



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 just below.

MEETING LOCATION Board Chambers, 2nd Fl., County Courthouse, 278 Main St., Bridgeport, CA 93517

Regular Meeting July 7, 2015

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. If you would like to receive an automatic copy of this agenda by email, please send your request to Bob Musil, Clerk of the Board: bmusil@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

1. 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.)

2. APPROVAL OF MINUTES

A. Board Minutes

Departments: Clerk of the Board

Approve minutes of the Regular Meeting held on June 9, 2015.

B. Board Minutes

Departments: Clerk of the Board

Approve minutes of the Regular Meeting held on June 16, 2015.

3. RECOGNITIONS - NONE

4. BOARD MEMBER REPORTS

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

5. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

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

6. DEPARTMENT/COMMISSION REPORTS

7. 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.)

A. County Policy Re: Healthy Family Healthy Workplace Act of 2014

Departments: Human Resources

Proposed resolution of the Mono County Board of Supervisors adopting a policy in line with the Healthy Workplace Healthy Family Act of 2014 (AB 1522).

Recommended Action: Adopt proposed resolution #R15-_____, adopting a policy in line with the Healthy Workplace Healthy Family Act of 2014 (AB 1522). Provide any desired direction to staff.

Fiscal Impact: Minimal fiscal impact.

B. Hiring Freeze Variance - Assistant Director of Finance, Tax-Collector/Treasurer

Departments: Finance

Consider a hiring freeze variance to fill the Assistant Finance Director/Treasurer-Tax Collector position.

Recommended Action: Approve the hiring freeze variance and authorize the Finance Director to proceed with recruitment.

Fiscal Impact: The annual fiscal impact for the 2015-16 fiscal year is \$142,374 - \$90,000 is salary, \$20,288 is PERS and \$32,086 for benefits and is included in the department requested budget for 2015-16.

C. Public Defender Investigator Contract

Departments: Finance

Proposed contract with Tyrone Atwater dba Atwater Investigations pertaining to the provisions of private investigation services for the Mono County Public Defenders.

Recommended Action: Approve the contract for the provision of private investigative services for fiscal year 15/16 in an amount not to exceed \$70,000.

Fiscal Impact: The contract amount is the same as prior year and is included in the proposed 15/16 budget.

D. May 2015 Treasury Transaction Report

Departments: Finance

Treasury Transactions for the month of May 2015.

Recommended Action: Approve the Treasury Transaction Report for the month of May, 2015.

Fiscal Impact: None.

8. CORRESPONDENCE RECEIVED (INFORMATIONAL)

All items listed are located in the Office of the Clerk of the Board, and are available for review.

A. Public Utilities Commission

Departments: Clerk of the Board

Correspondence dated June 19, 2015 from the Public Utilities Commission regarding Route Redundancy for Wireline Backhaul in Mono County and in response to the Board's letter to the PUC dated 4/27/15.

B. Fish and Game Commission

Departments: Clerk of the Board

Correspondence received from the Fish and Game Commission regarding a Notice of Proposed Emergency Action - Measures for Fisheries at Risk Due to Drought Conditions.

C. Los Angeles Department of Water and Power

Departments: Clerk of the Board

Correspondence dated June 11, 2015 addressed to the Board of Supervisors, regarding LADWP's Management of Water Resources in Long Valley, Mono

County. This correspondence is also in response to the Board's letter dated May 19, 2015.

9. REGULAR AGENDA - MORNING

A. Round Fire Relief Effort

Departments: Solid Waste Division of Public Works

15 minutes (5 minute presentation; 10 minute discussion)

(Tony Dublino) - Presentation by Tony Dublino regarding potential costs and other circumstances associated with a waiver of fees for materials disposed of at Benton Crossing Landfill from residents affected by the Round Fire.

Recommended Action: 1. Adopt Resolution R15-____, therein determining which one of the following actions (or as revised) shall be taken: A. Waive gate fees confirmed by landfill staff to have been associated with the disposal of Round Fire debris and direct that the corresponding accounts be closed; or B. Waive up to a limit of \$_____ in gate fees associated with the disposal of Round Fire debris (as represented by the account holder) per account, and direct that the corresponding accounts be closed, unless there is a balance remaining; or C. Waive all gate fees associated with the disposal of Round Fire debris and currently pending in accounts created for the Round Fire (as represented by the account holder) and direct that the corresponding accounts be closed. 2. Depending on the above determination, potentially provide direction to staff as to whether \$6000 in charges incurred by a Round Fire victim may be moved from the demolition contractor's account to an individual account in the victim's name.

Fiscal Impact: Depending on Board direction, as much as \$7,000 in waived fees, and lost gate fee revenue.

B. 2nd Public Hearing Regarding Revocation of Business License 0196 June Lake Vacation Reservations LLC

Departments: Community Development/Tax Collector's Office

PUBLIC HEARING 10:00 A.M. / 20 minutes (5 minute presentation; 15 minute discussion)

(Nick Criss) - 2nd public hearing per Boards Direction concerning the revocation of Business License 0196 for June Lake Vacation Reservations LLC.

Recommended Action: Conduct public hearing. Determine if the operator has complied with the Boards direction and paid all back TOT taxes owed to the County. If not, revoke business license 0196.

Fiscal Impact: Unknown. The delinquent TOT tax balance owed to Mono County is \$46,278.11 as of June 16, 2015.

C. Strategic Planning Workshop

Departments: Board of Supervisors

1 hour (15 minute presentation; 45 minute discussion)

(Supervisor Stacy Corless) - Presentation of one-year priority list developed from May 22, 2015 workshop, and discussion of how the strategic planning effort will align with the budget process for 2015/16.

Recommended Action: Provide feedback/direction on the one-year priorities document and on the upcoming strategic planning/budgeting process.

Fiscal Impact: None.

D. ESTA Board Representation

Departments: Board of Supervisors, County Counsel, Community Development
15 minutes (5 minute presentation; 10 minute discussion)

(Marshall Rudolph, Scott Burns) - Consideration of possible request to ESTA governing board to amend the ESTA JPA in order to allow Mono County to appoint as one of its two members on the ETSA governing board a member of the Mono LTC Social Services Transportation Advisory Council.

Recommended Action: Consider making such a request to ESTA Board. Provide any desired direction to staff.

Fiscal Impact: None.

10. 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.)

11. CLOSED SESSION

A. Closed Session--Human Resources

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Marshall Rudolph, John Vallejo, Leslie Chapman, 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.

B. Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: County Administrator.

C. Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: HR Manager.

D. Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: Emergency Medical Services Manager.

12. REGULAR AGENDA AFTERNOON- NONE

ADJOURN



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE July 7, 2015

Departments: Clerk of the Board

TIME REQUIRED

SUBJECT Board Minutes

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Approve minutes of the Regular Meeting held on June 9, 2015.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME: Helen Nunn

PHONE/EMAIL: x5534 / hnunn@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

[6-9-15 draft minutes](#)

History

Time	Who	Approval
6/24/2015 8:53 AM	County Administrative Office	Yes
6/22/2015 1:46 PM	County Counsel	Yes
6/22/2015 11:53 AM	Finance	Yes



**DRAFT MEETING MINUTES
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 just below.

MEETING LOCATION Board Chambers, 2nd Fl., County Courthouse, 278 Main St.,
Bridgeport, CA 93517

**Regular Meeting
June 9, 2015**

Flash Drive	#1006
Minute Orders	M15-130 to M15-138
Resolutions	R15-39 to R15-40
Ordinance	ORD15-05 not used

9:00 AM Meeting called to Order by Chairman Fesko.

*Supervisors Present: Alpers, Corless, Fesko, Johnston and Stump.
Supervisors Absent: None.*

*Break:10:24
Lunch/Closed Session:10:35
Adjourn:11:52*

Pledge of Allegiance led by Chairman Fesko.

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

2. APPROVAL OF MINUTES

A. Board Minutes

Departments: Clerk of the Board

Action: Approve minutes of the Regular Meeting held on May 19, 2015, as corrected.

Alpers moved; Stump seconded.

Note

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

Vote: 5 yes; 0 no.
M15-130

B. Board Minutes

Departments: Clerk of the Board

Action: Approve minutes of the Special Meeting held on May 22, 2015.

Stump moved; Corless seconded.

Vote: 5 yes; 0 no.

M15-131

3. RECOGNITIONS - NONE

4. BOARD MEMBER REPORTS

Supervisor Alpers:

- 6/2 - Attended the June Lake CAC held at the June Lake Community Center. Items covered included: The Caltrans update on the Lee Vining Rockfall Project. Public comments on the June Lake TROD. Jill Stark update on the June Lake Trails Projects. Courtney Weiche. Discussed the June Lake Area Plan update process.
- 6/3 - Met with Shane and Lynn Greer owners of June Lake Junction Inc. about possible expansion of the operation at the Junction of Hwys. 158 & 395. With increased OHV activity in the central Mono County area, the Greers are considering expanding to accommodate this increase in activity.
- 6/3 - Attended the LAFCO meeting held at the County conference room. Appointed a new permanent member to the Board and discussed the opening for an alternate to the Board. He requested an appointment extension to the next scheduled meeting and is interested in appointing a person from the Lee Vining area that is familiar with the Lee Vining and Mono City Fire Districts.
- 6/3 - Attended the Mono County Fisheries Commission meeting along with Supervisor Corless. Discussed MC and MCFC Strategic Planning efforts. Also discussed the bobcat issue with DFW Head game warden.
- 6/6 - Met with the owners of the Big Rock Resort regarding the condition of the road and drainage to their marina. Thank you to Jeff Walters for the heads' up on the poor road condition.

Supervisor Corless:

- 6/3: Fisheries Commission—gave an update on planning, talked about the upcoming Fish & Game Commission meeting; town council meeting, re: special election/nightly rental ordinance voter initiative—council voted to order a staff report/study that is due in 30 days, after that time they can adopt the ordinance or call for the special election.
- 6/4: Strategic planning meeting, reviewing the document from our 5/22 meeting and doing weekly calls/check ins to make sure we are on track for July—it's going to take work and dedication all around to make this a guiding document for us and for county staff. Thanks to staff for working on this—Lynda Salcido, Leslie Chapman, Megan Mahaffey, Sarah Messerlian.
- Coming up—tonight in Bishop, a Forest Service meeting to talk about wilderness evaluations and potential recommendations that are part of the forest plan revision – She has invited Inyo National Forest staff to come talk about this.
- Speaking of the Inyo National Forest ... Today, she'd like to recognize longtime Inyo National Forest staffer on the Mammoth Ranger District, Jon Kazmierski as he and his family leave the Eastern Sierra for Kentucky. Jon will serve as a district ranger on the Daniel Boone National Forest. Congratulations, Jon, and thanks for all you've done for

Note

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recreation and conservation in Mono County. We'll miss Jon, Leslie, Colton and Ellery in Mammoth.

Supervisor Fesko:

- June 2 – Attended the Bridgeport CSA #5. They continue to work on getting Internet Service up to Twin Lakes residents and businesses. Thanks to Nate Greenberg and Stacey Simon for all their work.
- Update on the Courthouse fence restoration project which they funded without County assistance. Missing spindles
- Update on the new Sound System which will be used at the 4th of July Parade
- June 3 – Attended the weekly Agenda Review Committee (ARC) meeting.
- Attended the Northern Mono Chamber of Commerce meeting in Walker. The Chamber is getting more active in not just the Jamboree, but with 2 fishing derbies this year, a Hike the Valley event, and a new Birding event.
- June 4 –Attended the EMS Ad Hoc Committee meeting. Another great meeting with lots of information. Our next meeting will be July 2 at 1 pm at the June Lake Community Center. Now that a ton of information has been presented, he would expect the Committee to start discussion on where to take this program.
- Attended the Antelope Valley RPAC meeting in Walker. Trails was a major component of discussion. A great turn out by locals to voice their opinion on future trails.
- June 5 –Attend the Community Health Fair in Walker. There were many vendors/organizations represented. Mono County (many different departments/programs), Bridgeport Indian Colony, Veterans groups, Antelope Valley Fire, Antelope Valley CERT, Mono County Paramedics, etc. He attended for a couple of hours and the turn out during this time was tremendous. A special thanks to the AV Lions club for a great hot dog and hamburger lunch!
- June 8 –Attended the Mono County LTC. Some notable items...
- Adopted resolution requesting approval of FTA Section 5311(f) funding Eastern Sierra Transit Authority's 395 inter-regional bus route
- Update by Debra Hess, Southern California Edison representative, stating that there are no plans for electrical line replacement on Rock Creek Road for the foreseeable future (whatever that may mean!).
- The Commission authorized a Minute Order supporting truck restrictions on California Highway 108 (A resolution is before this Board of Supervisors today.)

Supervisor Johnston:

- SCE interact in future. Hess.
- LTC took action supporting truck restriction
- Attended the LTC meeting of June 8. Items included approval of the TDA Allocation, the Title VI Compliance Plan, SB 16 and SB 321 general support letters, and the 5311 interregional bus grant. We also reviewed the Rural Counties Task Force Pavement Index Report. Deborah Hess from SCE was present and we considered SCE's interaction with road improvement projects. The LTC also recommended the large truck prohibition for SR 108 (Sonora Pass). Status of ESTA and YARTS were also reported.

Supervisor Stump:

- 6-4: Attended EMC Committee meeting in June Lake. Committee members are showing dedication by again staying an extra hour over what was scheduled. Thanks to Helen and Don for all the set up and take down work.
- 6-6: Attended the Crowley Community yard sale and BBQ put on by CSA 1. I cooked, only burned a few burgers.
- 6-8: Attended Local Transportation Commission - Approved was financial support for ESTA and YARTS, Hwy 108 Tractor /Trailer Closure, and letters of support for SBs 16 and 321.

The Board may, if time permits, take Board Reports at any time during the meeting

Note

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and not at a specific time.

5. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

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

Lynda Salcido (Interim CAO):

- June 3, the Management Meeting was held in Lee Vining. Well attended and good conversation including budget updates.
- June 4, met with Stacy Corless, Megan Mahaffey, Beth Conley and Laree Kiely regarding next steps in strategic planning.
- June 4, 2nd EMS Subcommittee met in June Lake.
- June 5, Unified Command in Mammoth Lakes. Presentation by USGS on earthquakes and volcanos.
- June 8, met with new group, Incident Management Team, which is formed of CAOs of Town and County, law enforcement and fire.

6. DEPARTMENT/COMMISSION REPORTS

No one spoke.

7. 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.)

A. Sheriff MGMT Association MOU

Departments: CAO, County Counsel

Proposed resolution adopting and approving a memorandum of understanding between the County and the Mono County Sheriff's Management Association.

Action: Adopt proposed resolution #R15-39, approving a memorandum of understanding between the County and the Mono County Sheriff's Management Association.

Johnston moved, Alpers seconded.

Vote: 5 yes; 0 no.

R15-39

B. Request to Hire a Registered Environmental Health Specialist (REHS) at or Above the 74C Salary Step

Departments: Health

The Health Department is requesting Board approval to hire of an REHS, at or above the 74C salary step, for an exceptionally qualified candidate that recently interviewed for our currently vacant CUPA program position.

Action: Approve the hire of an REHS, at or above the 74C salary step, to fill a Health Dept. vacancy in the CUPA program.

Johnston moved, Alpers seconded.

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Vote: 5 yes; 0 no.

M15-132

- C. Resolution for Road Closure for the Town of Mammoth Lakes 4th of July Celebration

Departments: Board of Supervisors, Public Works

A Resolution of the Mono County Board of Supervisors authorizing the temporary closure of county roads for the town of Mammoth Lakes Fourth of July Fireworks Celebration. This item is being requested by Supervisor Stump.

Action: Approve Resolution #R15-40, authorizing the temporary closure of county roads for the town of Mammoth Lakes Fourth of July Fireworks Celebration.

Johnston moved, Alpers seconded.

Vote: 5 yes; 0 no.

R15-40

- D. Adult Drug Court Grant

Departments: Probation

Mono County Probation Department seeking Adult Drug Court Discretionary Grant.

Action: Approval for the Mono County Probation Department to seek grant funds of \$350,000 for 36 months for the Adult Drug Court Discretionary Grant.

Johnston moved, Alpers seconded.

Vote: 5 yes; 0 no.

M15-133

- E. Wheeler Crest Design Review Committee Appointments

Departments: Community Development Department

Wheeler Crest Design Review Committee appointments.

Action: Reappoint five existing members (Judy Beard, Allison Jensen, Carol Searles, Bill Goodman, and Mike Day) and appoint two new members (Tom Hopkins and Cheryl Hodges) to the Wheeler Crest Design Review Committee for specified terms, as recommended by Supervisor Stump and set forth in the Staff Report.

Johnston moved, Alpers seconded.

Vote: 5 yes; 0 no.

M15-134

- F. Long Valley Regional Planning Advisory Committee Appointments

Departments: Community Development Department

Appointment of Long Valley Regional Planning Advisory Committee Members.

Action: Re- appointment of four members, Hank Brown, Lee Scotese, Ron Day,

Note

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and Haislip Hayes and one new appointment, Laura Beardsley to the Long Valley Regional Planning Advisory Committee as recommended by Supervisor Stump.

Stump Moved, Corless seconded.

Vote: 5 yes; 0 no.

M15-135

Pulled by Supervisor Stump:

- Vicki is not to be appointed.

G. Reappointment of Members to CSA #5

Departments: Clerk of the Board

Reappointment of County Service Area #5 Board Members.

Action: Approve the reappointment of four community members (Steve Noble, Helen Nunn, Marlys Harper, and Benny Romero) to serve on the Board of CSA #5. Helen Nunn and Marlys Harper's terms are to expire December 31, 2016. Steve Noble and Benny Romero's terms are to expire December 31, 2018.

Fesko moved, Alpers seconded.

Vote: 5 yes; 0 no.

M15-136

Pulled by Supervisor Johnston:

- Questions the appointment of county staff members to boards as a potential for conflicts. Two county staff members are on this CSA. The CSA handles money for the county, and he takes issue with the perception that the County is appointing people with two bosses.
- He fears the independence of the individual could be compromised; e.g., possible pressure from a Board member to pursue projects.

Marshall Rudolph:

- There is no legal conflict. Because the CSA member has no financial interest, their government salary is irrelevant.

Supervisor Fesko:

- He understands the perceived conflict. CSA is a community service area, funded by property owners, where the members are also owners. He has seen this CSA do a great job so far over the past 4 years. There may be a perception but he does not see a conflict.
- The Board of Supervisors has to authorize any CSA spending.

Supervisor Stump:

- He feels caution is wise, but these members are not senior management, so he has no problem with the appointments.

Supervisor Alpers:

- Mono is a small county, and he feels there is enough distance to do a great job. He sees no conflict with these individuals.

H. Performance Contract with Department of Health Care Services

Departments: Behavioral Health

Proposed contract between Mono County Behavioral Health and the California

Note

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State Department of Health Care Services pertaining to Performance Contract for fiscal year 2015-2016.

Action: Approve and authorize the Director of Behavioral Health to sign 2015-16 Performance Contract with the State of California/Department of Healthcare Services and associated Contractor Certification Clauses.

Johnston moved, Alpers seconded.

Vote: 5 yes; 0 no.

M15-137

8. CORRESPONDENCE RECEIVED (INFORMATIONAL)

All items listed are located in the Office of the Clerk of the Board, and are available for review.

A. North Coast Counties Marijuana Policy Statement

Departments: Clerk of the Board

Correspondence dated May 26, 2015 received from the North Coast Counties with regard to the summit held to discuss the potential economic, environmental, and regulatory impacts of legalized adult use cannabis.

Supervisor Stump:

- Appears the State is going to hold referendum in 2016, in reading letter, recognizes state concern, points are well taken. Local control of state regulations, would need to discuss. Hats off to them for making a County task force. We should have departments weigh in.
- Can sheriff take point on this?

Supervisor Johnston:

- Is the State seeking guidance? Local control, yes, but one county can't have one thing going on and another county have something different. CSAC has been working on this as well.

Supervisor Fesko:

- From an RCRC standpoint, real concern by those counties, their issues are real. Has seen photos of illegal growing, this came up at CSAC last week. Two tracks, one is through voter approval, RCRC is urging legislature to get involved. This is a precursor to what State will do next year. Need guidelines thru legislature.

Sheriff Braun:

- Forward thinking of North Counties to have a template should this become legal. Lessons learned from Colorado when voters approved usage. The Sheriff's Association has not taken an official stance on this.
- She will be at a conference tomorrow, and will talk with other sheriffs. We need to have things in place should this happen, similar to tobacco and alcohol.

Lynda Salcido:

- This will be sent to us from RCRC and CSAC.

The Board acknowledged receipt of the correspondence

9. REGULAR AGENDA - MORNING

A. CA Fish and Game Commission Meeting

Departments: Board of Supervisors

Note

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

(Supervisor Corless) - Discuss presenting comments during the upcoming CA Fish and Game Commission in Mammoth Lakes regarding items of concern to the county including fish stocking and bobcat trapping. This item was requested by Supervisor Corless.

Action: Approve sending Supervisor Alpers, a member of the Board of Supervisors, to attend the upcoming meeting and to make comments in support of Mono County's position.

M15-138

Supervisor Corless:

- 3 items of interest to Mono Co.: Inland fisheries, Upland game (sage grouse) and bobcat trapping regulations. Trying to understand what our options are. This Thursday, actual regulations won't be adopted until August 4-5 meeting. One option leaves certain areas out of the ban. A partial ban leaves Mono County vulnerable. The other option before the commission is a statewide ban on trapping.
- Commercial trapping is not within vision of Mono County.
- Sees three opportunities for public comments, due to three issues.

Supervisor Johnston:

- Planned on going a portion of both days. Supports total ban on trapping. Will be there.
- Two options, either partial Mono Co trapping or state wide ban.
- Will anything less than a statewide ban extend to Mono Co?
- We are going to be part of the rally to get Mono Co exempted. There are lots of smart people attending. He is not clear that fish stocking is an agenda item, and may need to be spoken about during public comment; same with sage grouse. We should question the sanity of hunting a potentially endangered species.
- He sees two opportunities to make comments.

Supervisor Stump:

- Supports Supervisor Alpers to go. He believes all three issues are worthwhile: sage grouse; questions the rationale for hunting, to cut off wing for research? Bobcats; for environmental reasons, the current proposal will encourage an over exploitation. From an environmental standpoint, the proposal makes no sense. Trapping as a commercial activity is not listed. Ethically, opposes bobcat trapping to support fashion shows in Russia and China. Has heard support on ban from all sections of his district. His recommendation: limit emotional words, but focus on signs like with sage grouse. Why if there are no state parks in Stanislaus and San Joaquin are they included?
- Board letter supports full (Bobcat trapping) ban.
- Thanked Supervisor Alpers for putting himself out there to talk to Sacramento. Feels constrained by restrictions in the Board letter.

Supervisor Alpers:

- Wants clear direction on comments to make.
- During 3 minutes, will comment on bobcats. Gaye Mueller will comment on fish stocking. Supervisor Johnston will comment on hunting of sage grouse.

Supervisor Fesko:

- Supports Supervisor Alpers going and staying within the scope of what the Board has previously addressed. Expanding scope of this item needs to be discussed in public.
- Board has already taken a stand.
- Believes it should be said, based on our letter, that we want Mono Co included in ban.

Wilma Wheeler:

- Supports state wide ban. Doesn't think there are that many bobcats around. Trapping is cruel, and environmentally unjustified. Have a duty to protect our wildlife including bobcats.

Note

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Gaye Mueller:

- Three issues, but public comment is limited to 3 minutes. Wants to focus on fishing decreases. May not be proper forum for this?
- Our vision for Mono County is protecting resources and enhancing recreation.

Direction: Board has a **consensus**. Alpers to attend.

B. Proposed Ordinance Regarding Hwy 108 Truck Restriction

Departments: CAO, County Counsel

(John-Carl Vallejo & Scott Burns) - Proposed ordinance of the Mono County Board of Supervisors recommending the prohibition of vehicles and combination vehicles with an overall length greater than 38 feet king pin to rear axle from accessing an easterly segment of State Route 108.

Action: Introduce, read title, and waive further reading of proposed ordinance recommending the prohibition of vehicles and combination vehicles with an overall length greater than 38 feet king pin to rear axle from accessing an easterly segment of State Route 108.

Fesko moved, Johnston seconded.

Vote: 5 yes; 0 no.

M15-138

Scott Burns:

- This is a follow-up from an item in January. There is favorable support from RPACs in Bridgeport and Walker. Transportation commission, yesterday, stated they are also in support. Issue is trucks are getting stuck at Sonora Pass Road. Trucks get stuck, road shuts down, and it impacts our local economy. Requesting this item be open for public testimony. The item was noticed for public comment.

Supervisor Stump:

- LTC reached out to trucking association, no issues.

Supervisor Johnston:

- Compliments to CalTrans.

Supervisor Fesko:

- Never got stopped for a truck that was stuck, and came over a lot. Sees an economic benefit, because the local tow company makes out very well. Opportune time, Walker tow business has shut down. Disadvantage, blocks road to local areas.
- Public comment? North 0 south 0

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

11. CLOSED SESSION

There was nothing to report out of closed session.

A. Closed Session--Human Resources

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Marshall Rudolph, John Vallejo, Leslie Chapman, and Lynda Salcido. Employee Organization(s): Mono County

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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.

B. 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: 2. Facts and circumstances: personnel complaint.

C. 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: Boulaalam v. Mono County et al.

D. Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: County Administrator.

E. Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: HR Manager.

12. REGULAR AGENDA AFTERNOON- NONE

ADJOURN

ATTEST

TIMOTHY E. FESKO
CHAIRMAN

HELEN NUNN
SR. DEPUTY CLERK OF THE BOARD

Note

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OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE July 7, 2015

Departments: Clerk of the Board

TIME REQUIRED

SUBJECT Board Minutes

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Approve minutes of the Regular Meeting held on June 16, 2015.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME: Shannon Kendall

PHONE/EMAIL: x5533 / skendall@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

[06-16-5 draft mins](#)

History

Time	Who	Approval
6/24/2015 8:53 AM	County Administrative Office	Yes
6/22/2015 1:45 PM	County Counsel	Yes
6/18/2015 3:01 PM	Finance	Yes



**DRAFT MEETING MINUTES
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 just below.

MEETING LOCATION Mammoth Lakes BOS Meeting Room, 3rd Fl. Sierra Center Mall, Suite 307, 452 Old Mammoth Rd., Mammoth Lakes, CA 93546

**Regular Meeting
June 16, 2015**

Flash Drive	On portable recorder
Minute Orders	M15-139-M15-144
Resolutions	R15-41 to R15-46
Ordinance	ORD15-05

9:01 AM Meeting Called to Order by Vice-Chair Stump.

*Supervisors present: Alpers, Corless, Johnston and Stump.
Supervisors absent: Fesko.*

*Break: 10:25 a.m.
Reconvene: 10:35 a.m.
Break: 11:00 a.m.
Reconvene: 11:10 a.m.
Break: 12:03 p.m.
Reconvene: 12:13 p.m.
Closed Session: 1:02 p.m.
Adjourn: 1:28 p.m.*

Pledge of Allegiance led by Supervisor Corless.

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Drew Hild (Landlord, Sierra Center Mall):

- Here to catch people up on what they've been doing at Sierra Center.
- He bought the building in June of 2012.
- The County let them know that the building was not ok, that it needed fixing.
- Feels they're finally at a place where most things are completed.

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- Gave brief details of items that had been fixed and/or were being worked on.
- Looks forward to working with county on long term basis going forward.
- Supervisor Stump: asked that he bullet point the items that have been accomplished and get out to staff.

2. APPROVAL OF MINUTES

A. Board Minutes

Departments: Clerk of the Board

Action: Approve minutes of the Regular Meeting held on June 2, 2015, as corrected.

Alpers moved; Johnston seconded

Vote: 4 yes; 0 no; 1 absent: Fesko

M15-139

Supervisor Corless:

- On p. 9 of draft minutes, under item #9d (Support letter for SB 16 Beal): the motion should read, "Corless seconded" not moved.

3. RECOGNITIONS - NONE

4. BOARD MEMBER REPORTS

Supervisor Alpers:

- 6/10 - Attended the Mono Basin RPAC held at the Lee Vining Community Center. SCE Regional Manager Deborah Hess updated the RPAC and indicated that grant money is available for a Fire Safety Council in Mono City. Margy Verba and Deborah will work on that project. SCE engineers are still evaluating the power lines between Lundy Canyon and Lee Vining. So far there are over 350 signups for the annual Chitaqua event to be held this coming weekend. The Chitaqua luncheon will be held this coming Sunday at the Mono Lake Park. The Lee Vining PUD reported that the springs that provide water for Lee Vining are running strong so far this spring. The RPAC established a Lee Vining Trails subcommittee.
- 6/11 - Attended the California Fish and Game Commission meeting held at the MMSA Conference facility. He represented the BOS position during the Public Comment period and also spoke to the commission regarding inland fisheries. Over 50 speakers testified at the last agenda item of the day regarding bobcat trapping. Also spoke about inland fisheries, about giving Fish and Game staff authority to make unilateral decisions. Expressed to commission the importance of our fishing system, hatcheries, etc.
- 6/13 - Attended the service for long time Lee Vining resident Don Banta held at the Presbyterian Church in Lee Vining. The service was organized by the Banta family and was well attended by Don's many family members, friends, commissioners and business associates.
- 6/13 - Attended the Concert in the Rocks held in the Alabama hills in Lone Pine. The event was attended by over 400 folks from all over Southern California, Mono County included. The event is sponsored and helps the Lone Pine Movie Museum. First class food and entertainment by the Highwaymen.

Supervisor Corless:

- Thanks to fellow board members for attending and speaking at Fish and Game Commission meeting last week. Continuing work on strategic planning and budget process.
- The state legislature passed the budget yesterday as expected, but debate on spending

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- will continue. And there are millions of dollars in cap and trade revenue still to be allocated; she hopes some of that money can make its way to Sierra Nevada counties like ours.
- Coming up this week: had a request from Drew Hild to meet and talk about county facilities needs and Sierra Center Mall—that will happen this afternoon. Thanked Drew for taking the time to meet with us.
 - Both Eastern Sierra Council of Governments and Town-County Liaison Committee meet on Thursday, working to prepare for these meetings. At ESCOG, we'll get some background from our county counsel's office on the formation and capacity of the group as we look at taking a regional approach to issues such as recreation, technology and air service. At the liaison committee, solid waste is on the agenda; she looks forward to a productive discussion about longer term solutions: flow agreement and fees. She is a little confused about who from our board will be there and would like to coordinate our message and approach however possible without violating open meeting issues.
 - Looking ahead, summer is getting off to a great start this weekend in Mammoth, with the Half Marathon on Sunday and Mammoth motocross, occupancy rates are climbing up. Here we go! Hiking, birding is incredible

Supervisor Fesko:

- Absent.

Supervisor Johnston:

- Attended the State Fish and Game Commission meeting here in Mammoth at the Main Lodge:
 - Spoke under public comment and welcomed them to Mono County with help from Jeff Simpson who provided them with some Mono County tourism brochures.
 - Mentioned five issues: support for funding of Fish and Wildlife staffing, support for fish stocking, our request to prohibit sage grouse hunting, our opposition to bobcat trapping, and our work toward a wildlife/deer safety fence project generally along the airport area of Hwy 395.
 - Supervisor Stump spoke regarding our position on bobcats and Supervisor Alpers spoke on fishing, fish stocking and bobcats.
 - Over 70 people spoke on the bobcat issue from all over the state and from out of state. The Commission will be taking action on the bobcat issue in August in Fortuna.

Supervisor Stump:

- 6-10: Calif. Fish and Game Commission; he was allowed 5 to 7 minutes to speak about the need to close Mono County to bobcat trapping.
- 6-11 and 6-12: Worked on park issues in both Chalfant and Benton.
- 6-13: Attended the memorial service for Mono Basin resident Don Banta
- In addition, the private tower company that is interested in the cell tower site at the old Chalfant dump, now transfer station, has signed a lease with Mono County.
- Note on state budget – both senate bills that had support letters last week are still alive.

5. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

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

Lynda Salcido (Interim CAO):

- On Wednesday, June 10 met with the Strategic Planning group to discuss next steps in rolling out the strategic plan as part of the budget process.

Note

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- On Thursday, June 11, held a coffee with the interim CAO in Bridgeport. About 15 people attended and there was a lively discussion of the recruitment for CAO and HR Director, county budget and hiring processes.
- That same day, met with several department heads regarding emerging issues.
- On Friday, June 12, met again on the Strategic Planning group, including Laree Kiely and Beth Conley, planning for next steps.
- On Monday, June 15, met with several department heads in regards to the meeting next week with the recruiter designed to solicit input to the recruitment process.
- There have been many ongoing discussions regarding the EM Manager position.

6. DEPARTMENT/COMMISSION REPORTS

Alicia Vennos:

- Location International 2015 magazine shows Bodie on the front cover.

Nate Reade (Ag Commissioner):

- Weevil issue: gave update, still working on bio control project. Is looking successful.
- Statewide egg blitz – inspection of eggs statewide; haven't had the staff until this year to do it in awhile. Picked a couple stores. 20% of eggs were rejected; small lot sizes.

7. 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.)

A. Resolution for Mono Council for the Arts Grant Application

Departments: Clerk of the Board

Proposed Resolution Designating Mono Council for the Arts as the Local Partner for the California Arts Council's State-Local Partnership Program (SLPP) and Supporting Mono Council for the Arts' 2015-16 SLPP Grant Application. This item is being sponsored by Supervisor Corless.

Action: Approve Resolution #R15-41, Designating Mono Council for the Arts as the Local Partner for the California Arts Council's State-Local Partnership Program (SLPP) and Supporting Mono Council for the Arts' 2015-16 SLPP Grant Application.

Johnston moved; Corless seconded

Vote: 4 yes; 0 no; 1 absent: Fesko

R15-41

B. Resolution Regarding Road Closure Request: Wheeler Crest Fire Protection District Wine & Beer Tasting Fundraiser

Departments: Board of Supervisors

This item is sponsored by Supervisor Stump. Request to close Rimrock Cul-de-sac in Swall Meadows for Wheeler Crest Fire Protection District 2015 Wine & Beer Tasting Fundraiser; Red, White and Brew.

Action: Adopt proposed resolution #R15-42, authorizing the Temporary Closure of Rimrock Drive Cul-De-Sac in Swall Meadows for a Special Event to be held July 25, 2015.

Note

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Johnston moved; Corless seconded
Vote: 4 yes; 0 no; 1 absent: Fesko
R15-42

C. Temporary Road Closures for Construction on Rock Creek Road
Departments: Public Works

Bridge construction on Rock Creek Road requires temporary closures for heavy construction.

Action: Adopt Resolution No. R15-43, "A Resolution of the Mono County Board of Supervisors Authorizing the Temporary Closure of Rock Creek Road."

Alpers moved; Johnston seconded
Vote: 4 yes; 0 no; 1 absent: Fesko
R15-43

Pulled by Supervisor Stump:

- This was pulled due to the question he has received: why couldn't this get accomplished in May?
- Is there any insurance that contractor carries that can help with road closure loss?
- Needs confirmation that equipment required that is necessitating road closure is available for a short period of time and that the road needs to be closed to accomplish mission.
- Needs clarification that scheduling is being handled properly?
- He doesn't see that there is a whole lot of choice here.
- It's regrettable that it couldn't happen in May.

Supervisor Johnston:

- This has come through the LTC; it's a really good road improvement.
- Includes new paving and uphill bike climbing lane; this short term closure should ultimately result in more business.
- The board needs to take responsibility for the closures: they're necessary and short term.
- Our construction season is short.
- He is in favor of resolution; should generate more commercial activity in future.

Supervisor Corless:

- Where is this information being posted?
- She's ended up copying and pasting and sending out to people.
- We need a way to help spread the word.

Deb Schweizer (Inyo National Forest):

- Spoke about places they post the information about road closures.
- Distributes stuff through visitor's centers. She does it because it's the right thing to do, not because they are *required* to do so.

Alicia Vennos:

- Spoke about outreach to vendors.

D. Ordinance Supporting State Route 108 Truck Restrictions
Departments: Community Development

Consider ordinance supporting State Route 108 truck restriction.

Action: Adopt Ordinance 15-05, recommending prohibition of trucks

Note

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exceeding 38 feet kingpin-to-rear axle (KPRA) on State Route (SR) 108 from the Mono/Tuolumne County line, post mile (PM) 0.0, to the winter closure gate at PM 9.8.

Johnston moved; Corless seconded

Vote: 4 yes; 0 no; 1 absent: Fesko

ORD15-05

E. Conway Ranch MOU Sixth Amendment

Departments: County Counsel, Public Works

Proposed sixth amendment to the Conway Ranch MOU with Caltrans.

Action: Approve County entry into proposed sixth amendment to the Conway Ranch MOU and authorize Board Chair to execute said contract on behalf of the County.

Johnston moved; Corless seconded

Vote: 4 yes; 0 no; 1 absent: Fesko

M15-140

F. ADA Self-Evaluation and Transition Plan

Departments: County Counsel, Public Works

Proposed Resolution approving an updated Self-Evaluation and Transition Plan for Mono County, pursuant to the Americans with Disabilities Act (ADA).

Action: Adopt resolution #R15-44, approving an updated ADA Self-Evaluation and Transition Plan for Mono County.

Johnston moved; Corless seconded

Vote: 4 yes; 0 no; 1 absent: Fesko

R15-44

G. Allocation List Amendment

Departments: CAO, Probation

Proposed Resolution authorizing the Interim County Administrative Officer to amend the County of Mono List of Allocated Positions to reflect the addition of a Juvenile Probation Assistant and Program Manager in the Probation Department, which shall replace (and thereby eliminate) a previously-allocated temporary part-time Racial and Ethnic Disparity (RED) Program Assistant position, and to authorize the Interim County Administrative Officer to fill said allocated position.

Recommended Action: Adopt Resolution R15-45, authorizing the Interim County Administrative Officer to amend the County of Mono List of Allocated Positions to reflect the addition of a Juvenile Probation Assistant and Program Manager in the Probation Department, which shall replace (and thereby eliminate) a previously-allocated temporary part-time Racial and Ethnic Disparity (RED) Program Assistant position, and to authorize the Interim County Administrative Officer to fill said allocated position.

Note

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Johnston moved; Corless seconded
Vote: 4 yes; 0 no; 1 absent: Fesko
R15-45

H. WIC Funding Contract

Departments: Public Health/WIC

Proposed contract with California Department of Public Health and the Mono County Health Department WIC Program pertaining to the delivery of WIC Services, Fiscal years 2015/16 thru 2018/19. To view the contract (too large to attach as part of the packet), click on the link below:

http://www.monocounty.ca.gov/sites/default/files/fileattachments/Board%20of%20Supervisors/calendar_event/3556/wic_contract_15-10092.pdf

Action: Approve County entry into proposed contract and authorize Board Chair, Timothy E. Fesko, to execute said contract on behalf of the County.

Johnston moved; Corless seconded
Vote: 4 yes; 0 no; 1 absent: Fesko
M15-141

I. Fiscal Year 2015-16 Recommended Budget

Departments: Finance

Proposed resolution: A resolution of the Mono County Board of Supervisors adopting the recommended budget for Fiscal Year 2015-16.

Action: Adopt proposed resolution #R15-46, adopting the recommended budget for Fiscal Year 2015-16.

Alpers moved; Corless seconded
Vote: 4 yes; 0 no; 1 absent: Fesko
R15-46

Pulled by Supervisor Stump:

- Is this strictly operational to keep county business going?

Leslie Chapman:

- We rolled construction account so we could keep certain projects going.
- Otherwise it's last year's budget minus operating expenses.

8. CORRESPONDENCE RECEIVED (INFORMATIONAL) - NONE

All items listed are located in the Office of the Clerk of the Board, and are available for review.

9. REGULAR AGENDA - MORNING

A. Mammoth Unified School District Projects and Accomplishments

Departments: Board of Supervisors

(Lois Klein, Superintendent Mammoth Unified School District.) - Presentation by Lois Klein, Superintendent of Mammoth Unified School District, on the district's current projects and accomplishments. This item is being sponsored by

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Supervisor Corless.

Action: None.

Lois Klein (MUSD Superintendent):

Powerpoint:

- Demographics.
- Challenges.
- Successes.
- Student Progress Monitoring Reports, different grade levels.
- Next Steps.

Further Discussion:

- Enrollment trends are keeping steady.
- Gave explanations regarding proficiency situation.
- \$1.5 million on parking lot (gave funding sources).
- Mammoth looked at solarizing parking structures; they are not designed for that currently.
- Thanked Supervisors, feels education is a collaboration.
- The Mammoth School District covers the Town of Mammoth Lakes, Crowley and down to Tom's Place and Sunny Slopes.
- MUSD does not do a lot of transfers anymore; maybe 15-20.
- Spoke briefly about current funding streams.

Supervisor Johnston:

- Asked about growth trends? Are they Steady?
- Proficiency situation: why such a significant difference?
- Cost of parking lot? Why not more busses?
- Big Pine School has solarized their parking structures, why hasn't Mammoth?

Supervisor Corless:

- Thanked Lois for coming.
- Recognized the District's efforts for solving education issues.
- Recognized her Partnership with Cerro Coso Community College.
- Likes the Districts promise that "every student in Eastern Sierra can go to college".

Supervisor Alpers:

- Complimented Lois on her leadership over at the school district.
- Atmosphere of accomplishment.

Supervisor Stump:

- Asked about district boundaries.
- How many transfers does Mammoth accommodate?
- Current funding stream (ADA) vs. what existed previously?
- Encourages her and her board to come to our board for support on legislature.
- Project at Elementary School next year: parents will need to adjust to new location, asked for patience on part of school district.

B. Public Hearing - Business License Revocation

Departments: Community Development/Tax Collector's Office

(Nick Criss) - Public Hearing regarding Revocation of Business License 0196
June Lake Vacation Reservations LLC for non-payment of TOT taxes owed to
Mono County.

Action: Move to close the public hearing today and continue deliberation on this
issue to July 7, 2015.

Johnston moved;

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Motion fails.

Action: Move to close public hearing and consider action on this item.

Alpers moved; Corless seconded

Vote: 3 yes; 1 no: Johnston; 1 absent: Fesko

M14-142

Action: Move to suspend business license. This item will be re-agendized for the July 7th meeting with potential reinstatement and/or revocation of Business License 0196 June Lake Vacation Reservations LLC for failure to comply with requirements set forth in Chapter 3.28 of the Mono County Code and not paying TOT taxes owed to the County.

Alpers moved; Corless seconded

Vote: 3 yes; 1 no: Johnston; 1 absent: Fesko

M14-143

Nick Criss:

- Explained staff report and gave history of item.
- Ms. Thompson does not have a legal right to operate lodging facilities, due to her failure to comply with requirements her business license needs to be revoked.
- She's behind in TOT taxes, has no TOT certificate anymore. This was cancelled 2/13.
- Can become a misdemeanor if she keeps operating.

Supervisor Johnston:

- Asked some general questions.

Supervisor Stump:

- Asked how Ms. Thompson was notified of the delinquencies.
- If business license is revoked, what's required to bring it back?

Supervisor Alpers:

- Asked Marilyn about timeline.
- How far back has this problem gone?
- Did Ms. Thompson ever pay up and become current?

Marilyn McCurry:

- Explained timeline for delinquencies.
- She has brought herself current and paid penalties during the process.

John Vallejo:

- This action is only to revoke business license.
- Ms. Thompson has to come into compliance and reapply for license.
- There has been a significant amount of staff time put into this business license issue and there is a lot of TOT taxes owed.
- You can also suspend instead of revoke, she could then reinstate more easily IF she pays.

Alicia Vennos:

- This is the first they've been made aware of this issue.
- The small business agency in Bakersfield can work with Ms. Thompson if that is acceptable to the board?

Public Hearing opened: 10:50 a.m.

Linda Thompson:

- She's not here to make excuses.
- There have been some problems with her business due to employee situation that

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started a year and a half ago. Said employee Alzheimer's and could not do all bookwork anymore.

- Explained past banking procedures and what they are working to change for the future.
- She'd like another opportunity to get this right; she would never skip out on money owed, no matter what.
- She can start paying something today; she gets paid once a month.
- Read everything over, doesn't remember everything in the documentation.
- This just didn't sink in or something. She's shaken but she does understand the issues.
- The TOT money was used to pay other things she's guessing.
- She just wants to be back on the right track.
- She feels bad about the people that have made reservations.

Supervisor Alpers:

- Do you have a plan? Key is what you owe county and coming up with a future plan.
- How is she not going to be constantly in the hole? Not sure what the county can offer?
- This is hard for him as it's in his district; the person in question has been a friend for a long time. Feels board has bent over backward for a long period of time.
- He's concerned about Mono County being complicit here. Cleanest way to do this is to revoke business license, cut clean, pay up, then reapply for the license.
- On the other hand, he does believe in second chances.

Supervisor Stump:

- Timeline, going back till 2012 indicates there has been many communications with you to become compliant.
- TOT is an add-on to what you charge in rent. It was never intended to be part of your business revenue strain.
- Sounds like you've been using it as part of your business revenue stream; one of your excuses is that you've been unaware.
- Why have you stayed in business with the cancellation of your transient occupancy registration certificate was cancelled?
- Seems like county staff has gone out of their way to let you know what was going on, appears to me that you've ignored it.
- She made reservations with knowledge that her TOT certificate was revoked.
- We can't condone you operating illegally to generate revenue.
- Feels her account should be made current by July 7th. In the interim, she needs to cease all operation since she's been operating illegally anyway. He supports suspension and then another hearing.

Don Morton (Manager of one of Ms. Thompson's competitors):

- If he conducted business this way, he would've been out of business, lost broker's license.
- Doesn't feel it's right that she gets to stay in business if she's not in compliance; he's in compliance.
- Legitimate, successful, well-run businesses are doing fine right now.
- Ms. Thompson's LLC is out of compliance as well.
- Supervisors need to be concerned with guest reservations. His business will account for her reservations at no cost to guest.

Supervisor Johnston:

- Asked under what circumstances might Mr. Morton NOT revoke her license?
- You rent something out, what happens to TOT?
- You understand the rent of single family homes being illegal, why has it continued?
- Why hasn't she come up with a plan to present to the board?
- The county doesn't *want* to put anybody out of business; sometimes, however, it's just time to pay up. All this staff time is a burden on the tax payers.

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- Suggests we continue public hearing until next meeting. At that time she needs to be paid up or her business license will get revoked.
- He's not condoning any illegal activity.
- She has to become current by July 7th.

Supervisor Corless:

- We're missing an important point here; this company has no TOT certificate, so the board can't condone her operating her reservation business.
- The business is not operating legally anyway.
- She can't support continuing this. We can't ignore this or ignore illegal activity.

Public Hearing Closed at approximately 11:48 a.m.

C. 2014 Crop and Livestock Report

Departments: Agricultural Commissioner

(Nathan D. Reade, Agricultural Commissioner) - Presentation of the 2014 Inyo/Mono Crop and Livestock Report.

Action: None.

Nate Reade (Ag. Commissioner):

- Handed out 2014 Crop and Livestock Report (copy to be kept on file in today's meeting folder in the clerk's office).
- Highlights:
 - Very significant overall loss.
 - New item reported (wool).
 - Some items re-categorized to meet reporting requirements.
 - An attempt to "truth" our statistics.
- Livestock.
- Feeder or Stocker Cattle.
- 2014 Drought Economic Impact Study.
- Field Crops.
- Mono County Totals.

Further Discussion:

- Doesn't have exact figure on the firewood/timber figures.
- Spoke about drought and how it relates to report.
- Explained changes to law regarding Farmer's Markets. His choice is to keep price as low as possible.

Supervisor Johnston:

- How much is firewood and how much is timber?
- Asked about correlation to drought.
- Is our agriculture still second largest economy in Mono County?

Supervisor Stump:

- Gave some general information on timber and its uses.
- How does he keep up on field crops?

Supervisor Corless:

- What's his sense of how our local food producers are doing? Farmer's market/local food systems.

D. Walker Basin Restoration Program Grant Application

Departments: Community Development

(Scott Burns) - National Fish and Wildlife Foundation (NFWF) grant funding opportunity for Walker Basin Restoration Program.

Note

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Action: Authorize submittal of grant application.

Corless moved; Alpers seconded

Vote: 4 yes; 0 no; 1 absent: Fesko

M15-144

Scott Burns:

- Follow up on last fall's Conservation District report they provided.
- Impacts related to Walker Basin Restoration Program.
- Need to look at what impacts would be on policies.
- Not suggesting that we're committing ourselves to participating.
- Went over various analyses that might be done – adequate EIR studies.
- Anticipating pursuing a firm to oversee this.
- Discussed anticipated costs.
- Part of approach is to include a pilot transaction project. Would want to make sure we're covered. We want to make assumptions and learn from actions that occur.
- Three primary EIR reports which will help us develop and potentially amend our general plan.
- Hopefully we can participate with pilot transaction project.

Stacey Simon:

- Gave some detail on historical background.

Brent Calloway:

- There is additional research going on.
- This is quite an opportunity.

Bruce Wentworth:

- He feels this is a great opportunity.

E. Behavioral Health Advisory Board Update and Appointments

Departments: Behavioral Health

(Supervisor Stacy Corless) - Behavioral Health Advisory Commission update and appointments. Receive update regarding Behavioral Health Advisory Commission role and regulations, and discuss board appointments. This item is being sponsored by Supervisor Corless.

Action: Receive update regarding Mono County's Behavioral Health Advisory Board and discuss/provide direction for potential projects and appointments.

M5-145

Supervisor Corless:

- She is on this Advisory Board. After attending a training in April, it came to her attention that this board needed revitalizing.
- Gave information on item and historical information.
- They are happy to come up with recommended appointments and projects although they welcome the board's suggestions/comments.
- Advisory meeting June 29th; maybe at the last BOS meeting in July we can come back with some recommendations.
- Asked Robin for some updated information.
- Next steps: suggestions for appointments, ideas, projects.
- Otherwise they will continue moving in this direction and bring items back to board as needed.

Robin Roberts:

- Trying to figure out how Advisory Board can help Behavioral Health plug into Strategic Plan.

Note

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- Spoke about programs, projects, services, who is interested and eligible, etc.

Supervisor Stump

- Thanked Robin for work.

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

11. CLOSED SESSION

There was nothing to report out of closed session.

A. Closed Session--Human Resources

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Marshall Rudolph, John Vallejo, Leslie Chapman, 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.

B. Closed Session - Existing Litigation

CONFERENCE WITH LEGAL COUNSEL - Existing Litigation. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: U.S. v. Walker River Irrigation District et al. (C-125, C-125-B, and C-125-C).

C. Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: County Administrator.

D. Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: HR Manager.

13. REGULAR AGENDA AFTERNOON- NONE

ADJOURN 1:28 p.m. in memory of Don Banta, longtime Lee Vining resident.

ATTEST

FRED STUMP
VICE-CHAIRMAN

Note

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

SHANNON KENDALL
ASSISTANT CLERK OF THE BOARD

Note
These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE July 7, 2015

Departments: Human Resources

TIME REQUIRED

SUBJECT County Policy Re: Healthy Family
Healthy Workplace Act of 2014

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Proposed resolution of the Mono County Board of Supervisors adopting a policy in line with the Healthy Workplace Healthy Family Act of 2014 (AB 1522).

RECOMMENDED ACTION:

Adopt proposed resolution #R15-_____, adopting a policy in line with the Healthy Workplace Healthy Family Act of 2014 (AB 1522). Provide any desired direction to staff.

FISCAL IMPACT:

Minimal fiscal impact.

CONTACT NAME:

PHONE/EMAIL: /

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

[Staff Report](#)

[Resolution](#)

History

Time	Who	Approval
6/29/2015 10:44 AM	County Administrative Office	Yes
6/29/2015 11:06 AM	County Counsel	Yes
6/29/2015 4:55 PM	Finance	Yes

County Counsel
Marshall Rudolph

Assistant County Counsel
Stacey Simon

Deputy County Counsel
John-Carl Vallejo
Christian Milovich

**OFFICE OF THE
COUNTY COUNSEL**

Mono County
South County Offices
P.O. BOX 2415
MAMMOTH LAKES, CALIFORNIA 93546

Telephone

760-924-1700

Facsimile

760-924-1701

Legal Assistant
Jennifer Senior

TO: Board of Supervisors

FROM: John-Carl Vallejo

DATE: 07.07.2015

RE: County policy re: Healthy Workplace Healthy Family Act of 2014 (AB 1522)

Recommendation:

Adopt proposed resolution. Provide any desired direction to staff.

Fiscal/Mandates Impact:

Minimal impacts given the small number of employees this will affect and the slow rate of sick leave accrual.

Discussion:

The Healthy Workplace Healthy Family Act of 2014 (AB 1522) requires employers to provide all employees who work more than thirty days in a year for that employer with paid sick leave. While this law arguably does not apply to Counties, the County intends to provide this benefit for the betterment of its workforce. This sick leave shall accrue at a rate of one hour for every thirty hours of work. This item is intended to create a formal policy for the County's implementation of a policy in line with that law. This policy does not apply to employees who already receive sick leave benefits pursuant to an existing MOU or employment agreement.

If you have any questions regarding this item, please call me at 760.924.1712.



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**RESOLUTION NO. R15-
A RESOLUTION OF THE MONO COUNTY
BOARD OF SUPERVISORS ADOPTING A POLICY IN LINE WITH THE
HEALTHY WORKPLACE HEALTHY FAMILY ACT OF 2014 (AB 1522)**

WHEREAS, On September 10, 2014 the Governor approved the Healthy Workplace Healthy Family Act of 2014 (hereinafter the "HWHFA") to provide for paid sick time to employees in the state of California who have worked more than 30 days over the course of a year and are otherwise unbenefited;

WHEREAS, from time to time Mono County may allocate unbenefited positions that may qualify for sick leave pursuant to the HWHFA; and

WHEREAS, the HWHFA permits employers to put certain restrictions on the sick leave benefits it created; and

WHEREAS, while the HWHFA arguably does not apply to counties, Mono County desires to establish a clear policy to implement a policy in line with the HWHFA, with certain restrictions applied to this new sick leave benefit, for the betterment of its workplace.

NOW, THEREFORE, the Board of Supervisors of the County of Mono **RESOLVES** as follows:

SECTION ONE: Mono County hereby adopts a policy to implement a policy in line with the HWHFA as follows:

- (A) Commencing July 1, 2015, any person employed by the County for thirty or more days over the course of the calendar year, who is not otherwise covered by a collective bargaining agreement and/or not receiving sick leave accrued at a rate greater than provided by this policy ("non-covered" employees), shall accrue paid sick days at the rate of one (1) hour per every thirty (30) hours worked during the calendar year.
- (B) A non-covered employee who is exempt from overtime requirements as an administrative, executive, or professional employee under a wage order of the Industrial Welfare Commission is deemed to work forty (40) hours per workweek for the purposes of this section, unless the employee's normal workweek is less than forty (40) hours, in which case the employee shall accrue paid sick days based upon that normal workweek.
- (C) A non-covered employee shall be entitled to use accrued paid sick days beginning on the ninetieth (90th) day of employment, after which day the employee may use paid sick leave as it is accrued.
- (D) Accrued paid sick leave shall carry over to the following year of employment.

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(E) Accrual of sick leave under this policy shall be capped at 48 hours.

(F) Sick leave provided pursuant to this policy has no monetary value and may not be "cashed out."

If the need for paid sick leave is foreseeable, the non-covered employee shall provide reasonable advance notification. If the need for paid sick leave is unforeseeable, the non-covered employee shall provide notice of the need for the leave as soon as practicable.

NOW, THEREFORE, BE IT RESOLVED by the Mono County Board of Supervisors,

PASSED AND ADOPTED this ____ day of _____, 2015, by the following vote:

AYES :
NOES :
ABSTAIN :
ABSENT :

ATTEST: _____
Clerk of the Board

Timothy E. Fesko, Chair
Board of Supervisors

APPROVED AS TO FORM:

COUNTY COUNSEL



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE July 7, 2015

Departments: Finance

TIME REQUIRED

SUBJECT Hiring Freeze Variance - Assistant
Director of Finance, Tax-
Collector/Treasurer

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Consider a hiring freeze variance to fill the Assistant Finance Director/Treasurer-Tax Collector position.

RECOMMENDED ACTION:

Approve the hiring freeze variance and authorize the Finance Director to proceed with recruitment.

FISCAL IMPACT:

The annual fiscal impact for the 2015-16 fiscal year is \$142,374 - \$90,000 is salary, \$20,288 is PERS and \$32,086 for benefits and is included in the department requested budget for 2015-16.

CONTACT NAME: Leslie Chapman

PHONE/EMAIL: 760-932-5494 / lchapman@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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[Staff Report](#)

[Job Description](#)

History

Time	Who	Approval
6/24/2015 8:57 AM	County Administrative Office	Yes
6/29/2015 10:17 AM	County Counsel	Yes
6/26/2015 10:51 AM	Finance	Yes



DEPARTMENT OF FINANCE

COUNTY OF MONO

*Assistant Finance Director
Treasurer-Tax Collector*

*Leslie L. Chapman, CPA
Finance Director*

*Roberta Reed
Assistant Finance Director
Auditor-Controller*

*P.O. Box 495
Bridgeport, California 93517
(760) 932-5480
Fax (760) 932-5481*

*P.O. Box 556
Bridgeport, California 93517
(760) 932-5490
Fax (760) 932-5491*

Date: July 7, 2015

To: Honorable Board of Supervisors

From: Leslie Chapman, Finance Director

Subject: Hiring Freeze Variance – Assistant Finance Director, Treasurer – Tax Collector

Recommended Action:

Authorize the Finance Director, in consultation with Human Resources, to recruit and fill the Assistant Finance Director, Treasurer – Tax Collector vacancy. This is an authorized position that has been vacant for over a year. It was funded in the 2014-15 budget and is expected to be funded in the 2015-16 budget.

Discussion:

In June of 2014, this position was vacated and the position was left empty to achieve budget savings. The duties were divided among existing staff. Through the heroic efforts of staff and with the help of a temporary, light-duty person, \$167,295 was saved. During this time, the County cancelled its contract with our EMS collections vendor and assigned one of our Fiscal Technical Specialists to those duties saving the County an additional \$60,000 but further diminishing staff capacity. While this was a grand effort for a good purpose, it is not sustainable. Plus, certain functions, such as the delinquent tax sale have been postponed as long as feasible, and will be resumed as soon as we fill this position.

Fiscal Impact:

The annual fiscal impact for the full 2015-16 fiscal year is \$142,374 - \$90,000 is salary, \$20,288 is PERS and \$32,086 is benefits and is included in the department requested budget for 2015-16.

ASSISTANT FINANCE DIRECTOR, TREASURER – TAX COLLECTOR

DEFINITION

Under administrative direction, to assist with planning, directing, managing, and overseeing the functions, operations, and services of the Treasurer – Tax Collector’s Office; to supervise and oversee the maintenance of accurate tax rolls and tax collection records; to serve as the Treasurer – Tax Collector upon the request or absence of the Finance Director; and to do related work as required.

DISTINGUISHING CHARACTERISTICS

Positions in this class are distinguished from non-supervisory personnel by the exercise of full supervisory responsibilities. In addition, incumbents perform a variety of highly complex professional accounting work. This classification is restricted to the Finance Department.

REPORTS TO

Director of Finance

CLASSIFICATIONS SUPERVISED

Fiscal & Technical Specialists I /II /III /IV, TOT Auditor, technical and clerical staff.

EXAMPLES OF IMPORTANT AND ESSENTIAL DUTIES *(The following is used as a partial description and is not restrictive regarding the complete set of job duties which may be assigned.)*

Assists with planning, directing, managing, and overseeing the functions, operations, and services of the County Treasurer – Tax Collector’s Office; participates in the development and implementation of goals, objectives, policies, and priorities for assigned operations; selects, directs, supervises, trains, and evaluates assigned personnel including those engaged in the maintenance of tax rolls and other tax collection records; identifies opportunities for improving service delivery methods and procedures and reviews with appropriate management staff; participates in the development and administration of the assigned budget(s) and in preparing budget requests and controlling expenditures; coordinates assigned services and activities with those of other divisions and outside agencies and organizations; provides staff assistance to the Treasurer – Tax Collector; prepares and presents staff reports and other necessary correspondence; resolves problems relating to tax collection and the maintenance of tax collection records; explains tax collection procedures to the public and recommends payment methods in cases involving back taxes; audits and balances tax collection receipts with payment records; oversees and participates in the maintenance of financial records and reports including tax rolls, subsidiary records, payroll records, and property tax postponement records; maintains tax default records including Notices of Power to Sell, Rescissions, and Cancellations; coordinates the annual tax sale; services as the computer liaison for the year-end tax rollover and other special computer functions; assists with the development of programs for investing County funds; serves as Treasurer – Tax Collector upon the request or absence of the Finance Director, Treasurer – Tax Collector.

TYPICAL PHYSICAL REQUIREMENTS

Sit for extended periods; frequently stand and walk; normal manual dexterity and eye-hand coordination; lift and move objects weighing up to 50 lbs.; corrected hearing and vision to normal range; verbal communication; use of office equipment, including computer, telephone, calculator, copiers, and FAX.

ASSISTANT FINANCE DIRECTOR, TREASURER - TAX COLLECTOR - P2

TYPICAL WORKING CONDITIONS

DESIRABLE QUALIFICATIONS

Knowledge of:

Policies, operations, and functions of the County Tax Collector – Treasurer’s Office.
Principles and practices of budget development, preparation, and expenditure control.
Principles of supervision, training, and performance evaluation.
Pertinent Federal, State, and local laws, codes, and regulations including those governing County tax collection procedures and treasurer functions.
Modern office practices, methods, and computer equipment.
Basic principles and techniques of management and program administration.
General knowledge of tax assessment procedures.
Financial records required for maintenance of tax rolls and County tax collection.
Procedures and laws for the disposal of property with delinquent taxes.
Investment methods utilized by the County Treasurer.
Principles and procedures of financial and statistical record keeping and reporting.
Spreadsheet and database applications and operations.

Skill to:

Operate modern office equipment including computer equipment.

Ability to:

Assist with planning, directing, managing, and overseeing the programs, functions, and operations of the County Tax Collector – Treasurer’s Office.
Analyze problems, identify alternative solutions, project consequences of proposed actions, and implement recommendations in support of goals.
Participate in the development and preparation of the assigned budget and expenditure controls.
Perform the most difficult and complex account and financial record keeping work in the maintenance and updating of County tax rolls.
Administer the sale and transfer of properties with delinquent tax liens.
Assist with performing the full range of County Tax Collector – Treasurer functions.
Interpret, explain, and make recommendations on policies and procedures affecting the County tax Collector – Treasurer functions.
Effectively represent the County Tax Collector – Treasurer to the public, community organizations, and other government agencies.
Communicate clearly and concisely, both orally and in writing.
Establish, maintain, and foster positive and harmonious working relationships with those contacted in the course of work.

Training and Experience:

Any combination of training and experience which would likely provide the required knowledge and abilities is qualifying. A typical way to obtain the required knowledge and abilities would be:

Experience:

Five years of increasingly responsible financial and account record keeping experience including two year of supervisory experience preferably working with the functions and operations of a County Tax Collector – Treasurer’s Office.

Training:

Equivalent to a Bachelor’s degree from an accredited college or university with major course work in accounting, public administration, business administration, or a related field.

Special Requirements:

Possession of or ability to obtain, a California Driver’s License, issued by the Department of Motor Vehicles.

The contents of this class specification shall not be construed to constitute any expressed or implied warranty or guarantee, nor shall it constitute a contract of employment. The County of Mono assumes no responsibility beyond the general accuracy of the document, nor does it assume responsibility for any errors or omissions in the information contained herein. The contents of this specification may be modified or revoked without notice. Terms and conditions of employment are determined through a “meet and confer” and/or individual employment contract process and are subject to the Memorandum of Understanding or employment contract currently in effect.



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE July 7, 2015

Departments: Finance

TIME REQUIRED

SUBJECT Public Defender Investigator Contract

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Proposed contract with Tyrone Atwater dba Atwater Investigations pertaining to the provisions of private investigation services for the Mono County Public Defenders.

RECOMMENDED ACTION:

Approve the contract for the provision of private investigative services for fiscal year 15/16 in an amount not to exceed \$70,000.

FISCAL IMPACT:

The contract amount is the same as prior year and is included in the proposed 15/16 budget.

CONTACT NAME: Leslie Chapman

PHONE/EMAIL: 760-932-5494 / lchapman@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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[Contract](#)

History

Time

Who

Approval

6/28/2015 10:21 AM	County Administrative Office	Yes
6/29/2015 10:27 AM	County Counsel	Yes
6/29/2015 1:59 PM	Finance	Yes

**AGREEMENT BETWEEN COUNTY OF MONO
AND TYRONE ATWATER d/b/a ATWATER INVESTIGATIONS
FOR THE PROVISION OF PRIVATE INVESTIGATION SERVICES FOR
THE MONO COUNTY PUBLIC DEFENDERS**

INTRODUCTION

WHEREAS, the County of Mono (hereinafter referred to as "County") may have the need for the private investigation services of Tyrone Atwater d/b/a Atwater Investigations, of Coleville, California, an Independent Contractor, (hereinafter referred to as "Contractor"), in connection with the defense of indigent defendants, and in consideration of the mutual promises, covenants, terms and conditions hereinafter contained, the parties hereby agree as follows:

TERMS AND CONDITIONS

1. SCOPE OF WORK.

The Contractor shall furnish to the County, upon its request, those services and work set forth in Attachment A, attached hereto and by reference incorporated herein. Requests by the County to the Contractor to perform under this Agreement will be made by the following persons: (1) Randall Gephart of Berger, Silverman & Gephart; (2) David Hammon of the Law Offices of David Hammon; (3) Gerald F. Mohun, Jr. of Liebersbach, Mohun, Carney & Reed; and (4) such other attorneys, if any, as may be duly appointed from time to time by the court to represent indigent defendants (hereinafter referred to collectively as "Public Defenders"). Requests to the Contractor for work or services to be performed under this Agreement will be based upon the County's need for such services. The County makes no guarantee or warranty, of any nature, that any minimum level or amount of services or work will be requested of the Contractor by the County under this Agreement. By this Agreement the County incurs no obligation or requirement to request from Contractor the performance of any services or work at all, even if the County should have some need for such services or work during the term of this Agreement.

Services and work provided by the Contractor at the Public Defenders' request under this Agreement will be performed in a manner consistent with the requirements and standards established by applicable federal, state, and county laws, ordinances, and resolutions. Such laws, ordinances, regulations, and resolutions include, but are not limited to, those that are referred to in this Agreement.

2. TERM.

The term of this Agreement shall be from July 1, 2015, to June 30, 2016, unless sooner terminated as provided below.

3. CONSIDERATION.

A. Compensation. As full compensation for all general services performed under this agreement, the County shall make payment amount of \$40.00 per hour to Contractor for services provided for the month. In addition, County shall pay such actual expenses incurred by Contractor to provide any special services rendered in that month. The Contractor shall invoice the County in accordance with Section 3(E) below.

B. Travel and Per Diem. Contractor will be paid mileage reimbursement at the Internal Revenue Service rate for all travel required to provide general services under this agreement. Contractor will not be paid any additional reimbursement for travel expenses or per diem that Contractor incurs in providing services and work requested by the County under this Agreement unless specific authorization for such services is obtained in these cases where Contractor is required to travel out of Inyo and Mono Counties.

C. No Additional Consideration. Except as expressly provided in this Agreement, Contractor shall not be entitled to, nor receive, from County, any additional consideration, compensation, salary, wages, or other type of remuneration for services rendered under this Agreement. Specifically, Contractor shall not be entitled, by virtue of this Agreement, to consideration in the form of overtime, health insurance benefits, retirement benefits, disability retirement benefits, sick leave, vacation time, paid holidays, or other paid leaves of absence of any type or kind whatsoever.

D. Limit upon amount payable under Agreement. The total sum of all payments made by the County to Contractor for services and work performed under this Agreement shall not exceed \$70,000.00 (Seventy Thousand Dollars) (hereinafter referred to as "contract limit"). County expressly reserves the right to deny any payment or reimbursement requested by Contractor for services or work performed that is in excess of the contract limit.

E. Billing and Payment. Contractor shall submit to the County, once a month, an itemized statement of all services and work described in Attachment A, which were done at the County's request. This statement will be submitted to the County not later than the fifth (5th) day of the month. The statement to be submitted will cover the period from the first (1st) day of the preceding month through and including the last day of the preceding month. This statement will identify the date on which the services and work were performed, the number of miles travelled, and describe the nature of the services and work that were performed on each day. Upon timely receipt of the statement by the fifth (5th) day of the month, the County shall make payment to Contractor no later than the last day of the month.

F. Federal and State Taxes.

(1) Except as provided in subparagraph (2) below, County will not withhold any federal or state income taxes or social security from any payments made by County to Contractor under the terms and conditions of this Agreement.

(2) County shall withhold California state income taxes from payments made under this Agreement to non-California resident independent contractors when it is anticipated that total annual payments to Contractor under this Agreement will exceed one thousand four hundred ninety-nine dollars (\$1,499.00).

(3) Except as set forth above, County has no obligation to withhold any taxes or payments from sums paid by County to Contractor under this Agreement. Payment of all taxes and other assessments on such sums is the sole responsibility of Contractor. County has no responsibility or liability for payment of Contractor's taxes or assessments.

(4) The total amounts paid by County to Contractor, and taxes withheld from payments to non-California residents, if any, will be reported annually to the Internal Revenue Service and the California State Franchise Tax Board.

4. WORK SCHEDULE.

Contractor's obligation is to perform, in a timely manner, those services and work identified in Attachment A that are requested by the Public Defenders. It is understood by Contractor that the performance of these services and work will require a varied schedule. Contractor, in arranging his schedule, will coordinate with the Public Defenders to ensure that all services and work requested by the Public Defenders under this Agreement will be performed within the time frame set forth by the Public Defenders.

5. REQUIRED LICENSES, CERTIFICATES, AND PERMITS.

Any licenses, certificates, or permits required by the federal, state, county, or municipal governments, for Contractor to provide the services and work described in Attachment A must be procured by Contractor and be valid at the time Contractor enters into this Agreement. Further, during the term of this Agreement, Contractor must maintain such licenses, certificates, and permits in full force and effect. Licenses, certificates, and permits may include, but are not limited to, driver's licenses, professional licenses or certificates, and business licenses. Such licenses, certificates, and permits will be procured and maintained in force by Contractor at no expense to the County. Contractor will provide County, upon execution of this Agreement, with evidence of current and valid licenses, certificates and permits that are required to perform the services identified in Attachment A. Where there is a dispute between Contractor and County as to what licenses, certificates, and permits are required to perform the services identified in Attachment A, County reserves the right to make such determinations for purposes of this Agreement.

6. OFFICE SPACE, SUPPLIES, EQUIPMENT, ETC.

The Contractor shall provide such office space, supplies, equipment, vehicles, reference materials, support services and telephone service as is necessary for Contractor to provide the services identified in Attachment A to this Agreement. County is not obligated to reimburse or pay Contractor for any expense or cost incurred by Contractor in procuring or maintaining such items. Responsibility for the costs and expenses incurred by Contractor in providing and maintaining such items is the sole responsibility and obligation of Contractor.

7. COUNTY PROPERTY.

A. Personal Property of County. Any personal property such as, but not limited to, protective or safety devices, badges, identification cards, keys, uniforms, vehicles, reference materials, furniture, appliances, etc. provided to Contractor by County pursuant to this Agreement is, and at the termination of this Agreement remains, the sole and exclusive property of the County. Contractor will use reasonable care to protect, safeguard and maintain such items while they are in Contractor's possession. Contractor will be financially responsible for any loss or damage to such items, partial or total, that is the result of Contractor's negligence.

B. Products of Contractor's Work and Services. Any and all compositions, publications, plans, designs, specifications, blueprints, maps, formulas, processes, photographs, slides, videotapes, computer programs, computer disks, computer tapes, memory chips, soundtracks, audio recordings, films, audio-visual presentations, exhibits, reports, studies, works of art, inventions, patents, trademarks, copyrights, or intellectual properties of any kind that are created, produced, assembled, compiled by, or are the result, product, or manifestation of, Contractor's services or work under this Agreement are, and at the termination of this Agreement remain, the sole and exclusive property of the County. At the termination of the Agreement, Contractor will convey possession and title to all such properties to Public Defenders.

8. WORKERS' COMPENSATION.

Contractor shall provide Statutory Workers' Compensation insurance coverage and Employer's Liability coverage for not less than \$1 million (\$1,000,000.00) per occurrence for all employees engaged in services or operations under this Agreement.

9. INSURANCE.

- A. General Liability. Contractor shall procure and maintain, during the entire term of this Agreement, a policy of Comprehensive General Liability Insurance which covers all the work and services to be performed by Contractor under this Agreement, including operations, products and completed operations, as applicable. Such policy shall provide limits of not less than \$1,000,000.00 combined single limit (CSL) per occurrence. Such policy will not exclude or except from coverage any of the services and work required to be performed by Contractor under this Agreement. The required policy of insurance shall be issued by an insurer authorized to sell such insurance by the State of California, and have at least a "Best's" policyholder's rating of "A" or "A+". Prior to commencing any work under this agreement, Contractor shall provide County: 1) a certificate of insurance evidencing the coverage required; (2) an additional insured endorsement applying to the County of Mono, its agents, officers and employees; and 3) a notice of cancellation or change of coverage endorsement indicating that the policy will not be modified, terminated, or canceled without thirty (30) days written notice to the County and the Public Defenders.
- B. Automobile/Aircraft/Watercraft Liability Insurance. Contractor shall provide Comprehensive Automobile/Aircraft/Watercraft Liability Insurance for bodily injury (including death) and property damage which provides total limits of not less than \$1,000,000.00 combined single limit per occurrence applicable to all owned, non-owned and hired vehicles/aircraft/watercraft. This coverage may be waived by Risk Management in writing if it is determined there is no significant exposure to these risks.
- C. Professional Errors and Omissions Liability Insurance. Contractor shall provide professional errors and omission liability insurance in an amount of not less than one million dollars (\$1,000,000.00) each occurrence/one million dollars (\$1,000,000.00) policy aggregate. If professional liability coverage is written on a claims-made form: (1) the "retro date" must be shown, and must be before the date of the contract of the beginning of contract work; (2) insurance must be maintained and evidence of insurance must be provided for at least five (5) years after completion of the contract work; and (3) if coverage is cancelled or non-renewed, and not replaced with another claims-made policy form with a "retro date" prior to the contract effective date, the Contractor must purchase "extended reporting" coverage for a minimum of five (5) years after completion of contract work.

D. Deductible and Self-Insured Retentions. Any deductibles or self-insured retentions must be declared and approved by Mono County. If possible, the Insurer shall reduce or eliminate such deductibles or self-insured retentions with respect to Mono County, its officials, officers, employees, and volunteers; or the Contractor shall provide evidence satisfactory to Mono County guaranteeing payment of losses and related investigations, claim administration, and defense expenses.

10. STATUS OF CONTRACTOR.

All acts of Contractor, his agents, officers, and employees, relating to the performance of this Agreement, shall be performed by independent contractors, and not as agents, officers, or employees of the County or the Public Defenders. Contractor, by virtue of this Agreement, has no authority to bind or incur any obligation on behalf of, or exercise any right or power vested in, the County or the Public Defenders, except as expressly provided by law or set forth in Attachment A. No agent, officer, or employee of the County or the Public Defenders is to be considered an employee of Contractor. It is understood by both Contractor and County, and the Public Defenders that this Agreement shall not, under any circumstances, be construed to create an employer-employee relationship or a joint venture. As an independent contractor:

A. Contractor shall determine the method, details, and means of performing the work and services to be provided by Contractor under this Agreement.

B. Contractor shall be responsible to the Public Defenders only for the requirements and results specified in this Agreement, and except as expressly provided in this Agreement, shall not be subjected to County's control with respect to the physical action or activities of Contractor in fulfillment of this Agreement.

C. Contractor, its agents, officers and employees are, and at all times during the term of this Agreement shall represent and conduct themselves as independent contractors, and not employees of County.

11. DEFENSE AND INDEMNIFICATION.

Contractor shall defend, indemnify, and hold harmless County, the Public Defenders, their agents, officers, and employees from and against all claims, damages, losses, judgments, liabilities, expenses, and other costs, including litigation costs and attorney's fees, arising out of, resulting from or in connection with, the performance of this Agreement by Contractor, or Contractor's agents, officers, or employees. Contractor's obligation to defend, indemnify, and hold the County, the Public Defenders, their agents, officers, and employees harmless applies to any actual or alleged personal injury, death, damage or destruction to tangible or intangible property, including the loss of use. Contractor's obligation under this paragraph extends to any claim, damage, loss, liability, expense, or other costs that are caused in whole or in part by any act or omission of the Contractor, its agents, employees, supplier, or anyone directly or indirectly employed by any of them, or anyone for whose acts or omissions any of them may be liable.

Contractor's obligation to defend, indemnify, and hold the County, the Public Defenders, their agents, officers, and employees harmless under the provisions of this paragraph is not limited to, or restricted by, any requirement in this Agreement for Contractor to procure and maintain a policy of insurance.

12. RECORDS AND AUDIT.

A. Records. Contractor shall prepare and maintain all records required by the various provisions of this Agreement, federal, state, county, municipal, ordinances, regulations, and directions. Contractor shall maintain these records for a minimum of four (4) years from the termination or completion of this Agreement. Contractor may fulfill its obligation to maintain records as required by this paragraph by substitute photographs, micrographs, or other authentic reproduction of such records.

B. Inspections and Audits. Any authorized representative of the Public Defenders shall have access to any books, documents, papers, records, including, but not limited to, financial records of Contractor, that the Public Defenders determine to be pertinent to this Agreement, for the purposes of making audit, evaluation, examination, excerpts, and transcripts during the period such records are to be maintained by Contractor. Further, the Public Defenders have the right, at all reasonable times, to audit, inspect, or otherwise evaluate the work performed or being performed under this Agreement.

13. NONDISCRIMINATION.

During the performance of this Agreement, Contractor, its agents, officers, and employees shall not unlawfully discriminate in violation of any federal, state, or local law, against any employee, or applicant for employment, or person receiving services under this Agreement, because of race, religion, color, ancestry, national origin, physical handicap, medical condition, marital status, age, or sex. Contractor and its agents, officers, and employees shall comply with the provisions of the Fair Employment and Housing Act (Government Code section 12900, et seq.), and the applicable regulations promulgated thereunder in the California Code of Regulations. Contractor shall also abide by the Federal Civil Rights Act of 1964 (P.L. 88-352) and all amendments thereto, and all administrative rules and regulations issued pursuant to said Act.

14. CANCELLATION.

This Agreement may be canceled by County and/or the unanimous demand of all three Public Defenders without cause, and at will, for any reason by giving to Contractor thirty (30) days written notice of such intent to cancel. Contractor may cancel this Agreement without cause, and at will, for any reason whatsoever by giving to County thirty (30) days written notice of such intent to cancel. In the event Contractor is planning to relocate out of the area prior to the expiration of this Agreement, Contractor shall provide as much notice as possible to the County and the Public Defenders.

15. ASSIGNMENT.

This is an agreement for the personal services of Contractor. County and Public Defenders have relied upon the skills, knowledge, experience, and training of Contractor as an inducement to enter into this Agreement. Contractor shall not assign or subcontract this Agreement, or any part of it, without the express written consent of the County and the Public Defenders. Further, Contractor shall not assign any moneys due or to become due under this Agreement without the prior written consent of the County and the Public Defenders.

16. DEFAULT.

If the Contractor abandons the work, or fails to proceed with the work and services requested by the Public Defenders in a timely manner, or fails in any way as required to conduct the work and services as required by the Public Defenders, the County and the Public Defenders may declare the Contractor in default and terminate this Agreement upon five (5) days written notice to Contractor. Upon such termination by default, County will pay to Contractor all amounts owing to Contractor for services and work satisfactorily performed to the date of termination.

17. WAIVER OF DEFAULT.

Waiver of any default by either party to this Agreement shall not be deemed to be a waiver of any subsequent default. Waiver or breach of any provision of this Agreement shall not be deemed to be a waiver of any other or subsequent breach, and shall not be construed to be a modification of the terms of this Agreement unless this Agreement is modified as provided in paragraph 23 below.

18. CONFIDENTIALITY.

Contractor agrees to comply with various provisions of the federal, state, and county laws, regulations, and ordinances providing that information and records kept, maintained, or accessible by Contractor in the course of providing services and work under this Agreement, shall be privileged, restricted, or confidential. Contractor agrees to keep confidential, all such privileged, restricted or confidential information and records obtained in the course of providing the work and services under this Agreement. Disclosure of such information or records shall be made by Contractor only with the express written consent of the Public Defenders.

19. CONFLICTS.

Contractor agrees that he has no interest, and shall not acquire any interest, direct or indirect, that would conflict in any manner or degree with the performance of the work and services under this Agreement. Contractor agrees to complete and file a conflict-of-interest statement.

20. POST-AGREEMENT COVENANT.

Contractor agrees not to use any confidential, protected, or privileged information that is gained from the County or the Public Defenders in the course of providing services and work under this Agreement, for any personal benefit, gain, or enhancement. Further, Contractor agrees for a period of two (2) years after the termination of this Agreement, not to seek or accept any employment with any entity, association, corporation, or person who, during the term of this Agreement, has had an adverse or conflicting interest with the County or the Public Defenders, or who has been an adverse party in litigation with the County, the Public Defenders and their clients, and concerning such, Contractor by virtue of this Agreement has gained access to the County's and the Public Defenders confidential, privileged, protected, or proprietary information.

21. SEVERABILITY.

If any portion of this Agreement or application thereof to any person or circumstance shall be declared invalid by a court of competent jurisdiction, or if it is found in contravention of any federal, state, or county statute, ordinance, or regulation, the remaining provisions of this Agreement, or the application thereof, shall not be invalidated thereby, and shall remain in full force and effect to the extent that the provisions of this Agreement are severable.

22. FUNDING LIMITATION.

The ability of the County to enter into this Agreement is based upon available funding from various sources. In the event that such funding fails, is reduced, or is modified, from one or more sources, County has the option to terminate, reduce, or modify this Agreement, or any of its terms within ten (10) days of notifying Contractor of the termination, reduction, or modification of available funding. Any reduction or modification of this Agreement effective pursuant to this provision must comply with the requirements of paragraph 23.

23. AMENDMENT.

This Agreement may be modified, amended, changed, added to, or subtracted from, by the mutual consent of the parties hereto, if such amendment or change is in written form, and executed with the same formalities as this Agreement, and attached to the original Agreement to maintain continuity.

24. NOTICE.

Any notice, communication, amendments, additions or deletions to this Agreement, including change of address of any party during the term of this Agreement, which Contractor or County shall be required, or may desire to make, shall be in writing and may be personally served, or sent by prepaid first-class mail to the respective parties as follows:

County of Mono:
Jim Leddy, CAO
P.O. Box 696
Bridgeport CA 93517

Contractor:
Tyrone Atwater
Atwater Investigations
P.O. Box 141
Coleville CA 96107

Public Defenders:
Randall Gephart
Berger Silverman & Gephart
P.O. Box 1768
Mammoth Lakes CA 96107

David Hammon
Law Offices of David Hammon
P.O. Box 3267
Mammoth Lakes CA 93546

Gerald F. Mohun, Jr.
Liebersbach Mohun Carney & Reed
P.O. Box 3337
Mammoth Lakes CA 93546

25. ENTIRE AGREEMENT.

This Agreement contains the entire agreement of the parties, and no representations, inducements, promises, or agreements otherwise between the parties not embodied herein or incorporated herein by reference, shall be of any force or effect. This Agreement specifically supersedes the prior, existing Agreement between the parties. Further, no term or provision hereof may be changed, waived, discharged, or terminated, unless executed in writing by the parties hereto.

IN WITNESS THEREOF, THE PARTIES HERETO HAVE SET THEIR HANDS AND SEALS
THIS ____ DAY OF _____, 2014.

COUNTY OF MONO

CONTRACTOR

By: _____
Timothy E. Fesko, Chairman

By: _____
Tyrone Atwater

Dated: _____

Dated: _____

Taxpayer's Identification or Social Security
Number: _____

APPROVED AS TO FORM:

County Counsel

ATTACHMENT A

AGREEMENT BETWEEN COUNTY OF MONO AND TYRONE ATWATER d/b/a ATWATER INVESTIGATIONS FOR THE PROVISION OF PRIVATE INVESTIGATION SERVICES FOR THE MONO COUNTY PUBLIC DEFENDERS

SCOPE OF WORK:

Contractor enters into this contract with County to provide private investigation services to the Public Defenders for any and all cases which are filed in Mono County, California, in connection with the representation of indigent parties entitled to receive legal representation under the law. Contractor shall be directly responsive to the Public Defenders and provide investigation services as required by them as follows:

GENERAL SERVICES:

1. Investigation services include, but are not limited to, interviews of clients, witnesses, and others identified by the Public Defenders, to the extent possible, such interviews should be in person; review and obtain law enforcement reports; service of subpoenas; assist in hearing and trial preparation; testify at hearings and trials when necessary; and such other services as may be reasonably required by the Public Defenders.
2. Contractor shall be available to provide investigative services within 24 hours notice by Public Defenders.
3. Contractor acknowledges that there are three contract Public Defenders and that he is required to provide investigative services for all three Public Defenders.
4. Contractor shall provide notice to the Public Defender(s) of any and all conflicts of interest immediately upon his becoming aware of any such conflict.
5. Contractor understands and acknowledges that the attorney-client and attorney-work product privileges as set forth in the California Evidence Code, and such other statutory and case law, apply to services provided to the Public Defenders under this contract, and agrees that he will maintain such privileges, and confidentiality.

SPECIAL SERVICES:

The parties understand and recognize that from time to time, the Public Defenders may require one or more investigation services to be conducted in Spanish or some other non-English language, and that Contractor is not currently fluent in any language other than English. Such services shall be considered "special services," and Contractor may either decline to provide them without being in breach of this agreement, or Contractor may subcontract or make such other arrangements to provide them on such terms and conditions as may be acceptable to the Public Defenders and mutually agreeable to the parties. In that event, the actual additional expenses incurred by Contractor to provide such special services may be passed through to the County, in addition to the compensation paid for general services.



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE July 7, 2015

Departments: Finance

TIME REQUIRED

SUBJECT May 2015 Treasury Transaction Report

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Treasury Transactions for the month of May 2015.

RECOMMENDED ACTION:

Approve the Treasury Transaction Report for the month of May, 2015.

FISCAL IMPACT:

None.

CONTACT NAME: Joanne K. Werthwein

PHONE/EMAIL: 760-932-5487 / jwerthwein@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

[Treasury Transaction Report](#)

History

Time	Who	Approval
6/29/2015 10:43 AM	County Administrative Office	Yes
6/29/2015 10:08 AM	County Counsel	Yes
6/29/2015 8:54 AM	Finance	Yes



Mono County Transaction Summary by Action All Portfolios

Begin Date: 4/30/2015, End Date: 5/31/2015

Action	Settlement Date	CUSIP	Face Amount / Shares	Description	Purchase Price	Principal	Interest / Dividends	YTM @ Cost	Total
Buy Transactions									
Buy	5/5/2015	38148JRS2	245,000.00	GOLDMAN SACHS BK USA NEW YORK 1.9 4/22/2020	99.75	244,387.50	165.79	1.95	244,553.29
Buy	5/6/2015	254672NC8	245,000.00	DISCOVER BK GREENWOOD DEL 1.9 5/6/2020	100.00	245,000.00	0.00	1.90	245,000.00
Buy	5/21/2015	3134G6XX6	2,000,000.00	FHLMC 1.5 2/21/2019-15	100.00	2,000,000.00	0.00	1.50	2,000,000.00
Buy	5/26/2015	91330ABA4	245,000.00	UNITY BK CLINTON NJ 1.5 9/28/2019	100.00	245,000.00	0.00	1.50	245,000.00
Buy	5/27/2015	3134G6ZP1	1,000,000.00	FHLMC 1.375 11/27/2018-15	99.97	999,650.00	0.00	1.39	999,650.00
Buy	5/28/2015	3134G6ZK2	1,000,000.00	FHLMC 1.4 11/28/2018-15	99.93	999,250.00	0.00	1.42	999,250.00
Buy	5/28/2015	464209CD5	245,000.00	ISABELLA BANK 0.75 3/28/2017	100.00	245,000.00	0.00	0.75	245,000.00
Buy	5/29/2015	20451PKZ8	245,000.00	COMPASS BK BIRMINGHAM ALA 0.55 8/29/2016	100.00	245,000.00	0.00	0.55	245,000.00
Buy	5/29/2015	139797FF6	245,000.00	CAPITAL BK LITTLE ROCK 0.9 2/28/2018	100.00	245,000.00	0.00	0.90	245,000.00
		Subtotal	5,470,000.00			5,468,287.50	165.79		5,468,453.29
Deposit	5/14/2015	LAIF6000Q	8,000,000.00	Local Agency Investment Fund LGIP- Quarterly	100.00	8,000,000.00	0.00	0.00	8,000,000.00
Deposit	5/20/2015	OAKVALLEY0670	319.86	Oak Valley Bank Cash	100.00	319.86	0.00	0.00	319.86
Deposit	5/31/2015	OAKVALLEY0670	1,292.41	Oak Valley Bank Cash	100.00	1,292.41	0.00	0.00	1,292.41
Deposit	5/31/2015	OAKVALLEY0670	29,710,033.07	Oak Valley Bank Cash	100.00	29,710,033.07	0.00	0.00	29,710,033.07
		Subtotal	37,711,645.34			37,711,645.34	0.00		37,711,645.34
Total Buy Transactions			43,181,645.34			43,179,932.84	165.79		43,180,098.63
Sell Transactions									
Called	5/8/2015	3136G0Y39	2,000,000.00	FNMA Step 11/8/2017-13	0.00	2,000,000.00	0.00	0.00	2,000,000.00
Called	5/15/2015	3136G03G4	2,000,000.00	FNMA Step 11/15/2017-13	0.00	2,000,000.00	0.00	0.00	2,000,000.00
Called	5/28/2015	3134G55W1	1,500,000.00	FHLMC 1.32 2/28/2018-14	0.00	1,500,000.00	4,950.00	0.00	1,504,950.00
		Subtotal	5,500,000.00			5,500,000.00	4,950.00		5,504,950.00
Sell	5/5/2015	254671GK0	250,000.00	Discover Bank 1.25 9/19/2016	0.00	250,500.00	402.40	0.00	250,902.40
Sell	5/13/2015	3136G1AP4	2,000,000.00	FNMA Step 1/22/2018-13	0.00	1,997,500.00	4,625.00	0.00	2,002,125.00
Sell	5/13/2015	3136G07A3	2,000,000.00	FNMA Step 12/13/2017-13	0.00	1,997,500.00	6,666.67	0.00	2,004,166.67
Sell	5/13/2015	3136G1DZ9	2,000,000.00	FNMA Step 2/28/2018-13	0.00	1,997,500.00	4,166.67	0.00	2,001,666.67
Sell	5/13/2015	3136G1AA7	2,000,000.00	FNMA Step 12/26/2017-13	0.00	1,997,500.00	6,659.72	0.00	2,004,159.72



Mono County Transaction Summary by Action All Portfolios

Begin Date: 4/30/2015, End Date: 5/31/2015

Action	Settlement Date	CUSIP	Face Amount / Shares	Description	Purchase Price	Principal	Interest / Dividends	YTM @ Cost	Total
	Subtotal		8,250,000.00			8,240,500.00	22,520.46		8,263,020.46
Withdraw	5/5/2015	LAIF6000Q	5,500,000.00	Local Agency Investment Fund LGIP- Quarterly	0.00	5,500,000.00	0.00	0.00	5,500,000.00
Withdraw	5/21/2015	LAIF6000Q	1,500,000.00	Local Agency Investment Fund LGIP- Quarterly	0.00	1,500,000.00	0.00	0.00	1,500,000.00
Withdraw	5/27/2015	LAIF6000Q	2,000,000.00	Local Agency Investment Fund LGIP- Quarterly	0.00	2,000,000.00	0.00	0.00	2,000,000.00
Withdraw	5/28/2015	LAIF6000Q	1,000,000.00	Local Agency Investment Fund LGIP- Quarterly	0.00	1,000,000.00	0.00	0.00	1,000,000.00
Withdraw	5/31/2015	OAKVALLEY0670	28,854,855.38	Oak Valley Bank Cash	0.00	28,854,855.38	0.00	0.00	28,854,855.38
	Subtotal		38,854,855.38			38,854,855.38	0.00		38,854,855.38
Total Sell Transactions			52,604,855.38			52,595,355.38	27,470.46		52,622,825.84
Interest/Dividends									
Interest	5/1/2015	675383KK8	0.00	Oceanside CA ISD 4.5 5/1/2016		0.00	32,400.00	0.00	32,400.00
Interest	5/1/2015	23130SCQ4	0.00	CURRIE ST BK CURRIE MN 0.6 7/29/2016		0.00	120.82	0.00	120.82
Interest	5/1/2015	283309KM3	0.00	El Monte CA School District GO 1.698 5/1/2018		0.00	4,245.00	0.00	4,245.00
Interest	5/1/2015	3134G3S50	0.00	FHLMC 0.625 11/1/2016		0.00	6,250.00	0.00	6,250.00
Interest	5/3/2015	037833AJ9	0.00	Apple Inc 1 5/3/2018		0.00	2,500.00	0.00	2,500.00
Interest	5/5/2015	69506YBN8	0.00	PACIFIC WESTERN BANK 0.4 6/5/2015		0.00	82.19	0.00	82.19
Interest	5/7/2015	313382SY0	0.00	FHLB 0.55 11/7/2016		0.00	5,500.00	0.00	5,500.00
Interest	5/8/2015	3136G0Y39	0.00	FNMA Step 11/8/2017-13		0.00	8,000.00	0.00	8,000.00
Interest	5/9/2015	36962G4T8	0.00	General Electric Cap Corp 2.25 11/9/2015		0.00	11,250.00	0.00	11,250.00
Interest	5/15/2015	3134G3V64	0.00	FHLMC 1.65 11/15/2019-13		0.00	8,250.00	0.00	8,250.00
Interest	5/15/2015	3136G03G4	0.00	FNMA Step 11/15/2017-13		0.00	7,000.00	0.00	7,000.00
Interest	5/15/2015	34387ABA6	0.00	FLUSHING BANK N Y 1.8 12/10/2018		0.00	362.47	0.00	362.47
Interest	5/15/2015	91159HHD5	0.00	US Bancorp 1.65 5/15/2017		0.00	4,125.00	0.00	4,125.00
Interest	5/20/2015	OAKVALLEY0670	0.00	Oak Valley Bank Cash		0.00	319.86	0.00	319.86
Interest	5/21/2015	33764JPM1	0.00	First Bank Puerto Rico 0.9 11/23/2015		0.00	184.93	0.00	184.93
Interest	5/26/2015	17284C4F8	0.00	CIT BK SALT LAKE CITY 2.25 11/26/2019		0.00	2,733.60	0.00	2,733.60
Interest	5/27/2015	35637RCQ8	0.00	FREEDOM FIN BK W DES MOINES 1.5 7/26/2019		0.00	302.05	0.00	302.05
Interest	5/27/2015	596689EC9	0.00	MIDDLETON COMMUNITY BANK 1.4 11/27/2018		0.00	281.92	0.00	281.92



Mono County Transaction Summary by Action All Portfolios

Begin Date: 4/30/2015, End Date: 5/31/2015

Action	Settlement Date	CUSIP	Face Amount / Shares	Description	Purchase Price	Principal	Interest / Dividends	YTM @ Cost	Total
Interest	5/31/2015	20786ABA2	0.00	CONNECTONE BK ENGLEWOOD 1.55 7/29/2019		0.00	312.12	0.00	312.12
Interest	5/31/2015	59013JDB2	0.00	MERRICK BK SOUTH JORDAN UTAH 0.85 7/30/2017		0.00	171.16	0.00	171.16
Interest	5/31/2015	OAKVALLEY0670	0.00	Oak Valley Bank Cash		0.00	1,292.41	0.00	1,292.41
Subtotal			0.00			0.00	95,683.53		95,683.53
Total Interest/Dividends			0.00			0.00	95,683.53		95,683.53



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE July 7, 2015

Departments: Clerk of the Board

TIME REQUIRED

SUBJECT Public Utilities Commission

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Correspondence dated June 19, 2015 from the Public Utilities Commission regarding Route Redundancy for Wireline Backhaul in Mono County and in response to the Board's letter to the PUC dated 4/27/15.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME: Shannon Kendall

PHONE/EMAIL: x5533 / skendall@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

[PUC.Ltr](#)

History

Time	Who	Approval
6/25/2015 2:09 PM	Clerk of the Board	Yes

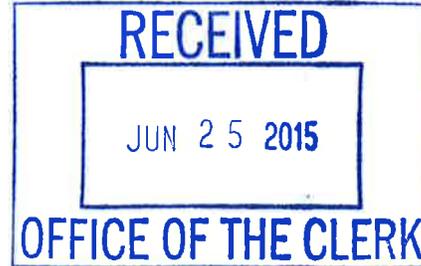
PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



June 19, 2015

Mr. Timothy E. Fesko
Chair and District 4 Supervisor
Mono County Board of Supervisors
P.O. Box 715
Bridgeport, CA 93517



Subject: Route Redundancy for Wireline Backhaul in Mono County

Dear Mr. Fesko,

Thank you for your April 27, 2015 letter regarding route redundancy for wireline backhaul in Mono County and sharing your concerns about the resiliency and lack of redundancy of the existing Verizon wireline telecommunications network servicing Mono County that has led to service interruptions and disabled 911 services, especially during the Round Fire incident in February 2015. I apologize for the tardy response.

The Commission is committed to provide safe and reliable service to all areas of California and, in fact, we have a rulemaking proceeding, Rulemaking (R.)11-12-001, in process to evaluate telecommunications corporations' service quality performance and to consider modifications to existing service quality rules, including those involving service interruptions and outages. In addition, as you have noted in your letter, the Commission has recently started its examination of the proposed acquisition by Frontier Communications of Verizon California assets in Application (A.) 15-03-005. Commissioner Sandoval is serving as the Presiding Commissioner in the matter. Information about service from concerned parties such as the Mono County Board of Supervisors can certainly assist the Commission in developing new standards or in reviewing the merits of the proposed acquisition. Accordingly, your letter will be forwarded to the judges assigned to those proceedings, so it may be considered in the record.

As A.15-03-005 is early in the review process, I am attaching a form to request becoming an interested party and being placed on the service list of this proceeding. As an interested party, you will be informed of dates to submit comments about the Frontier acquisition, be served all comments filed by other interested parties, and be informed of hearings or rulings on A.15-03-005 to facilitate further input from your county. Simply complete and submit the attached form to the Commission's Process Office.

Once again, thank you for your comments.

Sincerely,

A handwritten signature in black ink, appearing to read "M. Picker".

Michael Picker, President
California Public Utilities Commission

Cc: Commissioner Sandoval
Commissioner Florio
Commissioner Peterman
Commissioner Randolph
Ryan Dulin, Communication Division Director

Attachment

CALIFORNIA PUBLIC UTILITIES COMMISSION
 505 Van Ness Avenue, Room 2106
 San Francisco, California 94102
 (415) 703-2288 FAX: (415) 703-1472

Date: _____

Proceeding No: _____

ALJ: _____

ADDITION/CHANGE TO OFFICIAL SERVICE LIST

<input type="checkbox"/> Requesting PARTY STATUS * (See reverse -- Rule 1.4 (b) motion required.)	<input type="checkbox"/> INFORMATION ONLY (See reverse -- e-mail address is required in order to receive service of all documents.)	<input type="checkbox"/> STATE SERVICE (See reverse -- available to California State employees only.)
ALJ USE ONLY – Motion for party status granted?		
<input type="checkbox"/> YES <input type="checkbox"/> NO (add as INFORMATION ONLY)		

* ONLY ONE REPRESENTATIVE PER "PARTY" WILL BE LISTED. ADDITIONAL REPRESENTATIVES WILL BE ADDED AS "INFORMATION ONLY."

Name: _____ Attorney at Law

Organization: _____

Address: _____

City: _____ State: _____ Zip Code: _____

Telephone: _____ E-mail: _____

PROVIDING E-MAIL ADDRESS INDICATES CONSENT TO SERVICE BY E-MAIL IN ALL PROCEEDINGS

TRANSCRIPT ORDER

*Orders should be placed as soon as possible, and by no later than the day of the hearing.
 Charges may be waived for parties who are eligible for intervenor compensation – see reverse.*

- Regular Transcript (allow 2 - 4 week delivery)..... \$ 2.00 per page
- Daily/Expedited Transcript (same-day by email; hard copy next day by 10:00 a.m.; 1 – 5 business days)... add _____ \$ 4.00 per page
 - E-mail _____
- Realtime Reporting (available with Daily only)..... add \$ 1.00 per page
- Compressed (must purchase complete transcript) \$20.00
- Disk (must purchase complete transcript)..... \$20.00

Order Transcript for:

- This Day Only Entire Proceeding Partial transcript (portion and date(s): _____)

Deliver to: Name: _____ Address: _____	Bill to: Name: _____ Address: _____
Delivery: <input type="checkbox"/> Regular Mail <input type="checkbox"/> Next Day Courtroom (Before 10:00 a.m.) <input type="checkbox"/> Next Day Documents Box (Before 10:00 a.m.)	<input type="checkbox"/> Next Day Mail FedEx No.: _____

Signature: _____

(Required for order confirmation)

REQUEST FOR ADDITION/CHANGE TO SERVICE LIST

The CPUC maintains an official service list for all open, formal proceedings listing parties to the proceeding and all other persons who wish to receive documents that are served pursuant to Rule 1.9 of the Rules of Practice and Procedure.

If you would like to be added to the official service list, or to update your information, provide the completed form to the court reporter at a hearing, or to the Commission's Process Office (505 Van Ness Ave., San Francisco, CA 94102), or e-mail your information to: Process_Office@cpuc.ca.gov.

INFORMATION ONLY

Any person will be added to the "**Information Only**" category of the official service list upon request. Persons must provide an e-mail address in order to receive service of documents that are not required to be served by hard copy. (See Rule 1.10(b).) Persons may request the Administrative Law Judge to require additional service as appropriate.

STATE SERVICE

Any member or employee of the CPUC, State Legislature or other State office or agency will be added to the "**State Service**" category of the official service list upon request. Any such person who declines to provide an e-mail address will receive hard-copy service of all documents. (See Rule 1.10(b).)

PARTY STATUS

Persons who have filed a qualifying pleading, are named as a defendant or a respondent, or have been granted party status by prior ruling (see Rule 1.4(a)(1, 2 and 4)) are routinely added to the "**Parties**" category of the official service list and do not need to submit this form.

Persons who seek party status by oral motion at a hearing (see Rule 1.4(a)(3)) will be added to the "**Parties**" category only upon formal ruling of the Administrative Law Judge. *Submitting this form does not automatically confer party status.* If the Administrative Law Judge does not grant the motion for party status, you will be added to the "**Information Only**" category.

Only one representative per party will be listed in the "**Parties**" category. Additional representatives will be added as "**Information Only.**"

PUBLIC ACCESS TO TRANSCRIPTS

The CPUC maintains the original transcripts of proceedings in its Formal Files (Room 2002). They are available to the public, but cannot be removed from the file room.

WAIVER OF TRANSCRIPT CHARGES FOR ELIGIBLE PARTIES

The CPUC provides transcripts free of charge to parties who are eligible for intervenor compensation (see PU Code § 1804).

1. Have you or has your organization received a determination of financial hardship based on your request for finding of eligibility for intervenor compensation within the last year? Yes _____ No _____
2. If yes, in which proceeding was the determination made; what was the date of the determination and the decision number?
3. Are you currently seeking a financial hardship determination as part of an eligibility filing for intervenor compensation? Yes _____ No _____
4. If yes, in which proceeding was the filing made and what was the date of the filing? _____



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE July 7, 2015

Departments: Clerk of the Board

TIME REQUIRED

SUBJECT Fish and Game Commission

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Correspondence received from the Fish and Game Commission regarding a Notice of Proposed Emergency Action -
Measures for Fisheries at Risk Due to Drought Conditions.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME: Shannon Kendall

PHONE/EMAIL: x5533 / skendall@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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[F&G Notice](#)

History

Time	Who	Approval
6/22/2015 3:10 PM	Clerk of the Board	Yes

Commissioners

Jack Baylis, President
Los Angeles

Jim Kellogg, Vice President
Discovery Bay

Richard Rogers, Member
Santa Barbara

Michael Sutton, Member
Monterey

Jacque Hostler-Carmesin, Member
McKinleyville

STATE OF CALIFORNIA
Edmund G. Brown Jr., Governor

Fish and Game Commission



Wildlife Heritage and Conservation
Since 1870

June 17, 2015

Sonke Mastrup, Executive Director

1416 Ninth Street, Room 1320
Sacramento, CA 95814
(916) 653-4899
(916) 653-5040 Fax
www.fgc.ca.gov

FILED

JUN 22 2015

MONO COUNTY CLERK

NOTICE OF PROPOSED EMERGENCY ACTION
Measures for Fisheries at Risk Due to Drought Conditions

Pursuant to the requirements of Government Code section 11346.1(a)(1), the Fish and Game Commission (Commission) is providing notice of proposed emergency action with regards to the above-entitled emergency regulation.

SUBMISSION OF COMMENTS

Government Code section 11346.1(a)(2) requires that, at least five working days prior to submission of the proposed emergency action to the Office of Administrative Law (OAL), the adopting agency provide a Notice of the Proposed Emergency Action to every person who has filed a request for notice of regulatory action with the agency. After submission of the proposed emergency to OAL, OAL shall allow interested persons five calendar days to submit comments on the proposed emergency regulations as set forth in Government Code Section 11349.6.

Any interested person may present statements, arguments or contentions, in writing, submitted via U.S. mail, e-mail or fax, relevant to the proposed emergency regulatory action. Written comments submitted via U.S. mail, e-mail or fax must be received at OAL within five days after the Commission submits the emergency regulations to OAL for review.

Please reference submitted comments as regarding "Fisheries at Risk Due to Drought Conditions" addressed to:

Mailing Address: Reference Attorney
Office of Administrative Law
300 Capitol Mall, Suite 1250
Sacramento, CA 95814

California State
Fish and Game Commission
Attn: Jon Snellstrom
1416 Ninth Street, Rm. 1320
Sacramento, CA 95814

E-mail Address: staff@oal.ca.gov
Fax No.: 916-323-6826

fgc@fgc.ca.gov

For the status of the Commission's submittal to OAL for review, and the end of the five-day written submittal period, please consult OAL's website at <http://www.oal.ca.gov> under the heading "Emergency Regulations."

CALIFORNIA FISH AND GAME COMMISSION
STATEMENT OF PROPOSED EMERGENCY REGULATORY ACTION

Emergency Action to
Add Section 8.01,
Title 14, California Code of Regulations
Re: Special Measures for Fisheries at Risk due to Drought Conditions

I. Statement of Facts Constituting the Need for Emergency Regulatory Action

California continues to suffer under severe drought conditions with record low snow packs in 2014 and 2015. In early 2014, Governor Edmund G. Brown Jr. proclaimed a State of Emergency for California directing state officials to take all necessary actions to prepare for the record level of drought conditions and also signed an Executive Order redoubling state drought actions with additional measures to strengthen the state's response to drought. On April 1, 2015, the Governor ordered state agencies to impose statewide mandatory water restrictions that will save water, increase enforcement against water waste, streamline the state's drought response, and invest in new drought resilient technologies for California.

The hydrological conditions in 2015 are expected to deteriorate from the record low 2014 conditions. The Department of Fish and Wildlife (Department) continues to evaluate and manage the changing impacts of drought on threatened and endangered species and species of special concern, and develop contingency plans for state Wildlife Areas and Ecological Reserves to manage reduced water resources in the public interest.

Statewide water quality and quantity in many systems is likely to be inadequate to support fisheries as the summer progresses, resulting in impeded passage of spawning fish, increased vulnerability to mortality from predation and physiological stress, and increased angling harvest and/or hooking mortality. Furthermore, survival of eggs and juvenile fish in these systems over the coming months will be extremely low. The historically low water conditions will concentrate coldwater fish populations into shrinking pools of cold water habitat making them easy prey for illegal angling methods such as snagging, increased hooking mortality due to legal catch and release, over-harvest, as well as other human-related disturbances within their freshwater habitat. When coupled with drought-related environmental stressors, such as high water temperature, low dissolved oxygen, and severely reduced suitable habitat, these stressors can seriously affect reproductive success and survival rates.

Since 2014, the Department has worked with the Fish and Game Commission (Commission), using the best available science, to determine whether restricting fishing in certain areas will become necessary and prudent as drought conditions persist. The Department and the Commission have determined that a temporary approach is needed to give the Department effective tools to respond more rapidly to the deteriorating water quality and quantity conditions in California's waters for 2015.

Regulatory Proposal

Environmental conditions resulting from the drought may require temporary restrictions on fishing to protect fish populations and sustain future opportunity. These conditional changes may affect each waterbody and fish population differently based on hydrological responses to the drought. Increased angling mortality, harvest, and angling pressure are the key components used to evaluate potential effects associated with degraded environmental conditions and will need to be evaluated on a water by water basis and over time as conditions change.

To ensure that fisheries are protected under critical conditions stemming from the drought, the Department is proposing a set of triggers to guide fishing closure and reopening decisions. The Department's decision to close or open a water will be based on the most current information available, collected by professional staff trained in the associated fields. Criteria for evaluating aquatic conditions are based on site-specific monitoring efforts with an emphasis on listed fish species, species of special concern, and gamefish.

The following proposed criteria will be used to determine if an emergency fishing closure or associated reopening is warranted:

Any water of the state not currently listed in Section 8.00 of these regulations may be closed to fishing by the Department when the Director, or his or her designee, determines one or more the following conditions have been met:

- Water temperatures in occupied habitat exceed 70° Fahrenheit for over eight hours a day for three consecutive days.
- Dissolved oxygen levels in occupied habitat drop below 5 mg/L for any period of time over three consecutive days.
- Fish passage is impeded or blocked for fish species that rely on migration as part of a life history trait.
- Water levels for ponds, lakes and reservoirs drop below 10% of their capacity.
- Adult breeding population levels are estimated to be below 500 individuals.

All waters closed pursuant to this section will be reopened by the Department when the Director, or his or her designee, determines all of the following conditions have been met:

- Water temperatures in occupied habitat do not exceed 70° Fahrenheit for over eight hours a day for seven consecutive days.
- Dissolved oxygen levels in occupied habitat rise above 5 mg/L and are maintained at that level for seven consecutive days.
- Fish passage is available and that no impediment exists to strand or concentrate adults or juveniles during their migration.
- Water levels for ponds, lakes and reservoirs have recovered to greater than 10% of their capacity.
- Adult breeding populations are estimated to be recovered to greater than 500 individuals.

Justification and associated data for closure and reopening decisions will be provided to the Commission for any water that is subject to a fishing closure.

The Department and the Commission will work together to formulate a regular rulemaking proposal that will refine the approach and associated language based on experiences learned, feedback from the public, and revisions to increase the efficacy of this emergency action.

II. Impact of Regulatory Action

The potential for significant statewide adverse economic impacts that might result from the proposed regulatory action has been assessed, and the following determinations relative to the required statutory categories have been made:

- (a) Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State:

None.

- (b) Nondiscretionary Costs/Savings to Local Agencies:
None.
- (c) Programs Mandated on Local Agencies or School Districts:
None.
- (d) Costs Imposed on Any Local Agency or School District that is Required to be Reimbursed Under Part 7 (commencing with Section 17500) of Division 4, Government Code:
None.
- (e) Effect on Housing Costs:
None.

III. Authority and Reference

The Fish and Game Commission proposes this emergency action pursuant to the authority vested by sections 200, 202, 205, 240, and 315 of the Fish and Game Code and to implement, interpret, or make specific sections 200, 202, 205, 240, and 315 of said Code.

IV. Section 240 Finding

Pursuant to Section 240 of the Fish and Game Code, the Commission finds that the adoption of this regulation is necessary for the immediate conservation, preservation, or protection of birds, mammals, reptiles, or fish, including, but not limited to, any nests or eggs thereof.

Informative Digest (Plain English Overview)

California continues to suffer under severe drought conditions with record low snow packs in 2014 and 2015. In early 2014, Governor Edmund G. Brown Jr. proclaimed a State of Emergency for California directing state officials to take all necessary actions to prepare for the record level of drought conditions and also signed an Executive Order redoubling state drought actions with additional measures to strengthen the state's response to drought. On April 1, 2015, the Governor ordered state agencies to impose statewide mandatory water restrictions that will save water, increase enforcement against water waste, streamline the state's drought response, and invest in new drought resilient technologies for California.

The hydrological conditions in 2015 are expected to deteriorate from the record low 2014 conditions. The Department of Fish and Wildlife (Department) continues to evaluate and manage the changing impacts of drought on threatened and endangered species and species of special concern, and develop contingency plans for state Wildlife Areas and Ecological Reserves to manage reduced water resources in the public interest.

Statewide water quality and quantity in many systems is likely to be inadequate to support fisheries as the summer progresses, resulting in impeded passage of spawning fish, increased vulnerability to mortality from predation and physiological stress, and increased angling harvest and/or hooking mortality. Furthermore, survival of eggs and juvenile fish in these systems over the coming months will be extremely low. The historically low water conditions will concentrate coldwater fish populations into shrinking pools of cold water habitat making them easy prey for illegal angling methods such as snagging, increased hooking mortality due to legal catch and release, over-harvest, as well as other human-related disturbances within their freshwater habitat. When coupled with drought-related

environmental stressors, such as high water temperature, poor water quality, and severely reduced suitable habitat, these stressors can seriously affect reproductive success and survival rates.

Since 2014, the Department has worked with the Fish and Game Commission (Commission), using the best available science, to determine whether restricting fishing in certain areas will become necessary and prudent as drought conditions persist. The Department and the Commission have determined that a temporary approach is needed to give the Department effective tools to respond more rapidly to the deteriorating water quality and quantity conditions in California's rivers and streams for 2015.

The following proposed criteria will be used to determine if an emergency fishing closure or associated reopening is warranted:

Any water of the state not currently listed in Section 8.00 of these regulations may be closed to fishing by the Department when the Director, or his or her designee, determines one or more of the following conditions have been met:

- Water temperatures in occupied habitat exceed 70° Fahrenheit for over eight hours a day for three consecutive days.
- Dissolved oxygen levels in occupied habitat drop below 5 mg/L for any period of time over three consecutive days.
- Fish passage is impeded or blocked for fish species that rely on migration as part of a life history trait.
- Water levels for ponds, lakes and reservoirs drop below 10% of their capacity.
- Adult breeding population levels are estimated to be below 500 individuals.

All waters closed pursuant to this section will be reopened by the Department when the Director, or his or her designee, determines all of the following conditions have been met:

- Water temperatures in occupied habitat do not exceed 70° Fahrenheit for over eight hours a day for seven consecutive days.
- Dissolved oxygen levels in occupied habitat rise above 5 mg/L and are maintained at that level for seven consecutive days.
- Fish passage is available and that no impediment exists to strand or concentrate adults or juveniles during their migration.
- Water levels for ponds, lakes and reservoirs have recovered to greater than 10% of their capacity.
- Adult breeding populations are estimated to be recovered to greater than 500 individuals.

Justification and associated data for closure and reopening decisions will be provided to the Commission for any water that is subject to a fishing closure.

The Department and the Commission will work together to formulate a regular rulemaking proposal that will refine the approach and regulatory language based on experiences learned, feedback from the public, and revisions to increase the efficacy of this emergency action.

Benefits: The proposed regulation will provide benefits to the environment through the conservation and preservation of listed species, species of special concern, and gamefish populations.

The proposed regulations are neither inconsistent nor incompatible with existing state regulations. The Legislature has delegated authority to the Commission to promulgate sport fishing regulations (sections 200, 202, 205, 240, and 315 Fish and Game Code).

At the June 11, 2015 meeting, the Commission approved the proposed emergency regulations with the addition of the Department web site: <https://www.wildlife.ca.gov/Regulations> as another avenue to provide public notification of the Department actions under the temporary emergency regulations.

Regulatory Language

Section 8.01, Title 14, CCR is added to read:

Section 8.01. Special Gear Provisions~~[Repealed]~~ Measures for Fisheries at Risk due to Drought Conditions.

(a) In response to continued extreme drought conditions, the commission has established a quick response process to temporarily close fisheries experiencing degraded environmental conditions that may affect fish populations or their habitat within waters of the state. The criteria set forth in subsections (b) and (c) are intended to ensure that fisheries are protected under critical conditions stemming from the drought. These criteria will be monitored in statewide inland fisheries, and they will be evaluated on a water by water basis over time as conditions change.

(b) The department may close to angling any waters of the state not currently listed in Section 8.00 of these regulations if the director, or his or her designee, finds one or more of the following conditions have been met:

(A) Water temperatures in occupied habitat exceed 70° Fahrenheit for over eight hours a day for three consecutive days

(B) Dissolved oxygen levels in occupied habitat drop below 5 mg/L for any period of time over three consecutive days.

(C) Fish passage is impeded or blocked for fish species that rely on migration as part of a life history trait.

(D) Water levels for ponds, lakes and reservoirs drop below 10% of their capacity.

(E) Adult breeding population levels are estimated to be below 500 individuals.

(c) Waters closed pursuant to subsection (b) shall be reopened by the department when the director, or his or her designee, finds all of the following conditions have been met:

(A) Water temperatures in occupied habitat do not exceed 70° Fahrenheit over eight hours a day for seven consecutive days

(B) Dissolved oxygen levels in occupied habitat rise above 5 mg/L and are maintained at that level over seven consecutive days.

(C) Fish passage is available and no impediment exists to strand or concentrate adults or juveniles during their migration.

(D) Water levels for ponds, lakes and reservoirs have recovered to greater than 10% of their capacity.

(E) Adult breeding population levels are estimated to be recovered to greater than 500 individuals.

(d) It shall be unlawful to take fish in any waters of the state closed to angling pursuant to this Section.

(e) Notification of department actions.

(1) The department shall maintain a list of closed waters of the state and update that list on Wednesday of each week by 1:00 pm. In the event that water conditions change later in the week, the fishing status for each specific water will not change until the day following the next Wednesday. It shall be the responsibility of the angler to use the telephone number provided below or go to the department's website at <https://www.wildlife.ca.gov/Regulations> to obtain the current status of any water. The number to call for information is (916) 445-7600.

Note: Authority cited: Sections 200, 202 and 240, 205, 240, and 315, Fish and Game Code.

Reference: Sections 200, 202, 205 and 240, 240, and 315, Fish and Game Code.



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE July 7, 2015

Departments: Clerk of the Board

TIME REQUIRED

SUBJECT Los Angeles Department of Water and Power

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Correspondence dated June 11, 2015 addressed to the Board of Supervisors, regarding LADWP's Management of Water Resources in Long Valley, Mono County. This correspondence is also in response to the Board's letter dated May 19, 2015.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME: Shannon Kendall

PHONE/EMAIL: x5533 / skendall@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH ATTACHMENTS TO THE OFFICE OF THE COUNTY ADMINISTRATOR **PRIOR TO 5:00 P.M. ON THE FRIDAY 32 DAYS PRECEDING THE BOARD MEETING**

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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[LADWP Ltr](#)

History

Time	Who	Approval
6/17/2015 12:11 PM	Clerk of the Board	Yes

Los Angeles  Department of Water & Power

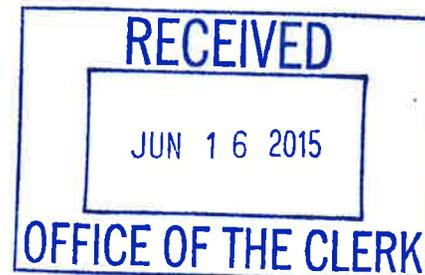
ERIC GARCETTI
Mayor

Commission
MEL LEVINE, *President*
WILLIAM W. FUNDERBURK JR., *Vice President*
JILL BANKS BARAD
MICHAEL F. FLEMING
CHRISTINA E. NOONAN
BARBARA E. MOSCHOS, *Secretary*

MARCIE L. EDWARDS
General Manager

June 11, 2015

Mr. Timothy E. Fesko, Chair
Mono County Board of Supervisors
P.O. Box 715
Bridgeport, CA 93517



Dear Mr. Fesko:

Subject: LADWP Management of Water Resources in Long Valley, Mono County

The Los Angeles Department of Water and Power (LADWP) received your letter dated May 19, 2015, pertaining to water resources in Long Valley and Mono County. LADWP is concerned with the dire water supply situation not only in the Eastern Sierra but throughout the entire State of California.

As you are aware, the Eastern Sierra is experiencing the fourth consecutive year of extreme drought. The April 1, 2015, snowpack for the Eastern Sierra Nevada was measured to be 4 percent of normal, with the snowpack for the Mammoth Lakes area measured to be only 3 percent of normal. The result of this fourth consecutive record low year is an estimated runoff forecast for the Mammoth Lakes area of only 22 percent of normal for the entire runoff year. This assumes normal precipitation during the summer, fall, and coming winter months.

To compound the situation, the three previous years for the Eastern Sierra had runoffs of 57 percent, 54 percent, and 52 percent of normal, respectively.

This puts Eastern Sierra water users and supply for Los Angeles into uncharted territory for water availability. Because runoff this year is so far below any year experienced to date and due to the previous three years of drought, there are significant challenges for all water users in the area. Stated simply, there is just not enough water to supply all water demands.

Los Angeles is not being spared from this dire situation. Currently, there is virtually no water in the Los Angeles Aqueduct south of Owens Lake, a condition that will likely remain until November. Overall deliveries from the Eastern Sierra to Los Angeles this year are expected to be only 15 percent of a normal year's supply – if precipitation returns to normal.

[Los Angeles Aqueduct Centennial Celebrating 100 Years of Water 1913-2013](#)

Bishop, California mailing address: 300 Mandich Street • Bishop, CA 93514-3449 • Telephone: (760) 873-0208 • Fax: (760) 873-0266
111 North Hope Street, Los Angeles, CA 90012-2607 Mailing address: Box 51111, Los Angeles, CA 90051-5700
Telephone: (213) 367-4211 www.LADWP.com



Mr. Timothy Fesko
Page 2
June 11, 2015

Even with no Los Angeles Aqueduct deliveries to the City throughout the summer, there simply is not enough water to fully supply all of the demands in the Eastern Sierra, including local agriculture, tribal lands, irrigation, recreation, and environmental restoration. This reality is further complicated by the fact that required legal obligations and stipulated judgments have bound LADWP to use what little water is available to fulfill certain mandates, causing others to receive less. By itself, the collective decisions to use water-based dust controls on Owens Lake has consumed more water than is needed to meet the unfulfilled needs of both Mono and Inyo Counties.

We also appreciate Mono County's concern for preserving habitat for the Greater Sage Grouse on LADWP lands in Mono County. LADWP's 20+ year history of proactive management has improved habitat conditions for the Bi-State DPS. In fact, reduction of grazing area this year may provide benefits to the Sage Grouse that could offset the impact of the regionally dry conditions.

LADWP appreciates your interest and concerns on these items and would be pleased to sit down and discuss strategy to deal with the drought conditions. If you would like to arrange a meeting, please contact me at (760) 872-1104.

Sincerely,



James G. Yannotta
Manager of Aqueduct

c: Mr. Steve Nelson - Bureau of Land Management
Ms. Sherri Lisius - Bureau of Land Management
Mr. Ted Koch - U.S. Fish and Wildlife Service (Reno)
Mr. Steve Abele - U.S. Fish and Wildlife Service (Reno)
Mr. Tim Taylor - California Department of Fish and Wildlife
Mr. Scott Gardener - California Department of Fish and Wildlife
Mr. Phillip Kiddoo - Great Basin Unified Air Pollution Control District
Mr. Thomas Moore - Natural Resources Conservation Service
Mr. Thad Heater - Natural Resources Conservation Service
Mr. Ed Armenta - Inyo National Forest
Mr. Nathan Reade - Inyo-Mono Agricultural Commissioner
Mr. Matt Kingsley - Inyo County Board of Supervisor
Mono County Board of Supervisors
Board of Water and Power Commissioners
Ms. Marcie Edwards



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE July 7, 2015

Departments: Solid Waste Division of Public Works

TIME REQUIRED 15 minutes (5 minute presentation; 10 minute discussion) **PERSONS APPEARING BEFORE THE BOARD** Tony Dublino

SUBJECT Round Fire Relief Effort

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Presentation by Tony Dublino regarding potential costs and other circumstances associated with a waiver of fees for materials disposed of at Benton Crossing Landfill from residents affected by the Round Fire.

RECOMMENDED ACTION:

1. Adopt Resolution R15-___, therein determining which one of the following actions (or as revised) shall be taken: A. Waive gate fees confirmed by landfill staff to have been associated with the disposal of Round Fire debris and direct that the corresponding accounts be closed; or B. Waive up to a limit of \$_____ in gate fees associated with the disposal of Round Fire debris (as represented by the account holder) per account, and direct that the corresponding accounts be closed, unless there is a balance remaining; or C. Waive all gate fees associated with the disposal of Round Fire debris and currently pending in accounts created for the Round Fire (as represented by the account holder) and direct that the corresponding accounts be closed. 2. Depending on the above determination, potentially provide direction to staff as to whether \$6000 in charges incurred by a Round Fire victim may be moved from the demolition contractor's account to an individual account in the victim's name.

FISCAL IMPACT:

Depending on Board direction, as much as \$7,000 in waived fees, and lost gate fee revenue.

CONTACT NAME: Tony Dublino

PHONE/EMAIL: 760.932.5453 / tdublino@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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- [Staff Report](#)
- [Proposed Resolution](#)

History

Time	Who	Approval
6/29/2015 8:46 PM	County Administrative Office	Yes
6/30/2015 11:17 AM	County Counsel	Yes
6/29/2015 4:36 PM	Finance	Yes



**MONO COUNTY
DEPARTMENT OF PUBLIC WORKS
SOLID WASTE DIVISION**

POST OFFICE BOX 457 • 74 NORTH SCHOOL STREET • BRIDGEPORT, CALIFORNIA 93517
760.932.5440 • FAX 760.932.5441 • monopw@mono.ca.gov • www.monocounty.ca.gov

Date: July 7, 2015
To: Honorable Board of Supervisors
From: Tony Dublino, Solid Waste Superintendent
Subject: Waiver of dump fees for cleanup of miscellaneous debris from Round Fire

Recommended Action:

1. Adopt Resolution R15-____, therein determining which one of the following actions (or as revised) shall be taken:
 - A. Waive gate fees confirmed by landfill staff to have been associated with the disposal of Round Fire debris and direct that the corresponding accounts be closed; or
 - B. Waive up to a limit of \$_____ in gate fees associated with the disposal of Round Fire debris (as represented by the account holder) per account, and direct that the corresponding accounts be closed, unless there is a balance remaining; or
 - C. Waive all gate fees associated with the disposal of Round Fire debris and currently pending in accounts created for the Round Fire (as represented by the account holder) and direct that the corresponding accounts be closed.
2. Depending on the above determination, potentially provide direction to staff as to whether \$6000 in charges incurred by a Round Fire victim may be moved from the demolition contractor's account to an individual account in the victim's name.

Fiscal Impact:

Depending on Board direction, as much as \$7,000 in waived fees (i.e., lost gate fee revenue).

Discussion:

As part of the County's initial response to the Round Fire, a program was created that allowed affected residents to open accounts for Round Fire waste. Residents were assured that they would be allowed to charge to these accounts and that they could defer payment until the Board had an opportunity to consider waiving the fees. The proposed resolution would address that question, and provides three alternatives for the Board to select from with respect to the scope and amount of the waiver, or the Board may craft its own alternative.

Shortly after the program was put in place, the CalRecycle Debris Removal Operation was launched and the great majority of debris was handled through that program. Only three residents availed themselves of the above opportunity, and those three accounts totaled

approximately \$300. One of those residents lost a home but chose not to participate in the CalRecycle Program, one did participate and had brought debris to the landfill prior to the program starting, and another was a resident who did not lose a home but had some related debris.

Following the Debris Removal Operation, a resident who lost a structure in the fire and had refused to participate in the CalRecycle Program had their aggregate debris hauled to Benton Crossing Landfill. In doing so, they incurred approximately \$6,000 in landfill charges, through their demolition contractor. They had not requested to set up an account for Round Fire debris, and contacted the County about 1 month after the waste had been disposed, requesting the charges be taken off the contractor's account, and moved to their own business account. They also explained that they had more tree stumps that needed disposal, and wanted those charges placed on the account as well.

This account had not been active for several years, the associated business did not possess an active Mono County Business License, and therefore could not receive the \$6,000 in charges or the charges for the tree stumps. Because landfill staff was unaware the waste was Round Fire waste, the debris was not closely monitored, and the origin was not confirmed. For this reason, staff is unsure whether this debris should be considered in the same way as the 3 accounts that followed the above protocol. Additionally, staff is seeking Board direction on whether the associated charges can be moved onto a separate account, instead of remaining on the contractor's account (the contractor has been notified that the balance can remain until the Board provides direction).

If you have any questions regarding this item, please contact me at 932-5453.

Respectfully submitted,



Tony Dublino
Solid Waste Superintendent

Attachments: Draft Resolution



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**A RESOLUTION OF THE MONO COUNTY
BOARD OF SUPERVISORS
WAIVING GATE FEES AT BENTON CROSSING LANDFILL
FOR CERTAIN DEBRIS RESULTING FROM THE ROUND FIRE**

WHEREAS, on February 6, 2015, the Round Fire destroyed 36 residential structures, several other structures and countless areas of landscaping and habitat, and created a significant hardship to residents of the Swall Meadows and Paradise communities; and

WHEREAS, the continued presence of burned debris presented a significant risk to public health and safety, a public health emergency was declared; and

WHEREAS, the County offered to open accounts at Benton Crossing Landfill for affected residents (“Round Fire Accounts”), and to defer payment of those accounts until a later time; and

WHEREAS, some residents availed themselves of the opportunity to open Round Fire Accounts, and charged the costs of debris disposal to these Accounts; and

WHEREAS, the Board finds and determines that a waiver of gate fees charged for the disposal of Round Fire debris promotes the public purpose of promptly abating a public nuisance and encouraging recovery efforts from this devastating fire;

NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF MONO RESOLVES AS FOLLOWS:

1. That all gate fees confirmed by landfill staff to have been associated with Round Fire debris disposal are waived, and staff shall close the corresponding Round Fire Accounts; or
2. That gate fees associated with the Round Fire (as represented by the account holder) are waived to a limit of \$_____ per Account, and staff shall close the corresponding Round Fire Accounts, unless there is a balance remaining; or
3. That gate fees associated with the Round Fire (as represented by the account holder) are waived and staff shall close the corresponding Round Fire Accounts.

PASSED, APPROVED and ADOPTED this _____ day of _____, 2015, by the following vote, to wit:

AYES:
NOES:
ABSENT:
ABSTAIN:

Timothy E. Fesko, Chair
Mono County Board of Supervisors

ATTEST:

APPROVED AS TO FORM:

Clerk of the Board

County Counsel



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE July 7, 2015

Departments: Community Development/Tax Collector's Office

TIME REQUIRED PUBLIC HEARING 10:00 A.M. / 20
minutes (5 minute presentation; 15
minute discussion)

**PERSONS
APPEARING
BEFORE THE
BOARD**

Nick Criss

SUBJECT 2nd Public Hearing Regarding
Revocation of Business License 0196
June Lake Vacation Reservations
LLC

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

2nd public hearing per Boards Direction concerning the revocation of Business License 0196 for June Lake Vacation Reservations LLC.

RECOMMENDED ACTION:

Conduct public hearing. Determine if the operator has complied with the Boards direction and paid all back TOT taxes owed to the County. If not, revoke business license 0196.

FISCAL IMPACT:

Unknown. The delinquent TOT tax balance owed to Mono County is \$46,278.11 as of June 16, 2015.

CONTACT NAME: Nick Criss

PHONE/EMAIL: 760-924-1826 / ncriss@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
**PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING**

SEND COPIES TO:

ncriss@mono.ca.gov

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

[Staff Report](#)

- [Attachment](#)
- [Attachment](#)
- [Attachment](#)
- [Attachment](#)

History

Time	Who	Approval
6/25/2015 2:17 PM	County Administrative Office	Yes
6/29/2015 2:06 PM	County Counsel	Yes
6/26/2015 11:08 AM	Finance	Yes

Mono County Community Development Department

PO Box 347
Mammoth Lakes, CA 93546
760.924.1800, fax 924.1801
commdev@mono.ca.gov

PO Box 8
Bridgeport, CA 93517
760.932.5420, fax 932.5431
www.monocounty.ca.gov

July 7, 2015

To: Mono County Board of Supervisors

From: Nick Criss, Code Compliance Officer

Subject: Revocation of Business License 0196 June Lake Vacation Reservations LLC

RECOMMENDED ACTION

1. Following the close of the Public Hearing, consider revocation of Business License 0196 June Lake Vacation Reservations LLC for failure to comply with requirements set forth in Chapter 3.28 of the Mono County Code and not paying TOT taxes owed to the County.

FISCAL IMPACT

Unknown. The delinquent TOT tax balance owed to Mono County is \$46,278.11 as of June 16, 2015.

BACKGROUND

On June 16, 2015, the Board of Supervisors held a public hearing to consider the revocation of Business License 0196 June Lake Reservations LLC for failure to pay \$46,278.11 in TOT taxes owed to Mono County. Based on the Board direction, Business License 0196 was suspended until July, 7, 2015, when the Board will conduct a second public hearing to determine if operator Lynda Thompson was able to pay all the TOT owed to the County; otherwise Business License 0196 will be revoked. For background, please see the attached staff report for the June 16, 2015, public hearing.

As of the time of writing this staff report no payments or other arrangements for payments have been made.

ATTACHMENTS

- Notice of Intent to Cancel TOT Certificate 2/3/13
- Copy of Cancelled TOT Certificate
- Copy of Notice of Violation 3/19/15
- Timeline provided by Tax Collector's office
- Staff report for the 6/16/15 Public Hearing

**Mono County
Community Development Department**

Compliance Division

PO Box 347 / Mammoth Lakes, CA 93546 / 760.924.1826, fax 924.1801 / ncriss@mono.ca.gov

March 19, 2015

June Lake Reservations LLC
PO Box 606
June Lake, CA 93529

NOTICE OF VIOLATION

Complaint No. 2015/005 – Notice of Violation regarding violations of the Mono County Code, June Lake Reservations LLC, June Lake, CA – Mono County Assessor’s Parcel No. 016-152-009.

To: Lynda Thompson

On Feb 3, 2015, The Mono County Tax Collector’s Office issued a notice of intent to cancel your Transient Occupancy Certificate for the non-payment to TOT taxes totaling \$34,254.71. You were given 10 days to make payment or your TOT certificate would be cancelled and your legal right to operate/manage lodging facilities would terminate. The Tax Collectors office did not receive payment, and your TOT certificate has since been cancelled.

Furthermore, it has come to this office’s attention that you are advertising several properties that are not in Land Use designations that allow for transient rentals.

You are hereby notified that you are in violation of the following code sections:

Violation No. 1 – Mono County General Plan 04.020 B “Uses Permitted”

Buildings, structures and land shall be used, designed, erected, structurally altered or enlarged only for the purposes listed in the land use designation in which such building, structure or land is located, and then only after applying for and securing all permits and licenses required by law.

Some of properties you are advertising and renting on a transient basis are currently designated Single Family Residential (SFR) within the Mono County General Plan Land Use Element. Using your home as a Transient Occupancy Rental (30 consecutive calendar days or less) is not a permitted use within the SFR designation without having established a Transient Rental Overlay District and complying with General Plan Chapter 26 Transient Rental Standards and Enforcement regulations. Operating a transient occupancy rental business without the proper land use approvals is a violation of the Mono County General Plan Section 04.020.

Violation No. 2 - Mono County Code Section 3.28.070 – “Registration”

Within thirty days after the effective date of the ordinance codified in this chapter, or within thirty days after commencing business whichever is later, each operator of a transient occupancy facility renting occupancy to transients shall register the transient occupancy facility with the tax

collector and obtain a transient occupancy certificate to be posted at all times in a conspicuous place on the premises.

Your TOT certificate has been cancelled due to non-payment of Transient Occupancy Taxes. Operating or managing transient occupancy facilities without a valid TOT certificate is a violation of Mono County Code Section 3.28.070.

Violation No. 3 – Mono County Code Section 3.28.200 – “Tax Responsibility”

Any tax required to be paid by any transient under the provisions of this chapter shall be deemed as debt owed by the transient to the county. Any such tax collected by an operator which has not been paid to the county shall be deemed a debt owed by the operator to the county. Any person owing money to the county under this provision shall be liable to all action brought in the name of the county for the recovery of such amount.

Mono County records show you have not paid the required Transient Occupancy Tax which is a violation of Mono County Code Section 3.28.200.

Violation No. 4 – Mono County Code Section 3.20.020 Nuisance Prohibition.

No person shall commit, create or contribute to the creation of a public nuisance in the county, nor shall anyone allow a condition constituting a public nuisance to exist on property in the county that is within their ownership or control. Mono County Code Section 7.20.010 D.1 defines a “Public Nuisance” as any violation of any provision of the Mono County Code, the Mono County General Plan, any county area or specific plan, airport land use plan, any variation or subpart of the foregoing, or any other land-use planning document duly approved by the board of supervisors or the planning commission.

Violations 1 through 3 are determined to be a “Public Nuisance” and are a violation of the Mono County Code Section 7.20.020.

Violation No. 5 – Mono County Code Section 3.28.220 – “Violation - Misdemeanor”

Any person who willfully violates any of the provisions of this chapter is guilty of a misdemeanor and is subject to prosecution and punishment as provided in section 1.04.060.

You are hereby directed to abate the above-mentioned code violations and comply with the following directives within ten (10) business days:

Directive No. 1

Cease renting all properties that are designated SFR within the Mono County General Plan Land Use Element until such time that a Transient Overlay District is established per the requirements of Chapter 25 & 26 of the General Plan.

Directive No. 2

Pay all back TOT taxes owed to Mono County and reinstate your TOT certificate.

Please be advised that if all of the aforementioned violations are not rectified within the specified time period, then a public hearing will be scheduled in front of the Mono County Board of Supervisors to permanently revoke your Mono County Business License.

If you have any additional questions regarding the approved uses of your property, please feel free to call me at (760) 924-1826.

Thank you for your attention to this matter, and I look forward to your voluntary compliance.

Sincerely,

Nick Criss, Compliance Officer
Mono County Compliance Division

CC: File 2015/005
Scott Burns, Community Development Director
Tim Alpers, District 3 Supervisor
Marilyn McCurry, Treasurer/Tax Collectors Office

Via: Certified Mail/Return Receipt Requested To:
June Lake Reservations LLC
PO Box 606
June Lake, CA 93529



COUNTY OF MONO
DEPARTMENT OF FINANCE
TREASURER/TAX COLLECTOR

P.O. BOX 495, BRIDGEPORT, CALIFORNIA 93517 (760) 932-5480 • FAX (760) 932-5481

*Leslie L. Chapman, CPA
Finance Director, Treasurer/Tax Collector*

Transient Occupancy Registration Certificate
Section VI, Mono County Ordinance No. 3.28.070

Valid: July 1, 2014-June 30, 2015

Issue Date: July 1, 2014

TOT Certificate # 1051-14

Business License # 196

The below listed business is hereby authorized pursuant to Ordinance No. 3.28 Mono County, to collect the Transient Occupancy Tax imposed there by for transmittal to the County Tax Collector.

Issued to:

June Lake Vacation Reservations, LLC
P.O. Box 606
June Lake, CA 93529

"This Transient Occupancy Registration Certificate signifies that the person named on the face hereof has fulfilled the requirements of the Uniform Transient Occupancy Tax Ordinance by registering with the Tax Collector for the purpose of collecting from transients the Transient Occupancy Tax and remitting said tax to the Tax Collector. This certificate does not authorize any person to conduct any unlawful business or to conduct any lawful business in an unlawful manner, or to operate a transient occupancy facility without strictly complying with all local applicable laws, including, but not limited to, those requiring a permit from any board, commission, department or office of this County. This certificate does not constitute a permit."

Operator or Designee:

Lynda Thompson, 760-648-7705

This certificate becomes void upon any change of ownership or location whatsoever. Notify the Tax Collector immediately upon any change.


Marilyn McCurry, Deputy & TOT Auditor/760-932-5484

DISPLAY IN A CONSPICUOUS PLACE



DEPARTMENT OF FINANCE
COUNTY OF MONO

Leslie L. Chapman, CPA
Finance Director

*P.O. Box 495
Bridgeport, California 93517
(760) 932-5480
Fax (760) 932-5481*

February 3, 2015

1st Class\Certified Mail

June Lake Vacation Reservations, LLC
Lynda Thompson
P.O. Box 606
June Lake, CA 93529

Re: Delinquent Transient Occupancy Tax Payments, Notice of Intent to Cancel Transient Occupancy Certificate No. 1051-12, Business License #506, and seek judgement lien for delinquency amounts.

Dear Ms. Lynda Thompson,

Our records reflect that a delinquency exists in the payment due under your transient occupancy tax account. The amount due within 10 days (February 13, 2015) is \$34,254.71 in a cashier's check, money order or cash.

If the transient occupancy tax return payment in the amount of \$34,254.71 is not received in this office within 10 days of the date of this letter, (*February 13, 2015*) your transient occupancy certificate, as well as your legal right to operate a lodging facility shall terminate.

This office has been in compliance with all provisions of this chapter in the computation and the levy of the tax, penalty, and interest. This office will file an entry of judgment against you and begin a forced collection which includes but not limited to seizure and sales.

Upon issuance of judgment lien, additional penalties and interest will accrue, and a fee will be required to release the judgment lien.

Per Mono County Ordinance 3.28.220 the operation of a transient occupancy without a valid certificate is in violation of said ordinance and constitutes a misdemeanor.

Please contact the undersigned if you have any questions concerning the foregoing.

Sincerely,

Marilyn McCurry, TOT Auditor

Cc: Code Enforcement
Files

Mono County Community Development Department

PO Box 347
Mammoth Lakes, CA 93546
760.924.1800, fax 924.1801
commdev@mono.ca.gov

PO Box 8
Bridgeport, CA 93517
760.932.5420, fax 932.5431
www.monocounty.ca.gov

June 16, 2015

To: Mono County Board of Supervisors

From: Nick Criss, Code Compliance Officer

Subject: Revocation of Business License 0196 June Lake Vacation Reservations LLC

RECOMMENDED ACTION

1. Following the close of the Public Hearing. Consider revocation of Business License 0196 June Lake Vacation Reservations LLC for failure to comply with requirements set forth in Chapter 3.28 of the Mono County Code and not paying TOT taxes owed to the County.

FISCAL IMPACT

Unknown, the delinquent TOT tax balance owed to Mono County is \$31,576.66 as of May 21, 2015.

BACKGROUND

June Lake Vacation Reservations LLC has continually been delinquent paying TOT taxes as required by Mono County Code Section 3.28.060. According to the Tax Collector's Office, since 2012 owner Lynda Thompson has monopolized the tax collector's time with monthly late payments, returned checks, and avoidance of all messages and phone calls until the intent to cancel TOT certificate notices are sent. On February 3, 2015, the Tax Collector's Office sent a final notice of intent to cancel the TOT certificate if the delinquent payment of \$34,254.71 was not received in 10 days. Ms. Thompson did not make any payment, and the subsequently cancelled TOT Certificate terminated her right to continue operating any lodging facilities in Mono County. The Tax Collector's Office filed a lien for \$34,254.71 on February 18, 2015, and seized the business bank account on February 24, 2015, from which the County received \$1,183.26.

However, June Lake Vacation Reservations remains in operation despite not having a TOT Certificate. On, March 29, 2015, The Mono County Compliance Division issued a Notice of Violation to June Lake Vacation Reservations LLC informing Ms. Thompson that she was illegally operating her business without a valid TOT Certificate and that several properties in her rental pool were illegal because they were single family homes in Land Use Designations that did not allow transient rentals. The Notice ordered her to cease operations until all back taxes have been paid and her TOT Certificate could be reinstated. The Notice gave an additional ten (10) business days to comply with payment of delinquent TOT taxes and address unpermitted rentals. She was informed that failure to comply would require that the County take steps to revoke her Business License pursuant to Mono County Section 5.24.010.

Since that time, Ms. Thompson refused to discuss the matter over the phone and instead made several appointments to discuss the matter with the Compliance Division, but cancelled all of them. Ms. Thompson made a \$3,000 payment on April 24 and a \$2,500 payment on May 18.

ATTACHMENTS

- Notice of Intent to Cancel TOT Certificate 2/3/13
- Copy of Cancelled TOT Certificate

- Copy of Notice of Violation 3/19/15
- Timeline provided by Tax Collector's office



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE July 7, 2015

Departments: Board of Supervisors

TIME REQUIRED 1 hour (15 minute presentation; 45 minute discussion)

PERSONS APPEARING BEFORE THE BOARD

Supervisor Stacy Corless

SUBJECT Strategic Planning Workshop

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Presentation of one-year priority list developed from May 22, 2015 workshop, and discussion of how the strategic planning effort will align with the budget process for 2015/16.

RECOMMENDED ACTION:

Provide feedback/direction on the one-year priorities document and on the upcoming strategic planning/budgeting process.

FISCAL IMPACT:

None.

CONTACT NAME: Shannon Kendall

PHONE/EMAIL: x5533 / skendall@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH ATTACHMENTS TO THE OFFICE OF THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

- [Cover Letter](#)
- [Strategic Planning Process Summary](#)
- [One Year Plan](#)
- [Strategy Implementation Template](#)
- [KGI Notes](#)

[MC Draft Strategic Plan](#)

History

Time	Who	Approval
6/25/2015 2:17 PM	County Administrative Office	Yes
6/29/2015 10:29 AM	County Counsel	Yes
6/29/2015 4:37 PM	Finance	Yes



KIELY GROUP

What are you solving for?

Laree Kiely, Ph.D.

President, CEO

June 29, 2015

TO: Honorable Chair and Members of the Mono County Board of Supervisors

SUBJECT: Update on Strategic Planning Process

The Kiely Group (KGi) has the pleasure of serving as consultants for the Strategic Planning Process in Mono County. This cover letter serves as an update as to our progress thus far.

First, we would like to invite you to join KGi in commending all of the Mono County Employees. They have all contributed in a variety of ways to the drafts enclosed. Organizations dream of the kind of thinking and participation from their staff we have witnessed throughout this process. Kudos to the entire group of folks.

We would also like to pay special tribute to the “ambassadors” who have gone above and beyond their job duties to assure that all staff and many key stakeholders were included in the development of the current Strategic Plan Master Framework. All “ambassadors” participated in a workshop to hone their facilitation skills, which they immediately put into practice facilitating numerous meetings across the county. They have championed the planning vision and deserve special recognition.

And finally, we would like to provide the following documents to serve as an update on the Strategic Planning process to date. The packet includes:

1. Strategic Plan Master Framework – This is the latest draft and is the same document you reviewed during the May 22, 2015 Special Board Meeting.
2. Mono County Year 1 Plan – These are the goals identified as priorities for the first year of the Strategic Plan during the May 22, 2015 Special Board Meeting.
3. Strategy Implementation – Department Level Template – The departments assigned to take the lead on each of the goals in the Mono County Year 1 Plan will complete this template for each goal. The Kiely Group will facilitate a workshop with the Department Heads on July 1, 2015 to assist with this next level of planning and integrating these goals with their current work and mandates.
4. Notes from the Special Board Meeting May 22

The Kiely Group

1390 Broadway Suite B101

Placerville, CA 95667

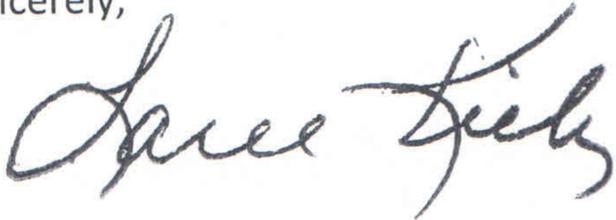
Website: www.kielygroup.com

Phone: 530-622-8887

5. Strategic Planning Process Summary – This document outlines the process to date and the projected next steps.

It continues to be our pleasure to work alongside the many people leading the way in creating the strategy for Mono County moving forward. Please do not hesitate to contact me with any questions or concerns.

Sincerely,



Laree Kiely

Enclosures:

1. Mono County Draft Strategic Plan Master Framework 6-29-15
2. Mono County Year 1 Plan 6-29-15
3. Strategy Implementation – Department Level Template 6-29-15
4. KGi Notes from Special Board Meeting May 22
5. Strategic Planning Process Summary 6-29-15

The Kiely Group

1390 Broadway Suite B101

Placerville, CA 95667

Website: www.kielygroup.com

Phone: 530-622-8887

Overview of Process for Strategic Planning

Mono County

July 2015

Spring 2014

- Interested staff invited to initial planning meetings Thursday evenings in Lee Vining (Strategic Planning Steering Committee)
- Outside facilitators selected
- May 1, 2015 – All staff engaged in defining the “Best Imaginable Mono” and a first draft of the key initiatives for the strategic plan

Summer 2014

- Strategic Planning Steering Committee continues to meet
- July 2014 – County Ambassadors identified
- July 29, 2014 – Ambassadors participate in a facilitation workshop to learn skills and develop agendas for meetings to engage staff in continued input to strategic plan drafts.
- Ambassadors begin to hold meetings to attain input on plan

Fall 2014

- Strategic Planning Steering Committee continues to meet
- Ambassadors continue to hold meetings to attain input on plan
- Input is incorporated in strategic plan draft

Winter 2014/2015

- Strategic Planning Steering Committee continues to meet
- January 20, 2015 - Strategic Plan Master Framework presented to the Board of Supervisors
- Ambassadors begin to hold meetings to attain input, incorporating broader circles of community stakeholders, including RPACs

Spring 2015

- Strategic Planning Steering Committee continues to meet
- CAO, county staff, Ambassadors continue to hold meetings to attain input, incorporating broader circles of community stakeholders, including RPACs

- May 22, 2015 – Special Meeting of the Board of Supervisors – To review the current draft and work with community members and staff to identify priorities for the first year of the strategic plan
- Staff and consultants begin to align the year one priority goals with existing mandates
- July 1, 2015 – Department Heads participate in workshop to develop operational plans for the year one priority goals

Next Steps:

- July 7, 2015 – Board of Supervisors will review the current drafts
 - Strategic Plan Master Framework
 - Year One Priority Goals
 - Samples of Strategy Implementation – Department Level Template - *Department Activities & Operational Plans for Year One Priority Goals*
 - Overview of Process for Strategic Planning
- Budget Town Halls – Community Feedback on Year One Priority Goals
- August 2015 - Departments will finalize the Activities & Operational Plans and begin to align with budgets (including how mandated activities align with Year One Priority Goals)
- September 2015 – Finalize year one plan including measurements for each goal
- New Board item template developed which ensures each Board item identifies how it aligns with 8 Strategic Plan Directions

Mono County – Year One Plan (FY -2015-2016)

Draft v.3

I. Promote Strong & Diverse Economy	Year One Priority Goals
	<ul style="list-style-type: none"> A. Implement a business retention and expansion plan & survey B. Draft the outline of the Mono County Recreation Plan component for the General Plan C. Convene a recreation summit D. Participate in region-wide discussions to complete last mile connectivity to all communities and establish a gigabyte region and brand
II. Protect Natural Resources & Enhance Public Access	Year One Priority Goals
	<ul style="list-style-type: none"> A. Create access to trails, bike paths, pedestrian routes B. Create regional connections through a multi-modal transit system C. Understand diverse citizens – how we recreate D. Protect agriculture E. Rebuild professional stewardship for trail maintenance (BLM, Forest Service) F. Protect Sage Grouse & other wildlife
III. Understand & Address Community Needs	Year One Priority Goals
	<ul style="list-style-type: none"> A. Develop civic engagement plan <ul style="list-style-type: none"> a. Increase gov't communication through Granicus, enhance communication and trust; <ul style="list-style-type: none"> i. streaming Board meetings; ii. websites expansion iii. stronger social media iv. support D395 b. Monthly or Quarterly reports at Town Councils and vice versa c. Survey and evaluate community needs on a regular basis d. Engage with Mammoth Planning Advisory Committee to identify ways to increase locations for doing business in June Lake B. Explore Special District Coordination C. Public Works – “Fix It First” <ul style="list-style-type: none"> a. Restrooms Renovation, b. Visible, accurate signage, c. Speed Control, e.g. Walker/Mono Lake etc.
IV. Support Healthy	Year One Priority Goals

Mono County – Year One Plan (FY -2015-2016)

Draft v.3

<p>People in Healthy Communities</p>	
	<ul style="list-style-type: none"> A. Evaluate water system health water availability B. Promote alcohol abuse education C. Create advisory board D. Provide EMS to areas w/out coverage sheriff not necessarily “traditional” E. Assist coordination of similar efforts across the county <ul style="list-style-type: none"> o Food/child care/ senior programs F. Adopt “Bank Account Mindset” for future projects G. Research rents to achieve goals H. Capture & publish desired projects for prioritization
<p>V. Reward Innovation</p>	<p style="text-align: center;">Year One Priority Goals</p> <ul style="list-style-type: none"> A. Perform employee survey and actively use feedback B. Sustain current efforts <ul style="list-style-type: none"> a. Board updates b. Round tables c. All county lunches C. Develop leadership training institute for gate keepers at all levels
<p>VI. Effective Use of Resources</p>	<p style="text-align: center;">Year One Priority Goals</p> <ul style="list-style-type: none"> A. Develop environmentally and fiscally sustainable energy policies B. Explore opportunities for eliminating redundancy and streamlining processes C. Reward innovative ideas for
<p>VII. Workforce Wellness</p>	<p style="text-align: center;">Year One Priority Goals</p> <ul style="list-style-type: none"> A. Roll out “workforce wellness” initiative B. Wellness initiative <ul style="list-style-type: none"> a. Work life balance b. Enact vacation policy c. Provide safe supportive work environment C. Explore policy to continue support of community efforts <ul style="list-style-type: none"> a. Child care – nutrition b. Physical activity

Mono County – Year One Plan (FY -2015-2016)

Draft v.3

	c. Health care district
VIII. Strengthen County Culture	Year One Priority Goals
	A. Develop an open mindset
	B. Engage employees, citizens, and visitors in implementing Mono's Strategic Directions
	C. Create awards for employee recognition that align with Strategic Directions

Activities and Operational Plan

Initiatives for Department

Department:

Completed by (Name):

	Action Steps (The baby steps it will take to achieve this initiative)	Financial Resources necessary	Human Resources necessary	Technology necessary	Dependencies (This step cannot happen unless/until ... happens)	Due Dates (By when will this step be completed)	Responsible Person
Goal 1							
Step 1:							
Step 2:							
Goal 2							
Step 1:							
Step 2:							
Goal 3							
Step 1:							
Step 2:							

Notes* from Special Board Meeting May 22, 2015

The following notes were from the discussions about themes the participants found in the Methods, Measures and Potential Projects from the draft Strategic Plan Master Framework.

Promote Strong & Diverse Economy

- Technology
- Recreation
- Economic Development
 - County promote/facilitate
 - Business attraction/retention

Thoughts & Comments:

- Where does Agriculture fit?
- Focus on core
- Diversify with environmentally compatible enterprise
- Clarify and define our focus
- Target and encourage / capture opportunity

Protect Natural Resources & Enhance Public Access

- Relationships
 - Legislators
 - Local government
 - Citizens
 - Agricultural community
 - § Invest Time & Resources
- Access
 - Transit
 - Roads & Trails
- Citizen Stewardship

Thoughts & Comments:

- We can all educate to protect
- Professional stewardship
- Public stewardship

- Invest time and resources
- Should the strategic direction be changed to **Protect Stewarding Natural Resources & Enhance Public Access**

Understand & Address Community Needs

- Outreach & engagement
 - Engage visitors (& 2nd home owners) in Federal/State advocacy
- Collaboration
 - With & across local government
 - Special districts collaboration
- Facilitation

Thoughts & Comments:

- Duplicate models that work
- Bridge the communication gap – unincorporated to RPAC
- New and old technologies/methods
- Not just minimally required postings
- Civic engagement plan

Support Healthy People in Healthy Communities

- Access, Activities, Programs
 - Coordinate all children, healthy activities to communicate the whole systems.
- Infrastructure
 - Coordinate across depts.
 - § i.e. Public Health & Recreation
 - § Use special districts
- Emergency Response

Thoughts & Comments:

- Coordinate!
- Walking!
- Nutrition – Food Deserts should be addressed
- Be a “Blue Zone” People living to be 100 y.o.

- This attracts business!

Reward Innovation

- Inter-office communication & intra office collaboration
 - Translate to external communications to public
- Path to success
 - Foster growth
- Support employees to innovate
 - Everybody can influence

Thoughts & Comments:

- How does 395 efforts impact County Ops.
- Know each other
- Where do the bargaining units fit in this?
- Hire CAO to support
- Open to all ideas
- I have solutions

Workforce Wellness

- Foundation for success of strategic plan
- Ensure access to wellness resources
- Safe/Supportive work environment

Thoughts & Comments:

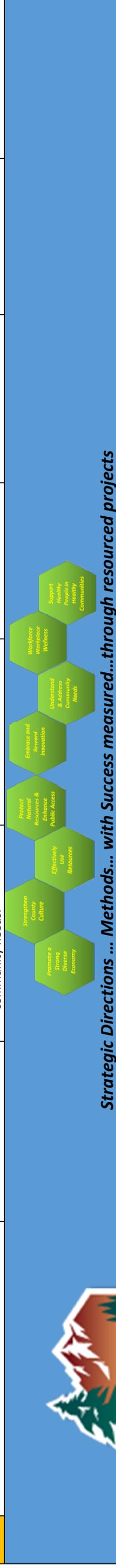
- Encourage being outside in beautiful county

Strengthen County Culture

- Develop an open mindset

Mono County Vision: Outstanding Community Services, Quality of Life Beyond Compare - To support all our communities by providing superior services while protecting our unique rural environment.

Strategic Directions	Promote a Strong & Diverse Economy	Protect Natural Resources & Enhance Public Access	Understand & Address Community Needs	Support Healthy People in Healthy Communities	Reward Innovation	Effective Use of Resources	Workforce Wellness	Strengthen County Culture
<p>Methods...</p> <ul style="list-style-type: none"> ▽ Investing in 21st century infrastructure including transportation, technology (D395), housing and economic systems; ▽ Providing stronger customer service for businesses; ▽ Creating business attraction and retention effort; ▽ Ensuring local goods access to marketplace; ▽ Investing in a world class education at local levels; ▽ Promoting responsible growth to complement local communities character; ▽ Developing and broadening economic sectors in addition to tourism – Year round, sustainable economy; ▽ Provide infrastructure to be a world class conference destination; ▽ Providing county supports for local businesses by purchase of local goods and services; ▽ Creating a reputation for excellence in public safety 	<ul style="list-style-type: none"> ▽ Strengthening community awareness of preservation and enjoyment of natural resources; ▽ Ensuring the County is an active partner with resource agencies ▽ Making natural resource stewardship a top priority; ▽ Investing in a world class transportation systems – road/bike/pedestrian and transit; ▽ Encouraging investments in infrastructure (roads, campgrounds, trails, etc.); ▽ Broadening alternative energy use; ▽ Practicing environmentally and fiscally sustainable energy policies 	<ul style="list-style-type: none"> ▽ Collaborating with other agencies to share services; ▽ Establishing stronger social media presence; ▽ County serves as convener of groups; ▽ Strengthening education and communication on County Services; ▽ Surveying community – use feedback to guide service improvement; ▽ Engaging and connecting remote areas; ▽ Increasing effectiveness of Regional Planning Advisory Committees and other County advisory bodies; ▽ Increasing civic engagement – town halls, satellite Board meetings, Online transmission of county meetings; ▽ Assuring the highest level of public safety is meeting community needs. 	<ul style="list-style-type: none"> ▽ Fostering community wide social emotional health across the lifespan for all residents; ▽ Ensuring communities have access to affordable quality child care; ▽ Accessing to affordable healthy housing; ▽ Addressing and preventing harmful and habitual addictive behaviors through environmental intervention and policy (alcohol, tobacco and other drugs); ▽ Providing access to youth internships for career exploration; ▽ Providing safe sustainable, accessible and affordable transportation; ▽ Assuring public safety concerns are addressed in a timely and effective manner. 	<ul style="list-style-type: none"> ▽ Increasing connection between offices; ▽ Promoting culture of opportunity built on healthy relationships; ▽ Supporting creative problem solving and effective program/project delivery; ▽ Providing career ladder opportunities; ▽ Becoming a nationally recognized model of local government for high quality services, innovation and pro-activity; ▽ Cross-training and creating leadership development and advancement opportunities; ▽ County serves as convener. 	<ul style="list-style-type: none"> ▽ Strengthening County’s Fiscal Standing by building reserves to weather downturns without service interruption; ▽ Enhancing use of technology for service provision; ▽ Eliminating redundancy and streamline systems; ▽ Creating organizational agility and responsiveness; ▽ Rewarding wise use of funds and investment in Strategic objectives; ▽ Providing public safety oversight to protect resources. ▽ Practicing environmentally and fiscally sustainable energy policies 	<ul style="list-style-type: none"> ▽ Providing access to mental health services; ▽ Ensuring employees have access to affordable quality child care; ▽ Supporting policy initiatives and workforce collaboration that drive improved employee health, well-being, productive work place engagement and work satisfaction; ▽ Providing access to affordable and safe physical fitness; ▽ Encouraging provision of health food at employee functions; ▽ Providing safe work environments 	<ul style="list-style-type: none"> ▽ Increasing transparency; ▽ Strengthening interconnection between county offices; ▽ Hosting more All Employee recognition and appreciation events; ▽ Creating a countywide family climate; ▽ Assuring all county job positions have career ladder even if between departments; ▽ Ensuring all positions have accurate job descriptions to allow for best performance evaluation and recognition; ▽ Modeling behaviors to promote public safety 	



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<p>Success measured by:</p> <ul style="list-style-type: none"> All communities have Last Mile internet provider and Gigabit County; Balanced housing stock in all communities with increase in the number of single family homes built; Better transit options; Consumer access to more goods; Increased in diversity of business type increases; Higher Road Pavement Indexes; Increase and maintain school age families and in number of college ready High School graduates; Increase in economic activity due to fishing industry; Increase in number of home based businesses and year round open businesses and new business startups and retention and new job creation; Increased north county winter season based recreational activities; Increases in number of tourists; Increases in year over year measured by quarter Tourist Occupancy Taxes, sales tax figures and property values; Local business owners have full access to local markets without disruption; Local employee pool of skilled workers increases; Reduced unemployment, business bankruptcy rates; Public has access to all goods and services needed for high quality of life; Reduction in commercial vacancy rates; Reduction in need for social, health and welfare services; Year over year increase in conferences held; 	<ul style="list-style-type: none"> Better conditions on public lands even with greater use with sustainable user friendly opportunities; Less violations for destruction of natural resources; County's issues supported by and reflected in state and federal policy; Support for revenues and resources for public land investments; Enhanced access to public lands more miles of trails for sustainable activities; Higher Pavement Index Roads – Less potholes; Higher transit use rates; Higher visitor satisfaction; Increased public support for joint agency efforts; Sustainable energy production in low impact distributed systems; More investment in trails, bike and pedestrian routes and public access with outdoor amenities; Reduced energy use/cost; Zero Net Energy for County facilities. 	<ul style="list-style-type: none"> Stronger support for county initiatives with higher public awareness and approval of County services; Greater use of the Eastern Sierra Council of Governments (ESCOG) and more Shared Services regional agreements; Increase web traffic to County pages; More applicants for and increased attendance to RPAC meetings; More attendance to county meetings; More information provided to community through Annual Report and State of the County; Better services tailored to individual community needs; 	<ul style="list-style-type: none"> Less crime with fewer arrests and public safety violations. Higher health standards of residents; Lower disease rates; 	<ul style="list-style-type: none"> Better County service systems; Higher employees turnout at County recognition events; County receives National and State awards for excellence; Friendlier work environment with reduced stress among employees; Greater employee awareness of all County provided services; Greater skill set among employees with more cross trained employees through more county offered skill building Lower employee turnover rate; Mono County programs imitated in other jurisdictions; More applicants for promotions; More Inter/Intra Department work groups coming together to solve issues via isolated departments; 	<ul style="list-style-type: none"> Cost reduction and elimination of redundancy; All departments have online presence with more website visits, social media activity and online services; Greater employee awareness of County functions across all departments; Greater skill set among employees; Sustainable financial standing with increased Budget reserves and lower long term liabilities and debt; Cohesive and partnering departments; Lower employee turnover; More proactive on unexpected issues; National/State awards for excellence; Reduced response times; 	<ul style="list-style-type: none"> Employees report adequate child care through annual survey Health outcomes; Healthy work environment measured by employee survey; Increase number of people participating in Snow creek Athletic Club, Double Eagle and Bridgeport Health Center with increasing frequency of membership visits; Monitor collaborative group efforts to supply quality affordable child care; Less workers compensation claims. Lower county healthcare costs. 	<ul style="list-style-type: none"> Friendlier work environment/reduced stress among employees; All departments have online presence with more website visits; Higher employee participation at events; More Board Update articles from Employees; Greater employee awareness of County functions across all departments; Greater employees skill sets with more cross training due to county offered courses; Integrated departments and lower employee turnover rate; Lower long term liabilities and less debt; Mono County programs imitated in other jurisdictions; More applicants for promotions; More Inter/Intra Department work groups coming together to solve issues; Organizational proactivity; Stronger sense of one organization among employees – Less “Us vs. Them”; 	

Strategic Directions ... Methods...with Success measured...through resourced projects

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Strategic Directions	Promote a Strong & Diverse Economy	Protect Natural Resources & Enhance Public Access	Understand & Address Community Needs	Support Healthy People in Healthy Communities	Reward Innovation	Effective Use of Resources	Workforce Wellness	Strengthen County Culture
<p>Leverage D395 to connect communities and enhance broadband, support small businesses through grant/loan programs;</p> <p>Develop Bridgeport “whole community” Plan;</p> <p>Bridgeport Nordic Center;</p> <p>June Lake Downtown revitalization - This includes new monument signage on Hwy 395 plus Opticos report sponsored by MC Community Development;</p> <p>June Lake Down Canyon Trail completion - Develop a comprehensive and collaborative plan with the USFS and the June Lake Trails Committee to complete the Down Canyon Trail System;</p> <p>June Lake Rodeo Grounds future;</p> <p>Conway Ranch Aquaculture Request for Proposal - Develop a comprehensive, realistic RFP for the Aquaculture portion of CW. This would include the formation of a Blue Ribbon Committee made up of non-local public and private professional aquaculturists, water quality and oaquaponic experts, university extension professionals, facility design specialists, as well as the public to guide the preparation of this critical document. Broad scale revision of specific Plan; Planning commission led process;</p> <p>Diversify of economy and create at least one non-tourism job;</p> <p>Bring in industry; incentivize new non-traditional eastern sierra businesses. Market County to small high tech. businesses that utilize D395 – Stress quality of life for entrepreneurs and their employees;</p> <p>Sierra Business Park – Water and Sewer extension;</p> <p>Simplify Permitting and Become builder friendly and build more homes;</p> <p>Geothermal Unit Replacement;</p> <p>International Film Festival akin to Sundance to obtain their support;</p> <p>Annual event with Mountain Warfare Training Center on Memorial Day with Parade and exhibits;</p> <p>Bring in Retirement communities – “village concept” – small lots with open space, walking trails; High end lots with some medium priced homes –clubhouse for activities;</p> <p>Eliminate “Diverse” from this category – Play to County strengths;</p> <p>High Speed Internet for all of Antelope Valley;</p> <p>Increase fish stocking;</p> <p>Development of equestrian facilities & activities;</p> <p>Invest in County-wide redevelopment projects and programs</p> <p>Establish a marketing strategy that emphasizes the uniqueness of fishing in Mono County. Emphasizes the fishing in our natural wonders. Built in a way that “others” cannot compete against. A strategy that addresses the state wide decrease in license sales. More about trophy fishing in lakes stocked with fish and less about stocked fishing. Drop print advertising in publications that are based on fishing at put and kill lakes and or ocean fishing and tell everybody fishing is great, always, everywhere.</p> <p>Create a recreation guide to Long Valley that includes maps with trails and recreation opportunities, including but not limited to fishing, as well as local service businesses (food, gas, equipment rentals, lodging etc.)</p> <p>Main Street internet Wi fi connectivity in Lee Vining</p> <p>Workforce housing</p> <p>Parking in Town</p> <p>Economic development</p> <p>Main street revitalization in Lee Vining</p> <p>Working with PUD and Town businesses</p> <p>Business and job revitalization- Build year round and sustainable (tourism?) economy sustainable economy, buy local</p> <p>Combined Use Roads Program</p> <p>Take actions necessary to ensure that Mono County is a known, sought out, and desired destination across a full spectrum of contemporary recreation activities as described and documented by participants in the \$650 billion national Outdoor Recreation Economy</p>	<p>Engage in county-wide recreation planning, partnering with federal agencies and using rec. framework through Collaborative Planning Team;</p> <p>Conway Ranch planning;</p> <p>Continue collaborative sage grouse work through Comm. Dev.</p> <p>Conway Ranch Aquaculture Request for Proposal - (also under Promote a Strong & Diverse Economy)</p> <p>June Lake Down Canyon Trail completion (also under Promote a String & Diverse Economy)</p> <p>Sheep Fencing for Conway ranch;</p> <p>Sonora Junction Deer Fence;</p> <p>Wildlife Highway Safety Project Study report – LTC</p> <p>Triago Heritage Road Process and Project Study Report;</p> <p>Fix Aucheberry Pit;</p> <p>Bodie Hills Conservation effort;</p> <p>Countywide undergrounding District – weather proofing of utilities;</p> <p>Open spaces around all communities;</p> <p>Enforce subdivision map requirements that river frontage access be dedicated as a condition as a 4+ Parcel divisions;</p> <p>Protect views from public spaces</p> <p>Promote “sustainable” fishing practices and personal responsibility for protecting our unique natural resources.</p> <p>Create a Trails plan for Long Valley including stewardship of popular trails and development of new trails. Work with land managers and partners to make new trails development possible and sustainable. Multi-use trail from Mammoth to Long Valley – bike/ hike access for recreation and safe commuting.</p> <p>Beer/ wildlife-proof trash receptacles for residents in Hilton Creek combined with education about proper food, garbage, and compost storage.</p> <p>Trails Plan Implementation</p> <p>Triago Ice Climbing</p> <p>Power-line Safety</p> <p>Combined Use Roads program</p> <p>Invest in a regional capacity to address issues of dwindling federal appropriations to public lands for recreation infrastructure.</p> <p>Establish a framework for County investments in public lands infrastructure, including capital projects and the maintenance of existing and deteriorating facilities (through cooperating agreements with Town of Mammoth Lakes, US Forest Service, etc.)</p>	<p>Increase govt communication through Granatics; Enhance communication and trust; Streaming board meetings; Website Expansion;</p> <p>County govt classes online (such as Reno has done);</p> <p>Monthly or quarterly reports at Town Council and Vice Versa;</p> <p>Support D395 – Advocacy; Last Mile providers in all communities;</p> <p>June Lake Downtown revitalization (also under Promote a String & Diverse Economy and Protect Natural Resources and Enhance Public Access)</p> <p>Mono City traffic speed control - Develop enforceable speed limit plan for Mono City - include signage, street striping and speed bumps.</p> <p>Lee Vining Community Center completion - Develop an overall plan for completion of the LVCC including landscaping, parking and an all-purpose deck on the back (East) side of the building. Because of its central location in Mono County, this venue is ideal for Countywide employee functions and public events.</p> <p>June Lake Down Canyon Trail completion (also under Promote a Strong & Diverse Economy and Protect Natural Resources and Enhance Public Access)</p> <p>Live Streaming of Board meetings - Rotation of Board meeting locations;</p> <p>Walking paths in Walker and Coleville;</p> <p>Stronger social media – Facebook Page for Antelope Valley;</p> <p>Provide a Supervisor with a dedicated amount in each year’s Budget as discretionary spending within his/her District;</p> <p>Increase Child Care – incentivize the opening of more licensed child care facilities with financial incentives; provide startup funds for new child care areas of need.;</p> <p>Survey and evaluate community needs on a regular basis</p> <p>Make all forms of local government accessible to the public. Live and archived webcasts of all RPAC, BOS, CSA ect.;</p> <p>Establish Mammoth Planning Advisory Committee;</p> <p>Identify ways to increase additional locations for doing business in June Lake. Construct the Crawford Street business road. Add parking along the new by pass road.</p> <p>Visible, accurate street signs</p> <p>Signage for a safe walking route between Sunny Slopes and Tom’s Place</p> <p>Feasibility and desirability of water system for Crowley/ Hilton Creek</p> <p>Small scale commercial and professional services along Crowley Lake Drive.</p> <p>Lee Vining Fire Station</p> <p>Mono Basin Skate Park</p> <p>Improve visual attractiveness of community</p> <p>Community programming – youth activities, continuing education, etc.</p> <p>Necessary life services, DMV, health services, etc.</p> <p>Build sense of community, programs, collaborations, etc.</p> <p>Establish a Recreation District in the County to address the recreation needs of all of the citizens in Mono County</p>	<p>Water & Integrated Regional Water Management Program (IRWMP) - WaterTag; Ensuring access to safe, reliable and affordable water for all communities (per the Right to Water Act)</p> <p>Partner with the Inyo-Mono Integrated Regional Water Management Program to identify and respond to priority community and ecosystem water needs, as well as secure state funding for a water-secure future for Mono County.</p> <p>Support local food access (fees for farmers markets, for instance);</p> <p>Fire/emergency planning;</p> <p>Work with CSA11 on community improvements projects;</p> <p>Support Tri-Valley Water Commission;</p> <p>Continue support of speed limit reduction in Tri-Valley;</p> <p>Round Fire Recovery efforts;</p> <p>Mono City traffic speed control (Also under Under & Address Community Needs)</p> <p>Lee Vining Community Center completion. (Also under Understand & Address Community Needs)</p> <p>June Lake Down Canyon Trail completion. (also under Promote a Strong & Diverse Economy and Protect Natural Resources and Enhance Public Access)</p> <p>Include Health of Mono County Organizations;</p> <p>Educate people on homeopathic medicine – Reference book called “Top 20 alternative Doctors in America can improve your health”;</p> <p>Retirement living with health as a key component;</p> <p>Increasing Child Care – Incentivize the opening of more licensed child care facilities with financial incentives; provide startup funds for new child care and preschool facilities in areas of need.</p> <p>Encourage Early Literacy – Fund Literacy Fair at all libraries to coincide with “Read Across America day.”</p> <p>CSA and Health Department to develop and manage wellness and exercise programs;</p> <p>Build a skate park and a bike park in June Lake. The ball park is hardly used. Acknowledge the youngster population boom currently exploding in June Lake.</p> <p>Establish bike/walking trails throughout the June Lake Loop.</p> <p>Safe walk/ bike lane on Crowley Lake</p> <p>Drive between Long Valley and Crowley</p> <p>Avis Radio for Emergency in Mono Basin Workforce housing</p> <p>Fire Safe Council Fire prevention planning and emergency preparedness</p> <p>Mono City fuels reduction</p> <p>Mono City water system (antique plumbing)</p> <p>Power-line Safety</p> <p>Lee Vining Main Street improvements, includes issue of road yards, walkability, mobility, pedestrian and bike improvements,</p> <p>Avalanche Safety, updates to General Plan, training</p>	<p>Communication: More info. online and presentations to showcase staff work;</p> <p>Continuing education for employees;</p> <p>D395 leverage for safety;</p> <p>Explore regional partnerships and efficiencies (Shared service models);</p> <p>June Lake Downtown revitalization (Also in Promote a Strong & Diverse Economy).</p> <p>Conway Ranch Aquaculture Request for Proposal; (Also under Promote a Strong & Diverse Economy and Protect Natural Resources and Enhance Public Access)</p> <p>June Lake Down Canyon Trail completion; Also under Promote a Strong & Diverse Economy and Protect Natural Resources and Enhance Public Access</p> <p>Improve quality of work life by improving county culture so that employees have work life to match quality of life outside of work;</p> <p>Reward employees with time off for best suggestion during a quarter.</p> <p>Working with Mono Basin PUD and Town businesses</p>	<p>Facilities planning (long and short term) – Comprehensive County Facilities Planning;</p> <p>Fiscal Restraint;</p> <p>Apply the Project Approval process to all Board requested projects;</p> <p>Prioritization to all Departments;</p> <p>Long Term Solid Waste Solution;</p> <p>Mono City traffic speed control; (Also under Understand & Address Community Needs</p> <p>Lee Vining Landscaping of the Road Yard – (Also in Understand & Address Community Needs)</p> <p>Paint the Lee Vining Road Shop; protect the exterior integrity of the building as well blend it in with adjacent upgraded Galtrons structures is an immediate need. This project covers the outward need of Understand & Address Community Needs. It would serve the Strategic Directions of Effectively Use Resources, Workforce Wellness, and Strengthen County Culture (i.e. nice looking functional buildings).</p> <p>Bridgeport County Campus Plan</p> <p>Board Oversight Sub-Committees;</p> <p>County facilities Zero Net Energy;</p> <p>Government Center in Mammoth Lakes;</p> <p>Countywide initiative to improve health of all communities with focus on communication, trust, collaboration, mutual gain. Invite key organizations such as Mono County, Town of M., schools, tourism and hospitality.</p> <p>Use outside Counsel to reduce favoritism;</p> <p>Leadership in Energy and Environmental Design (LEED) homes;</p> <p>Build volunteerism;</p> <p>Protect all spawning streams in Mono County. Natural spawned fish are free fish.</p> <p>Spawning streams should be catch and release, artificial baits, barbless hooks, no dogs in streams, no swimming in spawning streams.</p> <p>Maintain what we have before building more</p> <p>Increase Special District Capacity to provide service and functionality</p> <p>Identify which services “must” be delivered by Mono County while also identifying which services could be delivered by other capacities that may lie outside of government.</p> <p>Invest in public/private partnerships and other innovative tools to leverage the limited resources of Mono County.</p> <p>Work with TOML on integrated Government Center</p> <p>Continue to use the LTC and similar regional bodies to leverage local, state and federal dollars or road and related infrastructure.</p> <p>Work with Town to find ways to enhance the value of Cerro Coso College</p>	<p>Utilize Board of Supervisors Ad Hoc committees for oversight/planning -- Recommendations include:</p> <p>EMS –Paramedics;</p> <p>Emergency services and fire issues such as utilities underground</p> <p>Elections;</p> <p>Recreation;</p> <p>Increasing Public Engagement -- town halls/increasing participation in Mammoth;</p> <p>Lee Vining Community Center completion – (Also in Effective Use of Resources and Understand & Address Community Needs)</p> <p>Paint the Lee Vining Road Shop – (Also under Effective Use of Resources and Workforce Wellness)</p> <p>Public Recognition events;</p> <p>Connecting retirement villages to each other for activities throughout county.</p> <p>Increasing Child Care – Incentivize the opening of more licensed child care facilities with financial incentives; provide startup funds for new child care and preschool facilities in areas of need.</p> <p>Support regional branding, character, and identity. Implement policy to ensure consistent and cohesive messaging throughout the County;</p> <p>Connect County organization better with communities - in the methods section this is geared more toward the county as an agency. It would be nice to see this include the idea of the county as a community of residents and employees. I’m not sure how to put it into a project. Something to increase/celebrate county pride and involvement in County government.</p> <p>RPAC membership diversity</p> <p>Build sense of community, programs, collaborations, etc.</p>	<p>Improve and grow HR-run systems and programs (EAP, trainings, Education opportunities such as CSAC)</p> <p>Contributing to the building and planning part of the economy along with new residents utilizing local retail businesses;</p> <p>Facilitate opportunities for Mono county staff and the public to spend more time outdoors and engaging in outdoor recreation activities.</p> <p>Establish joint employee training programs with TOML, Bishop, and/or Inyo County.</p> <p>Establish county wide AED program at all County facilities, expanding off of the TOML program</p>	<p>Strengthen County Culture</p>

Potential Projects

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Strategic Directions ... Methods...with Success measured...through resourced projects								



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE July 7, 2015

Departments: Board of Supervisors, County Counsel, Community Development

TIME REQUIRED 15 minutes (5 minute presentation; 10 minute discussion) **PERSONS APPEARING BEFORE THE BOARD** Marshall Rudolph, Scott Burns

SUBJECT ESTA Board Representation

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Consideration of possible request to ESTA governing board to amend the ESTA JPA in order to allow Mono County to appoint as one of its two members on the ETSA governing board a member of the Mono LTC Social Services Transportation Advisory Council.

RECOMMENDED ACTION:

Consider making such a request to ESTA Board. Provide any desired direction to staff.

FISCAL IMPACT:

None.

CONTACT NAME: Marshall Rudolph

PHONE/EMAIL: (760) 924-1707 / mrudolph@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

[ESTA staff report](#)

History

Time	Who	Approval
6/29/2015 8:44 PM	County Administrative Office	Yes
6/29/2015 10:29 AM	County Counsel	Yes
6/29/2015 4:37 PM	Finance	Yes

County Counsel
Marshall Rudolph

Assistant County Counsel
Stacey Simon

Deputy County Counsels
John-Carl Vallejo
Christian Milovich

OFFICE OF THE
COUNTY COUNSEL

Mono County
South County Offices
P.O. BOX 2415

MAMMOTH LAKES, CALIFORNIA 93546

Telephone
760-924-1700
Facsimile
760-924-1701

Legal Assistant
Jennifer Senior

TO: Board of Supervisors

FROM:  Marshall Rudolph

DATE: July 7, 2015

RE: Possible request to ESTA governing board to amend the ESTA JPA in order to allow Mono County to appoint as one of its two members on the ESTA governing board a member of the LTC's Social Services Transportation Advisory Council

Recommendation:

Consider making such a request. Provide any desired direction to staff.

Fiscal/Mandates Impact:

None.

Discussion:

Mono County is a member entity of the Eastern Sierra Transit Authority (ESTA), which was created by a joint powers agreement (JPA). Under the current terms of the ESTA JPA, each member entity can appoint two members of the ESTA governing board, which shall be members of the member entity's governing body. (JPA Section 1.2.) Thus, only a Mono County Supervisor can presently be appointed by Mono County to the ESTA Board. My office has previously opined that the ESTA governing board and the Local Transportation Commission (LTC) are "incompatible offices" under state law, meaning a person cannot simultaneously hold both offices. Supervisors Stump, Fesko, and Johnston presently serve on the LTC are thus ineligible to also serve on the ESTA Board. And my office has determined that Supervisor Corless would have a conflict of interest with respect to the anticipated renewal of an existing contract between ESTA

and Mammoth Mountain, effectively preventing her from serving on the ESTA Board. Thus, only Supervisor Alpers is presently eligible to serve on the ESTA Board.

To resolve this situation, Mono County has previously proposed to amend the ESTA JPA to allow, at a minimum, for Mono County to appoint at least one member to the ESTA Board who is not a member of the Mono County Board of Supervisors. That request was declined by the ESTA Board. As another possible approach to the situation, it has been suggested that perhaps the JPA Agreement could be amended to allow Mono County to appoint to the ESTA Board a member of the Mono LTC's Social Services Transportation Advisory Council. Background information regarding this Advisory Council and its current membership is enclosed. (Note: service on the Advisory Council would not constitute an incompatible office with serving on the ESTA Board.) It is unknown whether the ESTA Board would be receptive to such a JPA amendment if Mono did propose it.

If you have any questions regarding this item, please call me at 924-1707 or Scott Burns at (760) 924-1807.

Encl.

SOCIAL SERVICES TRANSPORTATION ADVISORY COUNCIL 99238.

Each transportation planning agency shall provide for the establishment of a social services transportation advisory council for each county, or counties operating under a joint powers agreement, which is not subject to the apportionment restriction established in Section 99232.

(a) The social services transportation advisory council shall consist of the following members:

- (1) One representative of potential transit users who is 60 years of age or older.
- (2) One representative of potential transit users who is handicapped.
- (3) Two representatives of the local social service providers for seniors, including one representative of a social service transportation provider, if one exists.
- (4) Two representatives of local social service providers for the handicapped, including one representative of a social service transportation provider, if one exists.
- (5) One representative of a local social service provider for persons of limited means.
- (6) Two representatives from the local consolidated transportation service agency, designated pursuant to subdivision (a) of Section 15975 of the Government Code, if one exists, including one representative from an operator, if one exists.
- (7) The transportation-planning agency may appoint additional members in accordance with the procedure prescribed in subdivision (b).

(b) Members of the social services transportation advisory council shall be appointed by the transportation planning agency which shall recruit candidates for appointment from a broad representation of social service and transit providers representing the elderly, the handicapped, and persons of limited means. In appointing council members, the transportation-planning agency shall strive to attain geographic and minority representation among council members. Of the initial appointments to the council, one-third of them shall be for a one-year term, one-third shall be for a two-year term, and one-third shall be for a three-year term. Subsequent to the initial appointment, the term of appointment shall be for three years, which may be renewed for an additional three-year term. The transportation planning agency may, at its discretion, delegate its responsibilities for appointment pursuant to this subdivision to the board of supervisors.

(c) The social services transportation advisory council shall have the following responsibilities:

- (1) Annually participate in the identification of transit needs in the jurisdiction, including unmet transit needs that may exist within the jurisdiction of the council and that may be reasonable to meet by establishing or contracting for new public transportation or specialized transportation services or by expanding existing services.

(2) Annually review and recommend action by the transportation-planning agency for the area within the jurisdiction of the council, which finds, by resolution, that (A) there are no unmet transit needs, (B) there are no unmet transit needs that are reasonable to meet, or (C) there are unmet transit needs, including needs that are reasonable to meet.

(3) Advise the transportation-planning agency on any other major transit issues, including the coordination and consolidation of specialized transportation services.

(d) It is the intent of the Legislature that duplicative advisory councils shall not be established where transit advisory councils currently exist and that those existing advisory councils shall, instead, become part of the social services transportation advisory council and shall assume any new responsibilities pursuant to this section.

Attachment #2**2014-2015 (Current) Social Services Transportation Advisory Council Roster**
(roster prior to the reappointments requested in this agenda item)

Name	Term Exp.
Mammoth Mountain Ski Area Transportation, Designee	2015
Beth Himelhoch, Liaison to Kern Regional Center, and Executive Director Inyo-Mono Association for the Handicapped, Inc.	2015
IMACA	2015
Megan Foster, Mono County Social Services	2015
Natalie Sanders, Case Manager, Mammoth Hospital	2016
Jill Batchelder, ESTA, CTSA	2016
John Helm, ESTA, CTSA	2016
Debbie Diaz, Emergency Preparedness Facilitator, Mono County Public Health	2017
Kathy Copeland/Laurel Martin, Executive Director, Disabled Sports, Eastern Sierra	2017
Carolyn Balliet, Mono County Health Department and Seniors	2017
Rick Franz, Transportation Planner, Caltrans	2017



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE July 7, 2015

TIME REQUIRED

SUBJECT Closed Session--Human Resources

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Marshall Rudolph, John Vallejo, Leslie Chapman, 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.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME:

PHONE/EMAIL: /

SUBMIT THE ORIGINAL DOCUMENT WITH ATTACHMENTS TO THE OFFICE OF THE COUNTY ADMINISTRATOR **PRIOR TO 5:00 P.M. ON THE FRIDAY 32 DAYS PRECEDING THE BOARD MEETING**

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

[Click to download](#)

No Attachments Available

History

Time

Who

Approval

6/15/2015 8:33 AM	County Administrative Office	Yes
6/22/2015 1:45 PM	County Counsel	Yes
6/17/2015 10:18 AM	Finance	Yes



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE July 7, 2015

TIME REQUIRED

**PERSONS
APPEARING
BEFORE THE
BOARD**

SUBJECT Closed Session - Public Employment

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

PUBLIC EMPLOYMENT. Government Code section 54957. Title: County Administrator.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME:

PHONE/EMAIL: /

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YES NO

ATTACHMENTS:

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No Attachments Available

History

Time	Who	Approval
6/28/2015 10:18 AM	County Administrative Office	Yes
6/29/2015 10:14 AM	County Counsel	Yes
6/26/2015 11:09 AM	Finance	Yes



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE July 7, 2015

TIME REQUIRED

SUBJECT

Closed Session - Public Employment

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

PUBLIC EMPLOYMENT. Government Code section 54957. Title: HR Manager.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME:

PHONE/EMAIL: /

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ATTACHMENTS:

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No Attachments Available

History

Time	Who	Approval
6/28/2015 10:18 AM	County Administrative Office	Yes
6/29/2015 10:09 AM	County Counsel	Yes
6/26/2015 10:51 AM	Finance	Yes



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE July 7, 2015

TIME REQUIRED

SUBJECT

Closed Session - Public Employment

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

PUBLIC EMPLOYMENT. Government Code section 54957. Title: Emergency Medical Services Manager.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME:

PHONE/EMAIL: /

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MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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No Attachments Available

History

Time	Who	Approval
6/28/2015 10:18 AM	County Administrative Office	Yes
6/29/2015 10:10 AM	County Counsel	Yes
6/26/2015 10:52 AM	Finance	Yes