



**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 13, 2018**

9:02 AM Meeting called to order by Vice Chair John Peters.

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

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>.

Asked everyone to reflect on the struggles being faced by everyone affected by the fires.

Supervisor Gardner attending the meeting via teleconference from Colorado.

All votes were performed by roll call.

Pledge of Allegiance by Supervisor Stump.

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Patricia Robertson, Mammoth Lakes Housing:

- A notice of funding availability was released on November 1 through the CDBG program for approximately \$30 million.
- MLH purchased commercial property to convert into an 11 one-bedroom property.
- She is asking if Mono County would like to partner on an application for up to 3 million to convert a commercial property into housing.

2. RECOGNITIONS

A. California Clerk of the Board of Supervisors Week

Departments: Clerk of the Board

Consider approving a proclamation recognizing November 26 - 30, 2018 as California Clerk of the Board of Supervisors Week.

Action: Approve proclamation.

Corless moved; Stump seconded

Vote: 5 yes; 0 no

M18-239

Vice Chair Peters read the proclamation into record.

B. Mono County Annual Safety Award

Departments: Risk Management and Public Works

(Jay Sloane) - The Facilities Division of Public Works is receiving the 2018 Annual Mono County Safety Award, which recognizes the division for their culture of safety.

Action: Present the award to Facilities Staff.

Jay Sloane, Risk Manager:

- Introduced item.

Joe Blanchard, Facilities Superintendent:

- Thanked his group.

3. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

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

Leslie Chapman, CAO:

- Fires – keep everyone in your thoughts.
- Finance Director Dutcher and I went to San Francisco to meet with Standard and Poores to present, able to demonstrate that we have a good financial and management team. Based on the size of the agenda, the Board can see this was a huge feat this. Auditor said our finance director is the best in the state.

4. DEPARTMENT/COMMISSION REPORTS

Nate Greenberg, IT Director:

- Working towards a 911 system cutover and phone system upgrade in the Sheriff's office last week, successfully completed on Wednesday. Still mopping up a few outstanding items. Working towards rolling out the rest of the phone system for the County over the next month or so.

Tony Dublino, Public Works Director:

- Civic Center - met last week, had schematic design presentation handed to them. Can start focusing on the real costs and budgets of the project.
- This project is up and running – currently in the ground at the site, which started yesterday.
- East side lane restriped.
- Tennis courts in Walker recently repaired.
- Recreation port o potties have been pulled out where they had been staged for the summer.

Louis Molina, Environmental Health:

- Food Safety Program issues - On site seating and restrooms.
- On agenda to Go back to County code to change provisions re onsite seating at food establishments. Working with staff to revise or repeal and replace.
- It's antiquated with regard to our current state code.
- Will probably have to address AB 626 regarding micro-enterprise home kitchens.
- Supervisor Stump: has two questions he'd like addressed in the future – 1. Do the County Code revisions impact business in TOML? 2. Lahontan just released potential new regulations and is going to hold CEQA outreach, regarding small water systems affecting both residential and commercial, can you please have staff look into impacts to the County and the TOML?
- Supervisor Halferty: Has constituents concerned about the restrooms and look forward to cleaning it up and being more consistent with the State law, hopefully allowing more businesses to prosper.

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. Trindel Insurance Fund Revised and Restated Joint Powers Agreement

Departments: Risk Management

(Jay Sloane) - Proposed revision to Joint Powers Agreement (JPA) establishing Trindel Insurance Fund related to insurance pooling layers and designating Del Norte County with special authority.

Action: Approve County entry into proposed Revised and Restated JPA Agreement.

Halferty moved; Corless seconded

Vote: 5 yes; 0 no

M18-240

B. Fire Department Additions to Digital 395 Service

Departments: Information Technology

On September 11, 2018 the Mono County Board of Supervisors authorized the County Administrative Officer to sign a new Service Agreement with California Broadband Cooperative for the purpose of delivering Digital 395 to the County. Since September, three separate fire districts (Long Valley, White Mountain, and Chalfant) have all asked to join the County's Digital 395 network and have the County provide service to them. This action requires an update to the Service Agreement – the dollar amount of which requires Board approval.

Action: Approve and authorize the County Administrative Officer to sign a modified Service Order with California Broadband Cooperative.

Halferty moved; Corless seconded

Vote: 5 yes; 0 no

M18-241

C. Addendum to Agreement for Municipal Advisory Services

Departments: Finance, CAO, County Counsel

(Janet Dutcher) - Addendum to agreement for municipal financing advisory services between the County of Mono County and KNN Public Finance, LLC for a fixed transaction fee of \$85,000 and reimbursable expenses not exceeding \$5,000, for the Certificates of Participation Series 2018 A (Mono County Civic Center), contingent upon the successful pricing and closing of the transaction.

Action: Approve and authorize the County Administrative Officer to execute the addendum to the existing contract with KNN Public Finance, LLC.

Halferty moved; Corless seconded

Vote: 5 yes; 0 no

M18-242

D. Bi-State Sage-Grouse Conservation Commitment Letter

Departments: CDD

(Wendy Sugimura) - Presentation regarding updating Mono County's Letter of Commitment to the Bi-State sage-grouse conservation effort.

Action: Approve the attached letter from Mono County to the US. Fish and Wildlife Service affirming commitment to the implementation of the Bi-State Action Plan, and authorize the Board Chair to sign.

Halferty moved; Corless seconded

Vote: 5 yes; 0 no

M18-243

E. Approval of Revision of the Mono County Child Care Council Bylaws

Departments: MCCCC

The Mono County Child Care Council is recommending a change in the Council Bylaws to reflect changes in the mission statement, the Coordinator to a part-time position, the dates of the membership terms, information regarding meetings, the Executive Committee, and reimbursement forms.

Action: Approve proposed change to the Mono County Child Care Council Bylaws.

Halferty moved; Corless seconded

Vote: 5 yes; 0 no

M18-244

F. Adoption of Proposed Amendment to Mono County Code Section 12.10.021 Exemptions from Solid Waste Franchise Agreement

Departments: Public Works

Proposed ordinance amending Chapter 12.02, Section 12.02.020 and chapter 12.10, Section 12.10.021 of the Mono County Code to revise the definition of "Construction and Demolition Waste" and eliminate the provision exempting from the solid waste Franchise requirement persons that collect, transport, and dispose of construction and demolition waste.

Action: Adopt proposed ordinance ORD18-15, Amending Chapter 12.02, Section 12.02.020 and chapter 12.10, Section 12.10.021 of the Mono County Code to revise the definition of "Construction and Demolition Waste" and eliminate the provision exempting from the solid waste Franchise requirement persons that collect, transport, and dispose of construction and demolition waste.

Halferty moved; Corless seconded

Vote: 5 yes; 0 no

ORD18-15

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. Sale of County-Owned Real Property (APN 031-070-011)

Departments: Behavioral Health

(Amanda Greenberg and Stacey Simon) - Consideration of proposals to purchase county-owned surplus real property located at 71 Davison Road in Mammoth Lakes (the "Property") in "as is" condition and in accordance with the Resolution of Intention to Sell the Property (R18-66) adopted by the Board on October 16, 2018.

Action:

Part I: (1) Open, examine and declare all proposals to purchase the Property; (2) From among the market-rate proposals received, determine the highest bid from a responsible bidder which conforms to the terms and conditions of R18-66; (3) Call for oral bids to purchase the Property at market rate which conform to the terms and conditions of R18-66 and are for a price which is at least 5 percent higher than the highest written proposal; (4) If a conforming oral bid is made, call for additional oral bids to purchase the property at market rate, which bids must be at least \$1,000 higher than the prior oral bid; and (5) Direct Clerk to record all conforming bids, in order from highest to lowest, in Exhibit "A" to the resolution presented for adoption today.

Part II:

Below-Market Sale for Affordable Housing Option: (1) Determine that it is in the County's best interests for the Property to be sold at less than fair-market-value for the purpose of providing housing affordable to persons or families of

low or moderate income in accordance with the requirements of Government Code section 25539.4; (2) Reject all market-rate proposals to purchase the Property; (3) From among the proposals to develop the Property as affordable housing, identify the preferred proposal(s) and direct staff to return to the Board with such documentation as is necessary to effectuate the sale of the Property for deed-restricted affordable housing in compliance with section 25539.4.

Halferty moved to approve actions set forth in Part II; Corless seconded
Vote: 5 yes; 0 no

M18-245

John Peters:

- Call to open bids.
- Clerk opened and announced bids.

Break: 9:39 AM

Reconvene: 10:00 AM

Stacey Simon, County Counsel:

- Discussed process.
- Introduced Matthew Lehman.
- No more affordable housing bids will be accepted beyond today.

Matthew Lehman, Real Estate advisor:

- Explained the two market bids.

Ron McMartin, Bidder:

- Attempted to make an affordable housing bid with the initial bid (that was rejected) and changed to a market bid.
- Neighbors were unhappy with affordable housing in their neighborhood.
- Doesn't want to be beholden to neighbors and TOML to finish a project.

Opened Oral Bids at 10:15 AM

Bidders:

Ronald McMartin

Layton Peterson

Board consensus to move to part II.

Break: 10:49 AM

Reconvene: 10:57 AM

Stacey Simon:

- Next steps: Staff will review the three Affordable Housing bids received. Community Development can work with Behavioral Health.
- Staff will come back with a presentation that includes comparison and analysis of bids.
- The County has more than the 10 days- anticipates within the next month to have a full workshop.

B. Southern California Edison's Emergency Shut Down Presentation

Departments: CAO

(Cal Rossi, SCE Government Relations Manager) - A presentation about Southern California Edison's Public Safety Power Shutoff Program, including Wildfire Mitigation, Safety, and Grid Resiliency efforts.

Action: Informational only.

Cal Rossi, SCE Government Affairs:

- Went through presentation (available in additional documents).

Supervisor Corless:

- Appreciates the heavy tree work happening in the Mammoth area.
- Regarding the communications sent out, there was confusion in her district over two different SCE programs – the PSPS program, and a winter closure and shut-off issue in the Mammoth Lakes Basin.
- Map went out including full time residential areas, clarify the neighborhoods in Mammoth will not lose power.
- Cal Rossi: There is a difference between the Power Safety Power Shut-off and Rule 14 which is a very prescribed area by California Public Utilities Commission. Lines that hung as low as a few feet off the ground, and people are recreating near these active lines. The circuit that Lake Mary is on goes all of the way into Mammoth.

Supervisor Halferty:

- Is there any kind of active policy to move towards more undergrounding in SCE?

Supervisor Stump:

- Mono County has active fire conditions when it's also very cold. People are concerned with power shutdowns and their ability to stay warm, and prevent their pipes freezing.
- Many people have supplemental medical devices used in their homes and can't tolerate long power outages.
- Notifications – sounds like it's the users' responsibility to register with SCE somehow to know when the outages will occur and how long they will occur? How much is the notification process dependent on power?
- Fire resistant poles?

Lisa Cutting, Mono Basin RPAC Chair:

- Discussed

Amy Choni, Swall Meadows Resident:

- In support of power shut downs in the right circumstances.
- Don't see incentive for SCE NOT to turn off the power.
- Discussed undergrounding.

C. Amendment of Allocation List to Convert Part-time FTS II to Full-time FTS II

Departments: Public Works

(Tony Dublino, Director of Public Works) - Request to change the County Allocation List to reflect the increase of a part-time FTS II position to a full-time FTS II position within the Department of Public Works

Action: Adopt Proposed Resolution 18-75, Authorizing the County Administrative Officer to Amend the County of Mono List of Allocated Positions to add 1/2 Fiscal Technical II Specialist position.

Stump moved; Corless seconded

Vote: 5 yes; 0 no

R18-75

Tony Dublino:

- Introduced item.

D. Hiring of a Maintenance Worker III at "E" Step

Departments: Public Works

(Tony Dublino, Director of Public Works) - Request for Board authorization to hire a Maintenance Worker III beyond an "A" Step

Action: Authorize the hiring of a Maintenance Worker III in the Benton Road District at an "E" Step.

Stump moved; Corless seconded

Vote: 5 yes; 0 no

M18-246

Tony Dublino:

- Introduced item.

E. Revised County Debt Policy

Departments: Finance

(Janet Dutcher) - Review revised County debt policy and recommended changes to comply with Senate Bill 1029, in anticipation of the County issuing debt to finance the Mono County Civic Center project.

Action: Adopt revised debt policy as presented.

Halferty moved; Corless seconded

Vote: 5 yes; 0 no

M18-247

Janet Dutcher:

- Introduced item.
- Policy will be available on the County website.

F. Approve Comment Letter in Response to the Office of the Comptroller of Currency's (OCC) Advance Notice of Proposed Rulemaking (ANPR) on the Community Reinvestment Act (CRA)

Department: Board of Supervisors

(Supervisor Halferty) – Approve Comment Letter in Response to the Office of the Comptroller of Currency's (OCC) Advance Notice of Proposed Rulemaking (ANPR) on the Community Reinvestment Act (CRA)

Action: Approve comment letter in response to the ANPR, and authorize Board Chair to sign.

Halferty moved; Corless seconded

Vote: 5 yes; 0 no

M18-248

Supervisor Halferty:

- Deadline to submit a letter is November 19, so it was necessary to add to this agenda.
- Comment to policy makers on policy that will impact our county.

8. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

9. CLOSED SESSION @ 12:19 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 - Workers' Compensation

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION. Subdivision (a) of Government Code section 54956.9. Name of case: Workers' compensation claim of John Rutkowski.

C. 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.

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

Reconvene: 1:49 PM

Nothing to report out of closed session.

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

11. REGULAR AGENDA - AFTERNOON

A. Mono County Certificates of Participation 2018 Series A (Mono County Civic Center)

Departments: Finance, CAO, County Counsel

(Janet Dutcher, Leslie Chapman, Stacey Simon) - Proposed resolution R18-____, authorizing the execution of certain lease financing documents with respect to the issuance and sale of tax-exempt Certificates of Participation (COP) 2018 Series A in an aggregate amount not to exceed \$24 million to finance the construction of the Mono County Civic Center; authorizing distribution of an Official Statement, and authorizing execution of necessary documents, certificates and related actions.

Action: Adopt proposed resolution R18-76, Authorizing the execution of certain lease financing documents with respect to the issuance and sale of tax-exempt Certificates of Participation (COP) 2018 Series A in an aggregate amount not to exceed \$24 million to finance the construction of the Mono County Civic Center; authorizing distribution of an Official Statement; and authorizing execution of necessary documents and certificates and related actions.

Corless moved; Halferty seconded

Vote: 5 yes; 0 no

R18-76

Janet Dutcher:

- Introduced item.

Stacey Simon:

- Corrections: Nothing that would substantively change the meaning of the document (Amended document available in additional documents).

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:

- Fires—encourage us to do and give what we can
- Elections—thanks again to the elections team and poll workers
- NACo Public Lands Steering Committee: editing the policy platform
- Town Council—wildfire workshop/discussion, focus on communication and education
- State Forest Management Task Force Regional Call—advocating for addressing need for local government role, communication and education
- CA Association of Local Behavioral Health Boards & Commissions call
- RCRC Executive Committee this week

Supervisor Gardner:

- Last Tuesday evening I attended a meeting in Lee Vining with members of the business community and others to talk with Yosemite Superintendent Mike Reynolds and Caltrans about policies and the process for opening the Tioga Road each spring. The meeting provided an opportunity for Lee Vining businesses and others to express their interest in getting the Tioga Road open as soon as possible, and for Mike Reynolds and the Caltrans officials to share their perspectives on this process. Mike committed to providing more timely information to the Lee Vining community about plowing progress. He indicated the general goal was to get the road open before Memorial Day weekend, of course depending on weather and snow conditions. One important point made during the meeting was the continuing challenge of how to encourage and educate our visitors

to behave responsibly regarding human waste and sanitation to protect and maintain our public lands, whether in Tuolumne Meadows or anywhere else in the Eastern Sierra.

Supervisor Halferty:

- Voted.
- Nov 7, attended Town Council meeting. Approved contract with MLH. Tony Dublino explained process for Civic Center. Listened to presentation on Fire from USFS, Chief Frievalt from Mammoth Lakes Fire was present.
- Met with Kevin Brown from D&S Waste on Thursday. Look forward to addressing that ongoing challenge with the County.

Supervisor Peters:

- 7th Fisheries Meeting
- 9th Marine Corp Ball
- 11th Womans Club Annual Holiday Bazaar
- Eastside Lane & Tennis Courts
- Upcoming:
- Town Hall in Bridgeport December 5th

Supervisor Stump:

- 11-7: Attended the USFS Smoke / Planned Fire workshop prior to the Town Council meeting
- 11-11: Attended the Veterans Day remembrance at the Mammoth Fire Department - Also attended the fundraising showing of the movie "Outpost Harry" for the Wounded Warrior center fund. It remembers all those who fought in Korea.
- 11-12: Attended the Wheeler Crest Fire Safe Council meeting In Swall Meadows.

ADJOURNED at 3:08 PM

ATTEST

**JOHN PETERS
VICE CHAIR OF THE BOARD**

**SCHEEREN DEDMAN
SR. DEPUTY CLERK**