



**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 Suite Z, 437 Old Mammoth Rd, Ste Z, Mammoth Lakes, CA 93546

**Special Meeting  
December 20, 2016**

<b>Flash Drive</b>	<b>#portable</b>
<b>Minute Orders</b>	<b>M16-253 to M16-261</b>
<b>Resolutions</b>	<b>R16-90 to R16-92</b>
<b>Ordinance</b>	<b>ORD16-12 not used</b>

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

*Supervisors Present: Alpers, Corless, Johnston, and Stump.  
Supervisors Absent: Fesko.*

*Break: 9:33 a.m.  
Reconvene: 9:58 a.m.  
Break: 11:20 a.m.  
Reconvene: 11:33 a.m.  
Break: 12:29 p.m.  
Reconvene: 12:42 p.m.  
Closed Session: 1:55 p.m.  
Reconvene: 3:05 p.m.  
Adjourn: 3:07 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 Pvt. FC Jeremy Dutcher.

**1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**  
*No one spoke.*

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

2. APPROVAL OF MINUTES - NONE

3. **RECOGNITIONS**

A. **Resolution Recognizing Greg Newbry for his Years of Service to Mono County**

Departments: Information Technology

Presentation of resolution recognizing Greg Newbry for his years of public service.

**Action:** Adopt Resolution recognizing Greg Newbry for his years of service.

**Johnston moved; Corless seconded**

**Vote: 4 yes; 0 no; Absent: Fesko**

**M16-253**

Supervisor Corless read the resolution into the record.

B. **Resolution of Appreciation to Supervisor Fesko**

Departments: Clerk of the Board

Proposed resolution of appreciation to outgoing Supervisor Tim Fesko

**Action:** Adopt resolution appreciation to outgoing Supervisor Tim Fesko

**Corless moved; Alpers seconded**

**Vote: 4 yes; 0 no; Absent: Fesko**

**M16-254**

Supervisor Stump read the resolution into the record.

Leslie Chapman read Supervisor Fesko's statement:

- Good morning Board, Staff and Public,

It saddens me that I am unable to attend today's Board meeting in person. I recently had surgery and while I am recovering, my recovery is much slower than I anticipated.

It had been my great honor and privilege to have served as Mono County's District 4 Supervisor for the past four years. Getting to know the inner workings of Mono County has been a learning experience that I will take with me until times end.

Mono County has a tremendous working staff. These dedicated folks have stayed strong during Mono County's worse fiscal times. But despite the challenges, our staff continued working hard providing many important services to my constituents, the County's residents and the general public. I thank each and everyone of them for their support over the last 4 years in the many projects and tasks that were before me and my constituents. Thank you all for a great job!

I greatly appreciate the recognition given at today's meeting, I surely wish that I could be there in person but I'll be watching from home as I continue my recovery.

Respectfully,

Tim Fesko

Mono County Supervisor, District 4

C. **Resolution of Appreciation to Supervisor Alpers**

Departments: Clerk of the Board

Proposed resolution of appreciation to outgoing Supervisor Tim Alpers.

**Action:** Adopt resolution appreciation to outgoing Supervisor Tim Alpers

**Note:**

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**Corless moved; Johnston seconded**

**Vote: 4 yes; 0 no; Absent; Fesko**

**M16-255**

Supervisor Johnston read the resolution into the record.

**Supervisor Alpers:**

- Thanked everyone for the last four years and thanked multiple departments for projects and accomplishments throughout the County.

A coffee break was taken in honor of Supervisors Alpers and Fesko.  
Supervisor Alpers left the meeting during the break.

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

### **4. BOARD MEMBER REPORTS**

**Supervisor Corless:**

- The Town-County liaison meeting was last Thursday, they discussed facilities planning, overview of marijuana regulations, animal control issues and the possibility of an online licensing service. Liaison Committee decided to move forward with another joint meeting of the Board and the Council regarding the marijuana regulation.
- Thank you to Nancy Mahannah for the survey results and research she's done on tobacco use.
- Had county holiday brunch last week. Thank you to Megg Hawkins and all those who put it together.
- ESCOG meeting in Bishop on Friday, Dec 16<sup>th</sup>, but due to storm was unable to attend. California Advanced Services Fund Grant was approved for Broadband Consortium

**Supervisor Johnston:**

- Attended the Town-County Liaison meeting in place of Supervisor Stump. Supervisor Corless's Board report covers the meeting.
- Attended the County Christmas Brunch - well attended! Thanks to all who participated and prepared everything.

**Supervisor Stump:**

- Thank you to staff for making it possible for me to attend the 13th meeting remotely from my home.

### **5. COUNTY ADMINISTRATIVE OFFICE**

**Leslie Chapman:**

- Last week's focus was Christmas parties. Holiday party went well, appreciates everyone who was there.
- South County office project is moving forward.

### **6. DEPARTMENT/COMMISSION REPORTS**

**Sheriff Braun:**

- On correspondence is a letter from the Board of State and Community Corrections. She wants to acknowledge Lt. Booher and Sgt. Ladd's contributions to the jail and for keeping it up to standards. Good work of the jail staff.
- Succession plan for Lt. Booker is on track, has one good internal candidate but will be recruiting openly. Working with HR.

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**Wendy Sugimura, Community Development:**

- Has some information on last week's public comments regarding Camp Antelope. It is private property owned in fee title. They are being held to building standards, water supply is integrated into the building permit standard process. Regarding the management and relationships between the Owens Valley Indian Housing Authority and the various tribes, County Planning does not have authority or jurisdiction over it.

**Board discussion:**

- Staff is gathering information on this issue and will be agendaized for a future meeting. Requested the Housing Authority be invited to attend the meeting when it's scheduled.

**Janet Dutcher:**

- "Bring your soldier to work day", here to introduce her son, Private Second Class Jeremy Dutcher. Thanked him for his service, very proud of him.

**Alicia Vennos, Economic Development:**

- At the regular meeting of the Economic Development Film and Tourism Commission meeting in November, \$22k was allocated to community event marketing fund. \$6k to Historical Societies art fund, applications due January 25<sup>th</sup>.

**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. Change to Allocation List for Solid Waste Division**

Departments: Public Works, Solid Waste Division

Proposed resolution Amending the Allocation List to reflect the increase of one Solid Waste Maintenance Worker, and the elimination of one Solid Waste Gate Attendant.

**Action:** Adopt proposed resolution #R16-90, Amending the Allocation List to reflect the increase of one Solid Waste Maintenance Worker, and the elimination of one Solid Waste Gate Attendant. Provide any desired direction to staff.

**Corless moved; Johnston seconded**

**Vote: 3 yes; 0 no; Absent; Fesko, Alpers**

**R16-90**

**B. Resolution Delaying Revisions to Personnel Rules Related to Biweekly Payroll**

Departments: CAO / Finance/HR

Proposed resolution amending sections 090 and 240 of the Mono County Personnel Rules to address delayed implementation of biweekly pay periods.

**Action:** Adopt proposed resolution #R16-91, Amending sections 090 and 240 of the Mono County Personnel Rules to address delayed implementation of biweekly pay periods. Provide any desired direction to staff.

**Corless moved; Johnston seconded**

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**Vote: 3 yes; 0 no; Absent; Fesko, Alpers**  
**R16-91**

**C. Amendment to Employment Agreement with Shannon Kendall**

Departments: Clerk of the Board of Supervisors

Proposed resolution approving an amendment to the Employment Agreement of Shannon Kendall to appoint Ms. Kendall as Acting Clerk/Recorder/Registrar/Clerk of the Board.

**Action:** Adopt Resolution #R16 -92, Approving agreement and first amendment to Employment Agreement of Shannon Kendall, appointing Ms. Kendall as Acting Clerk/Recorder/Registrar/Clerk of the Board.

**Corless moved; Johnston seconded**

**Vote: 3 yes; 0 no; Absent; Fesko, Alpers**  
**R16-92**

**Supervisor Corless:**

- Thank you to Shannon Kendall for stepping up in the interim to serve as our Acting Clerk Recorder Registrar.

**D. Re-Appointment to Mono County Child Care Council**

Departments: Clerk of the Board

Re-appointment of Dyanna Hernandez and Sandra Villalpando to the Mono County Child Care Council for terms of two years beginning 1/1/2017 and expiring 12/31/18. This item is sponsored by Supervisor Corless.

**Action:** Reappoint Dyanna Hernandez and Sandra Villalpando to the Mono County Child Care Council, with terms expiring 12/31/18.

**Corless moved; Johnston seconded**

**Vote: 3 yes; 0 no; Absent; Fesko, Alpers**  
**M16-256**

**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. Correspondence from Board of State and Community Corrections**

Departments: Clerk of the Board

Correspondence dated November 21, 2016 to the Sheriff-Coroner regarding the 2014-2016 Biennial Inspection of the Mono County Jail. The Board of Supervisors was cc'd on this correspondence.

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## 9. REGULAR AGENDA - MORNING

### A. Fisheries Commission Update

Departments: Economic Development

(Gaye Mueller, Chair of the Mono County Fisheries Commission) - Presentation by Gaye Mueller regarding the Mono County Fisheries Commission successes over the past year as well as an update on the Kids Fishing Festival.

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

**Jeff Simpson:**

- Wants to recognize this extremely dedicated group of volunteers.
- A staple of the new brochure is catch and release to keep the fish in the waters. Bonus is a map with all fishing locations.
- Just trying to deal with all the fishing lines everywhere, working with Cal Trout and trout unlimited to address the issues. Possible to bring this before the commission. Trash containers are a major issue because they fill up quickly.
- They don't get any money from TBID. Mammoth Lakes Tourism does get money from TBID and they do stock in Mammoth Lakes Basin, and they donated fish to the Kids Fishing Festival.
- Explained the cage culture as more of a holding cage rather than a growing cage.

**Gaye Mueller:**

- Went through her Power Point presentation.

General Board discussion and questions regarding catch and release, biodegradable fishing lines and filaments, trash, TBID monies, and cage culture.

### B. Building Code Cycle Adoption

Departments: Community Development

PUBLIC HEARING: 10:00 A.M.

(Wendy Sugimura; Jim Shoffner) - California Building Standards Code Cycle adoption.

**Action:** 1. Conduct a public hearing on the adoption of the 2016 California Building Codes; 2. Introduce, read title, and waive further reading of a proposed ordinance to adopt a revised Chapter 15.04 of Mono County Code Title 15, and amend the previously adopted California Building Standards Code; and 3. Direct Clerk to schedule ordinance for adoption at the Board's next regular meeting; direct filing of modification, if approved, with the California Building Standards Commission; provide further direction to staff.

**Johnston moved; Corless seconded**

**Vote: 3 yes; 0 no; Absent; Fesko, Alpers**

**M16-257**

**Wendy Sugimura:**

- This is an administrative item. Every 3 years, the California Building Standards Commission is published with associated changes. We are required to adopt publicly.

**Jim Shoffner:**

- No major changes this code adoption. Hundreds of code changes, but are relatively minor. Went through the staff report and provided an overview of the changes.

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PUBLIC HEARING OPENED AT 11:06 AM  
No one spoke.

**C. Reducing Racial and Ethnic Disparity Grant**

**By request of Karin Humiston and consensus by the Board, this item has been postponed to a future meeting.**

Departments: Probation

(Karin Humiston) - Proposed Resolution, Agreeing to Participate in the Enhanced Racial and Ethnic Disparity Grant Project (R.E.D. Phase III), Authorizing the Probation Chief to Submit the Grant and to Execute any Corresponding Grant Agreement.

**Action:** Adopt proposed resolution #R16-, Agreeing to Participate in the Enhanced Racial and Ethnic Disparity Grant Project (R.E.D. Phase III), Authorizing the Probation Chief to Submit the Grant Application and Execute the Grant Agreement.. Provide any desired direction to staff.

**D. Tax Appeal Impound Fund**

Departments: Finance

(Janet Dutcher) - Authorize impounding of \$1,400,000 associated with pending appeals.

**Action:** Approve and authorize the Finance Director to impound \$1,400,000 of redeemed taxes to offset anticipated tax appeal results covering fiscal years 2010, 2011, 2012, 2013, 2014 and 2015.

**Johnston moved; Corless seconded**

**Vote: 3 yes; 0 no; Absent; Fesko, Alpers**

**M16-258**

**Janet Dutcher:**

- Went through her staff report.

**E. Silver Pines Chalet TOT Penalty Appeal and Request for Installment Plan**

Departments: Finance

(Janet Dutcher/Gerald Frank) - TOT penalty appeal for Silver Pines Chalet and request for repayment agreement of TOT taxes for quarters ended September 2015, December 2015, March 2016, June 2016 and September 2016.

**Action:** Approve a payment plan to be entered into with Silver Pines Chalet for prior unpaid Transient Occupancy Tax. Deny the waiving of penalties, but authorize the wrapping of those penalties into the approved payment plan

**Stump moved; Johnston seconded**

**Vote: 3 yes; 0 no; Absent; Fesko, Alpers**

**M16-259**

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**Gerald Frank:**

- Gave a review of the case.

**Supervisor Johnston:**

- Doesn't feel the owner intended to defraud the county. Inclined to grant the payment plan.

**Supervisor Corless:**

- Agrees with Supervisor Johnston, but this is clearly operating as a hotel. Hard to believe she didn't know. Encourages her to call Economic Development to get help and free resources to be a successful business owner. Not inclined to waive the penalties.

**Stacey Simon:**

- A minute order will be crafted to be detailed and serve as a service on owner.

**Supervisor Stump:**

- Feels a payment plan is appropriate, but waiving penalties is not appropriate but should be wrapped into the payment plan.

**F. Restoration of Three Positions to the County Administration Office**

**Due to a lack of 4 Supervisors present and with consensus of the Board, this item has been postponed to a future meeting.**

Departments: CAO

(Leslie Chapman) - 1. Proposed resolution to modify the Personnel Allocation List and restore three positions to the County Administrator's office. 2. Budget amendment to allocate contingencies or Economic Stabilization funds for the positions.

**Action:** Adopt proposed resolution #R16-\_\_\_, Authorizing the County Administrative Officer to amend the County of Mono list of allocated positions to reflect the addition of an Assistant County Administrator, a Human Resources Generalist, and a Deputy County Administrative Officer/Director of Communications in the County Administrative Office department; and approve budget amendment.

**G. Out of State Travel Authorization for NACo Legislative Conference**

Departments: Board of Supervisors

(Supervisor Corless) - Out of State travel request for Supervisor Corless and one other supervisor to attend NACo conference in Washington D.C.

**Action:** Approve out of state travel for Mono County Supervisor Stacy Corless (the county's NACo representative) and another Supervisor, as desired, to attend the NACo Legislative Conference in Washington, D.C. February 25-March 1.

**Johnston moved; Stump seconded**

**Vote: 3 yes; 0 no; Absent; Fesko, Alpers**

**M16-260**

**Supervisor Corless:**

- It's been a few years since Mono County has attended this. Would like to see more of a presence here, it's a good time to meet with our Congressional legislation

**Supervisor Stump:**

- Agrees that picking up on new directions and changes from the new administration is good.

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#### H. **RCRC Policy Principles**

Departments: Clerk of the Board

(Supervisor Corless) - Board comments on Rural County Representatives of California (RCRC) Policy Principles document.

**Action:** Review and provide initial comments on the Policy Principles document. Comments are due to RCRC Board of Directors no later than January 4, 2017.

**Supervisor Corless:**

- Needs to be ready for board review on the 3<sup>rd</sup>.

General Board discussion regarding sections of interest, suggested having County departments look at sections specific to them and give feedback. This will be revisited on January 3<sup>rd</sup>.

#### I. **2017 Airport Capital Improvement Plans for Lee Vining Airport and Bryant Field**

Departments: Public Works

(Garrett Higerd) - Annual Airport Capital Improvement Plans prioritize projects for the next five years at both Mono County airports - Bryant Field and Lee Vining Airport.

**Action:** Approve 2017 ACIPs for Lee Vining Airport and Bryant Field. Approve submittal of FAA grant applications for crack seal and slurry seal work on airport tie down aprons in 2017.

**Corless moved; Johnston seconded**

**Vote: 3 yes; 0 no; Absent; Fesko, Alpers**

**M16-261**

**Garrett Higerd:**

- The ACIPs are an annual exercise we go through every year. There is a small amount of money that expires in 2017. Proposes some crack sealing at both airports to use the money. The applications have to be submitted by end of calendar year.

#### J. **South County Facility Workshop**

Departments: Public Works

(Tony Dublino) - Presentation by Tony Dublino, updating Board on the ongoing analysis of a County owned facility in Mammoth Lakes.

**Action:** Receive presentation and provide any desired direction to staff.

**Tony Dublino:**

- Went through his Power Point presentation.
- All numbers and analysis will be part of board packet for January 17<sup>th</sup>.

**Supervisor Corless:**

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- Feels the numbers we have out there need to be open to the public for scrutiny.

**PUBLIC COMMENT:**

**Pam Kobylarz:**

- Background information on planning side. It is in the Town's General plan with regard to Civic Center, but Town Council has not discussed this in detail. Great to have the County here in Suite Z, sees being able to share a facility to efficiently provide services to the public. Reviewed the historical intent of use of parcel in the TOML general plan. TOML is committed to working with the County to help make an informed decision.

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

No one spoke.

**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.

**B. Closed Session - Exposure to Litigation**

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: Two.

**C. Closed Session – Real Property Negotiations**

CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Government Code section 54956.8. Property: Sierra Center Mall, Mammoth Lakes. Agency negotiators: Leslie Chapman, Janet Dutcher, Tony Dublino, Stacey Simon. Negotiating parties: Mono County and Highmark Mammoth Investments, LLC. Under negotiation: Price and terms of payment.

**THE REGULAR AGENDA WILL RECONVENE AFTER CLOSED SESSION IF NECESSARY**

There was nothing to report out of Closed Session.

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12. **OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**  
No one spoke.

**ADJOURN at 3:07 p.m.**

**ATTEST**

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**FRED STUMP**  
**CHAIRMAN OF THE BOARD**

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