We'll miss Jon, Leslie, Colton and Ellery in Mammoth.

Supervisor Fesko:

- June 2 – Attended the Bridgeport CSA #5. They continue to work on getting Internet Service up to Twin Lakes residents and businesses. Thanks to Nate Greenberg and Stacey Simon for all their work.

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- Update on the Courthouse fence restoration project which they funded without County assistance. Missing spindles
- Update on the new Sound System which will be used at the 4th of July Parade
- June 3 – Attended the weekly Agenda Review Committee (ARC) meeting.
- Attended the Northern Mono Chamber of Commerce meeting in Walker. The Chamber is getting more active in not just the Jamboree, but with 2 fishing derbies this year, a Hike the Valley event, and a new Birding event.
- June 4 –Attended the EMS Ad Hoc Committee meeting. Another great meeting with lots of information. Our next meeting will be July 2 at 1 pm at the June Lake Community Center. Now that a ton of information has been presented, he would expect the Committee to start discussion on where to take this program.
- Attended the Antelope Valley RPAC meeting in Walker. Trails was a major component of discussion. A great turn out by locals to voice their opinion on future trails.
- June 5 –Attend the Community Health Fair in Walker. There were many vendors/organizations represented. Mono County (many different departments/programs), Bridgeport Indian Colony, Veterans groups, Antelope Valley Fire, Antelope Valley CERT, Mono County Paramedics, etc. He attended for a couple of hours and the turn out during this time was tremendous. A special thanks to the AV Lions club for a great hot dog and hamburger lunch!
- June 8 –Attended the Mono County LTC. Some notable items...
- Adopted resolution requesting approval of FTA Section 5311(f) funding Eastern Sierra Transit Authority's 395 inter-regional bus route
- Update by Debra Hess, Southern California Edison representative, stating that there are no plans for electrical line replacement on Rock Creek Road for the foreseeable future (whatever that may mean!).
- The Commission authorized a Minute Order supporting truck restrictions on California Highway 108 (A resolution is before this Board of Supervisors today.)

Supervisor Johnston:

- Attended the LTC meeting of June 8. Items included approval of the TDA Allocation, the Title VI Compliance Plan, SB 16 and SB 321 general support letters, and the 5311 interregional bus grant. We also reviewed the Rural Counties Task Force Pavement Index Report. Deborah Hess from SCE was present and we considered SCE's interaction with road improvement projects. The LTC also recommended the large truck prohibition for SR 108 (Sonora Pass). Status of ESTA and YARTS were also reported.

Supervisor Stump:

- 6-4: Attended EMC Committee meeting in June Lake. Committee members are showing dedication by again staying an extra hour over what was scheduled. Thanks to Helen and Don for all the set up and take down work.
- 6-6: Attended the Crowley Community yard sale and BBQ put on by CSA 1. I cooked, only burned a few burgers.
- 6-8: Attended Local Transportation Commission - Approved was financial support for ESTA and YARTS, Hwy 108 Tractor /Trailer Closure, and letters of support for SBs 16 and 321.

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

5. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

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

Lynda Salcido (Interim CAO):

- June 3, the Management Meeting was held in Lee Vining. Well attended and good conversation including budget updates.
- June 4, met with Stacy Corless, Megan Mahaffey, Beth Conley and Laree Kiely regarding next steps in strategic planning.
- June 4, 2nd EMS Subcommittee met in June Lake.
- June 5, Unified Command in Mammoth Lakes. Presentation by USGS on earthquakes and volcanos.
- June 8, met with new group, Incident Management Team, which is formed of CAOs of Town and County, law enforcement and fire.

6. DEPARTMENT/COMMISSION REPORTS

No one spoke.

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. Sheriff MGMT Association MOU

Departments: CAO, County Counsel

Proposed resolution adopting and approving a memorandum of understanding between the County and the Mono County Sheriff's Management Association.

Action: Adopt proposed resolution #R15-39, approving a memorandum of understanding between the County and the Mono County Sheriff's Management Association.

Johnston moved, Alpers seconded.

Vote: 5 yes; 0 no.

R15-39

B. Request to Hire a Registered Environmental Health Specialist (REHS) at or Above the 74C Salary Step

Departments: Health

The Health Department is requesting Board approval to hire of an REHS, at or above the 74C salary step, for an exceptionally qualified candidate that recently interviewed for our currently vacant CUPA program position.

Action: Approve the hire of an REHS, at or above the 74C salary step, to fill a Health Dept. vacancy in the CUPA program.

Johnston moved, Alpers seconded.

Vote: 5 yes; 0 no.

M15-132

C. Resolution for Road Closure for the Town of Mammoth Lakes 4th of July Celebration

Departments: Board of Supervisors, Public Works

A Resolution of the Mono County Board of Supervisors authorizing the temporary closure of county roads for the town of Mammoth Lakes Fourth of

July Fireworks Celebration. This item is being requested by Supervisor Stump.

Action: Approve Resolution #R15-40, authorizing the temporary closure of county roads for the town of Mammoth Lakes Fourth of July Fireworks Celebration.

Johnston moved, Alpers seconded.

Vote: 5 yes; 0 no.

R15-40

D. Adult Drug Court Grant

Departments: Probation

Mono County Probation Department seeking Adult Drug Court Discretionary Grant.

Action: Approval for the Mono County Probation Department to seek grant funds of \$350,000 for 36 months for the Adult Drug Court Discretionary Grant.

Johnston moved, Alpers seconded.

Vote: 5 yes; 0 no.

M15-133

E. Wheeler Crest Design Review Committee Appointments

Departments: Community Development Department

Wheeler Crest Design Review Committee appointments.

Action: Reappoint five existing members (Judy Beard, Allison Jensen, Carol Searles, Bill Goodman, and Mike Day) and appoint two new members (Tom Hopkins and Cheryl Hodges) to the Wheeler Crest Design Review Committee for specified terms, as recommended by Supervisor Stump and set forth in the Staff Report.

Johnston moved, Alpers seconded.

Vote: 5 yes; 0 no.

M15-134

F. Long Valley Regional Planning Advisory Committee Appointments

Departments: Community Development Department

Appointment of Long Valley Regional Planning Advisory Committee Members.

Action: Re- appointment of four members, Hank Brown, Lee Scotese, Ron Day, and Haislip Hayes and one new appointment, Laura Beardsley to the Long Valley Regional Planning Advisory Committee as recommended by Supervisor Stump.

Stump Moved, Corless seconded.

Vote: 5 yes; 0 no.

M15-135

Pulled by Supervisor Stump:

- Vicki is not to be appointed.

G. Reappointment of Members to CSA #5

Departments: Clerk of the Board

Reappointment of County Service Area #5 Board Members.

Action: Approve the reappointment of four community members (Steve Noble, Helen Nunn, Marlys Harper, and Benny Romero) to serve on the Board of CSA #5. Helen Nunn and Marlys Harper's terms are to expire December 31, 2016. Steve Noble and Benny Romero's terms are to expire December 31, 2018.

Fesko moved, Alpers seconded.

Vote: 5 yes; 0 no.

M15-136

Pulled by Supervisor Johnston:

- Questions the appointment of county staff members to boards as a potential for conflicts. Two county staff members are on this CSA. The CSA handles money for the county, and he takes issue with the perception that the County is appointing people with two bosses.
- He fears the independence of the individual could be compromised; e.g., possible pressure from a Board member to pursue projects.

Marshall Rudolph:

- There is no legal conflict. Because the CSA member has no financial interest, their government salary is irrelevant.

Supervisor Fesko:

- He understands the perceived conflict. CSA is a community service area, funded by property owners, where the members are also owners. He has seen this CSA do a great job so far over the past 4 years. There may be a perception but he does not see a conflict.
- The Board of Supervisors has to authorize any CSA spending.

Supervisor Stump:

- He feels caution is wise, but these members are not senior management, so he has no problem with the appointments.

Supervisor Alpers:

- Mono is a small county, and he feels there is enough distance to do a great job. He sees no conflict with these individuals.

H. Performance Contract with Department of Health Care Services

Departments: Behavioral Health

Proposed contract between Mono County Behavioral Health and the California State Department of Health Care Services pertaining to Performance Contract for fiscal year 2015-2016.

Action: Approve and authorize the Director of Behavioral Health to sign 2015-16 Performance Contract with the State of California/Department of Healthcare Services and associated Contractor Certification Clauses.

Johnston moved, Alpers seconded.

Vote: 5 yes; 0 no.

M15-137

8. CORRESPONDENCE RECEIVED (INFORMATIONAL)

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

A. North Coast Counties Marijuana Policy Statement

Departments: Clerk of the Board

Correspondence dated May 26, 2015 received from the North Coast Counties with regard to the summit held to discuss the potential economic, environmental, and regulatory impacts of legalized adult use cannabis.

Supervisor Stump:

- Appears the State is going to hold referendum in 2016, in reading letter, recognizes state concern, points are well taken. Local control of state regulations, would need to discuss. Hats off to them for making a County task force. We should have departments weigh in.
- Can sheriff take point on this?

Supervisor Johnston:

- Is the State seeking guidance? Local control, yes, but one county can't have one thing going on and another county have something different. CSAC has been working on this as well.

Supervisor Fesko:

- From an RCRC standpoint, real concern by those counties, their issues are real. Has seen photos of illegal growing, this came up at CSAC last week. Two tracks, one is through voter approval, RCRC is urging legislature to get involved. This is a precursor to what State will do next year. Need guidelines thru legislature.

Sheriff Braun:

- Forward thinking of North Counties to have a template should this become legal. Lessons learned from Colorado when voters approved usage. The Sheriff's Association has not taken an official stance on this.
- She will be at a conference tomorrow, and will talk with other sheriffs. We need to have things in place should this happen, similar to tobacco and alcohol.

Lynda Salcido:

- This will be sent to us from RCRC and CSAC.

The Board acknowledged receipt of the correspondence

9. REGULAR AGENDA - MORNING

A. CA Fish and Game Commission Meeting

Departments: Board of Supervisors

(Supervisor Corless) - Discuss presenting comments during the upcoming CA Fish and Game Commission in Mammoth Lakes regarding items of concern to the county including fish stocking and bobcat trapping. This item was requested by Supervisor Corless.

Action: Approve sending Supervisor Alpers, a member of the Board of Supervisors, to attend the upcoming meeting and to make comments in support of Mono County's position.

M15-138

Supervisor Corless:

- 3 items of interest to Mono Co.: Inland fisheries, Upland game (sage grouse) and bobcat

trapping regulations. Trying to understand what our options are. This Thursday, actual regulations won't be adopted until August 4-5 meeting. One option leaves certain areas out of the ban. A partial ban leaves Mono County vulnerable. The other option before the commission is a statewide ban on trapping.

- Commercial trapping is not within vision of Mono County.
- Sees three opportunities for public comments, due to three issues.

Supervisor Johnston:

- Planned on going a portion of both days. Supports total ban on trapping. Will be there.
- Two options, either partial Mono Co trapping or state wide ban.
- Will anything less than a statewide ban extend to Mono Co?
- We are going to be part of the rally to get Mono Co exempted. There are lots of smart people attending. He is not clear that fish stocking is an agenda item, and may need to be spoken about during public comment; same with sage grouse. We should question the sanity of hunting a potentially endangered species.
- He sees two opportunities to make comments.

Supervisor Stump:

- Supports Supervisor Alpers to go. He believes all three issues are worthwhile: sage grouse; questions the rationale for hunting, to cut off wing for research? Bobcats; for environmental reasons, the current proposal will encourage an over exploitation. From an environmental standpoint, the proposal makes no sense. Trapping as a commercial activity is not listed. Ethically, opposes bobcat trapping to support fashion shows in Russia and China. Has heard support on ban from all sections of his district. His recommendation: limit emotional words, but focus on signs like with sage grouse. Why if there are no state parks in Stanislaus and San Joaquin are they included?
- Board letter supports full (Bobcat trapping) ban.
- Thanked Supervisor Alpers for putting himself out there to talk to Sacramento. Feels constrained by restrictions in the Board letter.

Supervisor Alpers:

- Wants clear direction on comments to make.
- During 3 minutes, will comment on bobcats. Gaye Mueller will comment on fish stocking. Supervisor Johnston will comment on hunting of sage grouse.

Supervisor Fesko:

- Supports Supervisor Alpers going and staying within the scope of what the Board has previously addressed. Expanding scope of this item needs to be discussed in public.
- Board has already taken a stand.
- Believes it should be said, based on our letter, that we want Mono Co included in ban.

Wilma Wheeler:

- Supports state wide ban. Doesn't think there are that many bobcats around. Trapping is cruel, and environmentally unjustified. Have a duty to protect our wildlife including bobcats.

Gaye Mueller:

- Three issues, but public comment is limited to 3 minutes. Wants to focus on fishing decreases. May not be proper forum for this?
- Our vision for Mono County is protecting resources and enhancing recreation.

Direction: Board has a **consensus**. Alpers to attend.

B. Proposed Ordinance Regarding Hwy 108 Truck Restriction

Departments: CAO, County Counsel

(John-Carl Vallejo & Scott Burns) - Proposed ordinance of the Mono County Board of Supervisors recommending the prohibition of vehicles and combination

vehicles with an overall length greater than 38 feet king pin to rear axle from accessing an easterly segment of State Route 108.

Action: Introduce, read title, and waive further reading of proposed ordinance recommending the prohibition of vehicles and combination vehicles with an overall length greater than 38 feet king pin to rear axle from accessing an easterly segment of State Route 108.

Fesko moved, Johnston seconded.

Vote: 5 yes; 0 no.

M15-138

Scott Burns:

- This is a follow-up from an item in January. There is favorable support from RPACs in Bridgeport and Walker. Transportation commission, yesterday, stated they are also in support. Issue is trucks are getting stuck at Sonora Pass Road. Trucks get stuck, road shuts down, and it impacts our local economy. Requesting this item be open for public testimony. The item was noticed for public comment.

Supervisor Stump:

- LTC reached out to trucking association, no issues.

Supervisor Johnston:

- Compliments to CalTrans.

Supervisor Fesko:

- Never got stopped for a truck that was stuck, and came over a lot. Sees an economic benefit, because the local tow company makes out very well. At this time, Walker tow business has shut down. Disadvantage, blocks road to local areas.
- Public comment? North 0 south 0

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

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, and Lynda Salcido. 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.

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code section 54956.9. Number of potential cases: 2. Facts and circumstances: personnel complaint.

C. Closed Session - Conference with Legal Counsel

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: Boulaalam v. Mono County et al.

D. Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: County Administrator.

E. Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: HR Manager.

12. REGULAR AGENDA AFTERNOON- NONE

ADJOURN

ATTEST

TIMOTHY E. FESKO
CHAIRMAN

HELEN NUNN
SR. DEPUTY CLERK OF THE BOARD