



**AGENDA**  
**BOARD OF SUPERVISORS, COUNTY OF MONO**  
**STATE OF CALIFORNIA**

**Special Meeting**

**April 20, 2010**

Mammoth Lakes Board of  
Supervisors Meeting Room,  
3rd Fl. Sierra Center Mall,  
452 Old Mammoth Rd.,  
Mammoth Lakes, CA 93546

**NOTE:** In compliance with the Americans with Disabilities Act if you need special assistance to participate in this meeting, please contact the Clerk of the Board at (760) 932-5534. Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting (See 42 USCS 12132, 28CFR 35.130).

Full agenda packets are available for the public to review in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517), and in the County Offices located in Minaret Mall, 2nd Floor (437 Old Mammoth Road, Mammoth Lakes CA 93546). Any writing distributed less than 72 hours prior to the meeting will be available for public inspection in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517). **ON THE WEB:** You can view the upcoming agenda at [www.monocounty.ca.gov](http://www.monocounty.ca.gov). If you would like to receive an automatic copy of this agenda by email, please send your request to Lynda Roberts, Clerk of the Board : [lroberts@mono.ca.gov](mailto:lroberts@mono.ca.gov).

**9:00 AM**

**Call meeting to Order**

**Pledge of Allegiance**

**OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD** on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.)

**BOARD MEMBER REPORTS**

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

***UNLESS OTHERWISE SPECIFIED BY TIME, ITEMS SCHEDULED FOR EITHER THE MORNING OR AFTERNOON SESSIONS WILL BE HEARD ACCORDING TO AVAILABLE TIME AND PRESENCE OF INTERESTED PERSONS. PUBLIC MAY COMMENT ON AGENDA ITEMS AT THE TIME THE ITEM IS HEARD.***

**Approximately 10** **COUNTY ADMINISTRATIVE OFFICE**  
**Minutes**

1) CAO Report regarding Board Assignments (David Wilbrecht)  
RECOMMENDED ACTION: Receive brief oral report by County Administrative Officer (CAO) regarding his activities.

2) **APPROVAL OF MINUTES**

**A. Approve Minutes of the Regular Meeting held April 6, 2010.**

Approximately  
thru 10:00 a.m.

## CLOSED SESSION

### BOARD OF SUPERVISORS

- 3a) **CONFERENCE WITH LABOR NEGOTIATORS** - Government Code Section 54957.6. Agency designated representative(s): Dave Wilbrecht, Brian Muir, Marshall Rudolph, Mary Booher and Rita Sherman. Unrepresented employee(s): all.
- 3b) **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** - Significant exposure to litigation pursuant to subdivision (b) of Government Code section 54956.9. Number of potential cases: one.

10:00 a.m.  
Approximately 15  
minutes

### DEPARTMENT REPORTS/EMERGING ISSUES (PLEASE LIMIT COMMENTS TO FIVE MINUTES EACH)

Approximately 5  
minutes for  
Consent Items

## 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

- 4a) **Annual Identity Theft Prevention Policy Report** - Annual report required by the Identity Theft Prevention Policy of the County of Mono.

**Recommended Action:** Receive written report.

**Fiscal Impact:** None

### SOCIAL SERVICES

- 5a) **California Statewide Automated Welfare System C-IV Project** - MOU between the C-IV Project and Mono County and second amended Joint Powers Agreement (JPA) among the 39 counties, including Mono, using the C-IV system. These documents have been approved by Allen Berrey, Dep. County Counsel, Mono County, and memorialize the new consortium regional representation model. The C-IV MOU has been amended to reflect the shift to the regional representation model; and a single 39-County JPA has been created and amended as all 39 counties will be using the C-IV system.

**Recommended Action:** The Board approve the amended C-IV MOU and JPA and authorize the Chair to sign both.

**Fiscal Impact:** None; allocations have been previously approved in current budget.

- 5b) **Child and Family Services Mono Co, Self Assessment 2010** - County Self Assessment (Please see Board Report).

**Recommended Action:** Approve and authorize the Chair to sign Mono County's Self Assessment for 2010.

**Fiscal Impact:** No Fiscal Impact.

### ELECTIONS

- 6a) **Democratic Central Committee** - Candidates to be declared elected to the Democratic Central Committee.

**Recommended Action:** Pursuant to California Elections Code section 7228, declare the following candidates elected to the Democratic Central Committee for a two-year term: Penelope Burdeno, Susan Sanders, Jean Wuamett (Supervisor District 2); Wilma Wheeler, Nancy Peterson Walter (Supervisor District 3); Zane Davis, Carolyn Davis (Supervisor District 4); Mary Ann Dunigan, Shirley Blumberg, and Carolyn Balliet (Supervisor District 5). Direct the Clerk to prepare a "Certificate of Election" for each candidate.

**Fiscal Impact:** None.

- 6b) **Republican Central Committee** - Candidates to be declared elected to the Republican Central Committee.

**Recommended Action:** Pursuant to California Elections Code section 7423, declare the following candidates elected to the Republican Central Committee for a two-year term: Vikki Bauer (Supervisor District 3); Debra VandeBrake, Jerry VandeBrake, Laretta Cochran, and Carla Barth (Supervisor District 4). Direct the Clerk to prepare a "Certificate of Election" for each candidate.

**Fiscal Impact:** None.

**COMMUNITY DEVELOPMENT - PLANNING DIVISION**

- 7a) **Long Valley RPAC Membership Appointments** - Consider appointment of four members to the Long Valley RPAC.

**Recommended Action:** Appoint Pat Agnitch, Christina DeGeorge, Greg Newbry, and Lee Scotese as members to the Long Valley RPAC. Give any desired direction to staff.

**Fiscal Impact:** None.

**REGULAR AGENDA**

**CORRESPONDENCE RECEIVED  
(INFORMATIONAL)**

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

**CLERK-RECORDER**

- 8a) **The Wilderness Society** - Letter from Sally Miller, Senior Conservation Representative--California, addressed to Daniel H. Morris, Natural Resource Specialist--General Recreation, Humboldt-Toiyabe National Forest, regarding support for Humboldt-Toiyabe National Forest Ground Operations & Law Enforcement Grants (cc: Mono County Board of Supervisors).

\*\*\*\*\*

**PUBLIC WORKS**

- 9a) **Contract Award for the Lee Vining Streetscape Project** (Mary Ellen Halpin) - Receive staff report concerning bids received in response to solicitation for bids, bid protests received (if any), and responsibility of the apparent low bidder for the Lee Vining Streetscape Project. Consider and potentially authorize the Public Works Director to enter into and administer an agreement for the work. Provide any desired direction to staff.  
10 minutes

**Recommended Action:** Based on staff report concerning bids received in response to solicitation for bids, bid protests received (if any), and responsibility of the apparent low bidder: 1. identify \_\_\_\_\_ as responsible bidder submitting the lowest bid; 2. award contract to \_\_\_\_\_ for the Lee Vining Streetscape Project, in an amount not to exceed \$\_\_\_\_\_; 3. authorize the Public Works Director, in consultation with the County Counsel, to administer that contract, including making minor amendments to said contract from time to time as the Public Works Director may deem necessary, and authority to approve and issue change orders to the contract in accordance with the Public Contract Code §20142, in a cumulative amount not to exceed \$\_\_\_\_\_, provided such amendments do not substantially alter the scope of work and are approved as to form and legality by County Counsel.

**Fiscal Impact:** The project is partially funded by an allocation of the American Recovery and Reinvestment Act (\$174,000). The engineer's estimate of probable construction cost for the project, including Base Bid and Bid Option #1, is \$228,000. County transportation enhancement funds are available to fund the remainder (\$54,000). There will be no General Fund impact.

- 9b) **Contract Award for the Paradise Streets Rehabilitation Project** (Garrett Higerd) - Receive staff report concerning bids received in response to solicitation for bids, bid protests received (if  
15 minutes

any), and responsibility of the apparent low bidder for the Paradise Streets Rehabilitation Project. Consider and potentially authorize the Public Works Director to enter into and administer an agreement for the work. Provide any desired direction to staff.

**Recommended Action:** Based on staff report concerning bids received in response to solicitation for bids, bid protests received (if any), and responsibility of the apparent low bidder: 1) identify \_\_\_\_\_ as responsible bidder submitting the lowest bid; 2) award contract to \_\_\_\_\_ for Rehabilitation of Paradise Streets, in an amount not to exceed \$ \_\_\_\_\_; 3) authorize the Public Works Director, in consultation with County Counsel, to administer that contract, including making minor amendments to said contract from time to time as the Public Works Director may deem necessary, and authority to approve and issue change orders to the contract in accordance with Public Contract Code §20142, in a cumulative amount not to exceed \$ \_\_\_\_\_, provided such amendments do not substantially alter the scope of work and are approved as to form and legality by County Counsel.

**Fiscal Impact:** This project will be fully funded by the FY09-10 allocation of the Proposition 1B Local Streets & Roads program. The engineer's estimate of probable construction cost for the project is \$634,000. There will be no General Fund impact.

### BOARD OF SUPERVISORS

10a)  
15 minutes

**Horizon Air Service** (Supervisor Bauer) - Consider and discuss funding a subsidy for Horizon Air Service into Mammoth-Yosemite Airport for the months of October and November 2010.

**Recommended Action:** Receive information; potentially approve funding support.

**Fiscal Impact:** FY 10/11 Up to \$45,000.

### PUBLIC WORKS

**Additional Departments:** County Counsel

11a)  
11:00 a.m.  
15 minutes

**Public Hearing - Mono Lake Court Maintenance Termination** (Garrett Higerd) - Receive staff report regarding the termination of maintenance of Mono Lake Court in Mono City. Conduct a public hearing. Consider and potentially adopt a resolution terminating maintenance. Provide any desired direction to staff.

**Recommended Action:** 1. Receive staff report regarding the termination of maintenance of Mono Lake Court in Mono City. Provide any desired direction to staff. 2. Conduct public hearing regarding the proposed termination of maintenance. 3. Consider and potentially adopt Resolution No. R10-\_\_\_, "A Resolution of the Mono County Board of Supervisors Terminating Maintenance of Mono Lake Court in Mono City, California". 4. Direct the Clerk of the Board to record a certified copy of the fully-executed resolution with the County Recorder. 5. Find that the above action is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to 14 CCR §15301 and §15061(b)(3). Direct the Public Works Director to file a Notice of Exemption for the project consistent with 14 CCR §15062. 6. Direct the Public Works Director to purchase and install a sign at the entrance to the alley which contains the following statutory-required language, "This road is not maintained. Mono County is not responsible for any loss or injury suffered by reason of its use."

**Fiscal Impact:** This action would require the posting of a sign which is expected to cost \$100.

\*\*\*\*\*

LUNCH

\*\*\*\*\*

**OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD** on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.)

### BOARD OF SUPERVISORS

12a)  
15 minutes

**California State Association of Counties (CSAC)** (Farrah McDaid, Senior Legislative Analyst) - Presentation providing updates on such items as state budget, County Government Month, new communication tools to be utilized by CSAC, and items of interest to Mono County.

**Recommended Action:** Receive information; consider approving a resolution supporting April 2010 as National County Government Month. Provide direction to staff if so desired.

**Fiscal Impact:** None.

#### COMMUNITY DEVELOPMENT - PLANNING DIVISION

13a)

1:00 p.m.  
45 minutes

**Appeal of Planning Commission's decision on Use Permit 10-001/Stone** (Brent Calloway, Gerry Le Francois) - Public hearing regarding the appeal of Planning Commission denial of Use Permit 10-001/Stone for a kennel at 116 Crowley Lake Drive and request for waiver of appeal fee.

**Recommended Action:** Conduct public hearing. Consider and potentially affirm, affirm in part, remand or reverse the Planning Commission action. Provide any desired direction to staff. Consider and potentially grant Appellant's request for fee waiver.

**Fiscal Impact:** If fee waiver is granted, \$860.

13b)

1:45 p.m.  
15 minutes

**Appeal by DFG of Tentative Map #32-56/Mead** (Gwen Plummer) - Public hearing regarding appeal by the State Department of Fish and Game of Tentative Map 32-56/Mead (SCH#2009102084)

**Recommended Action:** Open public hearing and continue to May 4, 2010. If not continued, consider and potentially affirm, affirm in part, or reverse the Planning Commission's decision, and make appropriate findings as applicable.

**Fiscal Impact:** None

#### COUNTY ADMINISTRATIVE OFFICE

**Additional Departments:** EMS

14a)

5 minutes

**EMS Billing Contract** (Mary Booher and Mark Mikulicich) - Proposed contract with Wittman Enterprises pertaining to EMS Billing Services.

**Recommended Action:** Approve County entry into proposed contract and authorize County Administrative Officer to execute said contract on behalf of the County. Provide any desired direction to staff.

**Fiscal Impact:** Based on the past two years of history, we estimate the annual cost of this contract to be \$55,000. If collections increase, this cost will increase.

14b)

5 minutes

**Human Resources-Human Resources Director Contract** (Mary Booher) - Proposed resolution approving an employment agreement with James Arkens and prescribing the compensation, appointment, and conditions of said employment.

**Recommended Action:** Adopt proposed resolution. Provide any desired direction to staff.

**Fiscal Impact:** The cost of this position for the remainder of Fy 09-10 is approximately \$28,600 and is included in the approved budget.

14c)

30 minutes

**Housing Program Guidelines approval** (Mary Booher and Pam Hennarty) - Presentation by Pam Hennarty of Mammoth Lakes Housing providing update on the Homebuyer Program throughout the county and reviewing the proposed changes to the Homebuyer Program Guidelines.

**Recommended Action:** Approve revised Homebuyer Program Guidelines. Provide any desired direction to staff.

**Fiscal Impact:** None.

#### FINANCE

15a)

**Transient Occupancy Tax Audit Appeal** (Brian Muir) - Appeal by Double Eagle Resort /

20 minutes

Spa regarding findings of a Transient Occupancy Tax audit on February 1, 2010, showing unreported room revenue, penalties and interest in the amount of \$1,925.58.

**Recommended Action:** Receive testimony, evidence, and staff report regarding appeal. Take such action with respect to the appeal, if any, as the Board deems appropriate. Provide any desired direction to staff.

**Fiscal Impact:** To be determined by Board action.

**ADJOURNMENT**

§§§§§