



# AGENDA

## BOARD OF SUPERVISORS, COUNTY OF MONO STATE OF CALIFORNIA

Regular Meetings: The First, Second, And Third Tuesday of each month. Location of meeting is specified at far right.

### Regular Meeting

MEETING LOCATION County Courthouse, Bridgeport, CA 93517

March 5, 2013

**TELECONFERENCE LOCATIONS:** 1) First and Second Meetings of Each Month: Mammoth Lakes CAO Conference Room, 3rd Floor Sierra Center Mall, 452 Old Mammoth Road, Mammoth Lakes, California, 93546; 2) Third Meeting of Each Month: Mono County Courthouse, 278 Main, 2nd Floor Board Chambers, Bridgeport, CA 93517. Board Members may participate from a teleconference location. Note: Members of the public may attend the open-session portion of the meeting from a teleconference location, and may address the board during any one of the opportunities provided on the agenda under Opportunity for the Public to Address the Board.

**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).

**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 **CLOSED SESSION**  
10:00 a.m.

## **BOARD OF SUPERVISORS**

- 1a) **Closed Session - CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION.** Initiation of litigation pursuant to subdivision (d)(4) of Government Code section 54956.9. Number of potential cases: One.
- 1b) **Closed Session - CAO Position - PUBLIC EMPLOYMENT.** Government Code section 54957. Title: County Administrative Officer.
- 1c) **Closed Session - Conference with Legal Counsel - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION.** Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: Luman v Mono County.
- 1d) **Closed Session - Conference with Legal Counsel - CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION.** Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code section 54956.9. Number of potential cases: one.
- 1e) **Closed Session - Conference with Legal Counsel - CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION.** Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code section 54956.9. Number of potential cases: one.
- 1f) **Closed Session--Human Resources - CONFERENCE WITH LABOR NEGOTIATORS.** Government Code Section 54957.6. Agency designated representative(s): Marshall Rudolph and Lynda Salcido. 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.

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## 2) **APPROVAL OF MINUTES**

**A. Approve minutes of the Regular Meeting held on February 12, 2013.**

**B. Approve minutes of the Regular Meeting held on February 19, 2013.**

## 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  
Receive brief oral report by County Administrative Officer (CAO) regarding work 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.)*

## **HEALTH DEPARTMENT**

- 5a) **CUPA Electronic Reporting Grant Agreement Amendment - Proposed amendment to the CUPA Electronic Reporting Grant Agreement (Agreement No. G10-UPA-54).**

**Recommended Action:** Approve Amendment 1 to the CUPA Electronic Reporting Grant Agreement and authorize Louis Molina, Environmental Health Director, to implement the remainder of said grant, as

specified in the amended grant agreement.

**Fiscal Impact:** None. Additional time is allowed to spend grant monies previously approved.

## **FINANCE**

- 6a) January Treasury Pool Transactions** - Receive written report of transactions in the Treasury Pool for the month of January 2013.

**Recommended Action:** None; informational only.

**Fiscal Impact:** None.

## **CLERK OF THE BOARD**

- 7a) Planning Commission Appointments** - The terms of three Planning Commissioners expired on March 1, 2013: Steve Shipley, Dan Roberts, and Scott Bush. Supervisor Stump has nominated Rodger B. Thompson to represent Supervisor District 2; Supervisor Alpers has nominated Dan Roberts to represent Supervisor District 3; and Supervisor Fesko has nominated Scott Bush to represent Supervisor District 4.

**Recommended Action:** Appoint the following nominees to the Planning Commission: 1) appoint Rodger B. Thompson to represent Supervisor District 2; and 2) reappoint Dan Roberts to represent Supervisor District 3, and reappoint Scott Bush to represent Supervisor District 4.

**Fiscal Impact:** None.

## **COMMUNITY DEVELOPMENT - PLANNING DIVISION**

- 8a) Resolution of Appreciation** - Resolution of appreciation commending Steve Shipley for his many years of service on the Mono County Planning Commission.

**Recommended Action:** Approve resolution of appreciation.

**Fiscal Impact:** None.

## **COUNTY COUNSEL**

**Additional Departments:** Paramedics/Public Health

- 9a) Revised MOU with Chalfant Valley Fire Protection District** - Proposed revised Memorandum of Understanding (MOU) with Chalfant Valley Fire Protection District pertaining to emergency medical transport services.

**Recommended Action:** Approve County entry into revised MOU and authorize Chair to execute said MOU on behalf of the County. Provide any desired direction to staff.

**Fiscal Impact:** No new fiscal impact.

## **BOARD OF SUPERVISORS**

**Additional Departments:** County Counsel

- 10a) Second Amendment to Employment Agreement (Salcido)** - Proposed resolution approving an agreement and second amendment to agreement re employment of Lynda Salcido. The amendment would extend the term of Ms. Salcido's current contract until June 30, 2013.

**Recommended Action:** Adopt proposed resolution R13-\_\_\_, a resolution approving an agreement and second amendment to agreement re employment of Lynda Salcido.

**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**

**11a)** **Bridgeport Paiute Indian Colony** - Letter from Bridgeport Paiute Indian Colony addressed to Lynda Salcido, Interim County Administrative Officer, expressing appreciation for Mono County's assistance in enabling the passage of H.R. 2467, Bridgeport Indian Colony Land, Trust, Health, and Economic Development Act of 2012.

**11b)** **June Mountain Ski Area** - Letters supporting the re-opening of June Mountain Ski Area.

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#### **PUBLIC WORKS - ROAD DIVISION**

**12a)** **Update on Meetings with the Paradise Community to Discuss Potential Pedestrian Improvements on Lower Rock Creek Road** (Jeff Walters and Garrett Higerd) - The community of Paradise expressed safety concerns regarding the existing pedestrian pathway from the parking area to the Lower Rock Creek trailhead. At a recent community meeting several options were shared with those in attendance. One option, installation of guard and hand rail, was desired by the community.

20 Minutes

**Recommended Action:** Receive update regarding potential options for an improved pedestrian pathway across the Lower Rock Creek bridge in Paradise. Provide any desired direction to staff.

**Fiscal Impact:**

Upon receipt of Board direction, staff will obtain a detailed cost estimate for the selected option.

#### **DISTRICT ATTORNEY**

**13a)** **District Attorney's Pre-Filing Diversion Program** (Tim Kendall) - Public hearing and proposed resolution adopting a fee for the District Attorney's pre-filing diversion program of \$250 per eligible individual to participate in the program. Since the passage and implementation of realignment (AB109, et), there has been an environment and cultural change to the criminal justice system and how we do business. This change has occurred in order to save much needed resources including the time and cost it takes to prosecute crimes. As a means to preserve these resources, the District Attorney's Office has created a pre-filing diversion program to address individuals who have committed low-level misdemeanor and infraction crimes.

**Public Hearing -  
11:00am  
5 minutes**

**Recommended Action:** Approve and therefore establish a District Attorney's Pre-filing program to address an alternative to criminal prosecution for low level crimes. Adopt Resolution R13-\_\_\_, adopting a fee for the district attorney's pre-filing diversion program.

**Fiscal Impact:** No cost to the general fund. Unknown potential revenues to the County based on the number of individuals who go through the Pre-Filing Diversion Program.

#### **BOARD OF SUPERVISORS**

**14a)** **Assessor Vacancy** (Board of Supervisors) - Discuss the vacant Assessor position, and consider options to fill the position. At their meeting of February 5, 2013, the Board of Supervisors requested that this item be agendized.

20 minutes

**Recommended Action:** Consider and potentially authorize recruitment to fill the vacant Assessor position. Provide direction to staff.

**Fiscal Impact:** None at this time.

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

**15a)** **Bi-State Sage Grouse Workshop** - Workshop with Tim Taylor and Debra Hawk (Department of Fish and Wildlife), Steve Nelson (Bureau of Land Management) and County staff regarding the potential listing of the Bi-State Sage Grouse as an endangered species.

**1:00 pm  
1 hour**

**Recommended Action:** Conduct workshop; provide any desired direction to staff.

**Fiscal Impact:** None.

#### **PUBLIC WORKS - ENGINEERING DIVISION**

- 16a)** **2013 Applications for Federal Aviation Administration (FAA) Grant Funding** (Garrett Higerd) -  
10 minutes The 2013 Airport Capital Improvement Plan (ACIP) was approved by the Board of Supervisors on January 8th and accepted by the FAA. Now, grant applications can be submitted for projects programmed for completion in 2013.
- Recommended Action:** Approve submittal of grant applications to the FAA for projects at Bryant Field and Lee Vining Airport.
- Fiscal Impact:** None at this time. FAA grants fund 90% of approved projects and require a 10% match that would be borne by the Airport Enterprise Fund. The match could be reduced to approximately 5.5% if a match grant from the California Department of Transportation Division of Aeronautics is also awarded. The total estimated cost of projects being applied for is \$249,000.
- 16b)** **Authorization to Bid for the Bridgeport Streets Rehabilitation Project** (Garrett Higerd) - This  
5 minutes project will rehabilitate 3 miles of local streets in Bridgeport.
- Recommended Action:** Approve bid package, including the project manual and project plans, for the Bridgeport Streets 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.
- To view additional documents related to this item, which were too large to attach to the packet itself, please visit the following: <http://www.monocounty.ca.gov/bos/event/board-supervisors-26>.
- Fiscal Impact:** This project is funded by the State Transportation Improvement Program (STIP). The California Transportation Commission (CTC) approved \$2,119,000 for the construction phase of this project on June 28, 2012. Contractor payments will not impact the General Fund.
- 16c)** **Authorization to Bid for the Lee Vining Streets Rehabilitation Project** (Garrett Higerd) - This  
5 minutes project will rehabilitate 1.7 miles of local streets in Lee Vining. To view additional documents related to this item, which were too large to attach to the packet itself, please visit the following: <http://www.monocounty.ca.gov/bos/event/board-supervisors-26>.
- Recommended Action:** Approve bid package, including the project manual and project plans, for the Lee Vining Streets 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:** This project is funded by the State Transportation Improvement Program (STIP). The California Transportation Commission (CTC) approved \$2,047,000 for the construction phase of this project on June 28, 2012. Contractor payments will not impact the General Fund.
- 16d)** **Feasibility Study for Bryant Street Pedestrian Plaza between the Courthouse and County Offices in Bridgeport** (Garrett Higerd) - Potential project would turn a portion of Bryant Street into a  
10 minutes pedestrian plaza.
- Recommended Action:** Receive staff report regarding feasibility study and consider future options for Bryant Street. Provide any desired direction to staff.
- Fiscal Impact:** Approximately \$200,000 from the General Fund.

#### **PUBLIC WORKS - SOLID WASTE DIVISION**

- 17a)** **Solid Waste Fee Exemptions and Waivers** (Tony Dublino) - Proposed resolution exempting manure  
10 minutes from the \$5 per load charge for organics disposed of at county solid waste facilities. Requested direction on the extension of the wood waste voucher program to the entire calendar year.
- Recommended Action:** Adopt proposed resolution #R13-\_\_\_\_\_, exempting manure from fees at the county's solid waste facilities, and direct staff to extend the season of the wood waiver program to the entire calendar year. Provide any additional desired direction to staff.
- Fiscal Impact:** An estimated \$1,500 per year in lost revenue to the Solid Waste Enterprise Fund if both actions are taken.

#### **BOARD OF SUPERVISORS**

**18a)**

1.5 hours

**Mammoth Mountain Ski Area Land Exchange** (Tim Alpers) - Discussion regarding request from Rusty Gregory, CEO of Mammoth Mountain Ski Area (MMSA), for a letter in support of land exchange between the USFS and MMSA.

**Recommended Action:** Consider request, take public input, provide any desired direction to staff.

**Fiscal Impact:** None.

**ADJOURNMENT**

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