



MINUTES  
BOARD OF SUPERVISORS, COUNTY OF MONO  
STATE OF CALIFORNIA

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

County Courthouse,  
Bridgeport, CA 93517  
Regular Meeting

October 5, 2010

9:05 AM Meeting Called to Order by Chairman Hunt.

Pledge of Allegiance led by Supervisor Hazard.

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

**BOARD MEMBER REPORTS**

**Supervisor Bauer: Absent.**

**Supervisor Farnetti:**

- 9/24 attended a tour with Jim Upchurch (Forest Service) of certain route designations.
- 9/24 p.m. – Mental Health/Drug Advisory meeting; speaker and updates including a budget update given by Supervisor Farnetti.
- A budget has been reached at the state level? Awaiting confirmation.

**Supervisor Hunt:**

- Mono County Collaborative Planning Team met and re-pledged themselves to MOU and Rules of Procedure including adding several new entities: USMC discussed improving relations with people living close to base, Caltrans mentioned there is no new window of hiring this year but thinks they can handle winter, Yosemite– visitation this year is up (4 million). Geoprobes done; TOML – bike path should be finished late summer 2011, Sierra Red Fox issue, Yosemite is planning a Transportation Summit for the future. Sage Grouse update – Bodie Hills population is very stable. One of BLM employees doing vegetation mgmt studies.

**Supervisor Peters:**

- 9/22 – lengthy meeting with Joe Lundy (CHP) regarding enforcement and concerns regarding road conditions/weather.
- 9/22 – telephone conference with Bernadette Lovato, BLM. She agreed she should not have been at the board meeting on Tuesday.
- Fri 9/24 – to L.A. for swearing in of US Citizenship of his son.
- Tues. 9/28 and Thursday 9/30 – discussion with Hauter regarding WSA issue. Sounds like nothing is going to happen this year due to legislative decisions.

Will need to be revisited in January; asked Hauter about Digital 395 issues, he wants wish list regarding Federal Road Funds issues. Talked about Walker River, Water Shed, the U.S. Fish and Wildlife, Conway Ranch, etc. Now a study going on due to sighting of Sierra Red Fox and recreation compatibility issues.

- Would like to plan a visit to the Bodie Hills – would suggest last agenda item on 10/19/10 subject to weather, roads, etc. Would like to see about getting transportation (i.e. vans) to the site.
- More conversations with Bernadette Lovato last week, she's interested in more public meetings. (Supervisor Farnetti: why hasn't Cougar Gold presented a plan?)
- 10/1 –by phone, he participated in the Yosemite Gateway Partners meeting; this group is on a mission to raise funds, they will be here on 11/2 to have a discussion with the Board. Asking Sarah McCahill to serve on their website committee.
- 10/1 – Found out that there would be no LCT planting on Conway Ranch.
- Dan Lyster: heard that U.S. Fish and Wildlife service was somehow involved in keeping fish out of Conway Ranch. Importation permit for cutthroats to come from Minden to Mono County was applied for only in June and Gull Lakes. After numerous calls, the importation permit will be changed to include Conway Ranch as a destination. We should be getting the 10,000 fish on Conway Ranch by the end of the month.
- Stopped at Lone Pine Visitor's Center on Sunday, they are completely refurbishing it.
- Yesterday, met with Mike Crawley of the Forest Service. Looking at new building in Bridgeport as spot for central business. He'd like to come to the Board monthly and keep a direct dialogue.
- Wounded Warrior Project: a man was blinded in 2007; his family will be adopted for the holidays by the Bridgeport Gun Club.
- Antelope Valley Senior Citizen Workshop: asking that their rent free status with county be extended.
- Discussed problem two Antelope Valley citizens had with Propane Assistance last year. This is an IMACAA thing. He would like to help them.

#### **Supervisor Hazard:**

- 9/25 – to RCRC over in Napa for annual conference and Board of Directors meeting. He has provided a hand out to all Supervisors detailing this.
- Meeting about Bicycle Course for the Everest Challenge – course changed from what had been discussed. He received a letter from one of the organizers for this event talking about how Inyo benefits, not Mono. Supervisor Hazard is not going to do anything with previous Ordinance.
- Took part in Paradise Fire garage sale to build another bay.
- Assemblyman Ted Gaines and Kristin Olsen both came to Crowley Lake Saturday evening for a public meeting about non-partisan issues.
- 9/29 – Scott Burns met with him regarding Land Tenure and other issues.
- 9/29 p.m. – Crowley Lake RPAC Meeting, entrance sign was discussed.
- Friday morning – meeting with county individuals regarding many issues.
- Sunday – call from Mike Ort from Praxis to join him at Tom's Place for lunch. He and his team were there working on the route for Digital 395.
- Office hours Friday in Benton. His office has been taken over by rats; he was directed to go to the Senior Center. Contacted by several folks regarding Medical billing issues but got it resolved.
- Chalfant RPAC Meeting last night – pro-gun/anti-ordinance people in attendance; worked through proposed ordinance at meeting.

- Let Board know that on 11/19 agenda, there will be Rock Creek Subdivision Issue. Also offered a field trip if anyone is interested.
- AB 2456 was vetoed by the Governor, a big deal for us. A victory for rural counties.
- He has various questions regarding WSA issues.

## COUNTY ADMINISTRATIVE OFFICE

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

### **Dave Wilbrecht:**

- Continuing status meetings/working on possible Public Works and Community Development consolidation. Will be discussed this afternoon.
- Budget still being worked on; particularly the tiered priority list.

- 2) APPROVAL OF MINUTES

- M10-215**     **ACTION:** Approve Minutes of the Regular Meeting held on September 14, 2010.  
**Farnetti/Peters 3-0; 1 abstain: Hazard; 1 absent: Bauer**

*Closed Session: 9:07 a.m.*

*Break: 10:36 a.m.*

*Reconvene: 10:41 a.m.*

*Lunch: 12:17 p.m.*

*Reconvene: 1:23 p.m.*

*Adjourn: 3:35 p.m.*

## CLOSED SESSION

The Board had nothing to report from closed session.

## BOARD OF SUPERVISORS

- 3a) Closed Session--Human Resources - CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Dave Wilbrecht, Marshall Rudolph, Brian Muir, Jim Arkens, Rick Scholl, and Mary Booher. 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.
- 3b) 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.

- 3c) Closed Session -- County 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.
- 3d) 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.
- 3e) Closed Session--County Counsel - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Subdivision (a) of Government Code section 54956.9. Name of case: Mammoth Hospitality Management, LLC v. County of Mono et al. (Mono County Super. Ct. Case No. 17033).

#### **DEPARTMENT REPORTS/EMERGING ISSUES**

(PLEASE LIMIT COMMENTS TO FIVE MINUTES EACH)

##### **Mary Booher:**

- In the process of forming a Health Care Reform task force.

##### **Kelly Garcia:**

- There was some minor leaking in the jail roof yesterday; not happening today; it's still under warranty.
- Airport workshop to discuss history and where they are headed was tentatively scheduled for November but she wanted to put off until January when the new Supervisors will be seated.

#### **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.)

#### **COMMUNITY DEVELOPMENT - PLANNING DIVISION**

- 4a) Antelope Valley RPAC Membership - Appointment of Dan Anthony to vacant seat in the Antelope Valley RPAC.

**M10-216 Action:** Approve appointment of Dan Anthony to the Antelope Valley RPAC.  
**Peters/Hazard 4-0; 1 absent: Bauer**

#### **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

- 5a) Mono Council for the Arts - Letter from Mono Council for the Arts dated September 14, 2010, thanking the Board of Supervisors for the County's donation to their program.
- 5b) Richard Gieser Thank You - Letter from Richard Gieser thanking the Board of Supervisors for funding the Bridgeport Ball Field improvements last year and thanking Public Works for all the work they put into making those improvements.

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*The Board acknowledged receipt of the correspondence.*

ASSESSOR

- 6a) Pete Eilertsen's Retirement (Jody Henning) - Proposed resolution for Pete Eilertsen.

**M10-217** **Action:** Approve proposed resolution honoring Pete Eilertsen and his retirement.

**Peters/Farnetti 4-0; 1 absent: Bauer**

CLERK OF THE BOARD

- 7a) Domestic Violence Awareness Month (Susi Bains, Domestic Violence Program Manager for Wild Iris) - Brief presentation providing general information and local statistics about domestic violence; request for Board support of a proclamation recognizing October as Domestic Violence Awareness Month.

**M10-218** **Action:** Approve proclamation recognizing October as Domestic Violence Awareness Month.

**Farnetti/Hazard 4-0; 1 absent: Bauer**

**Susi Bains:**

- Requested that the Board declare October as Domestic Violence Awareness month. Explained some statistics about domestic violence.

BOARD OF SUPERVISORS

- 8a) Mono Council for the Arts (Mammoth Art Guild)--State-Local Partnership Program (Gaye Mueller) - Resolution approving the State-Local Partnership Program Grant request and designating Gaye Mueller, Executive Director of the Mammoth Art Guild, to execute the State-Local partnership Program Grant contract with the California Arts Council. Supervisor Hunt requested to have this item agendaized.

**R10-71** **Action:** Adopt Resolution # R10-71 declaring approval of the State-Local Partnership Program Grant request and authorizing Gaye Mueller to execute a grant contract with the California Arts Council.

**Farnetti/Peters 4-0; 1 absent: Bauer**

**Gaye Mueller:**

- Explained the need for the resolution.
- Now that they have changed their name, they need a new resolution. They are updating their bylaws as well.

**HEALTH DEPARTMENT**

9a) Women, Infants and Children (WIC) Program Agreement #10-10286 (Lynda Salcido, Public Health Director) - Proposed contract with California Department of Public Health, California WIC Program pertaining to the Women, Infants and Children (WIC) Program Agreement #10-10286.

**M10-219** **Action:** Approve County entry into proposed contract and authorize Byng Hunt, Chair of the Mono County Board of Supervisors, to execute said contract on behalf of the County.  
**Hazard/Peters 4-0; 1 absent: Bauer**

**Lynda Salcido:**

- Explained the contract in front of the Board today.
- Explained the case load requirements.

**Supervisor Peters:**

- Asked about the minimum/maximum case load amounts?

**Supervisor Hunt:**

- Pointed out that the WIC program replaces the First 5 program.

**FINANCE**

10a) CalTRUST Joint Powers Authority (Brian Muir) - Proposed resolution authorizing the County of Mono, a "public agency" within the meaning of that term as defined by the California Government Code, to join with other public agencies as a participant of the Investment Trust of California, carrying on business as CalTRUST.

**R10-70** **Action:** Adopt proposed resolution #R10-70 authorizing the County of Mono, a "public agency" within the meaning of that term as defined by the California Government Code, to join with other public agencies as a participant of the Investment Trust of California, carrying on business as CalTRUST.  
**Hazard/Farnetti 4-0; 1 absent: Bauer.**

**Brian Muir:**

- Dealing with low rates in the bond market.
- This gives us the ability to weigh in on the trustees and continue verifying their capabilities.

## HUMAN RESOURCES

- 11a) Human Resources - Vacancy report and recruitment update/approval (Jim Arkens) - Presentation by Jim Arkens regarding vacancy report and recruitment update/approval.

**Action:** None.

**Jim Arkens:**

- Corrected fiscal amount listed.
- Detailed positions they are looking to recruit and fill.

## COUNTY COUNSEL

- 12a) **Additional Departments:** Board of Supervisors, Planning  
2010 Great Basin Water Forum in Reno, Nevada (Stacey Simon) - Designation of alternate Board Member and/or staff person to attend the Great Basin Water Forum in Reno, Nevada.

**Action:** None.

**Stacey Simon:**

- Back in June, the Board designated Supervisor Peters to attend the Great Basin Water Forum in Reno on 10/21 – 10/22. Due to scheduling conflicts, need to send someone else.
- Stacey is available the first day of the Forum but not the second; Tony Dublino cannot attend either day. She's asking for direction.
- Supervisor Bauer attended last year.

**Supervisor Comments:**

- Supervisor Bauer could be appointed and Stacey could be a backup.
- Should Supervisor Peters attend anyway?
- This forum is an opportunity to network.

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## LUNCH

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## OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

***No one spoke.***

## COUNTY ADMINISTRATIVE OFFICE

- 13a) **Additional Departments:** Public Works, Community Development  
Public Works Community Development Consolidation (Dave Wilbrecht) - Presentation by Dave Wilbrecht regarding update on proposed consolidation of Public Works and Community Development Departments.

**Action:** None.

**A copy of an email from Larry Johnston to: Dave Wilbrecht, all Board Members, County Counsel, Finance, CAO's office, Public Works and CDD was handed out at the meeting. A copy of this email will be kept in the file folder for today's meeting.**

**Dave Wilbrecht:**

- Taking a look at possible opportunities due to recent vacancies in these departments.
- There are pros/cons to keeping these functions separate.
- Question today: what does Board think based on their opinions, the opinions of their constituents, etc?
- The working group has been talking about similar points that the Board and the Department Heads brought up. The difference going forward: if the Board decided to support this one stop shop for building, recruitment would begin to find a specialized individual in Resources Director Position.
- The group still needs to finish it's exploration but felt it appropriate to come to the Board NOW for direction.

**Mary Booher (Powerpoint presentation, copy kept in folder for today's meeting):**

- Current Vacancies
- Pros
- Cons
- Survey Counties (Alpine, Kern and Madera)
- Mono County Staff summary of survey results
- Possible Service Enhancements
- Next Steps

**Supervisor Hazard:**

- There is a need for coordination that moves things from Planning to the finalization of a project.
- There's a missing linkage between Planning and Public Works; we need to create this linkage to follow projects through to the end – perhaps either LANTAC or some other group.
- He has a lot of projects in his district with problems. Not hypothetical problems, they are real problems. Now that Digital 395 has been approved, we can't afford to have the types of delays that have occurred in the past.

**Supervisor Farnetti:**

- Does each Department have its own Mission Statement?
- If better efficiency and communication (and cost savings) isn't an end result, he wouldn't support it.
- He'd like to hear from the Department Heads.

**Supervisor Hunt:**

- This seems like an opportunity to at least make changes due to all the vacancies.
- How can we improve the way the departments currently are?
- Can customer service be improved? That's most important to him.

**Supervisor Peters:**

- Classic case of reorganization.
- If this restructuring is right, there WILL be opportunities.
- He supports it.

**Jeff Walters:**

- He was part of the process to determining pros/cons; he feels there are more pros overall.
- There is a lot of further analysis to be made if it's moved forward.

**Scott Burns:**

- He has a concern that the CDD might get swallowed up a bit.
- He has always pushed the "one stop shop" sometimes successfully and sometimes not.
- His Department anticipates some retirements soon which will further reduce the size of it.
- He is willing to work with whatever the Board decides.
- They share common goals with a portion of public works.

Public/Employee Comments:

**Brian Muir:**

- Thinks Public Works is not able to do their functions properly now; thinks consolidation can only make it better.

**Bruce Woodworth:**

- Proposed an adversarial scenario, giving examples.

**Additional Departments: Planning**

13b) Watershed Coordinator grant application (Mary Booher and Tony Dublino) - Proposed resolution approving application(s) for grant funds for the Watershed Coordinator Grant Program from the State of California Department of Conservation.

**R10-72** **Action:** Adopt proposed resolution #R10-72 approving application(s) for grant funds for the Watershed Coordinator Grant Program from the State of California Department of Conservation.  
Peters/Farnetti 4-0; 1 absent: Bauer

**Mary Booher:**

- Handed out a work plan and comments.
- Before Board today is a resolution that is required to apply for grants.
- Explained various aspects of Watershed Coordinator grant application.
- Both Inyo and Mono Counties are very committed to working together.
- These applications are currently in a draft phase but are due October 12, 2010.
- Explained fiscal responsibility.

**Mark Drew (Cal Trout):**

- Has been watching funding opportunity for over a year.
- Encourages Board to move forward wholeheartedly, not to turn down funding if it's granted; that's partly why Cal Trout did not apply.
- The context of the purpose of the grant needs to be kept in mind.

**Supervisor Comments:**

- Would fiscal match come out of contingency? General Fund?
- Let's apply for it and if we get it, have further discussions on fiscal responsibilities, etc.
- Joint decisions previously made to be a player; we have to apply.
- This funding could give us some control on our future in water.

**George Milovich:**

- Will you be working with Inyo?

**COMMUNITY DEVELOPMENT - PLANNING DIVISION**

- 14a) Integrated Regional Water Management Agenda (Stacey Simon, Tony Dublino) - Board review and discussion of Inyo-Mono IRWMMG agenda for October 6, 2010.

**Action:** None.

**Tony Dublino:**

- Update on agenda for meeting that's happening tomorrow.
- As has been done in the past he will go over agenda and ask for recommendations.
- There has not been any formal statement of interest from any group to become fiscal agent.

**Mary Booher:**

- Handed out fiscal agent information (copy with details kept in agenda folder).
- Does not recommend that we jump in as fiscal agent.

**Brian Muir:**

- We can manage it fiscally if the Board desires but there are some major pitfalls.
- Bottom line is: with all these tiny organizations, if we're the fiscal agent and one of the agents default, we would be responsible.

**Supervisor Comments:**

- Does being the fiscal agent preclude you from being an applicant for a project?
- What are we trying to accomplish as a county?
- Mono County probably shouldn't be the fiscal agent.

**Stacey Simon:**

- Brian and Stacey need to do a review of grant agreement.
- She suggests letting process go forward and dealing with anything that comes up afterward.
- Brown Act – proposed language handed out and read (copy kept in folder).

**Bruce Woodworth:**

- Does Mono County want to put their name in as a placeholder? If not, his agency (Central Sierra) is interested in the fiscal agent position.

**Additional Departments:** County Counsel

- 14b) California Statewide Groundwater Elevation Monitoring (SB 6) (Stacey Simon, Tony Dublino) - Presentation by Stacey Simon and Tony Dublino regarding CASGEM, the California Statewide Groundwater Elevation Monitoring program. Presentation will address county obligations under the legislation, potential partnerships with interested monitoring entities, and upcoming deadlines.

**Action:** None.

**Tony Dublino**

California Statewide Groundwater Elevation Monitoring Program (Powerpoint, copy kept with folder for today's meeting):

- Monitoring Systems
- Groundwater Basins
- What's already in place? What will meet DWR criteria?
- Identifying potential partners.

Potential Issues/Questions:

- There is uncertainty regarding specific monitoring requirements as the guidelines are not yet released.
- Do potential partners want to be monitoring entities?
- Do agreements need to be entered into to establish responsibilities?
- Costs?
- Does County want to perform the functions of an "umbrella agency"?
- What if we fail?
- Lands lacking jurisdiction?
- Discussion of next steps – there is a deadline of January 1, 2011.

**Stacey Simon:**

- Twist in Legislation – a monitoring entity that coordinates data (Umbrella Monitoring Entity).
- Tri-Valley GMD is highest priority to serve as monitoring entity.
- Discussed letter, written by RCRC, that we might also be able to utilize by our county.
- In legislation, if DWR requirements the establishment of new well, they will have to pay for it.
- She drafted a potential letter to request to be a monitoring entity.
- All data submitted will be published.
- For now? Start coordination with other entities, sending out a version of letter proposed by RCRC?

**Mark Drew:**

- Pointed out that the guidelines coming out are 'draft'.
- Good idea to submit a robust set of comments.

**Board Comments:**

- One well, one basin the standard?
- This is just the beginning of the legislations and the mandates.
- It would be nice to have some of this information available for our environmental work.

ADJOURNMENT 3:35 p.m.

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**BYNG HUNT**

Chairman

**ATTEST:**

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**SHANNON KENDALL**

Sr. Deputy Clerk of the Board

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