



**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
September 13, 2016**

Flash Drive	#1004
Minute Orders	M16-186 to M16-195
Resolutions	R16-65 to R16-70
Ordinance	ORD16-07

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

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

*Break: 10:12 a.m.
Reconvene: 10:24 a.m.
Break: 11:55 a.m.
Reconvene: 12:06 p.m.
Break: 1:20 p.m.
Reconvene: 1:27 p.m.
Closed Session: 3:45 p.m.
Adjourn: 4:15 p.m.*

The Mono County Board of Supervisors stream all of their meetings live on the internet and archives them afterward. To listen to any meetings from June 2, 2015 forward, please go to the following link: <http://www.monocounty.ca.gov/meetings>

Pledge of Allegiance led by Pam Haas-Duhart

Chairman Stump called for a moment of silence to honor the victims of September 11.

Note

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1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Peter Treadwell:

- Resident of Swauger Creek area, presented a packet to the Board regarding logging activities in the Devil's Gate/ Swauger area.

Pam Haas-Duhart:

- Read from a report she previously filed with the County of Mono.

Board direction to CAO to touch base with Pam Haas-Duhart and Scott Burns.

John Peters:

- Follow up to the previous speakers, he spoke with Pete Treadwell and Scott Burns on this recently, Scott is aware of the recent concerns over this.

2. APPROVAL OF MINUTES

A. Board Minutes

Departments: Clerk of the Board

Approve minutes of the Regular Meeting held on August 9, 2016, as corrected.

Johnston moved; Fesko seconded

Vote: 5 yes; 0 no

M16-186

Supervisor Corless:

- Page 4, spelling correction of Margy Verba's name.

Supervisor Johnston:

- Page 5, in his comments, last part of third line, should state: "A commenter wrote in a letter that OHV doesn't allow the rider to hear the birds or silence."
Next bullet, "Caring" should be "carrying" capacity.
Next bullet should read, "We need to take a strong stand on the areas that are needed for wilderness."

B. Board Minutes

Departments: Clerk of the Board

Approve minutes of the Special Meeting held on August 11, 2016.

Fesko moved; Corless seconded

Vote: 5 yes; 0 no

M16-187

C. Board Minutes

Departments: Clerk of the Board

Approve minutes of the Regular Meeting held on August 16, 2016, as corrected.

Johnston moved; Corless seconded

Vote: 5 yes; 0 no

M16-188

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Supervisor Stump:

- Page 3, his comment should say "Told Steve Kerins, Deputy County Counsel, that the letter was well written".
- Page 6, second bullet point should be corrected to "Southern Mono Health Care District".

D. Board Minutes

Departments: Clerk of the Board

Approve minutes of the Special Meeting held on August 23, 2016, as corrected.

Alpers moved; Corless seconded

Vote: 5 yes; 0 no

M16-189

Supervisor Johnston:

- Page 2 under Wendy Sugimura, 1st bullet, should be bike "pedal" not "spark".

3. RECOGNITIONS - NONE

4. **BOARD MEMBER REPORTS**

Supervisor Alpers:

- 9/8 - Attended a Mono County Team conference call meeting with SCE identifying some positive steps to begin to resolve the power line issues from Lundy power plant to the community of Lee Vining. In attendance were Leslie Chapman, Stacey Simon, Fred Stump, Bartshe Miller (MBRPAC), John Ljung (Mono City resident) and Adrienne Ratner representing Mono County. Representing SCE were Rudy Gonzales, Jon Lum, Gary Trumbo and Alex Aguilar. Meeting highlights included:
 - Completion by SCE of a power line patrol and a forthcoming maintenance plan.
 - Changing of annual line inspection to June.
 - A community/County field trip sponsored by SCE -Mono County will work with BLM, USFS and other agencies to help SCE secure necessary permits to make line improvements.
 - SCE will attend the 10/12 MBRPAC meeting to inform and discuss with local citizens SCE's plans to secure the safety of its transmission infrastructure.
- I want to thank those that attended the meeting/call and SCE's cooperation is appreciated.

Supervisor Corless:

- 9/7: Mammoth Lakes Town Council, announced results of budget hearings/youth sports funding, agenda included an update on Reds Meadow Rd, parties working toward funding/FLAP grant with town in the lead
- 9/12: Mammoth Fire Safe Council, working to restart the group, next meeting 10/11.
- Coming up this week: Town-County Liaison Committee 9/15 at 2pm, Eastern Sierra Council of Governments 9/16 in Mammoth.
- Note that I will not be at the 9/20 meeting.

Supervisor Fesko:

- Nothing to report this week.

Supervisor Johnston:

- Noted that the Gran Fondo was held this past weekend. I've heard nothing but good things, especially about the road closures that were instituted this year.
- Working on a written draft proposal regarding single family transient rentals, similar to what I've talked about in previous meetings and what was discussed at the recent June Lake CAC. Will be consulting with staff on the draft and bring back at a future date.
- Great Basin APCD is meeting this Wednesday and will include items regarding the dust control projects at the Owens Dry Lake and the Keeler Dunes.

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- Mammoth Lakes Housing is meeting on Thursday and among other things will be reviewing the findings of the three recent Housing Summit workshops. This coming Friday, the Eastern Sierra Council of Governments will be meeting in Mammoth. Items include airports and safety.
- I also received an unsolicited call from the Bishop Ford dealership. They indicated they recently provided nine fully equipped Ford Interceptors to Inyo County for \$45,000+ each. I recommended they continue to be in contact with our Public Works Department who is working on bids for police patrol vehicles.

Supervisor Stump:

- 9-7 Attended the Tri Valley Water Commission. The State has finalized their decision to deny the Basin Boundary Split. The Tri Valley Board will hear a presentation from DWR, hopefully at their October meeting, on what exact parameters a management plan needs to contain. That Board will decide in the near future if they want to act as a Groundwater Sustainability Agency or function as part of a single agency governing board that would include The Owens Valley portion of Inyo County.
- 9-8 Attended a Conference Call with SCE to discuss power line issues between Lundy Power Plant and Lee Vining. Also discussed a SCE line replacement project in Paradise scheduled for October.
- I will be requesting input from the Board about a potential Planning Commissioner appointment and the need to adjust the Planning Commission meeting date. My comments will be to request if the Board would like two agenda items on this or if one would be sufficient.

Board consensus is to bring this back in two items.

- I will reference the Inyo County press release about their letter of appreciation to Senator Berryhill which inadvertently included a reference to Mono County. This concerns Inyo County's Adventure Trail program.

5. COUNTY ADMINISTRATIVE OFFICE

Leslie Chapman:

- Received an email from Dan Holler with a thank you to the Board for the youth sports funding and trail development funding. Also a thank you for continuation of the air support service.
- Dept heads and manager meeting on the 7th, meetings are becoming more useful and active. Budget debrief. Spoke to creating a positive dialog and bringing in employees to the County.
- Met with SCE regarding the power poles in Lee Vining. SCE asked for some support, a more formal item will be coming back to the Board later. Getting permits to replace poles on federal land is one issue.

6. DEPARTMENT/COMMISSION REPORTS

Janet Dutcher:

- Budget was adopted last week, take time to recognize all the work that goes on behind the scenes and the Finance staff that made it happen.
- **Supervisor Stump:** acknowledged the Finance staff, throughout all the staffing and management changes, it has been a tremendous effort, wanted to say thank you very much in public.
- **Supervisor Alpers:** has received compliments on the county getting through the budget, thank you, acknowledges the hard work of the Finance staff.

Scott Burns:

- Follow up from budget, regarding the question on Long Valley HAC and ORMAT
- Nick Criss has been working on those, should come back in October. New legislation that sets in motion a new process to certify code enforcement agents.

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- Cedar Barrager has been working with the county part time, extremely valuable employee, will not be returning due to family obligations.
- Critical habitat on frogs and toads, defer to Wendy

Wendy Sugimura:

- We had been waiting on critical habitat; all lakes and creeks have been removed from designated critical habitat area. Our comments were listened to; we should feel good about that.
- **Supervisor Corless:** suggested Wendy communicate this to the Fisheries Commission

Nate Greenberg:

- Notice of resignation over the weekend of Cameron Carey. Will be working to fill his position, as this will be a hit in the short term. Wants to recognize Cameron at a future meeting

Ingrid Braun:

- Regarding La Fondo: nothing to report. The event went off very well, the road closure went well, and it was a successful event. Nearly 1000 riders.

Rick Johnson:

- Last week, meeting with California local health officers on topic of marijuana.
- General comments regarding the potential legalization of marijuana; please see additional documents for his comments.

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. **Modification of Public Works Department Allocation List**

Departments: Human Resources

Proposed resolution is to eliminate the Assistant Public Works Director position from the Allocation List and replace with County Engineer position.

Action: Adopt proposed resolution #R16-65, a Resolution of the Mono County Board of Supervisors authorizing the County Administrative Officer to amend the County of Mono list of allocated positions to reflect the addition of a County Engineer in the Public Works Department, and the removal of the Assistant Public Works Director from the Public Works Department. Provide any desired direction to staff.

Corless moved; Fesko seconded

Vote: 5 yes; 0 no

R16-65

B. **Employment Contract - Garrett Higerd**

Departments: Human Resources

Proposed resolution approving an employment contract with Garrett Higerd as County Engineer, and prescribing the compensation, appointment and conditions of said employment.

Action: Adopt proposed resolution #R16-66, a Resolution of the Mono County Board of Supervisors approving an employment agreement with Garrett Higerd and prescribing the compensation, appointment, and conditions of said employment.

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Corless moved; Fesko seconded
Vote: 5 yes; 0 no
R16-66

C. Employment Agreement for Stacey Simon as County Counsel

Departments: Human Resources and County Council

Proposed resolution approving a contract with Stacey Simon as County Counsel, and prescribing the compensation, appointment and conditions of said employment.

Action: Approve Resolution #R16-67, approving a contract with Stacey Simon as County Counsel, and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Corless moved; Fesko seconded
Vote: 5 yes; 0 no
R16-67

D. Employment Agreement with Christian Milovich

Departments: County Counsel and Human Resources

Proposed resolution approving a contract with Christian Milovich as Assistant County Counsel and prescribing the compensation, appointment and conditions of said employment.

Action: Approve Resolution #R16-68, approving a contract with Christian Milovich as Assistant County Counsel and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Corless moved; Fesko seconded
Vote: 5 yes; 0 no
R16-68

E. 2016-17 Tax Rates

Departments: Finance

Establish the 2016-17 Tax Rates on the Secured Roll.

Action: Approve and authorize the Chairman's signature on proposed Resolution No. R16-69, establishing the 2016-17 tax rates on the secured roll.

Corless moved; Fesko seconded
Vote: 5 yes; 0 no
R16-69

F. 2016-17 Appropriations Limit

Departments: Finance

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Establish the 2016-17 Appropriations Limit.

Action: Approve and authorize the Chairman's signature on proposed Resolution #R16-70, establishing the 2016-17 Appropriations Limit and making other necessary determinations for the County and for those special districts governed by the Board of Supervisors that are required to establish appropriation limits.

Corless moved; Fesko seconded

Vote: 5 yes; 0 no

R16-70

G. Treasury Transaction Report

Departments: Finance

Treasury Transaction Report for the month ending 7/31/2016.

Action: Approve the Treasury Transaction Report for the month ending 7/31/2016.

Corless moved; Fesko seconded

Vote: 5 yes; 0 no

M16-190

H. Out Of State Travel - Behavioral Health

Departments: Behavioral Health

Mono County Behavioral Health has a variety of mandates required through Health Care Reform; one is to continue to increase the capacity of our Electronic Health Record system (EHR). Ms. Martin is the lead in this project for Mono County Behavioral Health. By attending this conference, Ms. Martin will become proficient in the new system and be able to train MCBH staff as needed; this will reduce the cost of using Echo Group trainers and support for implementation and use of the new system.

Action: Approve out of state travel for Mono County Behavioral Health employee, Shirley Martin, to attend the Echo Group, Peer to Peer v. 14 Conference, in Portsmouth, New Hampshire – October 16 – 19, 2016. There will be travel days on each side of the conference.

Corless moved; Fesko seconded

Vote: 5 yes; 0 no

M16-191

I. Reappointment of Stacey Adler, PhD, to Mono First 5 Commission

Departments: Clerk of the Board

The First 5 Mono County Executive Director requests the Mono County Board of Supervisors reappoint Stacey Adler, PhD, to serve a subsequent three-year term on the First 5 Commission, expiring July 31, 2019. This item is sponsored by Chairman Fred Stump.

Action: Reappoint Stacey Adler, PhD, to serve a subsequent three-year term on

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the First 5 Commission, expiring July 31, 2019.

Corless moved; Fesko seconded

Vote: 5 yes; 0 no

M16-192

J. AIDS Drug Assistance Program (ADAP) Enrollment Site Contract #16-10377 for July 1, 2016-June 30, 2019

Departments: Health Department

Proposed contract with California Department of Public Health, Center for Infectious Diseases, Office of AIDS (OA) pertaining to the AIDS Drug Assistance Program (ADAP) Enrollment Site Contract #16-10377.

Action: Approve County entry into the AIDS Drug Assistance Program (ADAP) Enrollment Site Contract #16-10377 and authorize the Director of Public Health's signature to execute said contract on behalf of the County including minor amendments that may occur in the 3-year contract period of July 1, 2016-June 30, 2019 with approval as to form by County Counsel.

Corless moved; Fesko seconded

Vote: 5 yes; 0 no

M16-193

K. Ordinance Authorizing the Use of Certain Unpaved County Roads for the 2016 Sierra Safari Off-Highway Vehicle Event

Departments: CAO, Public Works

Proposed ordinance designating certain unpaved county roads throughout the unincorporated area of Mono County as roughly graded roads within the meaning of Vehicle Code section 38001 for the purpose of facilitating the short-term use of those roads for the 2016 Sierra Safari Off-Highway Vehicle Tour.

Action: Adopt proposed ordinance.

Corless moved; Fesko seconded

Vote: 5 yes; 0 no

ORD16-07

8. CORRESPONDENCE RECEIVED

All items listed are located in the Office of the Clerk of the Board, and are available for review. Direction may be given to staff regarding, and/or the Board may discuss, any item of correspondence listed on the agenda.

A. News Release from US Fish & Wildlife re: Three Sierra Amphibians

Departments: Clerk of the Board

News release dated August 25, 2016 from the US Fish and Wildlife Service regarding the Critical Habitat Designated for Three Sierra Amphibians in Mono

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County.

9. REGULAR AGENDA - MORNING

A. IFTM Top Resa Travel Tradeshow, Sept. 20-23, 2016

Departments: Economic Development

(Alicia Vennos) - Presentation by Alicia Vennos regarding representing the High Sierra Visitors Council at the IFTM Top Resa travel trade show in France, Sept. 20-23, 2016.

Action: Approve out-of-state travel request for Alicia Vennos to represent Mono County and the High Sierra Visitors Council at IFTM Top Resa travel trade show in France, Sept. 20-23, 2016. Provide any desired direction to staff.

Fesko moved; Corless seconded

Vote: 5 yes; 0 no

M16-194

Alicia Vennos:

- Gave an overview on the travel trade show and those invited.

Supervisor Fesko:

- This is a great opportunity, and it makes sense to keep doing this. Low impact to the county.

B. Out of State Travel Authorization for Kirk Hartstrom

Departments: Information Technology

(Nate Greenberg) - Kirk Hartstrom was selected to participate in a security mentorship program through the Multi-State Information Security & Analysis Center (MS-ISAC). The kickoff for the mentorship program begins at MS-ISAC's Annual Meeting in San Antonio, TX from October 31 – November 2, 2016.

Action: Authorize Kirk Hartstrom to travel to San Antonio, TX for the Multi-State Information Sharing & Analysis Center Annual Meeting as part of the Security Mentorship program.

Johnston moved; Fesko seconded

Vote: 5 yes; 0 no

M16-195

Nate Greenberg:

- Kirk has a great opportunity and it's an honor as well to be a part of the Information Security Advisory Council. County is paying very little of the total cost due to the ISAC. He had to apply to the program and be accepted.

C. South County Facility Analysis

Departments: Public Works, Finance, Administration

(Todd Lankenau) - South County Facility Analysis presentation by Todd Lankenau, Managing Partner, Collaborative Design Studios. The presentation will cover the results of Collaborative Design Studio's analysis of the long-term space needs, options, and costs for Mono County facilities in the south County.

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

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Peter Chapman:

- The committee was formed of several different departments and did an analysis of space needs.

Todd Lankenau:

- Went through the power point.
- There are specific criteria to follow in order to design a building like this for State or County buildings. The cost estimate was prepared by an international cost estimating firm, the largest in the US. Gave them the program, criteria, and basic standards by which to price the building.
- For an accurate comparison, we should look at the cost of bringing the quality of the mall up to the quality of the new building. Upgrades need to be made to that building that will provide you with sufficient technologies.
- The County might have the option to purchase through a lease on the mall; went over a few options for financing. A lot of different avenues the County can take.

Supervisor Corless:

- Question about the land, given that it may be a joint facility with the Town.
- Where does the board go with this information?
- Need board consensus that we have 2 options, to either stay and expand, or build new. Next step might be a joint public meeting with Town Council because there hasn't been a public discussion on the Town's part to move forward on this topic.

Leslie Chapman:

- Lease on Town land would be minimal. Town does have costs, but perhaps County could pay some upfront costs to offset the Town's costs. No decision needed today, just presenting information and ideas.
- The Town plans on moving forward regardless of our decision.
- Big picture: we've done a lot of work and felt it was a good time to present these findings to the Board. Very important decision, not to be taken lightly. Want to make sure we do our due diligence. The committee is reviewing the report and will present to the Board in the next couple of weeks. Also looking into several different financing options.

Supervisor Johnston:

- If the County pays property tax through some means, doesn't that tax come back to the County in a circular form?
- The County owns land in Mammoth, the land cost should be zero.
- If a lease could be done that gives the County ownership at the end, can that be done?

Supervisor Fesko:

- Thank you for this. Why do we feel we need to bring the private building, the mall, up to standards of other government agencies? Questions why renovating the mall would need to be upgraded so much. Also concerned with vacating existing spaces and leaving vacancies.
- Questions the social aspect of this move, putting County employees outside of the hub of the Town.
- Need a broader discussion, see where the town is at. Needs to answer, who owns what? How much owned by town/county? Co-ownership? Lease back to town? Wants to see copy of power point, there will be a lot more questions down the road.

Supervisor Stump:

- Is the Town going to move ahead regardless of our decision?
- He is not interested in creating an impressive government center, the beauty is in the environment. Does not believe the public would be supportive of an expensive, impressive building.
- Welcomed Paul Rudder and his attorney to come back to address this new information.

Supervisor Alpers:

- Agrees with Leslie Chapman, anxious to hear our next agenda item. Supervisor Fesko makes some points that have not been previously discussed, the social aspects. Those issues are important for our work force.

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D. Request for Letter of Interest re: Sierra Center Mall

Departments: Clerk of the Board

(Paul Rudder) - The Sierra Center will request that the Board consider and execute a letter of interest with respect to the redesign and reconstruction of, and addition to, County office space at the Sierra Center, together with a new lease for an extended period of time.

Action: Receive presentation by Sierra Center Mall, consider executing a letter of interest.

Drew Hild:

- Felt it would be good to hear from professionals in the field, not all square footages are equal in building trade.
- Gave some clarification of square footage needs, actual occupancy sizes versus total construction sizes; hard costs versus soft costs and how their numbers include all costs.
- At the last meeting, they said they went to a lender for the financing, went back to the capital markets and find out if the Town qualifies for loans: yes, but only if the County backs it. Reviewed a potential layout for the remodel (see video for this information). Explained if done this way, the Town is responsible for their lease, not the County.

Greg Jennison:

- Formerly of Neubauer- Jennison Construction. 45+ years in the area, has built many structures including MMSA employee housing, remodel projects, single family residences, commercial projects for the town and industrial park, wide range of construction. Spoke to advantage of underground parking at the mall. He felt soft costs and architectural and engineering fees were not addressed in the previous presentation.

Dean Sparks, principal of Natoma Real Estate Advisors:

- Represents Deutsche Bank. His firm is based near Fresno, hired to source and advise on financial options. Went through the basic loan allowances, terms, risks, the need to move on the loan sooner rather than later, etc.
- Explained credit rating of the Town.
- The County's credit rating (Investment Grade) is a consideration because it reflects the County's ability to pay the lease. This is standard in commercial real estate lending.
- There are no particular dates we need to hit, but we don't know if interest rates will rise. Interest rates are favorable now but we want to be able to take advantage of the rate we have offered to us. We don't know if or when the financial atmosphere may change.

Supervisor Stump:

- Why is the County's credit rating such a consideration when the County is not the borrower on the loan?

Paul Rudder:

- The lender knows the rent will always be paid, which is more than enough to pay the mortgage on the building. The lender is willing to bring in the Town if the County is willing to come in first.

Leslie Chapman:

- For clarification, the Town's credit rating is actually BB+, just a hair below investment grade.

Supervisor Alpers:

- We have to be financially accountable to the public.

Supervisor Fesko:

- Expressed concerns over interest rates changing due to market fluctuations.

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

John Peters:

- Thank you for supporting new and local events, such as the Eastern Sierra Kite Festival this

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weekend. Northern Mono Chamber and local businesses have worked very hard to put this together.

11. CLOSED SESSION

A. Closed Session--Human Resources

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Stacey Simon, Leslie Chapman, and Dave Butters. 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.

THE AFTERNOON SESSION WILL RECONVENE AFTER CLOSED SESSION IF NECESSARY

12. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

ADJOURN

ATTEST

**FRED STUMP
CHAIRMAN OF THE BOARD**

**HELEN NUNN
SR. DEPUTY CLERK OF THE BOARD**

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