



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

**Regular Meeting
August 21, 2018**

9:03 AM Meeting Called to Order by Chair Gardner.

Supervisors Present: Corless, Gardner, Halferty, Peters, and Stump.

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 Supervisor Stump.

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Patrick Hayes, General Manager, Mammoth Water Community District:

- Discussed Item 5e, Sierra Nevada Conservancy, fuel reduction.
- At a previous meeting he requested a letter of support, regarding the expansion of a geothermal project, which is a great concern to the water district. Passed the letter on to electorates in Washington.
- Discussed the proposal of a settlement with Great Basin Unified Air Pollution Control District for an outstanding lawsuit for the past four years.

Rick McCoy, Owner of Boulder Lodge in June Lake:

- Discussed proposed reduction in Fish Enhancement budget.
- Fishing is his main source of income.
- Suggested that an increased fishing budget will also increase TOT revenue.

2. RECOGNITIONS - NONE

3. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

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

Leslie Chapman, CAO:

- 7th, Finance Director Dutcher met with Jeff Land and Rudy Salo to discuss COP financing for the Southern Mono Civic Center, the Board will see a presentation today.
- 8th, Civic center kickoff meeting, Assistant CAO Tony Dublino presented a plan.
- Jail kickoff planning meeting. Looking closely at timing. Objective is to move the jail project forward, not too quickly, so there isn't too much of a strain on County resources.
- Capital Improvement Plan presentation.
- 8th and 9th, with Human Resources director Dave Butters, had meetings with most department heads - a first pass with the revision from salary survey.
- 9th, met with union representative, one outstanding issue with Deputy Sheriffs Association.
- 15th and 16th, Coffee with Coworkers.
- Kicked off OpenGov software.
- 17th, regular department head meetings. Public Health and Social Services.
- Meeting with Dan Holler, discussed joint concerns and projects.
- Meeting with Fire Chief, and Dan Holler. Incident Management Team - discussed team, next round of trainings.
- 20th, Workshop meeting with negotiation team to review some proposals, moving forward with negotiations, long meeting scheduled for the 27th.
- Checked in with Tony Dublino regarding the drawings for the Civic Center.
- Meeting with Stacey Simon and Anne Larsen, Public defender contracts.
- Reviewing budget requests for the next iteration of the budget with Finance Director Dutcher. Moving the budget item from the meeting on Sep. 18 to Oct. 2, would like Board feedback. Board gave consensus to move budget item to October 2, 2018 meeting.

4. DEPARTMENT/COMMISSION REPORTS

Assistant CAO, Tony Dublino:

- Update on Civic Center project.
- Initial set of plans, schematic drawings, making updates and revisions.
- Meetings with department heads to discuss space planning.

Stacey Simon, County Counsel:

- Mono County filed litigation against Los Angeles Department of Water and Power and the City of Los Angeles on August 15 in Mono County Superior Court, case is pending.

Janet Dutcher, Finance Director:

- Update on OpenGov training.

Sheriff Braun:

- Search and rescue. 1.5 weeks ago, deep into the Minarets. In Madera county. Our new direction is that if they came in from our side, we are going to take the search and rescue, and not waste any time.
- Commander from Madera met with Phil West, to discuss communication and difference between East and West sides of the Sierra.
- Eastside Velo Club cleaned up trash on Benton Crossing from green church to dump road. 700 pounds of trash 20 people picked up. Jeff and Lesley Byberg spearheaded the movement.
- Supervisor Peters: September 16, event to benefit search and rescue program, at Sierra Star Golf Course. Encourages anyone listening to get the word out.
- Missing person from Bridgeport, reported overdue for 2 weeks, found in Tuolumne County. Did not survive. It is being handled by Tuolumne.
- Supervisor Gardner: Pending item discussed in past about transferring property from Madera County to Mono County.

Garett Higerd, Engineer:

- Fog and Seal project is nearing completion. Finished up Bridgeport, Working on Lundy Road tomorrow. Striping will be completed next week. This is funded by SB1 tax.
- Supervisor Peters: It looks great, lots of positive comments about the work in Bridgeport.

Karen Humiston, Probation Chief:

- August 13, multiple entities sent letter to County BOS chastising a few probation departments and courts still charging under Senate Bill 190.
- Mono County is in compliance with SB 190 and have been since January.

Joe Blanchard, Public Works Supervisor:

- Skate Park in Crowley, project in process of ending. Paul Roten and Claude Fiddler were instrumental in getting this project completed.
- Hess Solar Pavilion - Grand Opening this weekend on Saturday. Putting up solar panels today.

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. Mono County Response to 2017-2018 Grand Jury Final Report

Departments: CAO

The County is required to respond within 90 days to Grand Jury Reports. The 2017-2018 Grand Jury Final Report was issued in mid-July, and included only one investigation into offices within the County's jurisdiction, which was the annual jail visit. Staff has prepared a response for Board consideration.

Action: Approve 2017-2018 Grand Jury Final Report response letter, with any necessary changes.

Corless moved; Peters seconded

Vote: 5 yes; 0 no

M18-173

B. Multi-Year Contract for Substance Use Disorder/ Drug MediCal Services for Fiscal Years 2017-18 through 2019-20 between Department of Health Care Services and Mono County Behavioral Health Department

Departments: Behavioral Health

Proposed contract with Department of Health Care Services for Substance Use Disorder Services for FY 2017-2018 through 2019-2020.

Action: Approve County entry into proposed contract and authorize Behavioral Health Director to execute said contract on behalf of the County.

Stump moved; Halferty seconded

Vote: 5 yes; 0 no

M18-174

Supervisor Stump:

- Pulled item.

- Still a problem with methamphetamines in Benton. Doesn't want to see methamphetamines get lost because opioids are the new target substance.

Robin Roberts, Behavioral Health Director:

- Focus on opioids only because there is a medically assisted treatment that works for people using opioids and want help getting off of them. There is not a medical treatment that works for methamphetamines in the same way. These departments are very aware of it and it will not get lost.

C. Solid Waste Franchise Agreement with Mammoth Disposal Company and D&S Waste, Inc.

Departments: Public Works - Solid Waste

An updated Primary Franchise Agreement has been proposed with Mammoth Disposal Company and D&S Waste Removal, Inc., pertaining to collection of solid waste from residential and commercial customers in Unincorporated Mono County through December 31, 2022.

Action: Approve and sign two franchisee agreements for the collection and disposal of solid waste within the unincorporated area of the County, specifically the (1) Primary Franchise Agreement between County of Mono and Mammoth Disposal Company for Collection of Solid Waste from Residential and Commercial Customers in Unincorporated Mono County and the (2) Primary Franchise Agreement between County of Mono and D & S Waste Removal, Inc. for Collection of Solid Waste from Residential and Commercial Customers in Unincorporated Mono County (collectively, "Franchise Agreements") as amended.

Halferty moved; Corless seconded

Vote: 5 yes; 0 no

M18-175

Justin Nalder, Solid Waste Supervisor:

- Amendment to Exhibit 13.01a (available in additional documents).

D. Letter to Los Angeles Congressional Representatives

Departments: Board of Supervisors

Letter to Los Angeles Congressional representatives Tony Cardenas, Nanette Diaz Barragan, Judy Chu, Jimmy Gomez and Maxine Waters responding to their letter dated July 26, 2018 concerning the additional export of water from Long Valley and Little Round Valleys by the Los Angeles Department of Water and Power.

Action: Approve proposed letter as revised following Board discussion.

Peters moved; Stump seconded

Vote: 5 yes; 0 no

M18-176

Supervisor Peters:

- Asked that Councilmember Nury Martinez be added to the CC list.

E. Letter of Support for Hazardous Fuel Reduction by Mammoth Lakes Fire Safe Council

Departments: Board of Supervisors

In July, the Mammoth Community Water District (District) submitted a pre-application to the Sierra Nevada Conservancy (SNC) to request additional funding for the Lakes Basin Hazardous Fuels Reduction Project, a 661 acre fuels reduction project located in the Mammoth Lakes Basin. Mammoth Lakes Fire Safe Council was awarded \$500,000 in grant funding for this project in June, 2018 and the District is seeking to receive the remainder of the funding necessary for project completion.

Action: Review and approve letter in support of hazardous fuels reduction project in Mammoth Lakes Basin to Sierra Nevada Conservancy.

Corless moved; Peters seconded

Vote: 5 yes; 0 no

M18-177

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.

A. Reds Meadow Fuels Reduction Project Letter

Inyo National Forest, Mammoth Ranger District, is proposing to undertake the Red's Meadow Hazardous Fuels Reduction Program. The proposed action is included, as well as information for submitting comments.

B. Fish Enhancement Budget Potential Deductions Letter

A letter from Pine Cliff Resorts in June Lake regarding the potential decrease of the County fish enhancement budget.

Supervisor Stump:

- Unaware of any proposals to reduce Fish Enhancement funding.
- Previously established approvals of funding need to be noted when people discuss reductions.

7. REGULAR AGENDA - MORNING

A. Public Hearing - CalTrans Speed Survey

Departments: Community Development

(Wendy Sugimura) - The California Department of Transportation (Caltrans) has conducted a speed zone survey on State Route 120, west of the junction of US 395, from post mile 0.0 to 12.05. This section of SR 120 is currently posted at 50 mph. It is Caltrans recommendation that the 50 mph speed limit be removed and to post this area at 55 mph.

Action: Receive information from Caltrans concerning the speed survey and possible speed increase on State Route 120. Provide direction to Caltrans District 9 and/or county staff.

Wendy Sugimura, Community Development Director:

- Introduced item, this was a letter a correspondence item on the agenda previously.
- Mono Basin RPAC also saw the letter, requested that the Board hold a public hearing.

Public Hearing opened 9:58 AM.

Lianne Talbot, CalTrans District 9 Traffic Operations Engineer:

- Discussed how speed zones are set, and how the survey was performed.

Supervisor Peters:

- Last survey 2012. Findings were to not change it.

Brad Larson, Speed Zone Survey Coordinator:

- Licensed registered engineer for Caltrans District 9. Performed the survey.
- Observed speeds around post mile 7.2 down to Highway 395.
- Wouldn't be changing the mileage at the top, just at the bottom 5 miles approximately.

Supervisor Gardner:

- 3 supervisors wanting to keep speed as is, 2 want to make it higher.

Closed public hearing 10:24 AM.

B. Trails Maintenance 2018 Grant Program Report

Departments: Economic Development

(Wendy Schneider) - Presentation and report by Wendy Schneider, Executive Director of Friends of the Inyo, regarding the FY17-18 Trails Maintenance Grant Program. Due to the size of the document, the PowerPoint presentation can be found as a Supporting Document at <https://monocounty.ca.gov/bos/page/board-supervisors-11>.

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

Alicia Vennos, Economic Development:

- Introduced item.

Break 10:25 AM

Reconvene: 10:38

Julia Runcie, Stewardship Director, Friends of the Inyo:

- Went through presentation
- Discussed accomplishments of Friends of Inyo.

C. Community Event Marketing Fund Recipient Report - June Lake Jam Fest

Departments: Economic Development

(Janet Hunt, Executive Director, June Lake Jam Fest) - Presentation by Janet Hunt, Executive Director of the June Lake Jam Fest regarding the growth and

success of the annual June Lake Jam Fest. As a recipient of Mono County's Community Event Marketing Fund, Ms. Hunt would like to express her appreciation of the Board's support on behalf of local non-profit Mono Arts Council, and to share event attendee demographics and benefit to local lodging sector and community.

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

Janet Hunt, Executive Director June Lake Jam Fest:

- Presented update about June Lake Jam Fest (handouts available in additional documents).
- Working with everyone in the County office has been a pleasure.

D. Community Grant Fund Recipient Report - Southern Mono Historical Society

Departments: Economic Development

(Marianne O'Connor, Southern Mono Historical Society/Hayden Cabin Museum) - Presentation by Marianne O'Connor of the Southern Mono Historical Society (SMHS) regarding the Jazz by the Creek event and the Hayden Cabin Museum Roof Repair project. As a recipient of Mono County's community grant programs, Ms. O'Connor would like to extend her appreciation to the Board of Supervisors on behalf of SMHS, and to share the results/progress of the funded programs.

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

Marianne O'Connor, Treasurer, Southern Mono Historical Society:

- Received \$1,000 from Community Event Marketing Fund.
- Received \$2,000 from Historical Preservation Grant fund.
- Community funds used for 3rd annual Jazz by the Creek Event.
- Historic preservation funds used for re-roof restoration project at Hayden Cabin.

E. Financing Arrangement for Construction of the Proposed Mono County Civic Center

Departments: Finance, CAO, County Counsel

(Janet Dutcher, Leslie Chapman, Stacey Simon) - Present information about the Certificate of Participation debt-financing structure and review the anticipated debt transaction recommended for the Mono County Civic Center project. Introduce proposed financing team and discuss each of their roles. Review next steps involved for obtaining debt proceeds to fund construction costs. Financing specialists will be available to answer any questions the Board or the public may have and to provide additional information, as requested.

Action: Receive presentation and other relevant information.

Janet Dutcher, Finance Director:

- Introduced item.
- Look at financing.
- Certificate of participation debt financing structure being recommended.
- Introduced Jeff Land.

Jeff Land, Brandis Tallman LLC:

- Went through presentation.
- Discussing components of the Certificate of Participation

Rudy Salo, Nixon Peabody:

- Go over financing structure.

Supervisor Stump:

- Wanted the contractors association to be advised and consulted prior to adoption.

8. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

9. CLOSED SESSION at 12:16 PM

A. Closed Session -- Human Resources

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Stacey Simon, Leslie Chapman, 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), and Mono County Sheriff Department's Management Association (SO Mgmt). Unrepresented employees: All.

B. Closed Session -- Initiation of litigation

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code section 54956.9. Number of potential cases: one.

C. Closed Session -- Exposure to 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 Jennifer Huh against Mono County Superintendent of Schools, Mono County Office of Education and Mono County.

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: Mono County v. Los Angeles Department of Water and Power, et al. (CV180078).

THE AFTERNOON SESSION WILL RECONVENE NO EARLIER THAN 1 P.M.

Reconvene: 1:51 PM
Nothing to report out of closed session.

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

Moved to Item 12.

11. REGULAR AGENDA - AFTERNOON

A. Opioid Epidemic and Harm Reduction Presentation

Departments: Public Health, Behavioral Health

(Dr. Tom Boo, Bryan Wheeler, Robin Roberts, Ingrid Braun, Sandra Pearce) - This presentation is a collaborative effort between Mono County Public Health, Behavioral Health, and Sheriff's Office to inform the Board, stakeholders, and community about opioids, local evidence-based interventions, and opportunities to move forward in addressing strategic priority 1C: Improving Public Health and Safety through addressing the opioid crisis and substance abuse.

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

Dr. Thomas Boo:

- Went through presentation.
- Harm reduction.

Break: 2:19 PM
Reconvene: 2:25 PM

Chair Gardner left the meeting, meeting continued by Vice Chair Peters.

Bryan Wheeler, Public Health Program Director:

- Currently doing wellness fairs in Benton on the reservation.
- Offering testing, immunization, education.

Tim Kendall, District Attorney:

- Take back drug medication program. Usually collect a little over 30 pounds every year. Arrange with DOJ to dispose of in an environmentally friendly way. Six collections sites available.

Robin Roberts, Behavioral Health Director:

- Continued through presentation.

Sandra Pearce, Public Health Director:

- Concluded presentation.

B. CDPH Naloxone Distribution Grant

Departments: Public Health

(Tom Boo) - Naloxone Distribution Grant from the California Department of Public Health (CDPH) for the purchase of Narcan products for the emergency treatment of opioid overdose.

Action: Approve County entry into the Naloxone Distribution Grant Agreement #16-11059 with CDPH and authorize the Public Health Director's signature to execute said contract on behalf of the County, including forms CDPH 1229 and Contractor Certification Clause (CCC).

Stump moved; Halferty seconded

Vote: 4 yes; 0 no; 1 absent

M18-178

Sandra Pearce, Public Health Director:

- Introduced item.

C. CDPH, Syringe / Needle Exchange Program

Departments: Public Health

(Sandra Pearce) - Syringe Exchange Program of the California Department of Public Health, Office of AIDS (CDPH/OA).

Action: Authorize the Public Health Department's submission of an application to become a CDPH/OA Syringe Exchange Program.

Corless moved; Stump seconded

Vote: 4 yes; 0 no; 1 absent

M18-179

Break: 3:27 PM

Reconvene: 3:35 PM

D. Workshop and Request for Qualifications for Permanent Supportive Housing and Affordable Housing Project Developer in Mammoth Lakes

Departments: Behavioral Health

(Amanda Greenberg) - Presentation by Amanda Greenberg from the Behavioral Health Department and Jennifer Lopez, a national housing consultant, regarding the development of permanent supportive housing/affordable (PS/A) housing in Mammoth Lakes and Walker, CA. Approval to release Request for Qualifications for PS/A housing developer.

Action: Authorize Mono County Behavioral Health to release a Request for Qualifications (RFQ) in substantially the form provided in the packet and including such changes as approved by County Counsel, for an experienced PS/A housing developer to partner with Mono County in the identification, development and operation of a PS/A housing project in Mammoth Lakes.

Halferty moved; Corless seconded

Vote: 5 yes; 0 no

M18-180

Amanda Greenberg, Mental Health Services Act Coordinator:

- Introduced item and presenter.

Jen Lopez, Consultant:

- Via ZoomRoom:
- Went through presentation with Amanda Greenberg.

Supervisor Gardner returned 3:50 PM

E. Proposed Amendment to Mono County Code Section 12.10.021 - Exemptions to Solid Waste Handling Requirements

Departments: Public Works - Solid Waste

(Justin Nalder) - Proposed Amendment to Mono County Code Section 12.10.021 - Exemptions to Solid Waste Handling Requirements, to eliminate in its entirety the exemption from the solid waste franchise/franchise agreement requirement provided in Section 12.10.21(A)(3); in addition, amend the definition of "construction and demolition waste" provided in Section 12.02.020 to exclude the terms "rubble" and "pavements."

Action: Introduce, read title, and waive further reading of proposed ordinance amending Mono County Code Section 12.10.021 – Exemptions to Solid Waste Handling Requirements.

Corless moved; Gardner seconded

Vote: 4 yes; 1 no

M18-181

Justin Nalder, Solid Waste Supervisor:

- Introduced item.

Supervisor Stump:

- Voted no.

F. California Cannabis Regulations - Proposed Final Regulations

Departments: County Counsel, Community Development, CAO

(Michael Draper, Christy Milovich) - Discussion of the State's Proposed Final Regulations for Cannabis: Review of consistency with adopted County regulations, and consideration of a comment letter to be submitted within the open comment period related to language in the proposed regulations which allows cannabis deliveries to be made to any jurisdiction within California and/or additional provisions of the proposed regulations.

Action: Consider the State's draft permanent regulations and potentially approve proposed comment letter, as drafted.

Stump moved; Gardner seconded

Vote: 4 yes; 1 no

M18-182

Michael Draper, Planner:

- Introduced item, provided background.
- Errors in the year – September 2016, emergency cannabis regulations; June 2017, new regulations re-adopted so regulations can be effective January 1, 2018.

- **Supervisor Halferty:** Voters state-wide voted for Prop 64. These regulations keep this a black market and not collect taxes, and I don't believe this is what the voters intended. Voted no.

Moved to item 8.

12. BOARD MEMBER REPORTS

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

Supervisor Corless:

- RCRC Board Meeting: Highlights memo attached (available in additional documents).
- Sonoma County voted to join RCRC; Board took "no position" position on Prop 10; legislative update, AB 924 (tribal cannabis) not moving forward; much discussion of fire/forest health (given impacts of Carr and Mendocino Complex Fires), new forest management task force, encouraging members to get involved.
- Town Council—approved letter of support for County in LADWP issue—appreciate the support.
- Eastern Sierra Council of Governments.
- OpenGov training.
- Out of town next week and will miss September 4 meeting.

Supervisor Gardner:

- August 16, I attended a meeting of the Eastern Sierra Council of Governments in Bishop. We covered several items, including the status of air service improvements, recreation collaboration, moving towards making ESCOG a formal joint powers authority, and opportunity zones in the region.

Supervisor Halferty:

- Wednesday, ethics training. Thank you to Stacey Simon and Andy Morris.
- Wednesday, Town Council meeting. Shady Rest. Public Engagement and no market-rate homes on the The Parcel.
- Thursday, OpenGov training. Tried to attend the Housing workshop. It went late and I couldn't be there.
- Volunteered at MacBeth. Exciting.

Supervisor Peters:

- **14th** NMCC
- **15th** Jan Cutts
- **20th** TOC, DWP Call, CAO Chapman
- Donnell Fire Impacts 108 open 51% 35,000 acres
- **Upcoming:** CSA 5:30

Supervisor Stump:

- 8-15: Attended the Owens Valley Groundwater Authority meeting - Two letters sent, one to DWP and one to DWR. County Counsel has copies of both if anyone is interested.
- 8-16: Attended OpenGov Training - When fully implemented it will be a useful tool
- 8-18: Benton Community Center follow up of issues surrounding water tanks
- 8-19 & 8-20: Multiple emails about Fish Stocking - I responded to the best of my knowledge
- Steve Noble has made an offer to CSA#1, and I anticipate they will give him a call.

ADJOURNED at 4:53 PM

ATTEST

**BOB GARDNER
CHAIR OF THE BOARD**

**SCHEEREN DEDMAN
SR. DEPUTY CLERK**