



**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
March 10, 2020**

9:06 AM Meeting Called to Order by Chair Corless.

*Supervisors Present: Corless, Gardner, Kreitz, Peters, and Stump.
Supervisors Absent: None.*

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

Pledge of Allegiance led by Supervisor Peters.

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Patti Hamic Christensen, Northern Mono Hospice:

- Provided an update. Handed out a brochure (available in additional documents).

Supervisor Corless:

- "When I was a boy and I would see scary things in the news, my mother would say to me, "Look for the helpers. You will always find people who are helping." Fred Rogers.

Item 7h moved to next Board of Supervisors meetings, March 17.

Items 11 a and b are being swapped.

2. RECOGNITIONS

A. Employee Recognition - Juvenile Dependency Program

Departments: Social Services and County Counsel

(Kathy Peterson and Stacey Simon) - Presentation by Social Services Director Kathy Peterson and County Counsel Stacey Simon recognizing staff for their role in obtaining feedback of "exemplary" and "virtually perfect" in the California

Judicial Council's 2019 review of the County's juvenile dependency court practice and legal compliance.

Action: Recognize social workers and County Counsel staff involved in the child dependency process for their outstanding work.

Stacey Simon, County Counsel:

- Introduced item.

Kathy Peterson, Social Services Director:

Michelle Raust

Karin Humiston, Probation Chief

Robin Roberts, Behavioral Health Director

Moved to item 7a.

3. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

Steve Barwick, CAO:

- Thanked Board for comments recognizing employees.
- Welcomed Bob Lawton, Assistant CAO.
- Multi-year financial forecast.
- Coronavirus.
- Strategic Planning Workshop

4. DEPARTMENT/COMMISSION REPORTS

Pat Espinosa, Senior Services Manager:

- Senior Services update.

Wendy Sugimura, Community Development Director:

- Tioga Inn Community Housing project update.
- Introduced new planner, April Sall.

5. 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. Board Minutes

Departments: Clerk of the Board

Approval of the Board Minutes of the Board of Supervisors Regular meeting on January 14, 2020.

Action: Approve the Board Minutes of the Board of Supervisors Regular meeting on January 14, 2020, as amended.

Stump moved; Peters seconded

Vote: 5 yes; 0 no

M20-41

Supervisor Stump:

- Correction: Page 5 of 10, Supervisor Stump's comments, changed the word "se4nt" to "send."

B. Board Minutes

Departments: Clerk of the Board

Approval of the Board Minutes of the Board of Supervisors Regular meeting on January 21, 2020.

Action: Approve the Board Minutes of the Board of Supervisors Regular meeting on January 21, 2020, as amended.

Kreitz moved; Peters seconded

Vote: 5 yes; 0 no

M20-42

C. Resolution approving use of a five-year audit cycle for Antelope Valley Water District

Departments: Finance

Resolution approving use of a five-year audit cycle for Antelope Valley Water District in lieu of an annual audit.

Action: Approve Resolution R20-24, Approving use of a five-year audit cycle for Antelope Valley Water District in lieu of an annual audit.

Kreitz moved; Peters seconded

Vote: 5 yes; 0 no

R20-24

D. HOME Investment Partnerships Program - Corrected Resolution

Departments: Finance

Mono County was awarded \$500,000 in 2018 HOME funding. Recently, Finance was notified by the Department of Housing & Community Development that one correction is required to R18-41 to list applied for activities in order to finalize the County's 2018 HOME Standard Agreement.

Action: Approve Resolution R20-25, replacing prior resolution R18-41, and authorizing the submittal of an application for funding under the Home Investment Partnerships Program (HOME), execution of a Standard Agreement and amendments thereto and of any related documents necessary to participate in the HOME Investment Partnerships Program to fund the Mono County First Time Homebuyer Program.

Kreitz moved; Peters seconded

Vote: 5 yes; 0 no

R20-25

E. SB-2 Planning Grant Resolution Revision - Corrected Resolution

Departments: Community Development

Proposed resolution superseding and replacing Resolution R19-80, which authorized staff to file an application for SB2 Planning Grant Program funding

for two projects: 1) prescriptive designs for accessory dwelling units (ADUs); and 2) California Environmental Quality Act (CEQA) streamlining checklist for greenhouse gas (GHG) emissions, to change the authorized signatory from County Administrative Officer and Board Chair, to Community Development Director, without making additional changes.

Action: Adopt proposed resolution R20-26, Authorizing application for, and receipt of, SB 2 Planning Grants Program Funds and Superseding and replacing Resolution R19-80.

Kreitz moved; Peters seconded

Vote: 5 yes; 0 no

R20-26

6. 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.

The Board acknowledged receipt of the correspondence.

A. Tioga Green Letter re: Reduced Signage

A letter from Tioga Green in Lee Vining discussing "uninformed" visits to the business, where visitors are not aware that it is a cannabis store.

Supervisor Gardner:

- Is aware of the issue, has met with owners, is hoping that the county can be responsive.

Supervisor Kreitz:

- Also met with the owners and staff, and would like it brought back to the Board to discuss.

Wendy Sugimura, Community Development Director:

- Waiver has been requested, will bring back as part of that item.

B. Casa Diablo IV Notice of Preparation

From the Great Basin Unified Air Pollution Control District (District), included in the agenda is the Notice of Preparation (NOP) for the Casa Diablo IV Geothermal Power Plant Project Supplemental Environmental Impact Report (SEIR). If you have any questions about the attached NOP, please contact Ann Logan, Deputy Air Pollution Control Officer at (760) 872-8211.

Supervisor Corless:

- Corrected NOP (available in additional documents).

Stacey Simon, County Counsel:

- Reminder that Mono County was listed as a respondent.

Moved to item 7b.

7. REGULAR AGENDA - MORNING

A. Walker Military Operations Area Airspace Update

Departments: Board of Supervisors

(Major Chad Nedeau, Douglas E. Power) - A presentation from Major Chad Nedeau from the United States Marine Corps Mountain Warfare Training Center (MWTC) in Bridgeport, California on the Walker Military Operations Area designated airspace.

Action: None.

Major Chad Nedeau, Mountain Warfare Training Center:

- Introduced item, went through presentation.

Moved to item 3.

B. Joint Representation Agreement - Goldfarb & Lipman LLC

Departments: County Counsel

(Anne Frievalt) - Proposed agreement with the law firm of Goldfarb & Lipman consenting to its joint representation of both Mono County and Mammoth Lakes Housing in the negotiation and drafting of an affordable housing monitoring agreement and waiving potential conflicts of interest pertaining thereto.

Action: Approve entry into proposed joint representation agreement and authorize County Counsel to execute said agreement on behalf of the County.

Kreitz moved; Stump seconded

Vote: 5 yes; 0 no

M20-43

Anne Frievalt, Assistant County Counsel:

- Introduced item.

C. Travel, Per Diem, and Food and Beverage Policy

Departments: Finance, County Counsel

(Janet Dutcher and Stacey Simon) - County per diem rates have not been increased since 2006 and, accordingly, have not kept pace with current costs and circumstances. In addition, County policies regarding travel, per diem and food and beverage reimbursement have historically been located in four different locations: (1) Rules 620-660 of the Mono County Personnel Rules; (2) Resolutions 95-02, as amended by R06-63; (3) Resolution 08-55; and (4) individual bargaining unit MOUs. During the last round of negotiations, references to travel and per diem rates were removed from all employee MOUs, with the understanding that a single, comprehensive policy would be enacted. The proposed policy fulfills that understanding.

Action: Adopt proposed resolution R20-27, Adopting a comprehensive policy for travel, per diem (meal) and food and beverage reimbursement and superseding and replacing Resolutions R95-02, R06-63 and R08-55.

Peters moved; Gardner seconded

Vote: 5 yes; 0 no

R20-27

Stacey Simon

- Corrected the format of the staff reports.
- Introduced items.

Janet Dutcher, Finance Director:

- Departments input reimbursement claims, also credit card travel charges.

Break: 10:20 AM

Reconvene: 10:31 AM

**D. Use of Funds for Owens Valley Groundwater Authority (OVGA)
Membership and Vote Share**

Departments: County Counsel

(Jason Canger, Deputy County Counsel) - Use of Previously Budgeted Funds to Maintain or Increase the County's Vote Share on the Owens Valley Groundwater Authority Board of Directors.

Action: Authorize the Mono County OVGA Director to allow that representative use of previously committed funds to increase the County's vote share on the Owens Valley Groundwater Authority Board of Directors.

Stump moved; Gardner seconded

Vote: 4 yes; 1 no

M20-44

Jason Canger, Deputy County Counsel:

- Introduced item.

Supervisor Kreitz voted no.

Moved to items 7f and g.

E. Coronavirus Update

Departments: Public Health

(Sandra Pearce) - Presentation by Sandra Pearce, Public Health Director, regarding Coronavirus (COVID-19) in the United States and public outreach/educational meetings planned in coming weeks within Mono County.

Action: None.

Sandra Pearce, Public Health Director:

- Introduced Bryan Wheeler

Bryan Wheeler:

- Went through presentation (available in additional documents).
- Provided hand outs (available in additional documents).

Steve Barwick:

- Discussed communications.

**F. Employment Agreement with Kim Bunn as Assistant Finance Director -
Auditor / Controller**

Departments: Finance

(Janet Dutcher) - Proposed resolution approving a contract with Kimberly Bunn as Assistant Finance Director - Auditor / Controller, and prescribing the compensation, appointment and conditions of said employment.

Action: Announce Fiscal Impact. Approve Resolution #R20-28, Approving a contract with Kimberly Bunn as Assistant Finance Director - Auditor / Controller, and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Fiscal Impact: The cost for this position for the remainder of FY 2019-2020 is approximately \$51,520 of which \$36,000 is salary and \$15,520 is benefits, and enough budget is available for FY 2019-20. The cost for an entire fiscal year is approximately \$154,562, of which \$108,000 is salary and \$46,562 is benefits.

Peters moved; Gardner seconded

Vote: 5 yes; 0 no

R20-28

Janet Dutcher:

- Introduced item.

Fiscal impact announced by Chair Corless.

G. Amendment to Employment Agreement with Gerald Frank as Assistant Finance Director - Treasurer / Tax Collector

Departments: Finance

(Janet Dutcher) - Proposed resolution approving an amendment to the employment agreement with Gerald Frank as Assistant Finance Director - Treasurer / Tax Collector to increase base pay from \$8,333 per month to \$9,000 per month.

Action: Announce fiscal impact. Adopt Resolution #R20-29, Amending the employment contract with Gerald Frank as Assistant Finance Director - Treasurer / Tax Collector.

Fiscal Impact: Increases cost of this position for the remainder of FY 2019-2020 by \$2,869, of which \$2,668 is salary and \$201 is benefits. The Department has enough budget savings to cover the increase. The annual increased cost of this position is \$8,607, of which \$8,004 is salary and \$603 is benefits.

Gardner moved; Peters seconded

Vote: 5 yes; 0 no

R20-29

Janet Dutcher:

- Introduced item.

Fiscal impact announced by Chair Corless.

H. FY 2020-21 Budget Update

Departments: CAO and Finance

(Janet Dutcher) - CAO and Finance will update the Board about the FY 2020-21 budget development process.

Action: None

Item moved to March 17 meeting.

8. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

9. CLOSED SESSION

A. Closed Session - Human Resources

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Steve Barwick, Stacey Simon, Dave Butters, Janet Dutcher, and Anne Larsen. 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). Unrepresented employees: All.

B. Closed Session - Public Employment

PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Government Code section 54957. Title: County Administrative Officer.

C. 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: 1. Facts and circumstances: Request by ATT for Refund of a portion of unitary taxes paid in 2014-2015 Tax Year.

D. 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.

E. Closed Session - Existing Litigation

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: Claim for damages filed by Cory Zila against Mono County.

F. Closed Session - Existing Litigation

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: County of Mono et al. v. City of Los Angeles et al. (Alameda Superior Court Case No. RG18923377).

THE AFTERNOON SESSION WILL RECONVENE NO EARLIER THAN 1:00 PM.

*Closed Session: 12:12 PM
Reconvene: 2:12 PM*

Nothing to report out of Closed Session.

Moved to item 11b.

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

11. REGULAR AGENDA - AFTERNOON

A. Presentation on Solid Waste Fee Waiver Programs

Departments: Public Works - Solid Waste

Tony Dublino / Justin Nalder) - Presentation by Director of Public Works Tony Dublino and Justin Nalder, Solid Waste Superintendent / Environmental Manager regarding Solid Waste Fee Waiver Programs - wood waste voucher program, and the manure waiver program.

Action: None.

Tony Dublino, Public Waste Director:

- Presented item.

Justin Nalder, Solid Waste Superintendent:

- Continued discussion of the item.

Ron Day, Long Valley Fire Department:
Rhonda Duggan District 2 Resident

Board consensus to charge for manure.

B. Review of Tipping Fees for Special Handling Waste Streams

Departments: Public Works - Solid Waste

(Justin Nalder) - Presentation by Solid Waste Superintendent on the Fees and Costs of Special Handling Solid Waste Services: wood waste, treated wood, manure, and propane tanks.

Action: None.

Justin Nalder, Solid Waste Superintendent:

- Presented item.
- Public comment available in additional Documents.

C. Civic Center Update

Departments: Public Works

(Tony Dublino, Director of Public Works; Nate Greenberg, IT Director) - Weekly update on the County's Civic Center project at 1290 Tavern Road, and efforts to transition from other Mammoth locations into the Civic Center as of June 1, 2020.

Action: None.

Tony Dubilno

Nate Greenberg, IT Director

- Provided update.

D. Agreements/Purchase Orders for Furniture and Related Services for the Mono County Civic Center

Departments: CAO, County Counsel

(Nate Greenberg) - Proposed contracts/purchase orders with Hon Co., Haworth, Inc., and Reno Business Interiors for the purchase of furniture and related delivery and assembly services for the Mono County Civic Center and consider requested budget appropriation increases. 4/5 vote required.

Action: 1. Authorize the County Administrative Office to approve purchase orders with Reno Business Interiors in an amount up to \$900,000 for the purchase of furniture and furnishings in the South County Civic Center (Civic Center). 2. Authorize and approve an increase in budget appropriations in the total amount of \$150,000, specifically (i) \$75,000 from 1991 Realignment Funds and 2011 Realignment Funds, shared equally, for the Social Services Department; (ii) \$25,000 from 2011 Realignment Funds for the Behavioral Health Department; and (iii) \$75,000 from Asset Forfeiture Funds for the District Attorney's Office.

Stump moved; Kreitz seconded

Vote: 5 yes; 0 no

M20-45

Dave Wilbrecht:

- Presented item.
- Updated attachments available in additional documents.

12. BOARD MEMBER REPORTS

Supervisor Corless:

- Close meeting in memory of Jack Copeland.
- 2/20—RCRC Executive Committee
- 2/25-3/2—Washington, DC with RCRC and NACo legislative conference. Meetings with Reps. Cook, Costa, Garamendi, USFS Chief Vickie Christensen and Deputy Chief Chris French.
- 3/4 – 3/5—Sierra Nevada Conservancy board meeting and Watershed Improvement Program Summit. Two Mono County projects were funded—phase 2 of the June Mountain project, and pre-planning for the landscape-scale project around Mammoth.
- As part of future governance workshop, discuss how to improve board reporting out on assignments.

Supervisor Gardner:

- On Tuesday Feb. 25 I met with officials from the LA Department of Water and Power to talk about possible property in the Lee Vining community that might be available for workforce and affordable housing projects. On Thursday Feb. 27 Supervisor Kreitz and I met with officials from the Eastern Sierra Unified School District to talk about possible interest they may have in selling land for housing projects.
- From Feb. 28 to March 4 I attended the National Association of Counties (NACO) Legislative Conference in Washington, DC. I will prepare a separate report about this conference.
- Yesterday morning I attended a meeting of the Ad Hoc Administration Committee of the Eastern Sierra Council of Governments/Joint Powers Authority. This committee is working on the administrative requirements to get the ESCOG/JPA operational.
- Last night I attended a meeting of the Mono Basin Fire Safe Council. This group continues to work on several projects all aimed at fire prevention and preparedness.

Supervisor Kreitz:

- MLH 2019 Annual Report: <https://mammothlakeshousing.org/2019-annual-report/>
- Feb. 19th CCP General Committee meeting
- Monday, February 24th, attended a special meeting of the Board of Supervisors
- Wednesday February 26th, I had meeting with Tioga Green.
- Thursday, February 27th I met with ESUSD staff along with Supervisor Gardner, and Mono Basin RPAC meme bear to discuss the possible sale/use of District land for workforce housing.
- February 29th, I participated in an all-day series of Community Economic Workforce Development Committee meetings at the National Association of Counties (NACo). The next day I attended a workshop on childcare. Two Counties presented their efforts to address childcare needs, one with general funds and one using a millage (6year).
- March 5, I attended a MLH Governance Committee Meeting
- Yesterday, March 9, I attended the LTC Meeting. Caltrans has a new quarterly report with an interactive map. Available on dot.ca.gov then "Caltrans near me" - District 9 <https://caltrans.maps.arcgis.com/apps/opstdashboard/index.html#/67670a6e24ee42628f5a852c61b57abf> and in the afternoon I attended a Mono County NACo RICC meeting where we discussed focusing on Equity and housing.

Supervisor Peters:

- Last Saturday, Annual Fourth of July Dinner to raise funds for the Bridgeport 4th of July Celebration.
- Attended the WIR / NACo Washington DC Conference.
- 5th – Attended the Great Basin Air Pollution Control Board.
- Antelope Valley RPAC – revising commercial cannabis land use policy
- 9th – Attended LTC> Met with Robin Roberts and Amanda Greenberg to discuss potential projects in Bridgeport, may include a wellness center in Bridgeport.

Supervisor Stump:

- 2-25: Attended the CSA 1 meeting - Received a report on possible trail connectivity projects
- 2-26: Attended the Tri Valley Water Commission - The Commission will be attempting to have its original status as a Groundwater Sustainability Agency restored by DWR

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- 3-3: Attended the Tioga Inn Project Community Meeting in Lee Vining. Staff and the consultant did a good job
- 3-5: Attended the Great Basin Unified Air Pollution District Meeting ; Districts new Smoke Management Plan was adopted.
- 3-9: Attended the Local Transportation Commission meeting - The Commission approved several items requested by ESTA

ADJOURNED in memory of Jack Copeland at 2:40 PM

ATTEST

**STACY CORLESS
CHAIR OF THE BOARD**

**SCHEEREEN DEDMAN
SR. DEPUTY CLERK**