



**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  
May 2, 2017

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9:00 AM Meeting Called to Order by Chair of the Board Corless.

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

*Break: 11:08 a.m.  
Reconvene: 11:19 a.m.  
Closed Session: 12:20 p.m.  
Reconvene: 1:10 p.m.  
Adjourn: 2:30 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 Supervisor Gardner.

1. **OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**  
No one spoke.
2. **APPROVAL OF MINUTES**
  - A. **Board Minutes**  
Departments: Clerk of the Board

Approve the minutes of the Regular Meeting of April 4, 2017, as corrected.

**Gardner moved; Stump seconded**

**Vote: 5 yes; 0 no**

**M17-87**

**Supervisor Johnston:**

- Page 8, Supervisor Stump's comment should say "regressive nature of these taxes".
- Page 8, his comment should reference ESTA, not ESCOG.

3. RECOGNITIONS - NONE

4. **BOARD MEMBER REPORTS**

**Supervisor Corless:**

- ESCOG 4/21: Broadband consortium advisory council, planning; discussion of/interest in regional economic development; new website for ESCOG, thanks to the City of Bishop.
- MUSD Master Facilities Planning—HMC architects staff led an engaging, productive session reviewing proposed improvements to all three school sites, planning for a 2018 bond measure to fund improvements.
- RCRC Tour and Board Meeting in Tehama County: see attached meeting highlights list...
- Behavioral Health Advisory Board: look for appointment of new board member, report, resolution coming on May 16.
- Notice from INF regarding closure of Mammoth Stamp Mill area—public meeting May 15.
- Federal PILT update—funded in 2017 Omnibus Appropriations Bill at 3% increase over 2016—good news.
- Community Conversation scheduled for May 31 at Mammoth Brewing.
- Board consensus on letter re: National Monuments Executive Order?
- Close meeting in memory of Debbie Frievalt.

**Supervisor Gardner:**

- On April 19 Supervisor Peters and I joined Caltrans staff and others for a briefing and tour of Tioga Pass snow removal operations. It was very instructive to see how they clear the road. The risk of avalanches and rock slides is constant and worse with the still large amounts of snow. Caltrans provided information on past year openings with heavy snowfall. These range from June 17 and June 18 in 2006 and 2011 respectively, to June 24, June 30, and July 1 in 2005, 1995, and 1998. No estimated date has been set yet, but Caltrans was at Warren Creek at their last update, and Yosemite was at Siesta Lake as of last Friday. No dates on the opening of Sonora Pass either. Monitor Pass has been cleared through but is still being cleaned up, according to the latest update. Caltrans is providing weekly updates on all these roads.
- On April 20 Supervisor Peters and I attended the last CSAC New supervisor sessions in Sacramento. I trust the Board will see the impact these sessions have and will have on our performance.
- On Friday April 21, I attended the ESCOG meeting for Supervisor Johnston. There was good discussion and support of the Inyo/Mono Broadband Consortium, plus a brief discussion of a proposal for an Eastern Sierra Economic Development Authority. I found the ESCOG meeting very useful and full of opportunities for future regional progress.
- On Friday I also attended an ESTA meeting. The complete agenda is on the ESTA website. One item of interest is the Board approved extension of the amendment to the ESTA By-Laws allowing an at-large member from Mono County as a member of the ESTA Board. This item will be coming before our Board later this month.
- Last Tuesday I attended the Economic Development Commission meeting in Bridgeport. There were many updates provided at this meeting, which were very useful. I was impressed with the great effort our County staff have made in publicizing the fishing season

opening, and the hard work from our Roads staff in getting so many roads open. Thanks for really going all out this year!

**Supervisor Johnston:**

- Thanked Supervisor Gardner for sitting in for me at the ESCOG meeting held on May 21st. Attended the CPT meeting in place of Chair Corless. Items included the Agency Roundtable - various agencies reported on activities. Doug Powers had a very good video on training activities at the Marine Corps Base. CALTRANS reported on pass opening progress - they are publishing a weekly report to keep everybody updated. Also reviewed the Reds Meadow Road Rehabilitation project, the California Bicycle and Pedestrian Plan, and the Regional Housing Study and Action Plan (handed out the Housing Survey due back by May 26th.)  
Attended the Mammoth Lakes Housing meeting. They are leading the Housing Study noted above. Expect the Studies will be completed in the fall. Noted that there are over 50 families on the housing waiting list. MLH decided to buy back and resell an affordable unit to help keep that unit available for affordable housing. Finally, the Town is reviewing their past revenue measures and funding commitments attached thereto (since the Town's airport lawsuit, MLH funding has been cut nearly in half).

**Supervisor Peters:**

- 19<sup>th</sup> Cal Trans Tioga
- 19<sup>th</sup> Town Hall in Walker – Social Services Presentation Kathy Peterson, Pat Espinosa, Michelle Raust, Carolyn Williams, Francie Avitia
- Pat West (PHHC) Discussed Hospice Opportunities
- Bob Rooks EMS Presentation
- 70 people attended and most stayed until the end
- 20<sup>th</sup> New Supervisors Institute Sacramento
- 20<sup>th</sup> BP RPAC Discussed CHP Office letter and Main Street Banner
- 23<sup>rd</sup> Met with Ranch operators Centennial about drainage and flooding issues
- 27<sup>th</sup> Town Hall BP CDFW T Taylor D Emory and Lt Bill Dailey (Game Warden) and Jeff Simpson Economic Development, BFEF, Gun Club, Resort Owners Twin Lakes and Virginia Lakes attended
- 28<sup>th</sup> Viewed the meeting about the plans for the South County facility held in Mammoth that laid out the civic center vision
- 28<sup>th</sup> Eastern Sierra Land Trust Executive Director Kay Ogden
- 30<sup>th</sup> Met with Donna and Jeff Simenson re: nightly rental
- 1<sup>st</sup> Nate Greenberg, Jimmy Little and Ron Day regarding Broadband Consortium and Race Communication
- Cannon rehabilitation
- June 3<sup>rd</sup> Annual Gun Rights Dinner- Bridgeport Gun Club

**Supervisor Stump:**

- 4-19 - Met with the head of the Osage Homeowners Association about drainage issues in the Osage zone of benefit. Thank you to Paul Rotan for also being there.
- 4-19 - Tri Valley Water Commission. Thank you to Scott Burns for attending
- 4-20 - Planning Commission. B&B Approved for the old Alper's home; Parking Changes for the June Lake Brewery; Race Projects for both Lee Vining and Crowley
- Thanks to the Road Department for their work on the roads in the Sierra Springs area of Crowley. A new product and process was used to treat large curb to curb lateral cracks. He isn't sure if Mono City also received this treatment.
- I discovered that the pre-engineered solar system plans are out of engineer stamp date. I encourage Building to get them restamped with a valid date.

**5. COUNTY ADMINISTRATIVE OFFICE**

**Leslie Chapman:**

April 19 & 20 - Coffee with the CAO –

- In Mammoth, we discussed the South County facilities and debriefed the board meetings from the day before. Staff feels that there is not proper/enough communication with the board regarding the poor building conditions.
- In Bridgeport, staff wanted to discuss in detail the procedure, philosophy and details for the agreement with the Deputy Sheriff's Association, and how that might impact future negotiations.

April 19 –

- Teleconference with fellow CAOs regarding topics for the upcoming conference including IHSS, Cannabis, and general economic and management sessions.
- Attended Town Hall Meeting in Antelope Valley where many Social Services programs were discussed along with Hospice and EMS services.

April 21 – Attended a CSAC class on Intergenerational Leadership. Great speaker, good information.

April 25 –

- Attended the Tourism Commission meeting in Bridgeport where several events that will impact tourism were discussed including the opening of the passes.
- Met with Clerks office regarding agenda preparation and the challenges of getting and approving last minute items.

April 26 – Held Assistant CAO interviews. We have a successful candidate and we are working through details and hope to have a contract for approval at the May 9<sup>th</sup> board meeting.

April 27 – Attended the Bridgeport Town Hall meeting. All about fish! Good attendance.

April 28 –

- Attended a wrap up meeting for the charrette process with Town and County staff along with HMC Architects regarding South County offices. We got to look at preliminary, draft site plans and a potential building configuration that will be presented at the May 16<sup>th</sup> board meeting.

Future –

- EMS Chief interviews are scheduled for Monday, May 8<sup>th</sup>.
- Board Governance Workshop on Tuesday June 6<sup>th</sup>
- Regular Board meeting June 7<sup>th</sup>
- Strategic Planning Workshop Monday June 12<sup>th</sup> starting with departmental brainstorming session in the morning and the Board workshop starting at 1:00.

## 6. DEPARTMENT/COMMISSION REPORTS

**Sandra Pearce, Acting Public Health Director:**

- Passed around a handout and flyers regarding the Miles of Smiles Program.
- Gave an overview of the program and the accomplishments.

**Sheriff Braun:**

- Fun weekend with Little League opener and Fishing opener. Lakes were filled with boats, very successful event.
- This Saturday is the Eastern Sierra Law Enforcement Expo at the Tri Valley Fairgrounds in Inyo County.

**Robin Roberts:**

- She has been working on the Mental Health Services Act on the Oversight and Accountability Committee. As a part of that she was invited to work with the OAC. They wanted to pay her but she asked them to donate \$500 toward Davison House project.

## 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. Monthly Treasury Transaction Report**

Departments: Finance

Treasury Transaction Report for the month ending 3/31/2017

**Action:** Approve the Treasury Transaction Report for the month ending 3/31/2017.

**Peters moved; Johnston seconded**

**Vote: 5 yes; 0 no**

**M17-88**

**B. Appointment to Mono County Children and Families Commission**

Departments: Clerk of the Board

The Mono County Children and Families Commission requests the Board of Supervisors appoint Patricia Robertson to the First 5 Mono County Children and Families Commission. This item is sponsored by Supervisor Gardner.

**Action:** Appoint Patricia Robertson to the Mono County Children and Families Commission to serve a three-year term, commencing May 2, 2017 and expiring May 1, 2020.

**Peters moved; Johnston seconded**

**Vote: 5 yes; 0 no**

**M17-89**

**C. Reappointment of Three Members to CSA#1**

Departments: Clerk of the Board

Reappointment of Kim McCarthy, Deb Preschutti, and Denise Perpall to CSA #1 Board. These terms will expire 11/30/2020. This item is being sponsored by Supervisor Stump.

**Action:** Appoint Kim McCarthy, Deb Preschutti, and Denise Perpall to CSA #1 Board, all terms to expire 11/30/2020.

**Peters moved; Johnston seconded**

**Vote: 5 yes; 0 no**

**M17-90**

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. Senate Bill 58 - Support**

Departments: Clerk of the Board

Letter in support of SB 58 (McGuire) - Wildlife Management Areas: Payment of Taxes and Assessments. This letter was drafted and sent on behalf of the Board consistent with the Board-adopted Legislative Platform and is included on the correspondence agenda as an update.

**B. Assembly Bill 1665 - Support**

Departments: Clerk of the Board

Letter in support of Assembly Bill 1665 - Telecommunication: Advanced Services Fund. This letter was drafted and sent on behalf of the Board consistent with the Board-adopted Legislative Platform and is included on the correspondence agenda as an update.

**C. FY17 Omnibus PILT - SRS Letter**

Departments: Clerk of the Board

Letter from NACo and WIR to Congress to fund PILT and SRS payments to counties.

**D. Letter from Donna Simensen re TROD**

Departments: Clerk of the Board

Letter from Donna Simensen of Bridgeport regarding Type II rentals.

**Supervisor Peters:**

- There is a situation with Jeff and Donna Simensen in their continued effort to have a nightly rental. They own the property immediately adjacent to their own property with the idea of being able to use it for Transient Rentals. Believes the moratorium in place could potentially be lifted for Bridgeport.

**Donna Simensen:**

- They are currently under the rental status of Type I, but they thought they would be under Type II. To merge their lots to become Type I is very costly and not obtainable. She is asking to be considered as Type II. Her immediate neighbors have signed a letter of non-opposition to a transient rental.

**J. Weise, Neighbor:**

- Gave a history of the house he bought and the houses the Simensens bought. In support of the Simensen's ability to rent out their second home.

**Christianne Cassan Weise, Neighbor:**

- In support of the Simensen's ability to rent out their second home.

**Supervisor Stump:**

- Is there a problem with amending Chapter 25 for this type of instance?
- Would not be in favor of amending Chapter 25 countywide, but agrees it may be appropriate for Bridgeport.

**Supervisor Johnston:**

- Outlined the different ways to allow this to happen, including changing zoning, combining lots, etc. Suggested changing the zoning in Bridgeport to allow TRODs if the community is in support of it.

**Supervisor Peters:**

- Feels changing Chapter 25 to allow adjacent properties is appropriate.

**Supervisor Gardner:**

- Agrees. The Simsens have been going through this process too long, they deserve a response to this.

**Supervisor Corless:**

- Also agrees. Asked County Counsel how to amend Chapter 25 as quickly as possible?

**Stacey Simon:**

- The County is limited to 4 General Plan amendments in a calendar year. This would qualify as an amendment.
- The Planning Commission is the body with authority to make the determination. This question could be posed to them at the same time a use permit is brought forward.

**Christy Milovich:**

- Within the definition of type I rental, it does say that an eligible property is owner occupied or associated with owner occupied. Suggested this already encompasses this type of property.

**Scott Burns:**

- If we said the same ownership, or adjacent ownership, the permit could be applied under a package deal. Could pursue a type 1 on both parcels, so both parcels would be tied together. If the owner leaves, the other could not be rented overnight. Could be a single use permit.

General board discussion on the best way to approach this to allow these homeowners to rent their second home. Consensus to put this on the agenda next week as a discussion item.

**Items A, B, C, E, and F will be heard before closed Session. Items D, G, and H will be heard after Closed session in the afternoon.**

## **9. REGULAR AGENDA - MORNING**

### **A. Employment Contract for Deputy District Attorney III**

Departments: Human Resources

(Dave Butters) - Proposed resolution approving a contract with Todd Graham as Deputy District Attorney III, and prescribing the compensation, appointment and conditions of said employment.

Action: 1. Announce fiscal impact. 2. Approve Resolution #R17-37, Approving a contract with Todd Graham as Deputy District Attorney III 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:** This position is funded out of the general fund. The cost for this position for the remainder of FY 2016-2017 (April 24 to June 30th) is approximately \$43,503 of which \$21,192 is salary; \$5,057 is the employer portion of PERS, and \$8,254 is the cost of the benefits and is included in the approved budget. Total cost for a full fiscal year (2016-2017) would be \$187,518 of which \$115,176 is annual salary; \$27,481 is the employer portion of PERS, and \$44,861 is the cost of the benefits.

**Stump moved; Peters seconded**

**Vote: 5 yes; 0 no**

**R17-37**

**Tim Kendall:**

- Mr. Graham was with the county for almost 14 years. We are lucky enough to have him return the area and fill an open position.

## **B. Elections Equipment Workshop**

Departments: Elections

(Shannon Kendall, Registrar of Voters; Nate Greenberg, Information Technology Director) - Presentation regarding purchase or lease of elections equipment.

**Action:** Approve increase in appropriations for purchase of Dominion's Imagecast Central and Evolution Elections equipment in the amount of \$212,850 and recommend funding this increase by transfer from contingency.

**Gardner moved; Peters seconded**

**Vote: 5 yes; 0 no**

**M17-91**

**Shannon Kendall:**

- Introduced her staff report and power point presentation, available in Additional Documents.
- After the problems with the last two elections, we cannot afford to make any mistakes.

**Nate Greenberg:**

- Continued with the power point. Recognized Jami Jerrett as being responsible for the IT side of Elections.

**Board Questions:**

**Supervisor Stump:**

- Current equipment has lasted 13 years, do you expect the same life out of the new?
- To staff, concern about using contingency monies for this when we will have flooding issues we may need the money for later. This would drop contingency to under \$150k, but could use other funds for emergencies.

**Supervisor Gardner:**

- Are there other counties that are doing something similar / have this equipment now?

**Nate Greenberg:**

- Useful life for technology is generally about 5 years. Hopefully we could get 10 years, but it's hard to know how long the equipment will last.

**Leslie Chapman:**

- This is just a budget adjustment; we could use general reserves in the case of emergency also.

**Janet Dutcher:**

- Contingency lapses at the end of fiscal year but Economic Stability funds roll over.



**Shannon Kendall:**

- 7 other counties have already purchased this equipment, and 10 more are expected to follow. Del Norte has used the same new equipment for 2 big elections and has been extremely happy with it.

**C. Information Technology Security Review**

Departments: Information Technology

20 minutes (15 minute presentation; 5 minute discussion)

(Nate Greenberg) - For the past 18 months, the Mono County Information Technology Department has been focused on improving information security. This item will review the work completed to date, discuss an assessment of our security posture, and outline the road ahead.

Action: Informational item only.

**Nate Greenberg:**

- Introduced his power point.

**Kirk Hartstrom:**

- Continued with Power Point

**D. Quarterly Investment Report**

Departments: Finance

(Gerald Frank) - Investment Report for the Quarter ending 3/31/2017

**Action:** Approve the Investment Report for the Quarter ending 3/31/2017.

**NO VOTE TAKEN**

**Gerald Frank:**

- Went through and explained his staff report and corresponding documents.

**E. Review of Need for Continuation of Local Emergency - Severe Winter Storms**

Departments: CAO, Sheriff

(Leslie Chapman, Ingrid Braun) - On January 31, 2017 the Mono County Sheriff declared a state of local emergency as a result of extreme winter weather. The Board of Supervisors ratified this declaration on February 7, 2017, and further declared a continuing state of emergency. Mono County Code Section 2.60.080 requires that the Board of Supervisors review the need for continuing the local emergency every 14 days, and Government Code section 8630 requires that the Board review the need at least every 30 days until it is terminated. This item is provided for that purpose.

Action: Review need for continuing the local emergency. If Board determines that need no longer exists, direct staff to prepare a declaration terminating local

emergency.

**Sheriff Braun:**

- In order to get through the first emergency, we need the snowmelt, so we are still in the midst of both emergencies.

#### **F. Review of Need for Continuation of Local Emergency - Snowmelt and Runoff**

Departments: CAO, Sheriff

(Leslie Chapman, Ingrid Braun) - On March 20, 2017 the Mono County Sheriff declared a state of local emergency as a result of continuing snowmelt and runoff from severe winter storms beginning in January 2017. The Board of Supervisors ratified this declaration on March 21, 2017, and further declared a continuing state of emergency. Mono County Code Section 2.60.080 requires that the Board of Supervisors review the need for continuing the local emergency every 14 days, and Government Code section 8630 requires that the Board review the need at least every 30 days until it is terminated. This item is provided for that purpose.

Action: Review need for continuing the local emergency. If Board determines that need no longer exists, direct staff to prepare a declaration terminating local emergency.

#### **G. Mono County Audit Reports for FY 2015-2016**

Departments: Finance

(Janet Dutcher) - Presentation of the Comprehensive Annual Financial Statements (CAFR), the Single Audit Report, the Treasury Oversight Committee Report and the GANN Limit Report.

Action: Hear brief presentation of the annual audit reports and provide feedback and direction to staff, if desired.

**Janet Dutcher:**

- Presented her staff report and handouts, available under Additional Documents.

#### **H. CalPERS Changes Concerning the County's Unfunded Pension Liability of our Miscellaneous Plan**

Departments: Finance

(Janet Dutcher) - Update the Board on recent CalPERS changes regarding the calculation, billing and collection of the Unfunded Pension Liability component of the employer required annual retirement contribution, the projected impact to the county budget and the potential cost savings over time if the County chooses a shorter amortization period for paying down the unfunded liability.

Action: Receive presentation and provide direction to staff, if desired.

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

**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, 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 - 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.

**C. Closed Session - Existing Litigation**

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

**D. Closed Session - Worker's Compensation**

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

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

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

No one spoke.

**ADJOURN at 2:30 p.m. in the memory of Debbie Frievalt**

**ATTEST**

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**STACY CORLESS  
CHAIR OF THE BOARD**

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**HELEN NUNN  
ASSISTANT CLERK OF THE BOARD**