



**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**  
**April 19, 2016**

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

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

*Break: 10:39 a.m.*  
*Reconvene: 10:50 a.m.*  
*Closed Session: 12:07 p.m.*  
*Reconvene: 1:27 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 Brent Green, Cal Trans.

1. **OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**  
*No one spoke.*
2. **APPROVAL OF MINUTES - NONE**
3. **RECOGNITIONS - NONE**
4. **BOARD MEMBER REPORTS**

**Supervisor Alpers:**

- 4/13 - Attended the Mono Basin RPAC held at the Lee Vining Community Center. The items presented to the RPAC Board include: 1) Conway Ranch Facilities Plan - Tony Dublino updated the Board on status of the Facilities Plan as information has been gathered from the Bridgeport RPAC. Six members of the public attended the meeting presenting a variety of general questions regarding the future of Conway Ranch. Tony will be reporting back to the BOS with a progress report. 2) Sustainable Agriculture - Jake Suppa put forward a power point presentation regarding sustainable agriculture. The Sustainable Agriculture grant will provide for the collection/compilation of data for GIS analysis to create a mitigation tool box for preserving agriculture and the environment. 3) Mono Lake Park Restrooms - Work is underway cleaning/refurbishing the restrooms at the

Mono Lake Park. These activities include power-washing inside and out, exterior/interior painting, stall replacement and general cleanup. 4) Lee Vining PUD - PUD Chairman Paul McFarland reported progress on locating and securing a second water source for the community of Lee Vining. A potential well site near existing PUD infrastructure has been identified for possible exploration. The PUD has requested a letter of support from the BOS to the USFS to help secure permission to move forward with the drilling project.

- 4/13 - Attended the ESAAA meeting via teleconferencing from the CAO conference room in Mammoth Lakes. The main item of discussion was the fund split between Inyo and Mono Counties. There was unanimous agreement between staff and Board members to approve the proposed split.
- 4/15 - Attended the ESTA meeting held in the Bishop City Council Chambers. Actions taken include: 1) Approval of the 2016 Reds Meadow ticket sales agreement with MMSA. 2) Approved the Short Range Transit Plan dated April, 2016 prepared by LSC Transportation Consultants. Mono County's comments were considered and included. 3) Approved the commitments identified for ESTA in the Town of Mammoth Lakes Strategic Partner (NGO's) Alignment process for the coming 18 month period.
- He just received an email from Ilene Mandelbaum. She heard from Randy Walker (Caltrans) – lower gate going up pass to be open early next week; all snow cleared to upper gate. Shoulder work and details left.
- Showed a photo 21 years ago of Tioga area – shows 30 feet of snow.

**Supervisor Corless:**

- Yosemite Gateway Partners Meeting 4/14: Participated in a panel discussion on tree mortality in gateway counties and the park. Panel included Glenn Barley from CalFire (who now oversees Mono for that agency and is the leader of the Governor's Tree Mortality Task Force); Madera County Supervisor Tom Wheeler, whose district is adjacent to Mono and includes Reds Meadow area; Mariposa Supervisor Kevin Cann; Mike Albrecht, tree mortality project manager for Tuolumne County; and Brian Mattos, Park Forest for Yosemite and Devils Postpile.
- The Westside counties are well into their response to the tree mortality disaster, but there still isn't enough funding, or enough human resources, ways to process removed trees and materials.
- News from the park (Superintendent Don Neubacher): Tioga Pass opening "not as long as you think"; winter visitation to the park was up 30-40% over last year. Also at the meeting were National Park Service representatives, including Jeff, Reinbold the Park Service's Chief of Partnership. He characterized the shift in focus for the agency's next hundred years from "protection of lands" to "we the people"—connecting people to the lands. Short presentations from new concessionaire Aramark, and park centennial celebration partners REI, Google and Subaru—the car company is launching an initiative to make Yosemite a zero landfill park in coming years.
- Many thanks to Brittany Dyer, chief of staff for Supervisor Wheeler, and the Yosemite Gateway Partners for the opportunity to engage in this discussion.
- Tree Mortality in Madera County: Brittany Dyer took me on a quick tour of affected areas around Bass Lake, just to the west of Mammoth. We also saw the scars from recent fires, and it was a reminder that we will no doubt experience smoky skies this summer
- Coming up: April 28 Collaborative Planning Team meeting fire discussion. Invited CalFire's Glenn Barley and Brittany Dyer to participate—hoping to be able to at least share some of the information presented last week.

**Supervisor Fesko:**

- Tuesday April 12 – Attended a Business Owners meeting presented by Tim

& Misti Sullivan, new owners of Twin Lakes Resort. The purpose of this meeting was to get the business people talking and try to pull them together to talk about Bridgeport's business outlook. Misti did a great job keeping the meeting on track. There were ~25 people including Jeff Simpson from Economic Development. This is just the first of several business meetings and hopefully it will be the start of a new resurgence by the local businesses.

- Wednesday April 13 – Attended the Eastern Sierra Area Agency on Aging (ESAAA) at the Antelope Valley Senior Center. Kathy Peterson, Pat Espinosa and Cheryl Isbell also attended this meeting remotely. The new video system worked quite well. The good news is that the Antelope Valley staff did a great job earlier this year getting the Needs Assessment surveys completed and turned in. Because of the great number of surveys, the plan funding split for the next four years is up in Transportation (14% -> 23%), Congregate Nutrition (15% -> 16%) and Home-Delivered meals (10% -> 17%). Assisted Transportation was the only decline (25% -> 14%). The actual amount of funding from the State is still unknown at this time, but according to Jean Turner, she is hopeful that the amount will be consistent with the previous funding cycle. Thanks to our staff and everyone else involved in getting so many Needs Assessments surveys turned in!
- Tuesday April 19 – After our Board meeting today, he will head over the hill for the RCRC Board of Directors meeting. This year, the RCRC Chair is John Viegas from Glenn County. This meeting will be held in Willows California, Glenn County's county seat.

**Supervisor Johnston:**

- Asked Board members if it would be a good idea to have some sort of recognition regarding the EMS committee members; appeared to be consensus to do so at a future meeting.
- Reminded members of the CSAC Legislative Conference May 18-19. Agenda items include review of the 2016 Ballot measures; the Urban, Suburban, and Rural Caucus meetings; legislative updates; and State Budget revision updates.
- Have been following the Baseload Power Consortium; a conference call will be held tomorrow which I will be attending; it is sponsored by Imperial County where Baseload (i.e. Geothermal) Renewables may be able to replace power from Diablo Canyon, among other attributes.
- Reported on local Air Service to Mammoth Lakes (which some may be aware): All service has stopped except LAX service which will continue on Thursday, Friday, Sunday and Monday thru June 8th, then daily thru September 8.

**Supervisor Stump:**

- 4-13: Attended the Great Basin Air Pollution Control District meeting in Keeler. That Board ratified two Resolutions and a Minute Order memorializing the Owens Dry Lake Dust mitigation requirements by the LA Department of Water and Power. 400 plus pages of documents. These mitigation requirements provide an awareness for DWP of Mono Lake issues and the reason, other than Court Order, to maintain water in the lake. Had a tour of the Owens Lake mitigation treatments. Several tactics are being utilized. Impressive scale of operations. Thank you to Supervisors Alpers and Corless for covering other meetings the same day as this one.
- Thank you to Wendy Sugimura and Brent Calloway for all their hard work on the letter to DWP. Each day seemed to bring some new information that needed to be reflected in the letter. Wendy even engaged on Monday, yesterday, even though she was off.

## 5. COUNTY ADMINISTRATIVE OFFICE

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

**Leslie Chapman:**

- 4/13/16 - Coffee with the CAO in Mammoth – again, a robust conversation about making Mono County a better place to work including more competitive salaries, flexible schedules and workforce wellness programs. Coffee with the CAO, Bridgeport was cancelled due to a scheduling conflict at Memorial Hall and will be rescheduled at a future date.
- 4/13/16 - Attended Bridgeport business owners' meeting to listen to ideas of how to promote local businesses and the area as a whole.
- Wed. – Fri. - CAO Regional Meeting in Death Valley.
- Email from Sheriff: she has had knee surgery and doing well at home.
- Chairman Stump mentioned the staffing issues with Sheriff's Dept.; Supervisor Corless suggested agendizing for discussion.

## 6. DEPARTMENT/COMMISSION REPORTS

**Lynda Salcido:**

- Here to discuss steps EMS committee is taking going forward; a meeting will be taking place soon. Leadership/Management is first priority.
- Supervisor Stump asked that members of committee be invited to attend as public at this point.
- Supervisor Johnston: asked what top five recommendations are. Asked when the Board would have update on EMS discussions. He's not sure there is clear direction.
- Hard to name top five priorities, but: management ideas, generating revenue, county coverage are at top of list. Priority is crafting management to move this forward all in context of upcoming budget.

**Jeff Walters:**

- Roads are in good shape with fishing opener coming up.
- We have new Public Works Project Manager – Peter Chapman.
- Peter Chapman: hoping to get a lot accomplished.
- Supervisor Fesko: Shingle Mills will not be open for fishing season due to dead trees.

**Scott Burns:**

- Quick emerging issue: call from Wendy Sugimura, has gotten word that BLM is doing a tour of Bodie with Dept of Interior soon and they are asking for board participation. Board asked that they be emailed details.

## 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. Treasury Transaction Report

Departments: Finance

Treasury Transaction Report for the month ending 2/29/2016.

**Action:** Approve the Treasury Transaction Report for the month ending 2/29/2016.

**Alpers moved; Corless seconded**

**Vote: 5 yes; 0 no**

**M16-88**

**B. CSA #5, Purchase of Memorial Hall Upstairs Seating**

Departments: CAO, Clerk of the Board

Purchase of 100 chairs for Bridgeport Memorial Hall utilizing CSA #5 funds.

**Action:** Approve purchase of new chairs for \$8,073.25.

**Fesko moved; Alpers seconded**

**Vote: 5 yes; 0 no**

**M16-89**

**General comments made by Board of Supervisors.**

**C. Letter of Appreciation**

Departments: Elections, Board of Supervisors

Letter of appreciation to the Mammoth Unified School District for its agreement to allow the Mammoth High School Library to be used as a combined polling location for the June 7 Primary Election.

**Action:** Approve letter of appreciation.

**Alpers moved; Corless seconded**

**Vote: 5 yes; 0 no**

**M16-90**

**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. Caltrans Mountain Pass Opening Process**

Departments: Board of Supervisors

(Brent Green, Caltrans District 9 Director) - Presentation by Brent Green, District 9 Director, regarding Caltrans mountain pass highway opening process.

**Action:** None.

**Brent Green (CalTrans District 9 Director):**

**POWER POINT:**

- State Route 120, Tioga Pass.
- Map.
- Caltrans District 9, Seasonal Passes.
- Photos.
- Intent is to provide a safe, sustainable, integrated and efficient transportation system to enhance California's economy and livability.
- Partners: CHP, Mono County SAR, US Forest Service, National Park Service, Mono County.

- Opening of Tioga Pass – its history.
- Discussion of overarching policy – overall: they open pass when it's safe to do so, not a date on the calendar. Hoping for a fishing opener.
- Rely on many experts as to the condition of road.
- Other tasks done in conjunction with removing the snow.
- Collaboration with all partners has become a vital part of this process.
- Handed out Mile Marker magazine and flier regarding Workers Memorial.

**Supervisors acknowledged presentation, past workers, risks they take, thanked Brent for coming.**

## **B. Public Hearing Transient Rental Overlay District Moratorium**

Departments: County Counsel and Community Development Department

PUBLIC HEARING - 10:00 A.M.

(Stacey Simon) - Public hearing - proposed ordinance extending, until March 2, 2017, existing suspension on the establishment of transient rental overlay districts (TRODs) in the unincorporated areas of Mono County.

**Action:** Consider and potentially adopt proposed ordinance extending, until March 2, 2017, existing suspension on the establishment of transient rental overlay districts (TRODs) in the unincorporated areas of Mono County (a four-fifths vote is required).

**Alpers moved; Johnston seconded**

**Vote: 5 yes; 0 no**

### **ORD16-03**

**Stacey Simon:**

- Gave history and background on item.
- This is first extention of Moratorium. Will last till March 2, 2017.
- There is no entitlement to rent on a transient basis. Land Use
- Designation is answer to question. New owner would not be able to begin TROD stays.
- Courtney Weiche: Shibley's property is a single home use designation.

**Public hearing open: 10:14 a.m.**

**Tammy Hooper (realtor):**

- Here representing Brian Shibley.
- Worried about how this would restrict his property.
- Brian Shibley currently rents 30 days or more.
- She doesn't want this to affect a realty transaction at the 11<sup>th</sup> hour; that's why she's here.
- New property owner could continue with long term rentals; but if a TROD is desired, process will have to be gone through?

**Scott Burns:**

- Discussion about zoning of Brian Shibley's property.

- This moratorium would help clarify what rules would apply.
- Right now property is not in TROD. Would need to go through Planning Commission and Board process.
- This is a unique circumstance – they may pursue a different type of plan designation.

**Supervisor's comments:**

- Zoning discussion.
- Give Board of Realtors an update?
- No guarantee that a TROD can be accomplished in the future.
- Many issues that apply with June Lake apply with this circumstance.

**Public hearing closed: 10:27 a.m.**

**Supervisor Alpers:**

- Discussion about Highlands property.

**Supervisor Johnston:**

- What do we do with existing TROD system? That is what this amendment today is for. It allows for time. He's in favor.

**Supervisor Corless:**

- Also in favor of extending moratorium.
- Asked Community Development staff to lay out the current status of TRODS somewhere on website so that they can easily send out links.
- We need to keep working on this.

**Supervisor Fesko:**

- Agrees that information needs to be more prominent and easy to find on website.
- He's in support of this.

**Supervisor Stump:**

- Agrees with information request; would be nice to note that although TROD process suspended, there are alternatives.

**C. ESTA Board Member Vacancy**

Departments: Clerk of the Board

(Board of Supervisors) - With the approval of the JPA Amendment, the Board can proceed with appointing a member of the public to serve on the ESTA governing board. An application has been submitted to consider the appointment of Kirk Stapp to the Eastern Sierra Transit Authority. This term will begin on April 19, 2016. The Board of Supervisors will discuss the term and set the expiration date for this appointment at the meeting. This item is being sponsored by Supervisor Alpers.

**Action:** Appoint Kirk Stapp to the ESTA Board with his term extending up to two and a half years or December 31, 2018. This may be subject to a shorter term if the JPA Amendment doesn't allow the term to extend out so far.

**Johnston moved; Alpers moved**

**Vote: 5 yes; 0 no**

**M16-91**

**General Board discussion of length of term.**

**D. Eligibility Programs Review**

Departments: Social Services

(Kathy Peterson, Mono County Social Services ) -  
Presentation by Department of Social Services (Kathy Peterson, Francie Avitia, Jack Anderson) regarding review of Eligibility Programs.

**Action:** None.

**Kathy Peterson:**

**POWER POINT:**

- Overview.
- Introduction of staff (8 core eligibility staff; 4 critical support staff).
- Eligibility Division.

**Jack Anderson:**

- CalFresh Program:
  - Who can receive?
  - Application process.
  - Determination & Maintenance.
  - Who's being served?
  - CalFresh & Older Adults.
- Public Health Insurance Programs:
  - Medi-Cal
    - Program Highlights
    - Who is Eligible?
    - How is eligibility determined?
  - Covered California
    - "No Wrong Door"
    - Who's Being Served?
  - Safety Net to the Safety Net
    - County Medical Services Program (CMSP)

**Francie Avitia:**

- General Assistance
- Emergency Assistance
- Challenges
- Why We Do What We Do

**Kathy Peterson:**

- Economic Impact on Economy
- Gave information on office locations, hours, etc.

**General Discussion with various office staff providing additional information on various programs and explaining how they work.**

**Board Discussion:**

- Asked various questions about learning all the programs.
- How do we compare to other counties that aren't so tourism oriented?
- Eligibility thresholds?
- Thanked Social Services for coming; very informative. They are greatly appreciated.

**E. Request for Snow Removal Assistance - Yosemite National Park**

Departments: Public Works - Road



(Jeff Walters) - Upon its opening each spring State Highway 120 through Yosemite National Park (YNP) provides a significant benefit to businesses and visitation in Mono County. In prior years, The Board of Supervisors has actively supported and assisted the National Park Service and Caltrans with snow removal and opening of Highway 120. The Park Service has requested assistance from Mono County again this year. In order to promptly respond the Board of Supervisors would need to authorize Public Works to provide snow removal assistance.

**Action:** Adopt Resolution No. R16-30, "A Resolution of the Mono County Board of Supervisors Authorizing the Public Works Director to Execute and Administer Cooperative Agreements and to Utilize Department of Public Works Personnel and Equipment to Assist with Snow Removal Activities Associated with the 2016 Opening of Highway 120 Within Yosemite National Park."

**Alpers moved; Fesko seconded**

**Vote: 5 yes; 0 no**

**R16-30**

**Jeff Walters:**

- After a number of dry years, they've had a request for assistance this year.
- We have historically sent machinery, manpower, etc. Handed out photo; spoke about current progress.
- In 2009-10 we spent roughly \$48,000 in labor in equipment. 2010-11 we spent \$65,000. This year we should spend less.
- As far as road budget: \$20,000 - \$30,000.
- Planning to use this as a training exercise. Will be pulling blowers out of storage and will be able to tell it they're working.

**General comments made by Board of Supervisors.**

**F. Stock Drive Realignment Project – 0.3 Acre Right-of-Way Acquisition**

Departments: Public Works - Engineering Division

(Garrett Higerd) - Acquisition of 0.30 acres of land for road right-of-way for the Stock Drive Realignment Project.

**Action:** Adopt Resolution #R16-31, authorizing the Public Works Director to execute purchase agreement and accept and consent to recordation of a record of survey and deed for the acquisition of .30 acres of land from APN 08-111-12, necessary for the realignment of Stock Drive near Bryant Field in Bridgeport. Waive all associated fees.

**Fesko moved; Alpers seconded**

**Vote: 5 yes; 0 no**

**R16-31**

**Garrett Higerd:**

- He's been in communication with other party related to this; she's unavailable this morning. May be able to call back. Can this be pushed back?
- He thinks additional feedback is needed.

**Per Supervisor Stump:** this will be taken right after Closed Session 1:27 p.m.

**Item was reconvened after closed session -**

**Garrett Higerd:**

- The other party is in agreement with what is in packet. There may be minor changes later.
- Resolution gives us latitude to make minor changes/corrections in the sale agreement.
- He's recommending that the resolution be adopted, allowing us to execute purchase/sale agreement and open up escrow for land we need on stock drive.

**G. Irrigation of DWP Allotments**

Departments: Board of Supervisors

(Chairman Stump) - Authorize letter concerning irrigation on DWP allotments within Mono County.

**Action:** Authorize Chair's signature on amended letter (with attachment) concerning irrigation on DWP allotments within Mono County.

**Alpers moved; Corless seconded**

**Vote: 5 yes; 0 no**

**M15-92**

**Brent Calloway:**

- He has new, revised version of letter.
- He gave details on what is different with this latest letter.
- Went over history, issues.

**Supervisor Stump:**

- Discussion about current leases. If we have another edit, should be to remove Mid-May and replace with language starting with terms of the leases.

**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): 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: 1.

**C. Closed Session - Existing Litigation**

Departments: County Counsel

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: Inland Aquaculture Group c. County of Mono et al.

**D. Closed Session - Existing Litigation**

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: Ray Tems v. County of Mono.

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

*No one spoke.*

**ADJOURN**

ATTEST

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FRED STUMP  
CHAIRMAN

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SHANNON KENDALL  
ASSISTANT CLERK OF THE BOARD