



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

July 12, 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--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.

2)

APPROVAL OF MINUTES

A. Approve Minutes of the Regular Meeting on June 21, 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. 4E \^} •)
RECOMMENDED ACTION: Receive brief oral report by County Administrative Officer (CAO) regarding his activities.

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.)

COUNTY COUNSEL

- 5a) **DIF Ordinance repeal** - Proposed ordinance repealing chapter 3.60 of the Mono County Code pertaining to public facilities fees (aka "development impact fees).

Recommended Action: Adopt proposed ordinance #ORD11- ____ repealing chapter 3.60 of the Mono County Code pertaining to public facilities fees (aka "development impact fees).

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

ECONOMIC DEVELOPMENT

- 6a) **Letter of Support for Proposed Change to Fishing Regulation for Lower Rush Creek** - Consider draft language for letter of support for a proposed change in the California Department of Fish & Game fishing regulation for Lower Rush Creek in Mono County. The proposed change to the regulation would allow for a two-fish limit take from the stream. The current limit is zero, i.e. "catch-and-release".

Recommended Action: Authorize the Chair to sign the proposed letter.

Fiscal Impact: None.

FINANCE

- 7a) **Tax-Defaulted Property** - Consider request to approve sale of tax-defaulted property.

Recommended Action: Approve request.

Fiscal Impact: FY 11/12 \$13,500 est. Revenue (Taxes, Penalties, Interest).

PUBLIC WORKS

- 8a) **Tioga Pass Letter of Appreciation** - During the spring of 2011 the Public Works Department of Mono County assisted Yosemite National Park and Mammoth Mountain crews with snow removal on Tioga Pass. A letter of appreciation has been drafted for each agency that recognizes them and their staff for playing an important role in opening the road.

Recommended Action: Receive a staff report on the efforts undertaken by Mono County, Mammoth Mountain and Yosemite National Park to open Tioga Pass in 2011. Approve and sign four draft letters of appreciation.

Fiscal Impact: None.

SOCIAL SERVICES

9a) **Training Services Agreements between University of California at Davis and Mono County for Eligibility Services Staff Training and Child Welfare Services Staff Training** - Proposed contracts with University of California at Davis (UCD) and Mono County pertaining to providing major skills staff training in Eligibility Services and Child Welfare for Fiscal Year 2011-2012.

Recommended Action: Approve County entry into proposed contracts and authorize Director Julie M. Tiede to execute said contracts for training on behalf of the County. Provide any desired direction to staff.

Fiscal Impact: The total cost is \$20,064.00.00 for the two contracts, being contract #CW-2011-21 in the amount of \$9,405.00, and contract #EW-2011-21 in the amount of \$10,659.00. The County's General Fund share of cost is \$1,505.00 based on an estimated share of cost of 7.5%. The remaining sum of \$18,559.00 is reimbursed by the State through the Department's claiming process.

BOARD OF SUPERVISORS

Additional Departments: Community Development

10a) **Comment Letter regarding CPUC Deviation for Verizon** - Consider comment letter regarding proposed deviation of California Public Utilities Code Section 320 along Highway 395.

Recommended Action: Authorize comment letter supporting CPUC deviation conditioned upon requirement to extend broadband to Crowley and Swall Meadows.

Fiscal Impact: No impact.

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

11a) **Opposition to Wind Energy Generation Projects in the Eastern Sierra** - Letter addressed to Bernadette Lovato at BLM from Liz O'Sullivan dated June 20, 2011 voicing her opposition to wind energy generation projects of any kind in the Eastern Sierra.

11b) **Verizon Wireless Notification Letter for Conway Summit, Cello Partnership** - Notification letter from David A. Chervin of Verizon Wireless dated 6/20/11 regarding Conway Summit, Cello Partnership project.

BOARD OF SUPERVISORS

12a) **Tioga Vacation Trailer Rentals T.O.T. Matter** (Kerry and Penny Kellogg) - Board appearance by Kerry and Penny Kellogg concerning Tax Collector decision regarding responsibility for certain delinquent Transient Occupancy Taxes (T.O.T.), including interest and penalties owed by Tioga Vacation Trailer Rentals and/or associated individuals. Said taxes, interest, and penalties have been paid under protest by the Kelloggs; however, the Kelloggs have no right of appeal under the County's T.O.T. ordinance. (This item was requested by Supervisor Tim Hansen.)

30 minutes

Recommended Action: None. Take such action, if any, with respect to said taxes, interest, and/or penalties as the Board deems appropriate. Provide any desired direction to staff.

Fiscal Impact: Depends upon Board action. The amount of taxes, interest, and penalties paid under protest was approximately \$2,692.76. (tax 1,847.52, penalties \$595.83, interest \$249.41)

AMBULANCE PARAMEDICS

13a) **Mutual Aid Agreement/MOU for EMS between Mono County, Marine Corp Fire Department and ICEMA** (Mark Mikulicich) - Proposed Mutual Aid Plan and MOU between MWTC Fire Department, ICEMA and Mono County, pertaining to the provision of pre-hospital emergency

10 minutes

medical services and ambulance transportation by MWTC Fire pursuant to the County's mutual aid request.

Recommended Action: Approve County entry into proposed agreement and authorize the Chair of the Board to execute said agreement on behalf of the County. Provide any desired direction to staff.

Fiscal Impact: There is no fiscal impact with the approval of this Mutual Aid Agreement.

HUMAN RESOURCES

14a) **Human Resources - District Attorney** (Jim Arkens, George Booth) - Proposed contract with Frank Smith pertaining to employment contract.

10 minutes

Recommended Action: Board approve resolution # R11-____, approving an employment agreement with Frank Smith, and approving the compensation, appointment, and conditions of said employment.

Fiscal Impact: Cost for fiscal year 2011/2012 would be \$223,862.65.

14b) **Human Resources - Finance** (Jim Arkens and Brian Muir) - Stacey Westerlund has served Mono County as Payroll & Benefits Manager since April, 1998. The approval of this contract allows for the continuance of Ms. Westerlund's employment in that capacity through July 15, 2013.

10 minutes

Recommended Action: Board approve resolution # R11-____, approving an employment agreement with Stacey Westerlund, and prescribing the compensation, appointment, and conditions of said employment.

Fiscal Impact: Cost for fiscal year 2011/2012 would be \$153,834.91.

14c) **Human Resources - Risk Management** (Jim Arkens) - Rita Sherman has worked for Mono County since March, 1996 and has served Mono County as Director of Risk Management & Training since July, 2005. The approval of this contract allows for the continuance of Ms. Sherman's employment in that capacity through July 15, 2013.

10 minutes

Recommended Action: Board approve resolution # R11- ____, approving an employment agreement with Rita Sherman, and prescribing the compensation, appointment, and conditions of said employment.

Fiscal Impact: Cost for fiscal year 2011/2012 is \$190,724.89.

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.)

PUBLIC WORKS

15a) **Agreement for County Surveyor Functions** (Kelly Garcia) - Proposed contract with Tri State Surveying pertaining to County Surveyor Services.

10 minutes

Recommended Action: Authorize the County Administrative Officer (in consultation with County Counsel) to execute and administer a five-year professional services agreement with Tri State Surveying of Sparks, Nevada to perform County Surveyor functions in an amount not to exceed \$50,000 per fiscal year, up to a maximum of \$250,000. This authorization shall include making minor amendments to said agreement from time to time as the CAO may deem necessary, provided such amendments do not substantially alter the scope of work or budget and are approved as to form and legality by County Counsel.

Fiscal Impact: \$250,000 over the course of the five-year agreement.

15b)
20 minutes

Airport Road Discussion (Jeff Walters and Kelly Garcia) - Continued discussion regarding current status, condition, and costs associated with potential repair or rehabilitation of Hot Creek Hatchery and Airport Roads which provide access to the Mammoth-Yosemite Airport.

Recommended Action: Receive staff report on Airport Road and Hot Creek Hatchery Road. Provide any desired direction to staff.

Fiscal Impact: None at this time.

15c)
15 minutes

Public Works, Staff Vacancies in Road Division (Jeff Walters) - A Public Works Equipment Mechanic III has submitted in writing his plans to retire in August. Another Equipment Mechanic III is currently on military leave and is not expected back until February. Hiring a temporary mechanic promptly would allow county equipment to be maintained appropriately.

Recommended Action: Approve filling an upcoming Mechanic III vacancy with a temporary Mechanic II. This position is in the Road Division of the Public Works Department. Provide any desired direction to staff.

Fiscal Impact: FY 11/12 \$22,500 Temporary Mechanic II for five months (100% Road Fund).

15d)
15 minutes

Federal Highway Administration - Retroreflectivity Requirements (Jeff Walters and Brett McCurry) - Receive report on Federal standards to improve nighttime visibility of the signs on all public streets and highways as set by the Federal Highway Administration (FHWA). The FHWA standard, which is contained in the Manual on Uniform Traffic Control Devices (MUTCD), establishes minimum levels of sign retroreflectivity.

Recommended Action: None (informational only). Provide any desired direction to staff.

Fiscal Impact: Impacts of approximately \$10,000 per year to the Road Fund in order to replace Mono County traffic and road signs to meet the FHWA requirements.

15e)
10 minutes

Authorization to Bid for the White Mountain Estates Road Rehabilitation Project (Garrett Higerd) - Consider and potentially approve bid documents for the White Mountain Estates Road Rehabilitation project and authorize Public Works to advertise and issue the project for bid.

Recommended Action: Approve bid package, including the project manual and project plans, for the White Mountain Estates Road Rehabilitation Project. Authorize the Public Works Department to advertise an Invitation for Bids and to issue the project for bid. Provide any desired direction to staff.

Fiscal Impact: Construction cost is estimated at \$364,000 which will be funded by Proposition 1B funds and developer contribution. There is no General Fund impact.

COMMUNITY DEVELOPMENT - PLANNING DIVISION

Additional Departments: Finance

16a)
15 minutes

Homebuyer Program Guidelines Exception Request (Scott Burns, Mary Booher) - Consider requested exception to Homebuyer Program Guidelines for an individual who has not lived or worked in Mono County during the past six months.

Recommended Action: Approve requested exception to the Mono County Homebuyer Program Guidelines.

Fiscal Impact: None.

BOARD OF SUPERVISORS

17a)
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.

17b)

YARTS (Vikki Bauer) - Presentation by Supervisor Bauer regarding the YARTS Board.

20 minutes

Recommended Action: Provide direction to Supervisor Bauer. Provide any desired direction to staff.

Fiscal Impact: None.

ADJOURNMENT

§§§§§