



**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
April 10, 2018**

9:09 AM Meeting called to order by Chair Gardner.
Supervisors Present: Corless, Gardner, 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

No one spoke.

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:

- 4/4/18 – We had our regularly scheduled Leadership Team meeting where, among other topics, we discussed developing tactics to support the County's Strategic Priorities.
- 4/9/18 – kicked off departmental budget meetings with Finance Director Dutcher. Departments have all entered their budgets into the system. Directions were to ask for what is needed to run efficient and effective county operations. All budgets are in and it appear that we have quite a gap to fill between what projected revenues are and what departments need.
- Spoke with David Scheidt, Legislative Aide for Senator Berryhill who is carrying Senate Bill 1084. According to the fact sheet that was submitted to the Senator's office: *This bill would revise the composition of the district board of directors to include seven (7) voting members that own property and use groundwater within the district's boundaries and make the one (1) member appointed by the Mono County Board of Supervisors a non-*

voting, ex officio member. This bill would also eliminate the requirement for a groundwater advisory board, and instead permit the appointment of an advisory board if residents are interested and willing to participate voluntarily. Finally, this bill would authorize the establishment of zones of benefit to generate revenue necessary for future planning and regulatory activities required by SGMA (Copy dispersed to Board, available in additional documents).

4. DEPARTMENT/COMMISSION REPORTS

Nate Greenberg, IT Director:

- Update, 2nd Mountain Venture Summit.

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. Public Health Department County Medi-Cal Administrative Activities (CMAA) Contract #18-90057 for FY July 1, 2018 - June 30, 2021

Departments: Public Health

(Kim Bunn) - Funding is available to local governmental agencies through the Department of Health Care Services (DHCS) to assist in the proper and efficient administration of the Medi-Cal Program by improving the availability and accessibility of Medi-Cal Services to Medi-Cal eligible and potentially eligible individuals and their families.

Action: Approve County entry into the County Medi-Cal Administrative Activities (CMAA) Contract #18-90057 and related certifications and authorize the Public Health Fiscal & Administrative Officer to execute said contract on behalf of the County, including minor amendments that may occur in the 3-year contract period of July 1, 2018 -June 30, 2021 with approval as to form by County Counsel.

Stump moved; Corless seconded

Vote: 4 yes; 0 no

M18-67

6. CORRESPONDENCE RECEIVED - NONE

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.

7. REGULAR AGENDA - MORNING

A. At-Will Contract with John Estridge for the District Attorney Investigator II Position

Departments: District Attorney

(Tim Kendall) - Proposed resolution approving a contract with John Estridge as District Attorney Investigator II and prescribing the compensation, appointment and conditions of said employment.

Action: Announce fiscal impact. Approve resolution R18-19, Approving an Employment Agreement with John Estridge for the Position of Mono County District Attorney Investigator II. Authorize the Board Chair to execute said contract on behalf of the County.

Fiscal Impact: The cost for this position for the remainder of the 2017/2018 fiscal year approximately \$23,926.15 in salary and \$7,742.45 in benefits. For FY 2018-2019 \$103,680.00 salary and \$49,502.96 in benefits. This amount is already accounted for in the DA Department's budget.

Peters moved; Corless seconded

Vote: 4 yes; 0 no

R18-19

Tim Kendall, District Attorney:

- Presented item.
- Fiscal impact announced into record by Supervisor Gardner.

B. Spring 2018 Recreation Projects on Public Lands

Departments: CAO

(Tony Dublino) - Presentation by Tony Dublino regarding potential Spring 2018 recreation projects on Inyo and Humboldt-Toiyabe National Forest and Bureau of Land Management lands for possible County funding using \$50,000 in recreation funding approved for FY 2017/18. Potential projects include the opening and cleaning of restrooms through Memorial Day at Virginia and/or Shingle Mill trailheads; Twin Lakes boat launch signage, tables and vegetation maintenance; improved trail markers for Horsetail and/or Barney Lakes, interpretive panels for Rosachi Ranch, Leavitt Lake gate, signage and barricading; OHV signage eastside Mt. Patterson; Kavannah Ridge Patrol; sand and reseal hot tub boardwalks and remove trash at Wet Willy's and/or Hilltop; Travertine bathroom cleaning; sign repair in Adobe Valley; road grading and boulder placement at various locations; shooting area cleanup at various locations; road and site repair and grading at Lee Vining Canyon campgrounds; Mono Basin Visitor Center maintenance; Inyo National Forest sign repair; Lundy/Parker trailhead signs and parking improvements; backlogged maintenance for trails and campgrounds; repair washout on Lee Vining Canyon trail; renting port-a-potties for high use areas/times; extended open season for Lee Vining Canyon campgrounds.

Action: Authorize staff to execute all necessary contracts and approvals to expend \$50,000 on performing enhancements to Public Recreation in May and June 2018.

Corless moved; Peters seconded

Vote: 4 yes; 0 no

M18-68

Tony Dublino, Assistant CAO:

- Presented item.

Break: 9:42 AM

Reconvene: 9:49 AM

C. Fee for Inspection of Hay and other Forage to North American Invasive Species Management Association (NAISMA) Standards

Departments: Agricultural Commissioner

(Nathan D. Reade, Agricultural Commissioner) - The Inyo / Mono Counties' Agricultural Commissioner's Office (CAC) is requesting that a fee be established for annual fees to maintain NAISMA inspection authority for weed-free certification of forage.

Action: 1. Conduct a public hearing on proposed fees for inspection and NAISMA certification for hay and other forage; 2. Approve resolution R18-20, Establishing a fee for North American Invasive Species Management Association (NAISMA) weed-free certification of forage.

Peters moved; Stump seconded

Vote: 4 yes; 0 no

R18-20

Public hearing opened 9:50 AM

Nathan Reade, Agricultural Commissioner:

- Introduced item.

Public hearing closed 9:56 AM

D. Long Valley and Little Round Valley Irrigated Meadows-threats to habitat and grazing

Departments: CAO

(Tony Dublino, Cattleman's Association) - Presentation by the Cattleman's Association about the impacts of the elimination of irrigation requirements in LADWP Grazing Leases in the Long Valley and Little Round Valley areas.

Action: Receive presentation and provide any direction to staff.

Tony Dublino, Assistant CAO:

- Introduced item.
- Opportunity for public to speak to the Board.

Public Comment:

Matt Campbell, Rancher:

Mark Lacey, Lacey / Centennial Livestock

Patty Echenique, Joe Echenique Livestock Company

Howard Arcularius

Nathan Reade, Agricultural Commissioner

Lynn Boulton, Sierra Club Range of Light Group

Kay Ogden, Eastern Sierra Land Trust Executive Director

- Provided on the range (available in additional documents)
- Steve Nelson, Field Manager for Bureau of Land Management

Gary Giancomini
Linda Arcularius
Tom Talbot

Break: 11:28 AM

Reconvene: 11:41 AM

E. Proposed Amendments to Chapter 7.92 of the Mono County Code Pertaining to the County's Smoking Regulations

Departments: Public Health

(Nancy Mahannah) - Following the March 13, 2018, presentation to the Board and pursuant to Board direction, staff is bringing back two variations of amended MCC 7.92 pertaining to smoking policies (one with regulations pertaining to multi-unit housing and one without). Both variations include the creation of smoke free zones 20 feet from business doorways, windows and ventilation systems and in outdoor dining; inclusion of electronic cigarettes and vaping in the definition of smoking; and the elimination of flavored and menthol tobacco sales in the county.

Action: Receive presentation on proposed amendments to Mono County Code (MCC) Chapter 7.92, including suggested changes to smoking policies related to smoke-free zones, sale of flavored tobacco, enforcement and prohibitions, and potentially multi-unit housing, including items E and L as changed. **INCLUDING items E and L as changed.** Following discussion, decide which variation of proposed ordinance to adopt (with or without regulations pertaining to multi-unit housing). Introduce, read title, and waive further reading of proposed ordinance No. Ord18 - ____, amending Mono County Code Chapter 7.92 pertaining to the County's smoking regulations, excluding the multi-unit housing aspect, including changes to items E and L.

Peters moved; Corless seconded

Vote: 3 yes; 0 no; 1 abstain

M18-69

Nancy Mahannah, Public Health:

- Reviewed the item.

Continued the item until after item 11a.

Stacy Simon, County Counsel:

- Advised to strike any mention of cannabis.
- Items E and L.

Supervisor Stump abstained.

8. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

Closed Session: 11:59 AM

9. 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: Workers' Compensation

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

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

Reconvene: 1:00 PM

Nothing to report out of Closed Session

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Pam Hamic, Secretary / Treasurer Northern Mono Hospice:

- Gave information about hospice.
- Looking for volunteers.
- Fund raising.

11. REGULAR AGENDA - AFTERNOON

A. Cannabis Regulatory Package - Workshop on Remaining Policy Questions

Departments: CAO, County Counsel, Community Development, Public Health, Economic Development,

(Tony Dublino) - Presentation by Tony Dublino regarding final policy questions and options on the regulation of commercial cannabis in Mono County.

Action: Consider policy questions and options, and provide direction to staff on the final regulatory package to be presented for adoption.

Tony Dublino, Assistant CAO:

- Introduced item.
- Provided document, available in additional documents.

Public Comment:

Eric Edgerton, Tilth Farms:

John Decoster
Sally Rosen
Matthew Schwartz:
Pam Hamic
Kevin George
Janet Fooley

Break: 2:29 PM

Reconvene: 2:42 PM

Board Direction:

(Please refer to staff report)

Option 1a

Option 2a

Option 3b

Option 4b

Option 5a

Option 6c

Option 7a

Returned to item 7e.

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:

- 4/3: Community Planning Assistance for Wildfire Tour: CPAW team in Mammoth to kick off the planning effort for the grant that the town received. Opportunities for engagement will continue this summer. More information at planningforwildfire.org
- 4/4: CSAC Gov Finance Admin committee call, voted to oppose tax measures: People's Initiative to Protect Proposition 13 Savings, Version 3 and Tax Fairness, Transparency, and Accountability Act of 2018
- Town Council—solid waste discussion, Justin Nalder presented the Solid Waste Task Force recommendations and council showed interest in regional collaboration
- 4/9: Local Transportation Commission
- YARTS JPA. **Reservations Statistics January – March 2018.** Total reservations received: **2413**. Ticketed passengers: **3137. 1024** reservations received for 2018 summer schedules. Ticketed passengers: **1741**. Total revenue received: **\$21,904.62**. Today—39,000 reservations
- Mammoth Lakes Housing: 3 new board members were appointed; continued discussion of Executive Director transition, established a reserve account related to the recently acquired Sierra Manor Rd rental properties.
- Youth Sports Funding: TOML Recreation Commission allocated the \$36,000 that included the county's \$8,000, forwarding recommendation to council on 4/18:
- On April 3, 2018, the Recreation Commission by motion (4-0) recommended Town Council: 1. Continue the Youth Sports Funding Assistance Program with an allocation of \$1,000. 2. Appropriate the available funds in the 2018 Youth Sports Funding Program to the following youth sports organizations in the amounts of:

a.	Disabled Sports Eastern Sierra	\$1,000.00
b.	Eastern Sierra Nordic Ski Association	\$2,757.50

c.	Mammoth AYSO	\$11,857.50
d.	Mammoth Lakes Swim Team	\$4,967.50
e.	Mono County Little League	\$4,967.50
f.	Mammoth Club Volleyball	\$2,000.00
g.	Mammoth Youth Hockey	\$2,250.00
h.	MUSD Husky Club	\$6,000.00

Supervisor Gardner:

- On Wednesday April 4 I participated in a CSAC Government Finance and Administration Committee Conference Call Meeting. The purpose of the call was to obtain input from County Supervisors on two pending ballot measures expected to appear on the November ballot. The proposals discussed were the [People's Initiative to Protect Proposition 13 Savings, Version 3](#) and the [Tax Fairness, Transparency and Accountability Act of 2018](#). After discussion the Committee opposed both initiatives. Further information about these initiatives is available from CSAC.
- On Wednesday I also attended the June Lake Citizens Advisory Committee meeting. We heard an excellent presentation from Wendy Sugimura and our consultants working on the County Hazard Mitigation Plan.
- On Friday I participated in a conference call with SCE covering several issues in my district. These included continued concerns and questions from Dream Mountain residents about last year's flooding, SCE plans this year for work on the Rush Creek Dam System, and questions about pole replacement and other SCE projects in the Mono Basin.
- Finally, yesterday Supervisor Corless and I attended the quarterly YARTS meeting by video in Mammoth. There were many items on the agenda, but the one of the most important is that YARTS will be running an additional daily bus in the morning from Mammoth to the Yosemite Valley this summer, but will be eliminating the Mammoth to Tuolumne Meadows bus.

Supervisor Peters:

- **3rd** BP Fire Department
- **4th** ESAAA
- **5th** Hospice
- **5th** AV RPAC
- **9th** LTC
- **Upcoming:**
- BP RPAC 5pm 10th
- NMCC 7pm 10th
- Cow Pasture Golf Moved to 14th
- AV Town Hall April 11th
- BP Town Hall May 23rd

Supervisor Stump:

- 4-4 : Attended the Eastern Sierra Agency on Aging meeting - Budget for the upcoming year appears up by \$30,000 over last year which replaces the cut the program took last year.
- Under the 4-4 ESAAA meeting - There are now 23 people in the Tri Valley receiving "meals on wheels". That is up from 12 in 2014 which is an indication that our aging population is requiring more support.
- Additional comment - Since the Florida school shooting the local CHP officers have been using available office desks in local schools to do reports and leaving their

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marked vehicles clearly visible outside as a potential deterrent. I was informed of this by a CHP sergeant over coffee early Tuesday morning.

- 4-9 : Attended the Local Transportation Commission meeting - excellent discussion on Hwy 395 safety issues particularly in the area of the recent accidents.
- Notes on the Crowley Skate Park - Some staff have been receiving accusatory phone calls about the completion of the Skate Park alleging that the County is holding things up. Here are the facts:
- The contractor told the County they will return around 4-15. Last year they were supposed to start work in July but did not start until August. Hopefully that delay will not reoccur this spring.
- The park project cannot be finished until the paving/parking is complete. To do that the asphalt batch plant needs to be open. County staff has been told that will be sometime in May.
- Public Works has made contacts with contractors to do the paving although that is a contractor required activity. PW is then giving information to the Contractor. This is to help the project get completed.
- CSA 1 continues to be prepared to fund cost overruns, if any, to get the project finished.
- Staff does not deserve rude phone calls.

ADJOURNED at 3:49 PM

ATTEST

**BOB GARDNER
CHAIR OF THE BOARD**

**SCHEEREEN DEDMAN
SR. DEPUTY CLERK**