



MEETING MINUTES  
BOARD OF SUPERVISORS, COUNTY OF MONO  
STATE OF CALIFORNIA

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

Regular Meeting

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

July 19, 2011

9:00 AM Meeting Called to Order by Chairman Hazard.

Pledge of Allegiance led by Sr. Deputy Clerk Shannon Kendall.

**OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**

**Rick Phelps:**

- He is with High Sierra Energy Foundation.
- SCE prepared banners to be used for inside events. He brought one in to show the board; small business event scheduled for early August.

**Supervisor Hazard:**

- He may have a constituent arrive later for public comment.
- Contact Building/Maintenance – there is a smell in the hallway.

*Closed Session: 9:05 a.m.*

*Lunch: 12:53 p.m.*

*Reconvene: 1:30 p.m.*

*Adjourn: 2:18 p.m.*

**CLOSED SESSION**

***There was nothing to report out of closed session.***

**BOARD OF SUPERVISORS**

1a) Closed Session--County Counsel - 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.

1b) Closed Session--County Counsel - CONFERENCE WITH REAL

PROPERTY NEGOTIATORS. Government Code section 54956.8.  
Property: Parcel #035-010-062. Agency negotiator: as yet undetermined.  
Negotiating parties: Mono County, a political subdivision of the State of California, and the State of California's Administrative Office of the Courts. Under negotiation: price and terms.

- 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.

- 2) APPROVAL OF MINUTES  
**None.**

3) **BOARD MEMBER REPORTS**

**Supervisor Bauer:**

- ESTA on Friday; Solid waste needs to come back to the board again.
- Next she went NAACO annual conference. First meeting Transportation Steering Committee Meeting, Rural Action Caucus, talking about turning Medicaid into a block grant procedure. RC&D funding is cut for next year.
- Telemedicine workshops – she attended two.

**Supervisor Hansen:**

- Walker Chamber of Commerce last Tuesday after Board Meeting; meeting about ATV event which went very well and even better than last year.
- Wednesday, Lee Vining RPAC; had long discussion about re-visioning plan.
- Yesterday Great Basin Air Pollution Control meeting in Markleeville.

**Supervisor Hazard:**

- Yesterday met with local citizen and discussed cell phone and redistricting issues; Also attended EMS meeting.
- LDTAC has two projects in his district: (1) on-site liquor license for the Crowley Lake Store and (2) Vista cell tower project.

**Supervisor Hunt:**

- Last Friday, Board of Directors for ESTA. Discussed Red Meadows Shuttle Financial Plan; Budget discussions.

**Supervisor Johnston:**

- Eastside BIO MASS group – presentation by Hayward from Forest Service, it was excellent.
- Great Basin Air Pollution Control meeting in Markleeville; Dept. of Water and Power is complaining about doing anything about dust pollution in Owens Lake

**COUNTY ADMINISTRATIVE OFFICE**

- 4) CAO Report regarding Board Assignments (Jim Arkens)  
RECOMMENDED ACTION: Receive brief oral report by County Administrative Officer (CAO) regarding his activities.

**Jim Arkens:**

- Appointment of Lynda Salcido to Interim Emergency Management Services Director.
- Discussions with IMAAA.
- Status reports with Department heads.
- Budget issue discussions.

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

**Jody Henning:**

- Still ongoing discussions to happen about her vacant position.
- It's a Union issue that is causing the hold up.

**Marshall Rudolph:**

- Tax Defaulted Property issue brought up at last meeting – you can pull it off at any time, object to the sale, offer to purchase it, then it goes through an agreement process; tax sale is not until September. Does the board want to agendaize it at a future meeting?
- Supervisor Hazard – worth inquiring to owners to see if they are going to be redeeming it. He thinks it is worth putting onto an agenda.

**Brian Muir:**

- 11 months of PERS reporting needed from Town of Mammoth; he does not have someone in his office to work on this during normal office hours. Someone from his office has agreed to do it on an overtime basis and the Town will reimburse the County.

**Beverlee Bryant:**

- County Picnic – It's a go. There are 99 people confirmed to attend from Bridgeport and 55 people confirmed to attend from Mammoth.

**Matt Carter:**

- Discussed the revenue increases in regards to solid waste; the increase in tipping fees is doing what they thought it would do.
- Bear in Walker: it did not come during operating hours but when the employee was doing paperwork, the bear showed up at the shack. It's still a problem. Supervisor Hazard – keep on top of this; notify Sheriff.

**Mark Mikulicich:**

- Brief equipment demonstration.
- 5 years ago, Long Valley donated their SCBA equipment; intended to be worn over full fire fighter gear; they received some new packs which are at least 10 pounds lighter than old packs. Thanked the Health Dept for getting these on grants (Deb Diaz and Lynda Salcido). About \$40,000 worth of gear.

**Alicia Vennos:**

- Their exhibit at the State Fair won an exhibit. Dan Lyster was there to accept it on behalf of the County.

**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.)

**PUBLIC WORKS**

- 5a) Airport and Hot Creek Hatchery Road Repairs - Airport and Hot Creek Hatchery Roads provide access to the Mammoth-Yosemite Airport. The surface condition and appearance of these roads can be improved by

performing crack sealing, fog sealing and striping.

- M11-171** **Action:**. Approve and authorize Public Works to spend \$37,000 necessary for repairs on Airport Road and Hot Creek Hatchery Road.  
**Hunt moved; Bauer seconded**  
**Vote: 5 Yes; 0 No**

PROBATION

- 6a) Appointment to Community Corrections Partnership - Community Corrections Partnership Appointment.

- M11-172** **Action:** Appoint Julie Tiede, Director of Mono County Department of Social Services to the Community Corrections Partnership as required by AB117.  
**Hunt moved; Bauer seconded**  
**Vote: 5 Yes; 0 No**

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) Fish and Game Commission Letter Regarding Yellow-Legged Frog - Receipt of letter dated June 27, 2011 from the Fish and Game Commission regarding proposed emergency regulatory action relating to incidental take of Mountain yellow-legged frog.
- 7b) Sierra Summer Festival Thank You Letter - Letter from Sierra Summer Festival dated 6/30/11 expressing appreciation to the Mono County Board of Supervisors for their generous contribution of \$10,000 to be used towards the 2011 Sierra Summer Festival.
- 7c) Flight Inc. Application for Alcoholic and Beverage License(s) - The Mono County Board of Supervisors was copied on an application for Alcoholic Beverage License(s) submitted by Flight Inc on June 29, 2011. This is informational only.

Supervisor Hazard: does anyone know anything about this? Why are we receiving notice of this?

Supervisor Bauer: Thinks it's just a requirement of the ABC that they notify us.

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*The Board acknowledged receipt of the correspondence.*

## COUNTY COUNSEL

### **Additional Departments:** IT, Community Development

- 8a) Redistricting Advisory Committee - Presentation of 3 Proposed Redistricting Alternatives (Bob Peters and Redistricting Advisory Committee) - Presentation by the Citizens Redistricting Advisory Committee regarding three (3) redistricting alternatives pursuant to Board Resolution R11-28.

#### **Action:** None.

#### **Bob Peters: (powerpoint presentation, to be posted on website)**

- Population change between the years 2000-2010.
- Census Implications on Redistricting.
- Public engagement: publicity and announcements, meetings, and outreach by committee members.
- Held public meetings. (Last one, June 29<sup>th</sup> in Mammoth where the three alternatives were voted on.)
- Public meeting focus.
- Additional outreach: county staff made public presentations to various clubs and I.T. developed a website for redistricting.
- Discretionary Factors: topography, geography, cohesiveness, etc. and community of interests of the districts.
- Considerations, Priorities and Conclusions: identified community interests, public concerns and feedback.

#### **Alternatives:**

- Alternative A – 3 Mammoth Districts, 2 Unincorporated districts, divided into an east/west split.
- Alternative B – 2 Core Mammoth, 1 Core Unincorporated, 2 Split Districts; District D moves into Mammoth and District C into the Mono Basin.
- Alternative C – 1 Core Mammoth District, 4 Radiating Districts that touch Mammoth
- Concept Eliminations: Unable to meet the population target legal requirement, too similar to other, better concepts, lacked committee support.
- Facts not considered: Domicile of sitting Supervisors, Voter registration or Voter turn-out in Prior Elections.
- Issues Debated.
- Alternative Selection Vote.

#### **INDIVIDUAL INPUT:**

Chris Carmichael (Mammoth Lakes):

- He voted for Alternative A and B. He did not feel C was a good choice. Alternative B seems like best compromise.
- Supervisor Johnston – personally thanked him.

Cindy Kitts (Benton) – Secretary:

- Not here but gave Bob a statement to make.
- Appreciated the opportunity to serve on committee.
- She is vehemently opposed to concept A.
- Concept B is better than A but may be too many supervisors in Mammoth.
- Concept C is most preferable to her, although not ideal. This gives unincorporated areas more of a say.

Rick Phelps (Crowley Lake):

- It was very interesting to see the diversity of thought.
- Felt Alternative C was a bit odd.

- He came down to thinking that Alternative B is the best balance. It is a blending.
- Tony Taylor (Mammoth Lakes):
- It was a very interesting process; he enjoyed being involved.
  - Although it first seemed like a simple process, once population was factored in it became fairly limited.
  - He tended to think that some form of the radial process (Alternative C) made sense to him.
  - There is something to dislike in every option. There is nothing perfect. What is before you is the best three possible scenarios.

Bill Taylor, Vice Chair (Mammoth Lakes):

- Could not have done justice to the process with less than 10 meetings.
- The opinions were split. He thinks Alternate B splits the interests between incorporated and unincorporated areas.

Bob Peters, Chair (Bridgeport):

- He thinks option A is a very bad idea, it makes representation of the district very difficult.
- Alternative B is most balanced alternative and most closely matches what's currently in place. Will provide opportunity for most positive working relationship.
- Alternative C was interesting but he didn't think very workable
- Mono County needs Mammoth; now is the time to cease the us vs. them attitude. It's the time to find common goals.
- Encourages a vote for Alternative B.

**Public Comment:**

Steve Noble (Bridgeport):

- Has been part of community for 33 years.
- Thanks committee for all the work that is involved.
- He personally favors Alternative C – he likes the radial approach, it's the best political approach; it groups similar communities with similar interests.
- Alternative A is worse choice in his opinion.
- Alternative B is between the two and he could live with it.

Elizabeth Tenney (Mammoth):

- Lived here a long time; she is long troubled by the division between unincorporated areas and Mammoth.
- Mono County is about tourism and all the open space we have.
- She hopes whatever decision is made will bring the county together.

Tim Fesko (Coeville):

- He's been an advocate of the radial approach for quite some time; there are several counties in California that have this option.
- Concept A – too big of an area to cover in his opinion. Concept B – puts system back to where it is today. There is so much misconception out there about what the county vs. what the town benefits from. He feels B wouldn't change this.
- Concept C – he feels is the best option. Supervisors would represent both unincorporated and the Town of Mammoth Lakes.

Greg Newbry (Mammoth Lakes):

- First thought C and even B was pretty good. He feels Concept B is the best but could be a problem in the future.
- Asking what's best for Mammoth may not be the best question. The radial approach provides the opportunity for politicians to represent the entire county.

George Milovich, Agriculture Commissioner:

- \$40 million in agriculture is not miniscule in his opinion.
- This should be taken into account, it's very important.

Jo Bacon, Mayor – Town of Mammoth Lakes:

- Should be looking at the services the county provides. What the Town provides by being incorporated is different than other services provided.
- Allocation must be placed on population.
- She feels Option B2 needs to be included in the discussion and had asked that the Town be included in discussions initially.

**Board Discussion:**

**Supervisor Hansen:**

- What are options now as a board?
- Feels Option A is ridiculous; shows the extreme.
- He doesn't think there is resentment between the North County and Mammoth.
- He feels this is all about representing the county.

**Supervisor Hunt:**

- Generally, he thinks we need to be able to look to the future of what will be happening in our county over the next ten years.
- He thinks that tourism is going to be a huge factor; he feels our county is integrated.
- These ideas support the radial concept to some degree.
- Process is showing him there is no perfect solution.
- Right now, leaning very strongly toward radial approach with Mammoth representation = B1 alternative. However, he still has an open mind. His district needs are county needs.

**Supervisor Johnston:**

- He threw out the idea of the radial approach initially and was actually surprised it got considered. But, he doesn't think a full radial approach would really work here.
- He had to ask if he lived in Benton, would he want a Mammoth Supervisor representing him?
- Discussed various scenarios and the options.
- He wants to ponder this a bit more. He wants to hear public hearings first.

**Supervisor Bauer:**

- She feels the us vs. them concept doesn't exist when it comes to the Board making decisions. Decisions are not necessarily based on where the Supervisors live.
- She feels that the status of the county as a whole is a valid starting point.
- The human element needs to be taken into account.
- She likes Concept C because it brings everyone together, a pie-in-the-sky future goal; there are flaws – you could have four or even five from Mammoth or the unincorporated County on the Board. Competitive districts would be a good thing.
- The key to good government is good individuals.
- Sees B as a compromise; A is the worst. C is her favorite but maybe not workable.
- She thinks that the work the committee did needs to be kept; the Board needs to choose one of the presented options.

**Supervisor Hazard:**

- He appreciates the diversity of his district.
- He thinks that the committee was a collection of some of the finest people/minds across the county that could be put together. He is very appreciative of all of them.
- He needs to look at the future of his district. He agrees with Supervisor Bauer that the current Board debates all issues, regardless of where the Supervisors live.
- Incorporated towns are there to provide their citizens with amenities.

- He took over the area covering Option A when Supervisor Cecil passed away. It is NOT a viable option.
- Option C – looks good on paper but he doesn't believe it's feasible. He thinks there's potential that Mammoth could end up with no representation.
- Option B – there was 7 out of 10 in support of this option. He has heard that B is the preferred alternative overall. He could live with B, but thinks it needs to be modified to show where geothermal plant is. He suggests moving that blue border up. And the watershed line too. He's inclined to support B.
- Wants public notices to coincide with upcoming board meetings.

**John Vallejo (Deputy County Counsel):**

- Elections code mandates two public hearings; this agenda item was not set as a public hearing. There will be at least two more.
- The committee is advisory, so their Alternatives do not constrain the Board's ability to draw the new district lines.
- The Board is not constrained to consider only one option at the mandated public hearings.
- The law doesn't specify how you pass the alternative into law; we can amend our county code or it could be done by resolution or minute order. He thinks an ordinance is appropriate since we codified our current district lines.
- He heard the particular options that Supervisor Hazard pointed out. The geothermal suggestion could probably be handled by Nate, but the watershed issue is problematic because it would split census blocks.
- Lynda Roberts is concerned about special election coming up. Would prefer a decision sooner rather later.

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**LUNCH**

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**OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**  
**No One Spoke.**

**AMBULANCE PARAMEDICS**

- 9a) Hammil Valley Emergency Services Design Package (Mark Mikulicich) - Presentation of the Hammil Valley Architectural Report, by EMS Chief Mark Mikulicich. This workshop is intended to update the Board on the design package produced by HMR Architects, and to engage in discussion on the concepts, objectives and timeframes of the project scope.

- M11-173** **Action:** Move that the Board approve the HMR document as an initial planning tool and to aid in the pursuit of outside funding sources for the project.  
**Hunt moved; Hansen seconded**  
**Vote: 5 Yes, 0 No**

**Mark Mikulicich:**

- Explained item giving background.
- This document is a planning tool that could help provide future funding and the plan supports the “campus concept” of EMS.
- Thanked Garrett Higerd and Community Development Department for all of the leg work.
- We are not committed to the architectural design per se.

**Garrett Higerd:**

- The architectural design, as submitted, is very flexible.
- People were not very concerned with how the structure looked.

**Supervisor Johnston:**

- Are we committed to the architectural design?
- It looks very utilitarian.

**Supervisor Hazard:**

- There is not a medic station in the county that has been as discussed as this one.
- Would ultimately also be an EMS facility.
- Helicopter pad is strong amenity due to distance of people needing to be transported.
- This is all meant to be a master plan for future use.

**Supervisors Hansen:**

- Supports planning for the future.

**MENTAL HEALTH**

**Additional Departments:** Human Resources

10a) Recruitment for Vacant Staff Position (Ann Gimpel, Ph.D.) - Presentation by Ann Gimpel regarding filling one vacant clinical staff position in the Mental Health program.

**M11-174** **Action:** Authorize Mono County HR to recruit for Mental Health’s vacant Psych Specialist/Psych Nurse vacancy. There is one vacancy that may be filled by either a Psych Specialist II or a Psychiatric Nurse II.

**Bauer moved; Hunt seconded**

**Vote: 5 Yes; 0 No**

**Ann Gimpel:**

- Lena Walker that they inherited from Eastern Sierra Resource Center, has been working for Mental Health since 2006. She has retired. Position needs to be filled.
- Mental Health has been running with a lot of vacancies for a number of years. She doesn’t feel they can absorb any more vacancies and still provide the same level of service.
- She can justify filling this position because it will not impact the general fund and she truly doesn’t want to sacrifice service to the public.
- Not sure this is mandated, but there is funding available in her budget.

**Supervisor Johnston:**

- What is the justification to fill this position when we have a hiring freeze?
- How does this fit into the tier system? Is it mandated?

**Supervisor Bauer:**

- This is a necessary position because mental health services are hard to find.

**Supervisor Hunt:**

- He supports this.

**Supervisor Hazard:**

- How would we lay this person off if necessary?
- We have made exceptions when the funding is available. He supports it as well.

## COMMUNITY DEVELOPMENT - BUILDING DIVISION

11a) Ordinance amending section 15.04.120 of the Mono County Code (Jim Shoffner) - Proposed ordinance amending section 15.04.120 of the Mono County Code pertaining to procedures of the Construction Board of Appeals.

**M11-175** **Action:** Introduce, read title, and waive further reading of proposed ordinance amending section 15.04.120 of the Mono County Code pertaining to procedures of the Construction Board of Appeals.  
**Hunt moved; Hansen seconded**  
**Vote: 5 Yes; 0 No**

**Scott Burns:**

- Housekeeping issue.
- Went over a few slight modifications.
- Wendy Sugimura worked on this.

## HUMAN RESOURCES

**Additional Departments:** Social Services

12a) Human Resources - Social Services (Julie Tiede) - Proposed resolution to authorize Social Services to hire a full-time Office Assistant.

**R11-50** **Action:** Adopt proposed resolution #R11-50 authorizing Social Services to hire a full-time Office Assistant.  
**Hunt moved; Hansen seconded**  
**Vote: 5 Yes; 0 No**

**Julie Tiede:**

- Asking to lower one of her FTS positions to an Office Assistant and to go ahead and recruit and fill that position.
- They are having a large increase in applicants.
- In January they go into new mandated program where they will pick up even more applicants.

**Jim Arkens:**

- This is the position that the Board had authorized she could fill with Jim's employee who chose to leave Mono County.

**Supervisor Hazard:**

- This is not a state position?

**BOARD OF SUPERVISORS**

- 13a) 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.

**Action:** None.

**Brian Muir:**

- Still waiting for some definition.

**Supervisor Bauer:**

- Think tank in California – expect to see on ballot: an end to collective bargaining for all state employees, taxing PERS retirement and to make retirement: 58 years old for safety and 60 years old for everyone else.

**Supervisor Hazard:**

- AB109 information handed out.

ADJOURNMENT 2:18 p.m.

ATTEST:

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DUANE "HAP" HAZARD, CHAIR

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SHANNON KENDALL  
SR. DEPUTY CLERK OF THE BOARD

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