



**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 1, 2018**

9:06 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 Corless.

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:

- Request from RCRC and Kim Vann, USDA Rural Development State Director, what projects we might be interested in financing.
- Upcoming Budget meetings.
- LADWP update.
- South County Facility.

4. DEPARTMENT/COMMISSION REPORTS

None.

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. Appoint Jeff Simpson to the Inyo-Mono Broadband Consortium Advisory Committee

Departments: IT

(Nate Greenberg) - Last year, the Mono County Board of Supervisors appointed three representatives to the Committee: Ron Day, Tina Braithwaite, and Jimmy Little. Jimmy Little offered his resignation in March 2018 and we are seeking to fill his seat with a representative from District 4 who is also connected to local business & business development. Supervisor Peters recommended the appointment of Jeff Simpson for this position.

Action: Appoint Jeff Simpson as a Mono County representative to the Inyo-Mono Broadband Consortium Advisory Committee.

Corless moved; Peters seconded

Vote: 4 yes; 0 no

M18-76

Supervisor Peters:

- Correction – he is a representative from District 4.

B. Immunization Local Assistance Grant # 17-10072, Fiscal Years 2017-2022

Departments: Health Department

The Health Department contracts with the California Department of Public Health, Immunization Branch for the provision of immunization services.

Action: Approve County entry into the Immunization Local Assistance Grant Contract #17-10072 and authorize the Chairman of the Board of Supervisors to execute said contract on behalf of the County. Additionally, provide authorization for the Public Health Director to approve amendments and/or revisions that may occur during the 5-year contract period of July 1, 2017-June 30, 2022 with approval as to form by County Counsel.

Corless moved; Peters seconded

Vote: 4 yes; 0 no

M18-77

C. Monthly Treasury Transaction Report

Departments: Finance

Treasury Transaction Report for the month ending 3/31/2018.

Action: Approve the Treasury Transaction Report for the month ending 3/31/2018.

Corless moved; Peters seconded

Vote: 4 yes; 0 no

M18-78

D. Letter in Support of Senate Bill 1084 (Berryhill): Mono County Tri-Valley Groundwater Management District

Departments: County Counsel

(Jason Canger) - Discuss and approve letter in support of Senate Bill 1084 (Berryhill): Mono County Tri-Valley Groundwater Management District, which would amend the Mono County Tri-Valley Groundwater Management District Act to make the composition of the District board of directors more equitable to District residents and clarify the District's authority to create zones of benefit and impose assessments for SGMA related purposes.

Action: Approve proposed letter as modified by the Board, and direct staff to submit to the Senate Local Government & Finance Committee and other committees that may hear the bill.

Stump moved; Peters seconded

Vote: 4 yes; 0 no

M18-79

Supervisor Stump:

- No letter was provided in the agenda.
- County Counsel Stacey Simon provided letter (additional documents).

Supervisor Corless:

- Add RCRC and CSAC to the CC's.

E. Resolution of Necessity for Paving Work at Crowley Lake Community Center/Skatepark

Departments: Public Works

(Joe Blanchard) - Paving work to pave and make ready for public use a parking lot (and associated ADA access) at the Crowley Lake Community Center/Skatepark.

Action: Based on the information contained in this staff report, find that there is a public necessity requiring the use of a subcontractor to pave and make ready for public use a parking lot (and associated ADA access) at the Crowley Lake Community Center/Skatepark site in Crowley Lake, where no subcontractor was designated in the original construction bid.

Corless moved; Peters seconded

Vote: 4 yes; 0 no

R18-25

F. Letter to Caltrans in Support of Highway 395 Safety Improvements

Departments: CAO

(Tony Dublino) - Consider letter to Caltrans, expressing concern over recent vehicular collisions and fatalities on Highway 395, and supporting Caltrans efforts at identifying and implementing future safety measures.

Action: Authorize chair to sign letter and direct staff to forward to Caltrans contacts.

Stump moved; Corless seconded

Vote: 4 yes; 0 no

M18-80

Supervisor Stump:

- Should the letter be addressed to Director Green?

Tony Dublino, Assistant CAO:

- Director of Cal Trans is what they recommended.

G. General Plan Amendment 18-01

Departments: CDD

(Wendy Sugimura) - Adopt proposed ordinance ORD18-04, Adopting General Plan Amendment (GPA) 18-01 consisting of four parts – A) Commercial cannabis, B) Short-term rentals, C) Housing policies, and D) Transportation/Circulation Element, and approve the Notice of Exemption for commercial cannabis and the addenda for short-term rentals, housing and transportation/Circulation Element under the California Environmental Quality Act (CEQA) and consistent with the Mono County General Plan.

Action: Adopt proposed ordinance ORD18-04, Adopting General Plan Amendment (GPA) 18-01 consisting of four parts – A) Commercial cannabis, B) Short-term rentals, C) Housing policies, and D) Transportation/Circulation Element, in compliance with the California Environmental Quality Act (CEQA) and consistent with the Mono County General Plan.

Corless moved; Peters seconded

Vote: 4 yes; 0 no

ORD18-04

H. Safety Seat Checkup Proclamation

Departments: Clerk of the Board

Stephanie M. Tombrello, LCSW, Executive Director, SafetyBeltSafe USA, has requested the Board adopt a proclamation recognizing the week of May 6 - 12, 2018, as Safety Seat Checkup Week.

Action: Approve proposed proclamation.

Corless moved; Peters seconded

Vote: 4 yes; 0 no

M18-81

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. Spring Fire Weather Refresher

Departments: Sheriff-Coroner

(Chris Smallcomb - NWS Reno) - Presentation by Chris Smallcomb of the National Weather Service of fire weather, and the Spring / Summer outlook.

Action: None, informational only.

Chris Smallbomb, NWS:

- Gave presentation.

B. Public Health Presentation

Departments: Public Health

(Sandra Pearce, Louis Molina, and Amber Hise) - Presentation by Public Health regarding department structure, services, goals and tactics.

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

Sandra Pearce, Public Health Director:

- Introduced item, went through presentation (available in additional documents).

Deb Diaz, Emergency Preparedness Project Manager / Coordinator:

- Emergency Preparedness Fund.

Nancy Mahanah, Tobacco Control Program Coordinator:

- Health Education Fund.

Dustlyn Beavers, Tobacco Control Program Coordinator:

- Heath Education Fund

Louis Molina, Environmental Health:

- Environmental health.

Break: 10:53 AM

Reconvene: 11:01 AM

C. Quarterly Investment Report

Departments: Finance

(Gerald Frank) - Investment Report for the Quarter ending 3/31/2018

Action: Approve the Investment Report for the Quarter ending 3/31/2018.

Corless moved; Peters seconded

Vote: 4 yes; 0 no

M18-82

Gerald Frank, Finance Assistant Director:

- Presented item.

D. Treasury Loan to Hilton Creek Community Service District

Departments: Finance

(Janet Dutcher, Gerald Frank) - This is a request from Hilton Creek Community Service District for a 5-year treasury loan in the amount of \$100,000. This loan partially funds infrastructure improvements. Terms include a 3% annual interest rate and a callable provision allowing Hilton Creek the option to repay the loan early.

Action: Approve and authorize the Finance Director to sign a Treasury Loan Agreement in the amount of \$100,000 to Hilton Creek Community Services District.

Pulled from the agenda by Chair Gardner.

E. Resolution to Withdraw County's Ground Sustainability Agency Status

Departments: County Counsel

(Jason Canger) - Resolution of the Mono County Board of Supervisors to Withdraw its Status as a Groundwater Sustainability Agency in the Owens Valley Groundwater Basin Contingent on the Owens Valley Groundwater Authority Becoming the Exclusive Groundwater Sustainability Agency for All Portions of the Owens Valley Groundwater Basin

Action: Adopt proposed resolution R18-24, to Withdraw its Status as a Groundwater Sustainability Agency in the Owens Valley Groundwater Basin Contingent on the Owens Valley Groundwater Authority Becoming the Exclusive Groundwater Sustainability Agency for All Portions of the Owens Valley Groundwater Basin. Provide any desired direction to staff.

Stump moved; Peters seconded

Vote: 4 yes; 0 no

R18-24

Jason Canger, Deputy County Counsel:

- Presented item.

F. Mono County Audit Reports for FY 2016-2017

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, Finance Director:

- Went through presentation (available in additional documents).

8. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

9. CLOSED SESSION at 12:42 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: Anticipated litigation

Departments: County Counsel

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: Two.

Direction was given to staff to initiate litigation. The action, defendants and particulars of such litigation shall be disclosed to any person upon inquiry once the litigation is formally commenced, unless to do so would jeopardize the County's ability to effectuate service of process or conclude existing settlement negotiations to its advantage.

Vote: 3 Yes Peters Stump Gardner; 0 no; 1 absent Corless

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.

D. Closed Session - Real Property Negotiations

CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Government Code section 54956.8. Property: Mammoth Mall, 126 Old Mammoth Rd., Mammoth Lakes, CA. Negotiating Parties: Mono County and Greenlaw Partners. Agency negotiators: Leslie Chapman, Stacey Simon and Tony Dublino

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

Reconvene: 1:50 PM

Closed Session will be continued after Board reports.

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

11. REGULAR AGENDA - AFTERNOON

A. Proposed Ordinance Adding Chapter 5.60 to the Mono County Code Regulating Commercial Cannabis Operations

Departments: Cannabis Working Group

(Various) - Proposed ordinance adding Chapter 5.60 to the Mono County Code regulating commercial cannabis operations. As proposed, Chapter 5.60 would establish a permitting process for commercial cannabis operations within the unincorporated area of the County and includes application and review requirements, enforcement provisions, public health limitations, and a limit on the number of cannabis operation permits available for cultivation.

Action: Introduce, read title, and waive further reading of proposed ordinance No. ORD18-___ with the incorporated changes, An Ordinance of the Mono County Board of Supervisors Adding Chapter 5.60 to the Mono County Code Pertaining to the Local Regulation and Permitting of Commercial Cannabis Activities within the Unincorporated Area of the County.

Stump moved; Peters seconded

Vote: 4 yes; 0 no

M18-83

Christy Milovich, Assistant County Counsel:

- Went through item.

Public Comment:

Sarah Walsh, June Lake: Read from a letter (available in additional documents).

Robert Calvert

John Decoster

Liz Grans, Econ Dev Assistant

Eric Edgerton, Tilth Farms

Changes:

Page 23 Item K Specify whom is contacted. Sheriff and CDD

Page 22 10-day requirement Item E

Page 20 Correct typo; item f 4, remove subsection B

Page 26 B add "other reliable means"

B. Proposed Ordinance amending Chapter 7.20 of the Mono County Code to establish expedited procedures for cannabis enforcement

Departments: County Counsel and Code Compliance

(Stacey Simon) - Proposed ordinance amending Chapter 7.20 of the Mono County Code pertaining to public nuisances to add expedited procedures for addressing and abating nuisances arising from cannabis operations in violation of the Mono County Code, Mono County General Plan or other applicable law.

Action: Introduce, read title, and waive further reading of proposed ordinance.

Corless moved; Peters seconded

Vote: 4 yes; 0 no

M18-84

Stacey Simon, County Counsel:

- Went through item.

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:

- Upcoming - May 5: Wildfire Community Preparedness Day, 9-12 at Mammoth Lakes Fire Dept—flyer attached, please send to county
- RCRC Board Meeting—Humboldt County. Many thanks to everyone who took the time to submit projects. Per RCRC President Greg Norton: keep submitting projects, the more inventory, the better the financing opportunities. Our list is impressive!

Transportation:

5-year Road Capital Improvement Program (Garrett)
Wildlife Crossings on US 395 (Wendy)
Roundabout at 395 & 120 (Wendy)
Alternatives to open 120 earlier (Wendy)
Secondary Access Roads for Emergency Egress (Wendy)

Economic Development:

Start-up Accelerator/Incubator Program (Alicia)
Training & Technical Assistance – Free Consultation for Small Business (Alicia)
Infrastructure Maintenance for Outdoor Recreation Resources (Alicia)
Main Street Beautification/Restoration Grant Program (Alicia)
Access to Capital for Small Business Innovation and Start-ups (Alicia)
Down Payment Assistance Programs for Workforce Housing (Wendy)
Rent Assistance Program (Wendy)
Rehabilitation/Weatherization Programs (Wendy)
Deed Restricted Unit Creation (Wendy)
Private/Public Partnership for New Unit Construction (Wendy)
Prescriptive Engineering/Designs for Affordable/Secondary Units (Wendy)
Recreation Asset Enhancement and Connectivity (Tony)

Water:

Pumice Valley Landfill Expansion (Justin)

Broadband:

Mono County Underserved Areas (Nate)

Community Facilities:

- New Jail (Garrett)
New South County Facility (Garrett)
Chalfant Community Center and Park Restrooms (Joe)
Bridgeport Community Park Restrooms ADA Renovation (Joe)
Bridgeport Road and Facilities Shop Solar Installation & Re-paving (Joe)
Lee Vining Road Shop Replacement and Solar Installation (Joe)
Annex 1 Entry ADA Compliance and Solar Panel Installation (Joe)
- RCRC board voted to support proposition 69 and to oppose the repeal of SB1
 - RCRC recently joined The Disaster Readiness for Safer Communities coalition. This group was recently formed by organizations representing California's fire chiefs, firefighters, and local governments to advocate for improving disaster response

capability. The mission of D-RiSC is to modernize California's mutual aid system to allow first responders to pre-position personnel, equipment, and communications to combat disasters proactively. The coalition is actively seeking State funding for local fire agencies to enable this goal. Mono County could support/join this effort, request a presentation. RCRC will keep us updated on their progress.

- Presentation from the First 5 Association Exec. Director, asked specifically about child care, there are legislative relief efforts underway (blue ribbon committee formed in assembly), she spoke of the need to "rebuild the system," that childcare is a billion dollars behind pre-recession funding, the need for local partnerships
 - Leg Update
- Over 5,000 bills!!!
- Cannabis: AB 2069 - employment (RCRC negotiated employment language for 64...this bill undoes the deal)—made chambers "job killer" list, asking counties to oppose
- Tribal cannabis: AB 924, RCRC working on it, but no agreement in sight. RCRC has taken oppose position
- AB 2727: firefighter personal income tax. Moved out of committee, in suspense.
- AB2447—communication requirement to communities impacted by projects from env justice perspective. Problem w/ use of cal enviroscreen, OEHHA weighing in land use outside scope of their authority/expertise.

Supervisor Gardner:

- On Thursday April 19 I attended a meeting of the Eastern Sierra Council of Governments in Bishop. The agenda included several items, including the status of the joint Recreation position between the Town of Mammoth lakes and the County, the status of regional reliable air service, federal opportunity zones, California State Climate Change programs, and ESCOG organizational issues. This forum continues to be an important avenue for collaboration and communication across our region.
- On Monday April 23 I participated in a special meeting of the Eastern Sierra Transit Authority Board. We interviewed two candidates for the position of Executive Director.

Supervisor Peters:

- 18th Solid Waste Justin Nalder
- 18th Behavioral Health Social
- 18th BP Volunteer FD
- 19th Call With Berryhills office re Dave Cogdill Memorial Highway
- 19th BOS Special meeting
- 20th Thrift Store and Recycling Center Meeting
- 23rd HT Leanne Murphy
- 24th Scott Lee ATV and other issues Jeff Beard OHV program
- 26th Tourism Commission
- Tobacco Ordinance: Hello John. I won't be able to make it to the meeting this morning, but I wanted to express our concerns about the new tobacco regulations not allowing the sale of menthol/flavored tobacco in the Bridgeport and Northern county areas. Not being able to provide these to visitors and locals to the area can harm some of the local businesses. We believe this will steer some of the traffic north to Nevada and can cause serious financial repercussions to some of the local businesses. If you would be able to get this on a future agenda item I believe there are business owners that would like to come and address their concerns. When the surveys were taken we were under the impression that it was geared towards Vaping supplies, not towards cigarettes and chewing tobacco. I believe this could've led to some miss understandings when some of the local business owners were talking to the health department.
- **Upcoming:**

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- Fisheries 2nd
- MC Resource Conservation District 2nd
- Hospice & AV RPAC 3rd

Supervisor Stump:

- 4-23: Community Meeting in Chalfant
- 4-24: CSA 1 meeting
- 4-25: Community meeting in Crowley
- 4-30: Wheeler Crest Fire Safe Counsel meeting
- Common topics:
- Appreciated the voter outreach
- Appreciated the road project update
- Concerned that the County would have the funding to manage cannabis
- Appreciated the Law Enforcement update
- No expressed support for Type 2 (3) Short Term Rentals - A request was made to notify the local fire departments when illegals rentals are being acted upon so that they can determine if there are life-safety fire code additional issues at the locations. (provided 3 pamphlets avail in add docs)
- Good housing discussion in Crowley
- Thank you's to Shannon Kendall, Helen Nunn, Michael Draper, Gerry LeFrancois, Amanda Benbow, Sheriff Braun, and the three SO Personnel that presented in Chalfant concerning what is known in the Community as the "drug house."

Back to Closed Session 3:24 PM

ADJOURNED at 4:48 PM

ATTEST

BOB GARDNER
CHAIR OF THE BOARD

SCHEEREN DEDMAN
SR. DEPUTY CLERK