



AGENDA

BOARD OF SUPERVISORS, COUNTY OF MONO

STATE OF CALIFORNIA

Regular Meetings: The First,
Second, And Third Tuesday of
each month

Regular Meeting

County Courthouse,
Bridgeport, CA 93517

June 7, 2011

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. 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.

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.

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.)

Approximately
thru 10:00 a.m.

CLOSED SESSION

BOARD OF SUPERVISORS

- 1a) Closed Session - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION.**
Subdivision (a) of Government Code section 54956.9. Name of case: United States v. Walker River Irrigation District et al.
- 1b) Closed Session - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION.**
Subdivision (a) of Government Code section 54956.9. Name of case: Edward G. Lanpher et al. v. County of Mono.
- 1c) Closed Session--Human Resources - CONFERENCE WITH LABOR NEGOTIATORS.**
Government Code Section 54957.6. Agency designated representative(s): Marshall Rudolph, Brian Muir, and Jim Arkens. 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.

- 1d) **Conference with Legal Counsel** - CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Initiation of litigation pursuant to subdivision (c) of Government Code section 54956.9. Number of potential cases: one.
- 1e) **Conference with Real Property Negotiators** - CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Government Code section 54956.8. Property: Conway Ranch. Agency negotiators: Dan Lyster, Jim Arkens, and Marshall Rudolph. Negotiating parties: Mono County and Inland Aquaculture Group, LLC. Under negotiation: Price and terms of an amendment to IAG's aquaculture (license) agreement.
- 1f) **Performance Evaluation** - PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Government Code section 54957. Title: Interim County Administrative Officer.

2) **APPROVAL OF MINUTES**

- A. **Approve Minutes of the Regular Meeting held May 10, 2011.**
- B. **Approve Minutes of the Regular Meeting held May 17, 2011.**

3) **BOARD MEMBER REPORTS**

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

Approximately 10 Minutes **COUNTY ADMINISTRATIVE OFFICE**

- 4) **CAO Report regarding Board Assignments (P.A.C.E.)**
RECOMMENDED ACTION: Receive brief oral report by County Administrative Officer (CAO) regarding his activities.

10:00 a.m. **DEPARTMENT REPORTS/EMERGING ISSUES**
Approximately 15 minutes (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.)

COUNTY COUNSEL

Additional Departments: Economic Development

- 5a) **Conway Ordinance** - Proposed Ordinance Adopting Chapter 13.40 of the Mono County Code pertaining to public use of Conway Ranch.

Recommended Action: Adopt proposed ordinance # ORD11- ___ adopting Chapter 13.40 of the Mono County Code pertaining to public use of Conway Ranch.

Fiscal Impact: None.

Additional Departments: Environmental Health

- 5b) **Ordinance Amending Mono County Code re: Well Permits** - Proposed ordinance "An Ordinance of the Mono County Board of Supervisors Amending Section 7.36.040 of the Mono County Code pertaining to the Permitting of Proposed Wells".

Recommended Action: Adopt proposed ordinance # ORD11- ___ amending Section 7.36.040 of the Mono County Code pertaining to the Permitting of Proposed Wells.

Fiscal Impact: Minimal costs associated with publication of the maps and the municipal code supplement.

Additional Departments: Finance

- 5c) **TRAN request** - Request by the Eastern Sierra Unified School District to issue a Tax and Revenue Anticipation Note (TRAN) on behalf of the District. The District can and will issue its own TRAN if the County declines (which the District expects).

Recommended Action: Decline to issue a TRAN (thereby allowing the District to proceed with its own issuance). Direct County Counsel to notify the District.

Fiscal Impact: None if the request is declined as recommended.

- 5d) **Appointment of First 5 Commissioner** - Appointment of Dr. Kim Escudero to Mono County First 5 Families and Children Commission.

Recommended Action: Appoint Dr. Kim Escudero to the Mono County First 5 Families and Children Commission to fill a recently-vacated position, the term of which expires on September 7, 2012.

Fiscal Impact: None.

COMMUNITY DEVELOPMENT - PLANNING DIVISION

- 6a) **June Lake Citizens Advisory Committee Appointments** - Appointment of Alan Sagot and reappointment of Jil Stark and Dan Roberts as members of the June Lake Citizens Advisory Committee (CAC) as recommended by Supervisor Bauer.

Recommended Action: Appoint Alan Sagot to the June Lake CAC, to fill a vacancy; term of appointment will expire December 31, 2012. Reappoint Jil Stark and Dan Roberts to the June Lake CAC; term of appointments will expire December 31, 2014.

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 OF THE BOARD

- 7a) **Resignation Letter from Mark Mikulicich** - Letter dated May 23, 2011 from Mono County Paramedic Fire Rescue Chief Mark Mikulicich, officially notifying the Board, CAO and Human Resources of his intent to retire, effective August 1, 2011.

COUNTY COUNSEL

- 8a) **Ordinance Suspending Housing Mitigation Requirements** (Marshall Rudolph) - Proposed ordinance adding Section 15.40.170 to the Mono County Code, temporarily suspending all housing mitigation requirements.
20 minutes

Recommended Action: Introduce, read title, and waive further reading of proposed ordinance. Provide any desired direction to staff.

Fiscal Impact: Loss of unknown amount of mitigation fee revenue.

Additional Departments: CAO, Child Support

- 8b) **Regional Child Support MOU and Agreement** (Marshall Rudolph, Jim Arkens, Julie Tiede, Susanne Rizo) - Proposed Memorandum Of Understanding Between Inyo County And Mono County Establishing A Governance Structure For The Operation Of The Eastern Sierra Regional Department Of Child Support Services, A Regional Child Support Agency, and
20 minutes

proposed Agreement For The Provision Of Child Support Services Personnel Between Inyo County And Mono County.

Recommended Action: Approve and authorize Board Chair to sign proposed MOU and proposed Agreement. Provide any desired direction to staff.

Fiscal Impact: None.

8c)
5 minutes

Skateboard Park Safety Ordinance (John-Carl Vallejo) - Proposed ordinance adding Section 10.17.100 to the Mono County Code to specify the use restrictions of County owned and/or operated skateboard parks.

Recommended Action: Introduce, read title, and waive further reading of proposed ordinance. Provide any desired direction to staff.

Fiscal Impact: None.

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.)

ECONOMIC DEVELOPMENT

9a)
15 minutes

State Park Closures (Geoff McQuilkin, Executive Director, Mono Lake Committee) - Update on State Park Proposed Closures as they pertain to Mono Lake State Tufa Natural Reserve.

Recommended Action: Receive update and consider supporting a letter to the State distribution list, signed by the Board Chair, requesting the removal of Mono Lake State Tufa Natural Reserve from the list of park closures.

Fiscal Impact: None.

COUNTY COUNSEL

Additional Departments: Public Works

10a)
20 minutes

Solid Waste Franchise (Matt Carter, Stacey Simon) - Presentation by Matt Carter regarding solid waste franchise.

Recommended Action: Receive presentation from staff regarding solid waste franchise. Provide any desired direction to staff.

Fiscal Impact: None at this time.

PUBLIC WORKS

11a)
20 Minutes

Solid Waste Program (Matt Carter) - Discuss the next steps staff will take with the Solid Waste Enterprise Fund.

Recommended Action: Discuss potential next steps staff should take with Solid Waste Enterprise Fund. Provide any desired direction to staff.

Fiscal Impact: None.

11b)
10 minutes

Temporary Road Closures for, and Assistance with, the Bridgeport Fourth of July Celebration (Jeff Walters) - Proposed resolutions authorizing Public Works Department assistance and road closures associated with the 2011 Fourth of July Celebration in Bridgeport.

Recommended Action:

1. Consider and potentially adopt Resolution No. R11-___, "A Resolution of the Mono County Board of Supervisors Authorizing the Temporary Closure of County Roads in Bridgeport and the Temporary Detour of Traffic onto County Roads in Bridgeport from Highway 395 for the 149th Annual Bridgeport Fourth of July Celebration."
2. Consider and potentially adopt resolution No. R11-___, "A Resolution of the Mono County Board of Supervisors Authorizing the Department of Public Works to Assist with Setting Up and Disassembling Facilities Associated with the 149th Annual Bridgeport Fourth of July Celebration."

Fiscal Impact: Assistance with this event is estimated to cost approximately \$25,000 to \$35,000. These costs will impact the Road Fund and General Fund as personnel, equipment and supplies from both the Road District 4.5 and the Facilities Division will be utilized.

11c)
20 minutes

Walker Community Center Area Master Plan Alternatives Evaluation (Kelly Garcia, Mary Booher) - Presentation by Public Works regarding the Walker Community Center Area Master Plan.

Recommended Action: Receive second presentation of alternatives for the Walker Community Center Area Master Plan and select a preferred alternative. Provide any desired direction to staff.

Fiscal Impact: No fiscal impact at this time.

11d)
10 minutes

Amendment of contract with Qualcon Contractors, Inc. for Owens Gorge Road Rehabilitation (Garrett Higerd) - Proposed amendment of contract with Qualcon Contractors, Inc., pertaining to rehabilitation of Owens Gorge Road.

Recommended Action: Consider and potentially approve an amendment, in the form of a change order, to the contract with Qualcon Contractors, Inc. for rehabilitation of Owens Gorge Road, pertaining to the installation of conduit at various locations in the roadway to alleviate future damage to the roadway.

Fiscal Impact: Currently estimated at less than \$80,000.

BOARD OF SUPERVISORS

12a)
15 minutes

Federal and State Budgets (Board Members) - The Board of Supervisors may discuss the Federal budget and the California State budget and potential impacts to Mono County.

Recommended Action: Discuss issues if necessary; provide staff direction if so desired.

Fiscal Impact: None.

ADJOURNMENT

§§§§§