



**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 Mammoth Lakes BOS Meeting Room, 3rd Fl. Sierra Center Mall, Suite 307,
452 Old Mammoth Rd., Mammoth Lakes, CA 93546

**Regular Meeting
July 21, 2015**

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

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

*Break: 10:19 a.m.
Reconvene: 10:25 a.m.
Closed Session/Lunch: 11:50 a.m.
Adjourn: 12:25 p.m.*

Pledge of Allegiance led by Supervisor Stump.

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>.

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

John Urdi (Mammoth Lakes Tourism):

- Wanted to address annual discussion on air subsidy.
- Mentioned letters/requests recently mailed about support for air service.
- Spoke about recent air survey regarding air service in Mammoth.
- Major focus has been on spring, summer and fall. Major TOT increase during these seasons.
- He will leave a copy letters sent to county in June and a copy of recent survey.

Allen Berrey:

- Addressed violations of the Brown Act he previously brought up to the Board.
- Read portions of the Brown Act to the Board explaining that he believes it's not being followed.

MEETING MINUTES

July 21, 2015

Page 2 of 11

- Mentioned minutes going back to 2012. There were 391 Closed Sessions between August 2012 and July 2015 but the Board only reported out 8 times. Of those, five had to do with public employee appointments.
- Went over details of items announced out of Closed Session.
- Mentioned that Inyo County handles reporting out of Closed Session very differently; they do more in one day than our county does in three years. He thinks that is a criminal conspiracy violating the Brown Act.
- Brought up the retirement of Jim Leddy; the reasons that he up and left should be made public.
- He cares because this is the law.

Robert Yoki (Gallery at Twin Lakes owner):

Here asking for County support; he has greatly appreciated contributions in the past. Here to reiterate how important continued support is.

- Gave a brief description of the types of things they do, which promotes Cultural Tourism.
- They are keeping track of history.

Heidi Vetter (June Lake Historical Society):

- There's a lot of excitement and creativity going on; all volunteerism. Appreciates any support.

Rich Batcha:

- Spoke about recreation.

Steven Kalish:

- Following up on what Allen Berrey had to say. Recently he had an opportunity to ask for a copy of audio of LAFCO meeting which was no longer available. He wanted to request that this board use an audio recorder.
- Verizon – something he's been dealing with for many years.
- Digital 395 – would be nice if they could put out pricing information.

2. APPROVAL OF MINUTES

A. Board Minutes

Action: Approve minutes of the Regular Meeting held on July 7, 2015, as corrected.

Johnston moved; Corless seconded

Vote: 5 yes; 0 no

M15-160

Supervisor Johnston:

- On p. 7 of draft minutes, under his bulled point, should read, "on page 8, the wording of the former CAO should be corrected to say the existing CAO."

Supervisor Stump:

- On p. 9 of draft minutes, under "Contractor" heading, should say, "Contractor Construction Specialty".

3. RECOGNITIONS - NONE

4. BOARD MEMBER REPORTS

Supervisor Alpers:

- 7/16 - Attended the Mono County Budget/Strategic Planning Workshop held at the June Lake Community Center. In attendance: County Staff and only one (1) member of the public: Jil

MEETING MINUTES

July 21, 2015

Page 3 of 11

Stark, Chairperson of the June Lake Trails Committee and June Lake CAC member. Jil asked a variety of questions regarding the budget, fund balances, etc. Although the attendance was low, the discussion was lively and productive. Commended Staff on participation, felt it was very productive. He feels that there has been transparency in the process.

- 7/17 - attended the ESTA meeting held in Suite Z in Mammoth Town Council Chambers. The meeting was highlighted by the discussion regarding Mono County's representation on the ESTA Board. Marshall Rudolph and Scott Burns attended and followed up the Board's letter regarding amending the ESTA JPA to accommodate an appointment other than a member of the Mono County Board of Supervisors. After a lengthy discussion, The ESTA Board voted unanimously to direct Jon Helm (ESTA Executive Director) to bring a JPA amendment back to the ESTA Board for approval to allow for an appointment other than a member any particular BOS or City/Town Council.
- Announced that the new gym floor at the high school has been installed. In next 7-10 days, striping will occur. There will be a grand opening of gym on August 21st.
- 7/18 - Attended the Stump wedding held at Convict Lake and the Convict Lake Resort. Great turnout, great function, and great to see such a group of young, enthusiastic up and coming professionals associated with the wedding party.
- Asked to adjourn meeting in memory of Emile Rummel who recently passed away.

Supervisor Corless:

- Congrats to Sheriff Braun for a first place finish at the National Mountain Bike Championships in Mammoth last week! The event brought lots of racers and friends/family to town.
- Town Council 7/15, vote for the 5 year parcel fee agreement. And directing staff to work on a flow agreement. Many thanks to council for their clear demonstration of partnership and willingness to problem solve together, and to Tony Dublino for finding a good way forward. Now it's up to us to support our staff's work, make good on some of the concessions such as not raising tipping fees and directing parcel fee revenue to town to meet its mandates.
- Mono County is hosting the YARTS board meeting in Mammoth next week, she had the opportunity to take YARTS back from Oakhurst this weekend (walked over via the historic Mammoth Trail). A mixed experience...lack of communication between park service transportation and YARTS seemed to have caused a glitch that resulted in missing a bus home from Tuolumne.
- Attending a dinner in Bishop tomorrow evening with SCE President, and looking forward to the Wheeler Crest fire fundraiser in Swall this weekend. Also looking forward to budget/strategic planning town hall meeting tonight, which will be recording and streamed on Granicus.
- The Eastern Sierra lost a great champion last week in James Wilson of Bishop, former owner of Wilson's Eastside Sports and at one time a sporting goods store in Mammoth.

Supervisor Fesko:

- June 16th - EMS Ad-Hoc Committee
 - The committee continued to receive more information on our current program. This meeting was the first chance for committee members to get their ideas onto the table. The process was facilitated by Bill Van Lente and Sue Robbins. A huge THANKS to both of these community members who have volunteered their time.
 - The committee's next meeting will be on August 6th and the meetings will be held back at the Lee Vining Community Center. The public is encouraged to attend these meetings.
 - At our next meeting, the committee will continue to flush out and consolidate ideas. As one member stated, "We now get into the meat and potatoes of the process!"
- June 16th - Bridgeport RPAC
 - More discussion on possible banner archway across the road in mid-town. These community members are looking at all possible ways to increase economic development.
- June 17th - took a field trip up to Mill Canyon road at Lost Cannon Creek. The entire hillside continues to slide downward taking the road with it. Public Works has repaired the roadway, only to have the road slip further. More to come on this matter in the near future.

Supervisor Johnston:

- Supervisor Corless and he attended Town Council meeting last week; town decided to go ahead with a parcel fee for five years. Kudos to Tony Dublino for putting it together. Also recognized Councilman Wentworth; Solid Waste Parcel fee.

Supervisor Stump:

- Followed issues via email. Otherwise tied up with his son's wedding.

5. COUNTY ADMINISTRATIVE OFFICE

Lynda Salcido (Interim CAO):

- Wed. 7/15, continued budget meetings with Leslie Chapman.
- Thurs., 7/16 – attended board meeting of Southern Mono Hospital District.
- Same afternoon, attended EMS Ad Hoc Committee meeting; are now looking at ideas/goals. Looking at a fiscally sustainable program.
- Community budget meeting that evening; it was an opportunity to impart some information.
- Tonight is the Mammoth Lakes Community Budget meeting, this will finish out these meetings.

6. DEPARTMENT/COMMISSION REPORTS

Sheriff Braun:

- Radio Rodeo last week at Inyo Fairgrounds; learned capabilities that we have and what we could have. Very successful event. Working with OES to do countywide training including a table top exercise.
- Attended the Mountain Bike racing on Friday and Saturday in uniform. Great event; brought a lot of people into the Town. This will come back again next year. The command post was there.

Undersheriff Moriarty:

- Identified a lot of technical issues about the command post at the Radio Rodeo; working on bringing it up to operational use. How to manuals being put together for use and maintenance.
- As a result of working with technicians that were there, they realized a lot of capabilities of the command post that wasn't being utilized.
- Met yesterday with CalFire Rep – getting fire channels programmed into the command post.
- Radio Rodeo hosted by Inyo Sheriff.
- Community will end up with much more robust response and capability; the command post can be used as a back-up dispatch center.

Jeff Walters:

- Mill Canyon Road issue (photos sent to board members previously). Public Works has placed a soft road closure (cones and a road closed sign) but people are not abiding by the closure. As a result Public Works desires to place a hard closure (with K rails) to prevent access. There is an on-site meeting with BLM, a Humboldt-Toiyabe National Forest regional engineer and Mono County Public Works scheduled for this Thursday.
- Supervisor Fesko: He's supportive of K Rails. Feels it needs to be closed for safety.
- Supervisor Stump: Is there any other access?
- Once closure is in place, he's unaware of any other access road.

Tony Dublino:

- Town council last Wednesday – Solid Waste Parcel Fee – views this as a 180 degree turn from what he was facing on this issue three years ago.
- He's really pleased that this went the way that it did.
- Supervisor Fesko: thanked him; appreciates his efforts over the last three years.

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. Modification to the County's Allocation List to Create a DA Investigator II Position.

Departments: District Attorney

Proposed resolution authorizing the CAO to amend the County of Mono list of allocated positions to reflect the addition of an Investigator II in the District Attorney's Office and authorize the CAO to fill said allocated position.

Action: (1) Adopt proposed resolution #R15-52, authorizing the CAO to amend the County of Mono list of allocated positions to reflect the addition of an Investigator II in the District Attorney's Office and authorize the CAO to fill said allocated position. (2) Authorize CAO to amend the at-will agreement with Investigator Callinan to reflect a change in title to DA Investigator II.

Alpers moved; Stump seconded

Vote: 5 yes; 0 no

R15-52

Supervisor Fesko:

- Discussion regarding the hiring freeze. Explained that both these positions are funded from sources outside the county.

B. Hiring of an Investigator I Position

Departments: District Attorney

The District Attorney's Office currently has an entry level DA Investigator I position that will be vacant upon Board action on the companion allocation list agenda item. The officer who is currently the Investigator I is expected to be reclassified to an Investigator II in title only. The Office of the District Attorney requests the Board to permit hiring of an Investigator I to fill the anticipated vacancy.

Action: Approve requested recruitment and hiring.

Alpers moved; Stump seconded

Vote: 5 yes; 0 no

M15-161

C. Authorizing Resolution for County Participation in Oil Payment Program

Departments: Solid Waste Division of Public Works

Proposed Resolution, "A Resolution of the Mono County Board of Supervisors Authorizing the Director of Public Works to Submit and Execute on Behalf of Mono County an Application to the Department of Resources Recycle and Recovery (CalRecycle) for the Used Oil Payment Program for the next five years, Fiscal Years 2015-16 through 2020-21 (6th through 11th Cycles)."

Action: Adopt proposed resolution #R15-53, authorizing the Director of Public Works to Submit and Execute on Behalf of Mono County an Application to the Department of Resources Recycle and Recovery (CalRecycle) for the Used Oil Payment Program for the next five years, Fiscal Years 2015-16 through 2020-21 (6th through 11th Cycles).

Alpers moved; Stump seconded

Vote: 5 yes; 0 no

R15-53

D. CSAC Board Resolution to Combat Child Sex Trafficking

Departments: Clerk of the Board

The CSAC Board of Directors recently adopted the attached resolution to affirm efforts by counties to combat the Commercial Sexual Exploitation of Children (CSEC) and, in the interest of shining a spotlight on the local effects of this issue, is also asking each county to adopt the attached sample resolution. The attached memo includes a comprehensive explanation on this incredibly troubling and growing issue. It also includes a discussion of CSAC and county efforts at the local, state and national levels to work with law enforcement to identify and care for minor victims of sex trafficking and prosecute the perpetrators regardless of location. CSAC will also present a CSEC workshop during the CSAC Annual Meeting, December 1-3 in Monterey County.

Action: Adopt proposed resolution #R15-54, preventing Commercial Sexual Exploitation of children in our county and to work collaboratively with all county partners to identify, protect, and serve these vulnerable children and youth.

Alpers moved; Stump seconded

Vote: 5 yes; 0 no

R15-54

E. Funding Agreements for Groundwater Monitoring

Departments: Community Development

Proposed contracts with USGS and Ormat pertaining to hydrologic monitoring.

Action: Approve County entry into and authorize Community Development Director signature on Joint Funding Agreements with U.S. Geological Survey for Water Resources Investigations (Agreements # 15WSCA600095610 and # 15WSCA600095620) and corresponding "Agreement between the County of Mono and Ormat Nevada, Inc. Providing for Continued Payment by Ormat of Costs of Monitoring Plan Recommended by the Long Valley Hydrologic Advisory Committee for 2015.

Stump moved; Corless seconded

Voted: 5 yes; 0 no

M15-162

Pulled by Supervisor Corless:

- Important issue in the Town of Mammoth Lakes.
- Hopes we can do a better job of communicating what county's role is.
- Feels there is still some contention from the Town.
- Requests the Board address this and that they be as transparent as possible about this issue.
- Asked that HAC meetings not be scheduled to conflict with regular Board meetings.

Supervisor Stump:

- There has been a perception that the Long Valley HAC is a secret group. Agrees with need for transparency.

F. Ratification of DPOU MOU

Departments: Human Resources

Proposed resolution R15-55, adopting and approving a memorandum of understanding between the County of Mono and the Mono County Deputy Probation Officers Unit.

Action: Adopt proposed resolution #R15-55, adopting and approving a memorandum of understanding between the County of Mono and the Mono County Deputy Probation Officers Unit.

Alpers moved; Stump seconded

Vote: 5 yes; 0 no

R15-55

G. Ordinance & Bylaw Changes to Mono County Tourism & Film Commission

Departments: Economic Development

Proposed ordinance amending Chapter 2.85 of the Mono County Code pertaining to the Mono County Tourism/Film Commission.

Action: Adopt proposed ordinance amending Chapter 2.85 of the Mono County Code pertaining to the Mono County Tourism/Film Commission.

Alpers moved; Stump seconded

Vote: 5 yes; 0 no

ORD15-06

8. CORRESPONDENCE RECEIVED (INFORMATIONAL)

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

A. Board of Forestry and Fire Protection

Departments: Clerk of the Board

Correspondence dated July 7, 2015 to the Board of Supervisors regarding the Board of Forestry and Fire Protection Regulatory Update and 4290 Certification.

Supervisor Stump:

- What's missing here is what regulations were and what we're moving to; he feels we need a listing.

B. Inyo Mono Resource Conservation District

Departments: Clerk of the Board

Correspondence dated June 25, 2015 from the Inyo Mono Resource Conversation District to Howard Archilarius.

Supervisor Corless:

- Need to correct spelling of Howard's last name: should be Arcularius.

9. REGULAR AGENDA - MORNING

A. Annual Projects Workshop and Consideration of Proposed Projects

Departments: Public Works

(Joe Blanchard) - Presentation by Joe Blanchard regarding the Project Approval Policy and conduct of the Annual Projects Workshop (including Board determination of those projects to be added to the County Comprehensive Facilities Plan Project List).

Action: Direct staff to add all the requested projects to the County Comprehensive Facilities Plan Project List.

Stump moved; Corless seconded

Vote: 5 yes; 0 no

M15-163

Joe Blanchard:

- Annual discussion of project approval list.
- Went over steps now to be taken to get items onto the approved project list (Project Request Forms).

Completed Projects Included:

- Annex II emergency generator for servers and phone system.
- Antelope Valley/Walker Community Center Addition.
- Crowley Ballfield Concession.
- Memorial Hall 1st Floor ADA restrooms.
- Annex II ADA ramp.
- Mountain Gate fishing access.
- Chalfant Park reseed.

Requested projects:

- Skate Park at Crowley Lake Community Center.
- Complete remodel of Davison House in Mammoth; to be done in phases.
- Emergency generator install at Minaret Mall to power IT infrastructure (purchased by IT previously).
- Secure entry to Bridgeport Probation.
- Medic 7 Arsenic filtration system.
- Emergency Generator at Walker Senior Center.
- Social Services – create confidential office space.
- Asked the board to weigh in on projects.

Supervisor Stump:

- Asked about Bridgeport Office of Ed project (Joe: almost completed). Is there a portion of this that needs to be rolled over to 'be completed'? Utility savings are worth noting. Needs to be kept track of.
- Would be helpful to identify projects that have outside funding sources – need to note those funding sources. Feels it would help explain to public.
- Discussion of how certain communities have the benefits of certain CSA's which free up general fund monies to be used in other areas. It would be nice if public could somehow understand this. Not sure how to get across.
- Doesn't remember what status is of subdivider at Cougar Run.
- Asked about staffing needs/contracting out for bids for these projects?

Supervisor Alpers:

- Both road shops in Lee Vining and Benton, similar road shops, he had requested upgrading and fencing, painting, maintenance, etc.
- Joe didn't have Benton on list, he did have Lee Vining. This would fall into a maintenance project category.

Supervisor Johnston:

- Asked Joe how he feels this new process is working?
- Joe: feels it will be more challenging once these procedures take hold.
- How do you differentiate between a Public Works project and a Facilities project? Is the Facilities staff doing all Public Works maintenance?
- There are different funding sources for different parts of department.
- Citizens of CSA's are asked to tax themselves.

Supervisor Fesko:

- Discussion about funding sources within Public Works Department.
- He agrees that the funding source should be referenced on this list.
- Should be publicly noticed to talk about dollars associated with skate park.
- There is board consensus to agendize item for further discussion regarding potential fee waivers.

Supervisor Corless:

- Thanked Joe for thorough staff report and flow charts; feels this process will be beneficial in the long run.
- Is Maintenance factored in with CSA projects?
- Project list is great tool, could be beefed up a bit for public information.
- She supports project list. Need to work on the social services project so that CAO office in Mammoth is open when new CAO is hired later this year (social services currently using Mammoth CAO's office).

Leslie Chapman:

- Some of the CSA's are grandfathered in tax wise, they got lucky. Pre Prop 13.

Steven Kalish:

- Discussion about road maintenance in benefit assessment zone (Supervisor Stump will look into this).

Garrett Higerd:

- Cougar Run is in a zone of benefit; adjacent to it is a past partner of the subdivider – that person is coming forward with revised tract map. Because of that situation, Cougar Run has been a bit of an outlier due to continuing need to have new tract added to zone of benefit and be carrying their fair share of cost for Cougar Run.
- Asked that the Board be realistic about expectations on getting these projects done due to Vianey White being out on maternity leave. They are down people in their department.

Supervisor Alpers:

- Pleased with project list and plans going forward. He's glad we've got time to get them done.

Stacey Simon:

- This list is up for approval for staff to move forward but all items will come back to board as they move forward.
- There may be certain items for further discussion at a future board meeting; there are timing issues with some projects.
- She feels that fee waivers should be separately agendized.

Scott Burns:

- Skate Park – was going to be done in-house; would like permission to not charge CSA for Environmental studies. CSA has asked them to waive Environmental fees.

B. Transfer of Federal Aviation Administration (FAA) Grant Funds from Lee Vining Airport to Mammoth Yosemite Airport

Departments: Public Works

(Garrett Higerd) - Waiver of \$150,000 in airport entitlement funds which would otherwise expire in September of 2015, thereby making such funds available for use by the Town of Mammoth Lakes for planned improvements at the Mammoth-Yosemite Airport. There are no ready projects eligible for use of these funds at

Mono County airports.

Action: Approve Agreement for Transfer of Entitlements and authorize the Assistant Public Works Director to execute said agreement on behalf of the County.

Johnston moved; Fesko seconded

Vote: 4 yes; 1 no: Stump

M15-164

Garrett Higerd:

- Gave explanation of item made necessary due to work done by FAA a few years ago.
- At Lee Vining, we have \$150,000 expiring at the end of this fiscal year; he's coordinated with colleagues at Town as to whether or not they can use this money at the Mammoth airport for an apron project for general tie down area.
- He's still trying to work this out; maybe this time next year.

Supervisor Fesko:

- The Town would have to use by September deadline.

Supervisor Alpers:

- Regarding Lee Vining Airport, there have been RPAC discussions. The community is satisfied with state of airport at this time. Only interested in maintaining it. There has been some discussion about reveg but the rain has helped.
- He doesn't see any any issues from Lee Vining community.

Supervisor Stump:

- Asked for Garrett to explain again what Town is using money for? General Aviation area?
- Wants to keep money in county but wants to respect liability concerns; he will not be supporting this.

Steven Kalish:

- Mammoth project doesn't really have anything to do with safety. He feels there are safety issues at the Mammoth Airport not being addressed.
- He doesn't feel that the project that Mammoth wants to use this money for is a good project.
- He feels money should go to an airport that can really use it.

Supervisor Johnston:

- No control over town's interaction with FAA.
- He'd like to think the \$150,000 we give to them would be in the "safe area".

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Gerald McKinley (Chalfant Valley resident):

- Here to discuss park projects and needs.
- They've run into obstacles with funds and exhausted most of them.
- They have photos of projects they were hoping to complete (basketball court, baseball field, and trees); some are only half done.
- Would like to see this funding request put onto a future agenda.
- Feels maintenance and projects were started but everything has kind of been halted.
- They are out there doing maintenance themselves.
- Safety is key for use.

Jack McKinley:

- Showed board pictures of unfinished projects.
- They go to field every day; they never see anyone working on it except his dad.

Billy McKinley:

- He plays ball all the time; he loves it.
- He just wants his field fixed.
- He agrees with his Dad's comments about what needs to be fixed.

Supervisor Johnston:

- He used to be Little League coach; he understands safety concerns.

Supervisor Fesko:

- This is not agendaized for discussion today.

11. 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 - Public Employment

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

C. Closed Session - Public Employment

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

12. REGULAR AGENDA AFTERNOON- NONE

ADJOURN at 12:25 p.m. in memory of Emile Rummel.

ATTEST

TIMOTHY E. FESKO
CHAIRMAN

SHANNON KENDALL
ASSISTANT CLERK OF THE BOARD