



**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  
September 11, 2018**

<b>Flash Drive</b>	<b>Board Room Recorder</b>
<b>Minute Orders</b>	<b>M18-187 – M18-198</b>
<b>Resolutions</b>	<b>R18-56</b>
<b>Ordinance</b>	<b>ORD18-14 Not Used</b>

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

*Supervisors Present: Corless, Halferty, Peters, and Stump.  
Supervisors Absent: Gardner.*

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.

Supervisor Stump asked for a moment of silence in honor of 9/11.

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

**Dave Noonan, White Mountain Fire:**

- Remind board of situation in Tri Valley area in regards to EMS services.
- It's a 27-year-old problem.

**Jenny Chadwick, Sierra Nevada Big Horn Sheep Project:**

- Thanked Board for decision made about Sheep grazing.
- Cultural Arts and community grant that was given to the group.
- Visitor Center display at Mono Visitor center.
- Open House at visitor center September 20, 1-4 p.m.

**2. RECOGNITIONS**

**Note:**

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

## **A. Resolution for Brett McCurry in Appreciation of His Service to Mono County**

Departments: Public Works

(Staff) - Proposed resolution to recognize Brett McCurry's retirement and his years of service to Mono County.

**Action:** Approve proposed resolution to recognize Brett McCurry's retirement and his years of service to Mono County.

**Corless moved; Stump seconded**

**Vote: 4 yes; 0 no; 1 absent**

### **M18-187**

**Doug Wilson, Interim Public Works Director:**

- Appreciates working with Brett, the struggles that he has gone through heading the Road department, and getting to know his commitment to the County.

**Leslie Chapman, CAO:**

- Thanked Brett for his service to the County.

**Supervisor Peters:**

- Read resolution.

**Supervisor Stump:**

- Often times the road department only hears from people when they're unhappy. Brett has been very responsive. The road division in his district has accomplished some pretty great things, which they could not have done without Brett. Wanted Brett to know how much he appreciated him.

**Brett McCurry, Roads Superintendent:**

- Thanked the Board.
- Is looking forward to retirement.

**Supervisor Corless:**

- It has been a pleasure working with Brett.

## **3. COUNTY ADMINISTRATIVE OFFICE**

CAO Report regarding Board Assignments

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

**Leslie Chapman, CAO:**

- Thanked the fire crew. Has been attending evening planning meetings, and morning briefings. Provided Board with copies of the incident summary (available in additional documents). Cost of fire currently at \$5 million; projected cost up to \$10 million.
- Wednesday, had leadership meeting. Focused on salary survey.
- CDBG Grant discussion with Megan Mahaffey.
- Attended unified command meeting. Presentation from Southern California Edison for procedures to deal with emergency interruptions in service.
- Evacuated marines. Opened Memorial Hall to them. Dave Butters, Megg Hawkins, Nubia Peters, Don Nunn, and Deborah Ybarra assisted in making sure that they were well taken care of. Kathy Peterson and Cathy Young, shelter coordinators, did great.

### **Note:**

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- Thursday, met with Robin Roberts, Behavioral Health Director, the Economic Development Management Team, and Karin Humiston, Chief Probation Officer.
- Friday, met with Janet Dutcher, Finance Director. Thanked her for hanging in there.
- Met with Financial Advisors Bond Counsel and Underwriters, and had COP kick off meeting for the Mono County Civic Center.. Have another meeting today. Working towards getting a package together to bring to Board for approval.
- Made arrangements for IMT to do some training with Type 2 team. County was able to provide some resources for them. Thanked Supervisor Stump for his brilliant idea arrangements were made to use the hose at the community center, potable water at MWTC used that to fill. Helped with demob issues. They were able to use County road signs.
- Saturday, repopulation meeting for the evacuees.
- Moving forward with Public Defender selection yesterday. Have some additional questions, so will be having interviews. Hopefully have a recommendation in the next couple of weeks.
- Yesterday, spent some time at the Incident Command Post, Incident Commander Kim Martin, Liaison Officer Mike Dondero, and Safety Officer Randy Turrell, they gave the IMT group a 1.5 hour class. List of people who attended on a moment's notice: Jay, Becky, Scheereen, Cory, Jessica, Tony, Chris, Chief Frievalt, and Tony. Chief Curti provided a tour afterwards.
- Last night, Northern Mono Hospice meeting. They are having a fundraiser during the ATV Jamboree, to-go lunches, provided a handout (available in additional documents).
- Time for her and Janet to focus on the budget amendment. Comes before Board October 2.
- Supervisor Peters: Fire Update. Great Basin area (UT NV Part s of CA) this fire is #1 priority. If more assets are needed, they're available. Weather is predicted to be unfavorable. Bryant Airfield has successfully been used for Air Operations. Gave special thanks to LEO Derrick Hug who took him out there the day after the fire. It was before the information was available to the public. Inciweb is a valuable source. Col. Hutchinson, attended the briefing a few mornings ago, wrote a personal thank you letter to each and every participant on the fire and will be hand delivered by a marine when they demob off of the incident. They really appreciate everyone. Leslie has been instrumental with this. Acknowledged Antelope Valley Fire Department, County EMS department that initially spotted the fire, OES and Sheriff department.
- Mammoth, Antelope Valley, White Mountain, and Bridgeport Fire departments were present.

#### **4. DEPARTMENT/COMMISSION REPORTS**

##### **Sheriff Braun:**

- Role of Sheriff's department in Boot Fire. Test of IPAWS System, which worked. Went door to door to notify residents. Red Flag warning today. Fortunate that no structures or lives lost in this incident.
- June Lake Jam Fest.
- Gran Fondo, close to 1700 participants. Two incidents.
- Bike Month in the County and TOML, there is a Bike Rodeo at Mammoth Creek Park at 11 AM.
- SAR Golf tournament Sunday, Event on Facebook.

##### **Justin Nalder, Solid Waste Superintendent:**

- Finished providing hazmat training for the staff.
- Thursday, Solid Waste Task Force meeting to go over a draft version of the Request for proposals (RFP) on regional solid waste services.

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- Supervisor Stump: Would be nice to have update on the result of the meeting you just referenced.

**Joe Blanchard, Facilities Superintendent:**

- Introduced new project manager, Patty Smitheman.

**Garrett Higerd, Engineer:**

- Budget tactic this year was to build teams in the Public Works department.
- Candidate for Associate Engineer starting - Kalen Dodd.
- Airport has been closed except to fire-fighting activity and will remain closed until incident is over.
- Supervisor Peters: Elementary school kids made cookies for the pilots.

**Janet Dutcher, Finance Director:**

- Started process of extending the secured role.
- Closing the fiscal year 2018 books, preparing for the audit.
- Finished first phase of OpenGov.
- Civic Center financing kick off meeting.
- Optimum time to get people to buy County bonds is early December, otherwise need to wait until March.
- Multitask to do the phase 2 budget.

**Alicia Vennos, Economic Development Director:**

- TOT revenues from last FY.
- Economic Impact to Tourism // Study, been underway since January. Preliminary results won't be ready to share until October.
- Janet Dutcher: TOT revenues available on Finance website.

## 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. Board Minutes

Departments: Clerk of the Board

Approval of minutes for the Regular meeting of August 14, 2018.

**Action:** Approve minutes for the Regular meeting of August 14, 2018.

**Corless moved; Halferty seconded**

**Vote: 4 yes; 0 no; 1 absent**

**M18-188**

### B. Monthly Treasury Transaction Report

Departments: Finance

Treasury Transaction Report for the month ending 7/31/2018.

**Action:** Approve the Treasury Transaction Report for the month ending 7/31/2018.

**Corless moved; Halferty seconded**

**Vote: 4 yes; 0 no; 1 absent**

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**M18-189**

**C. First 5 Mono County Children and Families Commission Appointment**

Departments: Clerk of the Board

Request for Board of Supervisors to appoint Dr. Kristin Collins to the First 5 Mono County Children and Families Commission, and to correct the term of Bertha Collins, Mono County Behavioral Health Case Manager III.

**Action:** Appoint Dr. Collins to the First 5 Mono County Children and Families Commission on September 11, 2018 to September 12, 2021. Dr. Collins will serve as the representative of local medical, pediatric, or obstetric associations of societies. Update the term of Bertha Jimenez to reflect her three-year appointment starting June 1, 2016, expiring June 2, 2019, a correction from the original appointment stating June 1, 2015 - June 2, 2018.

**Corless moved; Halferty seconded**

**Vote: 4 yes; 0 no; 1 absent**

**M18-190**

**D. Sierra Center Mall Estoppel Certificate**

Departments: County Counsel, CAO

Tenant estoppel certificate for Sierra Center Mall.

**Action:** Authorize Board Chair to sign estoppel certificate. Authorize County Administrative Officer, in consultation with County Counsel, to sign future estoppel certificates presented by the landlord, provided that they do not differ in substance from the version presented at today's meeting.

**Corless moved; Halferty seconded**

**Vote: 4 yes; 0 no; 1 absent**

**M18-191**

**6. 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. Agricultural Commissioner's Office Department Update September 2018**

Departments: Clerk of the Board

September 2018 department update from the Counties of Inyo and Mono Agricultural Commissioner's Office.

**B. Trophy Fish Budget Letters**

Departments: Clerk of the Board

**Note:**

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More letters to the Board of Supervisors regarding the budget allocation for trophy fish stocking.

**Supervisor Peters:**

- Fisheries commission intends to come and talk about what they spend their money on.

**C. Notice of Objection Process for the Mammoth Base Land Exchange Environmental Impact Statement and Draft Record of Decision**

Departments: Clerk of the Board

Notice from the United States Forest Service, Mammoth Ranger District regarding a prepared Environmental Impact Statement (EIS) and draft Record of Decision (ROD) for Mammoth Base Land Exchange Project. Under the proposed action, the United States would convey approximately 35.7 acres of National Forest System lands within the boundaries of the Inyo National Forest, and currently managed as part of a Ski Area Term Special Use Permit to Mammoth Main Lodge Redevelopment, LLC. Both the EIS and draft ROD are available for a 45-day objection-filing period.

**7. REGULAR AGENDA - MORNING**

**A. Introduction to New Bridgeport District Ranger**

Departments: Board of Supervisors

(Jan Cutts, Bridgeport District Ranger) - An opportunity for the Board to formally meet the new Bridgeport District Ranger, Jan Cutts.

**Action:** Informational only; provide direction to staff if necessary.

**Supervisor Peters:**

- Item pulled. Ms. Cutts unavailable due to the Boot Fire.

**B. Digital 395 Service Order**

Departments: Information Technology

(Nate Greenberg) - In 2013 Mono County signed a Master Service Agreement with California Broadband Cooperative (CBC) for the provision of delivering internet and network service via the Digital 395 network. While this agreement is still in effect, our previous Service Order (SO) under this agreement has expired and is in need of renewal. As part of this new Service Order, Mono County IT will be consolidating the three separate County, Town, and Sheriff networks into one and have Mono County serve as the 'provider' back to these customers. Doing so will allow the agencies to pool our current spend on these services and leverage some economies of scale to increase speeds to all facilities, streamline network design, and ultimately provide additional services.

**Action:** Authorize the County Administrative Officer to sign and execute a five-year Service Order with California Broadband Cooperative.

**Stump moved; Corless seconded**

**Vote: 4 yes; 0 no; 1 absent**

**M18-192**

**Nate Greenberg, IT Director:**

**Note:**

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- Introduced item.

**Supervisor Stump:**

- Surcharge for circuit breakers, proves point that consolidation saves money. Fully support this.

**Supervisor Corless:**

- Also supports this, thanked Nate for his work on this.

**Supervisor Halferty:**

- Mammoth Hospital, Mammoth Court building, how do they get billed?
- Nate: Also, Antelope Valley Fire Department. Paid for out of the radio budget.

**Supervisor Peters:**

- Will this potentially provide an opportunity for main street free wi-fi?
- Nate: That's a slightly different project. Would need to discuss with different CSAs in the County, partner with another local service provider.

**Ron Day, Long Valley Fire Department:**

- Thanked Nate for his work.
- Letter that went to Nate from Long Valley Fire Chief.
- Nate: At chiefs' meeting, mostly wanted chiefs to be aware that County was not trying to undermine the core districts included previously on this agreement. Trying to find the most appropriate and effective way to engage them. Opportunity will bring future developments that benefit fire departments. Ultimately, he believes Long Valley and Chalfant are on board to go that route.

## **C. Employment Agreement for Project Manager**

Departments: Human Resources

(Dave Butters) - Proposed resolution approving a contract with Pam Smitheman as Public Works Project Manager, and prescribing the compensation, appointment and conditions of said employment.

**Action:** Announce Fiscal Impact. Approve Resolution #R18-56, Approving a contract with Pam Smitheman as Public Works Project Manager, and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Vice Chair to execute said contract on behalf of the County.

**Fiscal Impact:** The cost for this position for the remainder of FY 2018-2019 (September 10, 2018 through June 30, 2019) is approximately \$117,803 of which \$64,916 is salary, and \$52,887 is the cost of the benefits and was included in the approved budget.

**Halferty moved; Stump seconded**

**Vote: 4 yes; 0 no; 1 absent**

**R18-56**

**Dave Butters, Human Resources Director:**

- Introduced item.

*Break: 10:16 AM*

*Resume 10:22 AM*

**Note:**

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Moved to item 7e.

#### **D. Mono County Statement of Investment Policy**

Departments: Finance

(Gerald Frank) - Present updated Mono County Statement of Investment Policy. This policy, as proposed, includes the following four amendments: reference to Government Code Section 53635.2, limits definition of callable securities and their purchase to 30% of the portfolio, addresses the investment of proceeds from bonds issued by participants, and adds notification procedures for large unanticipated withdrawals.

**Action:** Approve the Mono County Statement of Investment Policy, as presented.

**Halferty moved; Corless seconded**

**Vote: 4 yes; 0 no; 1 absent**

##### **M18-193**

**Gerald Frank, Treasurer / Tax Collector:**

- Large school bond passed, so language for that needs to be included.
- Recommends four changes to investment policy.

*Break: 12:28 PM*

*Reconvene: 12:36 PM*

Moved to item J

#### **E. Short-term Rental (STR) Activity Permit 18-001/Dudley (Pursuant to Mono County Code Chapter 5.65)**

Departments: Community Development - Planning

(Michael Draper) - This item is a public hearing regarding Short-term Rental (STR) Activity Permit 18-001/Dudley, a non-owner-occupied (Type III) short-term rental use in a 3-bedroom (BD) single-family residential unit at 92 Nevada St. (APN 16-099-032) in June Lake, with a maximum occupancy of six persons and three vehicles.

**Action:** Conduct public hearing and: 1. Find that the project qualifies as a Categorical Exemption under CEQA guideline 15301 and file a Notice of Exemption 2. Approve STR Activity Permit 18-001 subject to the findings and conditions as recommended or with desired modifications.

**Corless moved; Peters seconded**

**Vote: 3 yes; 1 no; 1 absent**

##### **M18-194**

**Leslie Chapman, CAO:**

- Read statement from Supervisor Gardner: As you know, I will be absent from the September 11 Board meeting. There are five short-term rental items locate in my district on the agenda for Board approval. I am providing my position on these items in case anyone asks. I will not comment on the Dudley item as it is located close to my residence, and I need to avoid any comment on the basis of a possible conflict of interest. The remaining items in June Lake, I support. If I were there I would vote in favor of all of them. Bob Gardner.

##### **Note:**

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**Opened public hearing: 10:24 AM**

**Wendy Sugimura, Community Development Director:**

- Introduced item.
- Provided background on this set of regulations: transit rental overlay districts, impacts to the community, and the threshold for denying an application:
- In the general plan, chapter 25: short term rental must be consistent with this chapter. Discretionary decision to determine what is reasonable opposition. The language in the general plan provides for flexibility in judgement.

**Michael Draper, Planning Analyst II:**

- PowerPoint presentation (available in additional documents).

**Public Comment:**

**Mike Dudley, Owner**

**Public Hearing Closed 10:54 AM**

**Supervisor Stump:**

- Anybody in opposition is required to show up or otherwise goes through a process to defend their rights. However, since the June Lake Planning Commissioner was in favor of this, he tends to lean on the side of approval. Incumbent on the owners to make sure that they be very picky of who they rent to.

**Supervisor Corless:**

- These applications represent a new step in an exhausting public process years in the making. It was a request first to allow short term rentals and then to refine the process based on neighborhood impacts and community input.

**Supervisor Halferty:**

- She wouldn't put the onus on the Snowdens to be here. The public process can sometimes put too much onus on what she considers to be the little guy.
- Her inclination is to hear their concern and know that they live there and respect their desires for a peaceful environment.

Supervisor Halferty voted no.

**F. Short-term Rental (STR) Activity Permit 18-002/Streeton (Pursuant to Mono County Code Chapter 5.65)**

Departments: Community Development - Planning

(Michael Draper) - This item is a public hearing, held pursuant to Mono County Code Chapter 5.65, regarding Short-term Rental Activity Permit 18-002/Streeton, a non-owner occupied (Type III) short-term rental use in a 2-BD single-family residential unit at 80 Leonard Ave. (APN 015-270-010) in June Lake with a maximum occupancy of six persons and two vehicles.

**Action:** Conduct public hearing and: 1. Find that the project qualifies as a Categorical Exemption under CEQA guideline 15301 and file a Notice of Exemption. 2. Approve STR Activity Permit 18-002 subject to the findings and conditions as recommended or with desired modifications.

**Corless moved; Stump seconded**

**Note:**

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**Vote: 4 yes; 0 no; 1 absent**  
**M18-195**

**Public Hearing opened 11:01 AM**

**Michael Draper, Planning Analyst II:**

- Presentation.

**Victoria Streeton, Applicant:**

- Objection to the requirement for pavement of the driveway / parking.

**Michael Draper:**

- There was another applicant who couldn't meet the parking requirements. Brought to light the need to readdress this. That is why paved parking is part of this activity permit, and will be part of the usage permit going forward. Change in use from residential to commercial brings property to revaluation, property needs to be up to date.

**Stacey Simon, County Counsel:**

- Condition of approvals associated with use permit. They wouldn't have to pave until they have the STR activity permit.

**Larry Smith, Owner of 70 Leonard:**

- Delay in finding a contractor to do the work.
- Requests that particular issue be waived conditionally, while County figures out where this gets handled.
- Is willing to do it, just not sure it will get done right away.
- Exceptions based on conditions at the property.
- Places in June Lake where the General Plan is not enforced.

**Debra Mahony, Property Manager**

**Public Hearing Closed 11:30 AM**

**Stacey Simon, County Counsel:**

- Leonard is considered paved.
- Grandfathered properties. It's new approval that requires meeting the new standards.
- Permit conditions can be amended as to time, cannot amend them to conflict with the general plan.

**Wendy Sugimura:**

- Clarified the type of surface for the drive way. Needs to be approved by the public works department. Can review proposal for materials other than asphalt.

**Amended Permit:**

*Within the first year of activity and prior to renewal, the driveway and parking areas shall comply with Table 06.020 of the General Plan Land Use Element.*

## **G. Short-term Rental (STR) Activity Permit 18-003/Schreiber (Pursuant to Mono County Code Chapter 5.65)**

Departments: Community Development - Planning

(Michael Draper) - This item is a public hearing, held pursuant to Mono County Code Chapter 5.65) regarding Short-term Rental Activity Permit 18-003/

**Note:**

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Schreiber, a non-owner occupied (Type III) short-term rental use in a 4-BD single-family residential unit at 184 Leonard Ave. (APN 015-270-003) in June Lake with a maximum occupancy of 10 persons and six vehicles.

**Action:** Conduct public hearing and: 1. Find that the project qualifies as a Categorical Exemption under CEQA guideline 15301 and file a Notice of Exemption. 2. Approve STR Activity Permit 18-003 subject to the findings and conditions as recommended or with desired modifications.

**Stump moved; Corless seconded**

**Vote: 4 yes; 0 no; 1 absent**

**M18-196**

**Public hearing opened 11:40 AM**

**Michael Draper:**

- Presentation.
- This property did not receive any comments or complaints.

**Public Hearing closed 11:45 AM**

#### **H. Short-term Rental (STR) Activity Permit 18-004/Smith (Pursuant to Mono County Code Chapter 5.65)**

Departments: Community Development - Planning

(Michael Draper) - This item is a public hearing, held pursuant to Mono County Code Chapter 5.65, regarding Short-term Rental Activity Permit 18-004/Smith, a non-owner occupied (Type III) short-term rental use in a 4-BD single-family residential unit at 70 Leonard Ave. (APN 015-270-011) in June Lake, with a maximum occupancy of 10 persons and three vehicles.

**Action:** Conduct public hearing and: 1. Find that the project qualifies as a Categorical Exemption under CEQA guideline 15301 and file a Notice of Exemption. 2. Approve STR Activity Permit 18-004 subject to the findings and conditions as recommended or with desired modifications.

**Corless moved; Stump seconded**

**Vote: 4 yes; 0 no; 1 absent**

**M18-197**

**Public Hearing Opened 11:47 AM**

**Michael Draper:**

- Presentation.

**Amended permit:** *Within the first year of activity and prior to renewal, the driveway and parking areas shall comply with Table 06.020 of the General Plan Land Use Element.*

**Larry Smith, Owner:**

- Request that there be an amendment to the snow mount condition, as it might create a bigger problem.

**Public Hearing Closed 11:58 AM**

**Note:**

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**Supervisor Stump:**

- Regarding snow guards, if County grants a waiver and someone gets hurt, does the County open itself up to potential legal action / claim?

**Stacey Simon:**

- Broad immunity for entities when they perform functions like this. The County would seek to be removed from the case under such immunities.

**I. Short-term Rental (STR) Activity Permit 18-005/Stephanian (Pursuant to Mono County Code Chapter 5.65)**

Departments: Community Development - Planning

(Michael Draper) - This item is a public hearing, held pursuant to Mono County Code Chapter 5.65, regarding Short-term Rental Activity Permit 18-005/Stepanian, a non-owner occupied (Type III) short-term rental use in a 4-BD single-family residential unit at 27 Carson View Dr. (Leonard Ave. neighborhood, APN 015-270-005) in June Lake with a maximum occupancy of 10 persons and four vehicles.

**Action:** Conduct public hearing and: 1. Find that the project qualifies as a Categorical Exemption under CEQA guideline 15301 and file a Notice of Exemption. 2. Approve STR Activity Permit 18-005 subject to the findings and conditions with desired modifications.

**Stump moved; Halferty seconded**

**Vote: 4 yes; 0 no; 1 absent**

**M18-198**

**Public Hearing opened 12:04 PM**

**Michael Draper:**

- Presentation.

**Supervisor Stump:**

- Is Carson View Drive private?
- Do we need to add that County does not have responsibility for snow removal on this road?

**Wendy Sugimura:**

- Chapter 5.65 doesn't address private roads, so the Board can add the condition.

**Public Hearing Closed 12:09 PM**

**Amended permit:** *Snow removal on Carson View Road, which is a private road, for sufficient access is the responsibility of the property owner. The County has no responsibility for snow removal or road maintenance on Carson View Road.*

Moved to item 7d.

**J. Preparation of Comments in Response to LADWP's Notice of Preparation of a Draft Environmental Impact Report**

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Departments: CDD

(Wendy Sugimura, Sandra Bauer) - Discussion regarding a comment letter to the Los Angeles Department of Water and Power in response to the Notice of Preparation of a Draft Environmental Impact Report for the proposed Mono County Ranch Lease Renewal project.

**Action:** Receive staff presentation on initial concepts to be developed in a comment letter, and provide desired additional input and direction.

**Wendy Sugimura**

- Introduced item. This is a response to the Environmental Impact Report process.

**Stacey Simon, County Counsel:**

- Clarify relationship with this Notice of Preparation and the draft Environmental Impact Report to the lawsuit that Mono County has pending with LA and DWP. They are two separate projects. The County lawsuit relates to action that the County alleges LAWDP took this summer in removing water without prior preparation of required documentation. This is LADWP coming forward with a new project saying that they are going to renew leases. Their intention is to have zero or very little water in these renewed leases. Analyzing the impact of the new leases.

**Sandra Bauer, Consultant:**

- The comments an agency receives regarding notice of EIR preparation, sets the stage for the environmental process as a whole. One way is through
- Standing, when a commenter can demonstrate he/she can be harmed by proposed action.
- Second aspect of the NOP process concerns the Exhaustion of remedies.
- Third aspect is to provide specific recommendations as to the scope and the focus of the forthcoming EIR.
- The goal is meet all of those aspects and to provide a constructive path.
- Team includes: Dr. Jim Hollis, Dr. Rick Kattleman, Orrin Sage, Brett Emery, and Dave Herbst.

**Stacey Simon:**

- Copy of postcard sent by DWP after agenda published, has a little information, scoping meeting in Mammoth on Sept. 26 at the outlet mall (available additional documents).

## **8. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**

No one spoke.

## **9. CLOSED SESSION at 1:10 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

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Association (PSO), and Mono County Sheriff Department's Management Association (SO Mgmt). Unrepresented employees: All.

## **B. Closed Session - Existing Litigation**

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: *County of Mono v. Los Angeles Department of Water and Power et al.* (Mono County Super. Court Case No. CV180078).

*Reconvene: 1:42 PM*

Nothing to report out of closed session.

## **10. 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:**

- 12 hours of meetings yesterday.
- Attended LTC. Update on YARTS, scheduled a joint meeting of JPA and AAC on October 17 in Yosemite Valley to go over short-range transit plan. Request - LTC approved a letter of support in service expansion, would like our Board to consider the same letter of support.
- Mammoth Lakes Housing Board and Town Council had a joint meeting to discuss the status of the Community Housing Action Plan. Town staff put together a number of policy questions to be addressed. One policy question, should the town use a couple of different sources of funding allocated towards housing for replenishing the revolving loan fund, and there was resounding support to do so.
- Mammoth Lakes Housing Board meeting. Voted to appoint Patricia Robinson as Executive Director. Can now move forward with filling the grants and administrator position. Discussed a strategic planning session. Discussed a housing summit that is being planned primarily by the Mammoth Voices group in Mammoth November 2-4.
- Received an invitation to a conference at the White House October 23.

### **Supervisor Gardner:**

- Absent.

### **Supervisor Halferty:**

- Attended joint workshop between Mammoth Lakes Town Council and Mammoth Lakes Housing, then the Mammoth Lakes Housing board meeting. Hoping that they will continue to do joint meetings so that the public can remain engaged.

### **Supervisor Peters:**

- Fire started on 4<sup>th</sup>
- 5<sup>th</sup> CSAC Phone In
- 10<sup>th</sup> LTC
- 10<sup>th</sup> Hospice
- 10<sup>th</sup> Operation Meeting Boot Fire
- Boot Fire Update
- Marine Evac

### **Note:**

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- Cal Trans Brent Green & CHP LT Bill Boyes & BP Ranger Jan Cutts
- RPAC absent
- Fisheries Commission Absent
- **Upcoming:**
- Jan Cutts tomorrow
- ATV/UTV Jamboree
- Town Hall October 10th
- RCRC
- CSAC Regional

**Supervisor Stump:**

- 6-6: Attended the Great Basin Unified Air Pollution District meeting. Long discussion about smoke, the Inyo Forest has told the District that the Inyo would like to increase burning. The District has not updated its smoke management Memorandum of Agreements with the Federal Agencies since 2001. The Board directed an agenda item for the next meeting to move updating those forward. Also, the Air Pollution Officer, Phil Kiddoo, stated that the recent comment to the Mono Board by Patrick Hayes of the Mammoth Community Water District about the GBUAQMD's attorney setting the agenda for the GBUAPCD was incorrect. All statements made by the GBUAPCD's attorney are at a minimum approved or directed by the APO or the Asst. APO and usually a reflection of Board closed session discussion.
- 6-10: Attended the Local Transportation Commission meeting. A resolution of opposition to Prop. 6 was adopted among other action.
- I want to thank Stacy Simon for taking time to work with me on a CSA 1 TV service issue. The full Board will see that at some point in the future.
- I want to thank CAO Chapman for making time to work with me over another telephone outage issue in Hammil Valley while she was busy with Boot Fire support issues. The full Board will be seeing a letter to the PUC Chairman for consideration and Chair signature authorization at a future meeting. This issue has gone on for so many years it is time for the full County Board to make a statement.

**Leslie Chapman, CAO:**

- ATV Jamboree, contacted Sheriff, CHP, and Caltrans about the changes due to fire.
- They were incredibly flexible, supportive, suggestions how to mitigate things.

**ADJOURNED at 2:07 PM**

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**JOHN PETERS**  
**VICE CHAIR OF THE BOARD**

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**SCHEEREEN DEDMAN**  
**SR. DEPUTY CLERK**

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