



**DRAFT MEETING MINUTES  
BOARD OF SUPERVISORS, COUNTY OF MONO  
STATE OF CALIFORNIA**

Regular Meetings: The First, Second, and Third Tuesday of each month. Location of meeting is specified just below.

MEETING LOCATION Board Chambers, 2nd Fl., County Courthouse, 278 Main St., Bridgeport, CA 93517

**Regular Meeting  
November 1, 2016**

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<b>Flash Drive</b>	<b>#</b>
<b>Minute Orders</b>	M16-216 to M16-223
<b>Resolutions</b>	R16-74 NOT USED
<b>Ordinance</b>	ORD16-10 NOT USED

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

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

*Break: 10:22 a.m.  
Reconvene: 10:34 a.m.  
Closed Session: 12:35 p.m.  
Reconvene: 1:28 p.m.  
Adjourn: 1:32 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 County Clerk Bob Musil.

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

**Jay Hall:**

- New Environmental Director with Bridgeport Indian Colony, here to introduce himself.

**Note:**

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2. APPROVAL OF MINUTES - NONE

3. RECOGNITIONS - NONE

4. **BOARD MEMBER REPORTS**

**Supervisor Alpers:**

- 10/20 - Attended the Mono First 5 meeting in Mammoth Lakes  
Program updates:
  - Completed kindergarten readiness assessments. 50% of incoming kindergartners were school ready. Hope to improve on this. Last year was only 37%.
  - Conducted oral health visits and all the pre-school and child cares across Mono County.
  - Working on child care quality by supporting child care providers by doing developmental screenings. Determining possible special needs for some kids.
- 10/21 - Attended ESTA meeting in Bishop  
Meeting highlights:
  - Approved Amendment No. 4 to contract with MMSA for operation of transit service for the 2016-17 winter season. Same terms and conditions as last year. Encompasses nearly 11,000 service hours and an annual cost of \$1,022,356.00.Discussed proposed service changes in Mammoth Lakes, which are designed to improve safety and efficiency.
  - a. Purple Line route modification to address safety of entering/exiting Main Street.
  - b. Blue Line and Trolley route modification to provide service to new parking lot on Hillside (next to Westin)
  - c. Relocate Regional Route bus stop from McDonald's to Vons.
  - d. Possibly modify Town Trolley route to address the evening service gap along the "Meridian Corridor". This item will require additional funding from the Town and has not yet been determined.A recap of the June Lake Summer Shuttle service was provided, which identified that ridership was disappointing. A total of 405 trips were provided over the 72 day operating season from June 25 through Labor Day (5.63 trips per day; 0.7 trips per service hour). John Helm will present a recap to the June Lake CAC in December and discuss continuation options with the community.

**Supervisor Corless:**

- 10/24: YARTS JPA: Successful summer season (July-Sept) on the 120 east route: ridership up nearly 30% in July, 45% in August, 85% in September; overall, visitor ridership was up on all routes, while employee ridership decreased due to some communication issues with the park and concessionaire. There were larger numbers of missed runs on other routes (none on 120 east) that management and the service provider were working to address. Fresno/Hwy 41 route has gone to summer only service; better news: YARTS has begun an online reservation system pilot program on 140—a much-requested service, in just a week they had over 100 reservations. Approved master and supplemental agreements with Caltrans, and approved a one-year service contract extension with VIA Adventures.
- 10/25: Attended Tourism, Economic Development and Film Commission Meeting, heard the annual PR recap—impressive numbers: 64 pieces of media coverage, 1.29 million views, 526,000 social shares, 4.72 million circulation (print). Great discussion with commissioners, appreciate their dedication and insight.
- 10/26: Hosted Community Conversation, along with Town Councilmember John Wentworth—great turnout, over 50 people came to discuss the impacts of tourism. We spent two hours identifying “problems” that come with increased visitation, and discussed solutions—including the need for education and stewardship about public lands, parking, transportation, housing, and long lines at Vons. We’ll be talking more about this at our upcoming joint meeting with council. Many thanks to Jeff Simpson for presenting information about Mono County Tourism and John Urdi for giving an update about Mammoth Lakes

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- Tourism; thanks to Supervisor Fesko for attending.
- 10/27: Collaborative Planning Team
  - A few highlights: Adrienne Thatcher/Bridgeport Ranger District announced job openings for an avalanche forecaster and snowmobile patrol; Eastern Sierra Wildlife Collision Reduction Study—Tim Taylor (CA Dept of Fish and Wildlife) and Corey Freeman (Caltrans) presented the report that outlines several concepts for reducing wildlife/vehicle collisions in the study area in the southern part of the county between Crowley and Mammoth Lakes. Mentioned to Tim Taylor interest in helping to start/support a collaborate effort to seek funding for projects—CPT could play a role in this. Report on Critical Habitat Designation for SN Yellow Legged Frog and Yosemite Toad, and High Mountain Lakes Project to restore frog populations—as Wendy Sugimura reported, no impact to our biggest fisheries, great impact to bring back frogs with much care given to maintain popular backcountry fishing areas.
- CPUC meeting—approved Inyo Mono Broadband Consortium grant application.
- 10/28: Participated in Mammoth Hospital’s strategic plan conference—great overview of how hospital departments are working to meet goals in a changing healthcare environment, and a look at the master facility plan slated for 2030 completion. Many thanks to Hospital CEO Gary Myers for the invitation.
- Tonight: Firesafe Council meeting tonight, 5pm at ML fire station.

**Supervisor Fesko:**

- October 19<sup>th</sup> – I had the honor to have lunch and speak at the Mammoth Lakes Lions lunch at Rafters. The concerns and questions were varied and very much welcomed. And of course the food was great at Rafters!
- October 20<sup>th</sup> – Bridgeport RPAC. There was discussion on the Bridgeport Public Utility Districts fee increase due to Arsenic treatment. A new treatment plant will be built using grant funds but costs will be increasing over the next few years. This fee increase will affect the County facilities in Bridgeport. If we have not already budgeted for these increases, we should soon. A brief discussion about expanding the hours at the Bridgeport gun range took place, this most likely will come to our Board for a public discussion and possible letter requesting expanded hours, more information to follow. And an update on the County’s Thermal Biomass project out at the County Road Shop by our very own Wendy.
- October 26<sup>th</sup> – Community Meeting in Mammoth. I attended a meeting sponsored by Supervisor Corless and Councilman Wentworth. This was a standing room only crowd. There was good discussion on perceived problems mainly by having so many tourists come into town. Solutions were presented by folks. Supervisor Corless will be compiling the information and I look forward to seeing the compiled information.
- October 28<sup>th</sup> – Highway 108 Truck Restriction update. As of Friday 28<sup>th</sup>, Tom Hallenbeck has reported that he has now signed off on the Hwy 108 Truck Restriction and that it is now headed to the Directors’ office for his approval. He will report back to me when it is executed.
- October 30<sup>th</sup> – I attended the Antelope Valley School’s “Halloween Fest”. There were at least 150 people in attendance and the kids, and some adults, dressed up for a couple of hours of games, food and a Trick or Treat candy fest. This was a fun time for all those that attended.
- November 3<sup>rd</sup> – Antelope Valley RPAC, this RPAC will be making a slight modification to their Bylaws and will be choosing terms. Both of which is to come into compliance with this Boards changes to the RPACs Rules and Procedures. The Bylaws changes will be coming back to our Board for approval.
- Red’s Meadow Road has been closed for the season.

**Supervisor Johnston:**

- Attended the Town Council / Mammoth Lakes Housing workshop. The Town is meeting more frequently with it’s non-governmental organizations. Housing is one of the primary needs in the area and there was considerable discussion of how to proceed with obtaining affordable housing. Right now, the Town has defunded by about 40% the voter approved one percent of TOT that was designated for affordable housing.
- Have been working over the past several days in getting ready for the annual Trails Halloween festivities. The streets were closed and there were probably a 1000 people that

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- came through the subdivision and about 400 came through our haunted house.
- Did some politicking over the past few weeks encouraging people to vote in the forthcoming election. Voter turnout is usually quite good in Mono County and hopefully this will be the case next Tuesday.

**Supervisor Stump:**

- 10-19 : Attended Tri Valley Water Commission. Received a presentation from the State Department of Water Resources. Lots of uncertainty for the area farmers about the future
- 10-25 : Attended CSA 1. Projects, including the Skate Park moving forward.

## 5. COUNTY ADMINISTRATIVE OFFICE

**Leslie Chapman:**

- Continue work on ongoing projects – South County Offices, collective bargaining, software implementation and Bridgeport Clinic/Inmate medical.
- 10/24 – Marijuana meeting with County Counsel, Finance and Planning. More on this is forthcoming after the election.
- 10/26 & 27 – Coffee with the CAO. We started with “Rumor Busters” we put new rumors on the table then debunk by declaring them true, false or partially true. Then we had robust discussions about south county offices. The feedback was informative and good arguments were presented for both the Sierra Center Mall and new government center options.

## 6. DEPARTMENT/COMMISSION REPORTS

**Bob Musil, County Clerk:**

- 6,505 registered voters as of this morning, compared with approximately 5,800 in June. CA State reported over 500,000 new registered voters in the last 48 hours before the deadline to register to vote on October 24, 2016, 297,000 in the last 24 hours. Roughly 25% of all Vote-by-Mail ballots issued in Mono County have already been returned.
- Two issues, both involve the Post Office. Concern that returned ballots were being returned to voter if not enough postage, which is not the case. Some people were delayed in getting their ballots, many still have not received their sample ballots. Post Office said they routed some elections mail incorrectly and they are taking steps to correct this and prevent it from happening again.

**Gerald Frank, Tax Collector:**

- Tax sale: timeshares sales are on schedule, start Friday. Real property, a clerical error was found and those sales have been postponed. This is to protect all parties. All errors have been corrected and the sale is rescheduled.

**Janet Dutcher:**

- Attended the housing workshop in Mammoth, first time homebuyer program update. This program has been here since 2005, financed through the Federal Govt. loans are 3%, 30 years loans, deferred, allows someone to buy a home here that normally would not be able to afford it. Two loans have been funded this year; another one in the works. Good program; we are trying to keep this going.
- Last June, we filed an application with Moody’s for a credit rating. Mono County has been assigned an AA rating. Second highest rating means high quality, low risk. November 15<sup>th</sup> agenda item to give the Board more information on this process.
- Will be heading to Monterey for a conference of State Auditors and Controllers in CA.

**Joe Blanchard:**

- Memorial Hall project is complete, still need state inspection on elevator.
- Overview on numerous Parks projects
- Biomass boiler project has made major headway, inspections and training scheduled for the first of the year. Encourages everyone to visit the job site.

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**Sheriff Braun:**

- When she last spoke, we had just lost 5 people in June Lake. We did a tactical and emotional debriefing yesterday, thank you to Frank Frievault of Mammoth Lakes FD for setting it up, June Lake FD for hosting it, and Robin Roberts for the emotional support side of it.

**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. Amendment to Department of Health Care Services Contract with Mono County Behavioral Health**

Departments: Behavioral Health

Amend contract with California Department of Health Care Services (DHCS) pertaining to Fiscal Years 2014/2015 through 2016/2017 for Substance Use Services. This amendment was generated by and is required by DHCS.

**Action:** Approve amended changes directed by DHCS and authorize the Behavioral Health Director to execute said contract on behalf of the County. Provide any desired direction to staff.

**Fesko moved; Corless seconded**

**Vote: 5 yes; 0 no**

**M16-216**

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

Departments: Clerk of the Board

Re-appointment of Molly DesBaillets to the Mono County Child Care Council for a term of two years beginning 11/01/16 and expiring 10/31/18. This item is sponsored by Supervisor Corless.

**Action:** Reappoint Molly DesBaillets to the Mono County Child Care Council, with a term expiring 10/31/18.

**Fesko moved; Corless seconded**

**Vote: 5 yes; 0 no**

**M16-217**

**C. Treasury Transaction Report for the Quarter Ending 9/30/2016**

Departments: Finance

Treasury Transaction Report for the Quarter ending 9/30/2016  
This item was moved to the Regular Agenda.

**Action:** Approve the Treasury Transaction Report for the Quarter ending 9/30/2016

**No vote was taken on this item; this item will be placed on a future agenda for a vote.**

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Leslie Chapman asked this item be pulled and placed on Regular agenda.

**Gerald Frank:**

- Went through the report as included in the packet.

**Janet Dutcher;**

- Thank you to Gerald for his financial management and stewardship.

**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. Letter from CHP re: SR-89 North of 395**

Departments: Clerk of the Board

Correspondence dated October 18, 2016 from the California Highway Patrol regarding the SR-89 North of US-395, Proposition 65 Notice

**B. Thank You Note from Julie Rhodes**

Departments: Clerk of the Board

Thank you note from Julie Rhodes.

**9. REGULAR AGENDA - MORNING**

**A. Contract for Custodial, Snow Removal, Community Center, and Campground Management Services**

Departments: Public Works

(Joe Blanchard) - Proposed contract with Baxter's pertaining to Custodial, Snow Removal, Community Center, and Campground Management Services.

**Action:** Approve County entry into proposed contract and authorize the Board Chairman to execute said contract on behalf of the County. Provide any desired direction to staff.

**Fesko moved; Alpers seconded**

**Vote: 5 yes; 0 no**

**M16-218**

**Joe Blanchard:**

- Went through his staff report for the Board.
- He will follow up with Tony regarding the recycling.

**Supervisor Corless:**

- Would really like to see us moving forward with the recycling issues.

**B. Agreement for Architectural and Related Services in Connection with Jail**

**Note:**

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## **Improvements Project**

Departments: Sheriff, Public Works

(Garrett Higerd and Peter Chapman) - Proposed contract with Nacht & Lewis Architects for jail needs assessment and grant application services in connection with Mono County Jail Improvements Project.

**Action:** Approve, and authorize the Public Works Director to execute and administer, a professional services agreement with Nacht & Lewis of Sacramento, California to prepare a jail needs assessment and assist with the preparation of an application for state lease-revenue bond funding for jail improvements. This authorization shall include making minor amendments to said agreement from time to time as the Public Works Director may deem necessary, provided such amendments do not substantially alter the scope of work or budget and are approved as to form and legality by County Counsel.

**Johnston moved; Corless seconded**

**Vote: 5 yes; 0 no**

**M16-219**

### **Garrett Higerd:**

- Follow up from Aug 2<sup>nd</sup> meeting. We received two responses to request for qualifications, followed up with phone interviews. This scope of work has been negotiated with them to get us through the next round of revenue bonds just passed in June. \$203k has been earmarked for this process, we have about a 5% match required which gives us approximately a \$4m project possibility. If above that, we need to look into other financing option.
- A previous needs assessment was done in 2010/2011, it focused on capacity of jail, number of beds/population, mainly addressed overcrowding. That is not our issue any longer. It will be used, but we are not duplicating it.
- It looks like a renovation of existing jail is going to be very expensive, thinks the solutions will include a separate structure, could be connected via breezeway.

### **Supervisor Fesko:**

- A jail needs assessment was done several years ago. Is this in addition to that, or are we starting all over?

### **Supervisor Johnston:**

- Asked about alternatives and whether other facilities may be needed.

### **Leslie Chapman:**

- Representing finance director. Looking at actual grant requirements, we think the architectural could be used as part of match, may need to be reimbursed. Still looking at whether financing ourselves is a better option, depending on the requirements of the grant.

## **C. Pavement Management System Workshop**

Departments: Public Works

(Garrett Higerd and Paul Roten) - Workshop on the overall condition of the Mono County paved road network, historic funding availability and approaches to road projects, and strategies to maintain the paved road network in the most sustainable ways possible.

**Action:** Receive staff report regarding the Pavement Management Workshop. Discuss Pavement Management System. Provide any desired direction to staff.

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**Paul Roten / Garrett Higerd:**

- Went through the Power Point presentation.

General Board Discussion about the presentation, support for current programs, the need to look at costs / benefits of paved vs. grindings vs. gravel roads within the county.

**Leslie Chapman:**

- To summarize, as the budget was developed in 15/16, the road fund was in trouble so we needed to reduce our local road budget. The general fund also contributed monies. During the year, the full State cut didn't happen, so we built up the general fund balance. We treated this year the same way. At the last minute, we agreed to an additional \$250k for road maintenance.

**D. June Lake Citizens Advisory Committee Appointment and Bylaw Ratification**

Departments: Community Development; Board of Supervisors

(Scott Burns) - Appointment to, and ratification of operating procedures for, the June Lake Citizens Advisory Committee.

**Action:** 1. Appoint Julie Brown to the June Lake Citizens Advisory Committee (CAC) with term expiring 12.31.18, as recommended by Supervisor Alpers; and 2. Ratify the June Lake CAC Operating Procedures, with the amendment of "will" changed to "may" where it discusses the use of Robert's Rules of Order.

**Alpers moved; Johnston seconded**

**Vote: 5 yes; 0 no**

**M16-220**

**Scott Burns:**

- This is the Citizens Advisory Committee seat vacated by Carl Williams. Second item is to ratify the JL CAC operating procedures.

**Supervisor Alpers;**

- Has met with Julie Brown several times, highly respected in JL, wants to get involved and is very interested in serving. Feels she would be an outstanding member of the CAC.
- The CAC Operating procedures have been thoroughly vetted.

**Supervisor Fesko:**

- There have been issues in Antelope Valley re: Roberts Rules of Order

**Stacey Simon:**

- Roberts Rules of Order are very archaic, difficult to understand and follow. Perhaps add a caveat to endeavor to comply with.

**E. Conflict Waiver for County Counsel Assistance to Special Districts**

Departments: County Counsel

(Steve Kerins) - Conflict-of-interest waiver regarding representation of special districts by County Counsel's office pursuant to California Rules of Professional Conduct, Rule 3-310.

**Action:** Consider, approve, and authorize Chair to sign proposed conflict-of-interest waiver; provide any desired direction to staff.

**Corless moved; Fesko seconded**

**Vote: 5 yes; 0 no**

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**M16-221**

**Steve Kerins:**

- Housekeeping item for the County Counsel department. Recap: CC is the primary legal advisor to County and the Board, also represents various special districts. Many use the CC services as needed. Asking the Board authorize the practice that has been already authorized, to include keeping information confidential and using County resources to assist these special districts. Acknowledgement of a potential conflict with the Tri Valley Groundwater Management District.

**F. Letters to Inyo National Forest and SCE re: Infrastructure Repair and Maintenance in the Mono Basin**

Departments: CAO

(Leslie Chapman) - (1) Letter to Inyo National Forest requesting expedited permitting for the replacement and/or repair of damaged power poles and equipment between Lundy Canyon and Lee Vining by Southern California Edison (SCE) and enhanced enforcement of defensible space requirements surrounding SCE infrastructure on Forest Service Lands. (2) Letter to SCE recognizing recent and ongoing efforts to address infrastructure replacement and repair in the Mono Basin and requesting that additional work be done to diagnose arcing activity on Lundy Canyon to Lee Vining line and to create and maintain defensible space.

**Action:** Approve and authorize Chair to sign proposed letters.

**Alpers moved; Johnston seconded**

**Vote: 5 yes; 0 no**

**M16-222**

**Leslie Chapman:**

- Just the next step in the process. Aging power lines have been a concern for awhile in the community areas of Lundy Canyon, Lee Vining, and Mono Basin.

**Stacey Simon:**

- Made a freedom of information act to the forest service for permits allowed there, which came in on Friday. Letter has now been slightly updated.
- The forest service seems to take a position that it is not responsible for enforcing defensible spaces with SCE.

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

*No one spoke.*

**11. CLOSED SESSION at 12:35 p.m.**

**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

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(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: one. Facts and Circumstances: Steve Searles claim for damages (claim number CL16-02).

**C. Closed Session - Workers Compensation**

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Subdivision (a) of Government Code section 54956.9. Name of case: Worker's compensation claim of Michael Hallum.

**D. 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.

**REPORT OUT OF CLOSED SESSION:**

- A. Nothing to report
- B. Nothing to report
- C. In closed session, the Board considered Claim for Damages number CL16-02, submitted on behalf of Steve Searles against the County of Mono, alleging certain damages arising out of a medical procedure. The Board will address a response to this claim in open session this afternoon.
- D. Nothing to report
- E. Nothing to report

**THE AFTERNOON SESSION WILL RECONVENE NO EARLIER THAN 1:00 P.M.**

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

*No one spoke.*

**13. REGULAR AGENDA - AFTERNOON**

**A. Claim for Damages (Searles)**

Departments: Risk Management; County Counsel

(Steve Kerins) - Board consideration of claim submitted by Steve Searles (claim number CL16-02) under Government Claims Act.

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**Action:** Consider and reject Mr. Searles' claim and direct staff to notify claimant's attorneys of Board action; provide any additional desired direction to staff.

**Johnston moved; Fesko seconded**

**Vote: 5 yes; 0 no**

**M16-223**

**Steve Kerins:**

- Appears that Mr. Searles' claim was submitted to the incorrect public agency.

**ADJOURN 1:32 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**