



**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 4, 2018**

<b>Flash Drive</b>	<b>Board Room Recorder</b>
<b>Minute Orders</b>	<b>M18-183 – M18-186</b>
<b>Resolutions</b>	<b>R18-52 – R18-55</b>
<b>Ordinance</b>	<b>ORD18-13</b>

9:01 AM Meeting Called to Order by Chair Gardner.  
*Supervisors Present: Gardner, Halferty, Peters, and Stump.*  
*Supervisors Absent: Corless.*

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 Halferty.

**Supervisor Stump:**

- Asked that today's meeting be adjourned in memory of Eric Stovesand. Eric was a longtime resident of Crowley Lake and Pastor of the Church on the Mountain. All communities need anchors. Anchors come from different venues. Eric was one of the anchors that the community depended on. He is survived by his wife Peggy, sons Matthew and Andrew, and daughter Molly.

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

**Laura Newland, Lake Front Cabins:**

- Discussed reasons why the Board should not reduce the Trophy Fish Budget.
- Feels like a survey conducted to determine recreational usage in Mono County was flawed.
- **Leslie Chapman, CAO:** Another survey in process now. Preliminary results will be presented by the Economic Development Department on the 11<sup>th</sup>.

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**Misti Sullivan, Twin Lakes Resort / Bridgeport Chamber of Commerce:**

- Handout (available in additional documents).
- Adding a comment to the survey performed.
- Bridgeport has only been asked to do 25 surveys per season.
- Addressed the size of the fish being stocked.

**Dennis Byrne, El Dorado / Mono Counties resident:**

- Proposed reduction of stocking in Mono County.
- Has sponsored a fishing tournament for the past 14 years. Has donated money to the program.
- Concerned about the loss of fishing opportunities for kids and family.
- The other concern is the fact that there are programs to eradicate non-native species, which will also impact opportunities for fishing.

**Carolyn Webb, Virginia Lakes Resort:**

- Brought some information that she provided to a few of the Chambers (available in additional documents).
- Believes it will be harmful to delay the budget hearing until October.
- Discussed costs for stocking.

**Ralph Lockhart: Double Eagle Resorts, Snowcreek Athletic Club:**

- Many of his guests like to go to the local lakes for fishing.
- Does not believe it's an issue of fishing versus hiking. It's easier to find volunteers for trail maintenance, not for fish stocking.
- Considers stocking an investment.

**Rick McCoy, Boulder Lodge:**

- Would hate to see a reduction in the fish enhancement program.
- Reduction is detrimental to the income the County receives.

**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:**

- Thursday, September 13, County Wellness Relay and Picnic.
- Feedback from County leaders in preparation of implementation of results from the salary survey.
- Went through the salary survey process.
- Incident Management Team. Roster finalized. Looking to schedule individualized meeting with the different section chiefs.
- August 29 – 30, Leadership meeting. Neuroscience of leadership, Beth Cohen.

**4. DEPARTMENT/COMMISSION REPORTS**

**Janet Dutcher, Finance Director:**

- Aug 22 – 23, met with consultants from MGO. They do a lot of county audits. Engaged them to do a Fee Analysis. They met with a variety of departments.
- Entrance conference with new auditors Price Paige.

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- Volunteered last year to be chair of Motherload group of Auditor-Controllers. Met August 24.
- **Supervisor Stump:** The County has to guarantee that the service is being provided for the fees being charged.
- Last study was 3-4 years ago.

**Stacey Simon, County Counsel:**

- Grand opening Lee Vining Hess Solar pavilion.
- Many kudos for the Public Works staff.
- Her son made a video about the building of the pavilion.

## 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 Board minutes for the regular meeting of August 7, 2018.

**Action:** Approve Board minutes for the regular meeting of August 7, 2018, as amended.

**Halferty moved; Stump seconded**

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

**M18-183**

**Supervisor Halferty:**

- Correction: Will be continuing to serve the California Coalition for Rural Housing.

### B. Board Minutes

Departments: Clerk of the Board

Approval of Board minutes for the regular meeting of August 14, 2018.

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

**Supervisor Halferty:**

- Correction: Item 5b – not \$9.
- Item 7b – who moved / seconded?
- Item continued - will be moved to next week.

### C. Board Minutes

Departments: Clerk of the Board

Approval of Board minutes for the regular meeting of August 21, 2018.

**Action:** Approve Board minutes for the regular meeting of August 21, 2018, as amended.

**Stump moved; Halferty seconded**

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

**M18-184**

**Supervisor Stump:**

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- Add: Item 7e. "Wanted the contractors association to be advised and consulted prior to adoption."

**Rick McCoy:**

- Correction: Public Comment. "Suggested that an increased fishing budget will also increase TOT revenue."

**D. Claim for Damages - Jennifer Huh**

Departments: Risk Management

Claim for damages filed by Jennifer Huh against the Mono County Office of Education, Superintendent of Schools and Mono County for whistleblower retaliation, violation of Constitutional rights to freedom of speech and privacy, and related claims.

**Action:** Deny the claim submitted by Jennifer Huh on August 2, 2018, and authorize the Risk Manager to send notice of the denial to Ms. Huh.

**Stump moved; Peters seconded**

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

**M18-185**

**Supervisor Stump:**

- Wants to clearly state that the claim against the County is not substantiated because the County had no role in Jennifer Huh's employment with the Mono County Office of Education, which is a completely separate entity. That is why the claim is being denied.

**E. 2018-19 Appropriations Limit**

Departments: Finance

Proposed resolution establishing the 2018-19 Appropriations Limit.

**Action:** Adopt proposed resolution #R18-52, Establishing the 2018-19 Appropriations Limit and making other necessary determinations for the County and for those special districts governed by the Board of Supervisors that are required to establish appropriation limits.

**Peters moved; Halferty seconded**

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

**R18-52**

**F. 2018-19 Property Tax Rates**

Departments: Finance

Proposed resolution establishing the 2018-19 tax rates on the secured roll.

**Action:** Adopt proposed resolution R#18-53, Establishing the 2018-19 tax rates on the secured roll.

**Peters moved; Halferty seconded**

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

**R18-53**

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**G. Resolution to Authorize Mono County's Participation in Homeless Mentally Ill Outreach and Treatment Funding**

Departments: Behavioral Health

Proposed resolution to authorize Mono County Behavioral Health to Participate in the one-time Homeless Mentally Ill Outreach and Treatment funding opportunity available as a result of Senate Bill (SB) 840.

**Action:** Adopt proposed resolution R18-54, Resolution Authorizing Mono County's Participation in Homeless Mentally Ill Outreach and Treatment Funding.

**Peters moved; Halferty seconded**

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

**R18-54**

**H. Onsite Wastewater Treatment System Ordinance**

Departments: Environmental Health

Proposed Onsite Wastewater Treatment System ordinance superseding and replacing Chapter 14.04 of the Mono County Code.

**Action:** Adopt proposed ordinance ORD18-13, Superseding and replacing Chapter 14.04 of the Mono County Code in its entirety to implement new regulations consistent with the California Statewater Resources Control Board's water quality control Policy for siting, design, operation and maintenance of onsite wastewater treatment systems.

**Peters moved; Halferty seconded**

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

**ORD18-13**

**I. Approve Mammoth Community Water District's Amended Conflict of Interest Code**

Departments: Clerk of the Board

All local government agencies are required by state law to adopt their own conflict-of-interest codes and to review such codes once every two years. However, a local agency should amend its conflict-of-interest code as frequently as circumstances require. As such, the Mammoth Community Water District has amended its 2016 Conflict of Interest Code by Resolution No. 07-19-18-18 to conform to current FPPC recommendations on format and content and to memorialize changes in designated staff positions subject to the code's reporting requirements and other minor changes, and seeks approval of its new Conflict of Interest Code by the Mono County Board of Supervisors, its code-reviewing body.

**Action:** Approve the new Conflict of Interest Code adopted by the Mammoth Community Water District on July 19, 2018, and direct the Clerk to notify the

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District's Executive Assistant of the Board's action.

**Peters moved; Halferty seconded**

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

**M18-186**

## **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. Trophy Fish Budget Letters**

Departments: Clerk of the Board

Letters to the Board of Supervisors from June Lake Loop Chamber of Commerce and Lake Front Cabins regarding the budget allocation for trophy fish stocking.

**Supervisor Peters:**

- Received another letter, asked that it be on the agenda next week.
- Asked how people can get letters on the agenda.

Moved to item 7b.

## **7. REGULAR AGENDA - MORNING**

### **A. Proposition 3 Endorsement Request from Sierra Business Council**

Departments: Clerk of the Board

(Chris Mertens, Government Affairs Director at Sierra Business Council) - A presentation by Chris Mertens, Government Affairs Director at Sierra Business Council, about Proposition 3, also known as the Water Supply and Water Quality Act of 2018.

**Action:** Approve the Mono County Board of Supervisors Resolution R18-55, In Support of Proposition 3, the Water Supply and Water Quality Act of 2018, as amended.

**Peters moved; Halferty seconded**

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

**R18-55**

**Chris Mertens, Government Affairs Director:**

- Went through presentation.

**Supervisor Halferty:**

- How would it be implemented in Mono County?
- How will the funds be used in this County?
- Disadvantaged community definition being used in this bond.
- Duration of the bond? How long are resources available?

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- What capacity does Mono County have to access the funds?
- Reservations about the methodology about how this was placed on the ballot.
- Willing to support it with some reservations.

**Supervisor Peters:**

- Firesafe Councils qualify?
- Tribes outreach?
- Two groups Bridgeport Ranchers and Resource conservation district both working on water projects. This is a potential source of funding.
- Are Public Utility Districts eligible through SNC fund?

**Supervisor Gardner:**

- Does CSAC also support?
- Supervisor Peters: The meeting is this Thursday, the topic is on the agenda, so a position has not yet been taken. The Executive Committee has voted to endorse.
- Supports the resolution.

**Supervisor Stump:**

- Appreciate the goals, the interest is paid out of the general fund.
- California legislators diverts money for purposes that have impacted local governments. Concern with general fund being saddled with interest payments.
- Reluctantly supports, because this will potentially put a drain on the state general fund in the future.

**Jason Canger, Deputy County Counsel:**

- IRWN groups eligible for funding?
- SGMA implementation.
- SGMA not just to critically over drafted basins, just the implementation. So any would be able to apply for funds.
- Amended last whereas to state: this measure allocates \$675 million to implement the Sustainable Groundwater Management Act, including implementation of the Sustainable Groundwater Management Act in Mono County by the Owens Valley Groundwater Authority and other entities eligible to apply for funding under Proposition 3, the Water Supply and Water Quality Act of 2018.

Moved to item 7d.

**B. Community Event Marketing Fund Recipient Report – June Lake Chamber of Commerce**

Departments: Economic Development

(Ralph Lockhart) - Presentation by Ralph Lockhart of the June Lake Chamber of Commerce regarding the June Lake Winter Festival event, and the beneficial impact of the Community Event Marketing Fund.

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

**Ralph Lockhart:**

- Went through presentation (available in additional documents).

Moved to item 7A.

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**C. Community Grant Fund Recipient Report – Bridgeport Chamber of Commerce**

Departments: Economic Development

(Misti Sullivan) - Presentation by Misti Sullivan of the Bridgeport Chamber of Commerce regarding three events in the Bridgeport Valley, and the beneficial impact of the Community Event Marketing Fund, as well as the Performing & Visual Arts Grant.

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

**Jeff Simpson, Economic Development Manager:**

- Misti Sullivan handed in her comments during public comment, the information is available in that packet (available in additional documents).

Moved to item 8.

**D. Community Event Marketing Fund Recipient Report – Northern Mono Chamber of Commerce**

Departments: Economic Development

(Pam Hamic) - Presentation by Pam Hamic of the Northern Mono Chamber of Commerce regarding three events in the Antelope Valley, and the beneficial impact of the Community Event Marketing Fund.

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

**Pam Hamic:**

- Handed out financial report from Fishing Derby (available in additional documents).
- Discussed fish stocking in Mono County.
- Supervisor Stump: Where is the talk about cuts to the fish stocking budget coming from?
- Has gotten her information from tourists, Supervisor Peters, and social media.

Moved to item 7c.

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

No one spoke.

**9. CLOSED SESSION at 11:06 AM**

**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.

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**B. Closed Session - Existing Litigation**

Departments: County Counsel

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION.

Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: U.S.A. et al. v. Walker River Irrigation District et al., U.S. Ninth Circuit Court of Appeals, Case No. 15-16478 (and related cases).

**C. Closed Session - Performance Evaluation, County Administrative Officer**

PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Government Code section 54957. Title: County Administrative Officer.

**D. Closed Session - Public Employment, Public Works Director**

PUBLIC EMPLOYMENT. Government Code section 54957. Title: Public Works Director.

*Reconvene: 1:00 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 Gardner:**

- On Aug. 22 I attended a meeting of the June Lake Trails Committee. The Committee, which has been a subcommittee of the June Lake Citizens Advisory Committee and connected with Friends of the Inyo for fund-raising, is interested in moving towards an independent status in the future. We discussed the steps needed to move in this direction, and the need for more volunteer leadership to make these changes.
- On Aug. 22 I also attended the quarterly meeting of the Yosemite Area Transit Authority (YARTS). We covered several items, but the most important were approving a fare increase for the next few years and highlighting the review period for the draft YARTS Short Range Transit Plan. The Plan is available on the YARTS website.
- On Saturday, Aug. 25 I was not able to attend but was excited to hear about the dedication of the Solar Pavilion in Lee Vining. There was a great crowd in attendance to celebrate the completion of this almost entirely privately funded project. Thanks to Stacey Simon for representing the County at the event, and to Joe Blanchard and his staff and others who supported this project along the way. It is a wonderful example for us all how a community can still come together a raise a barn, or in this case a pavilion, through financial contributions and just plain dedicated volunteering. What's next, Mono County?
- On Tuesday Aug. 28 I attended the Economic Development Commission meeting in Lee Vining. There were good updates from our Economic development staff about several projects, and reports about plans for the fall season.

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- On Aug. 28 I also participated in the quarterly conference call with Southern California Edison (SCE). They provided updates on the Rush Creek Dam System project, and other pending projects and initiatives.
- Finally, yesterday I attended the celebration of the life of Genny Smith at the Hayden Cabin Museum in Mammoth. It was a wonderful program with tributes from many who knew Genny and told many stories about her incredible contributions to the Eastern Sierra. The lesson I took from the event was that Genny was devoted to many causes, but also knew the key to making significant progress was getting people together to agree on a course of action. She did not let disagreement get in the way of progress, a lesson we all can use these days.

**Supervisor Halferty:**

- 9/4/2018 - Board Member Report According to the Ag report: LADWP has announced that it will conduct an environmental impact report (EIR) for the proposed Mono County lease renewals. Comments regarding the scope and content of the EIR will be accepted until 5:00 p.m. on October 16, 2018. DOES THE MONO BOS COMMENT ON THIS OR WILL STAFF?
- August 21 - I attended the USFS Reds Meadow Fuels Reduction meeting. - The Forest Service is currently in the public scoping period of the NEPA/environmental process. Comments may be submitted until September 7th to the district ranger. This is a 2,100-acre project that, depending on funding, could take from 3-5 years to complete. Work is anticipated to begin in 2020.
- August 26 - I attended a celebration of Bill Taylor at the Mono County Park at Mono Lake. It was an incredible outpouring of gratitude and memories of Bill.
- August 28 – I attended the Mono County Economic Development, Tourism & Film Commission - great to meet members of the commission.
- Mammoth Lakes Town Council and the Inyo Board of Supervisors held a joint meeting last week, Tuesday, August 28. The meeting covered where the Town is with their air service and airport facility and Inyo County discussed their timeline for the Bishop Airport environmental assessment, FAA funding and eventual commercial air service. For anyone interested in watching the meeting it is available on the Town's website under the "watch meetings" tab at the lower portion of the homepage. Many of District 1 voters expressed interest in more relatable air service in Bishop. Mammoth will have 7-days-a-week service from Denver, LAX and SFO via United beginning in mid-December.

**Supervisor Peters:**

- Friday 31<sup>st</sup> met with CAO Chapman
- Fishin' Mission Event
- Founders Day Dinner, Joseph Lent
- Walker Senior Center Field Trip
- Continue to work with the Recycling Center
- Eastern Sierra ATV Jamboree Sept 11-15
- Hospice Live Scan
- Approached by many recreators about access in Bridgeport to Gas and Services
- **Upcoming:**
- Fisheries Commission 5th
- CSAC September 6th

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**Supervisor Stump:**

- 8-22: Attended the Tri Valley Water Commission meeting. The attorney being used by Mono County in the action with DWP has worked for the Commission in the past and the Commission gave him strong recommendation.
- 8-25: Attended the memorial service for long time Crowley resident Eric Stovesand - request to adjourn in his honor
- 8-28: Attended the CSA 1 meeting - A community member has stepped forward to fill the vacancy on that Board created by the resignation of Kim McCarthy. This Board will be seeing an agenda item about this in the near future.
- 8-30: I was involved in the fire response to DWP land in an area denied irrigation this year. Fire was caused by a DWP contracted drone when it crashed. County press release on this incident. LADWP's response is that the drone encountered a turkey vulture.
- I want to thank Kim McCarthy and Liz Fleming for their volunteer weeding at the Crowley Community Center. Has made a big difference.
- A couple of notes:
- Apparently, the Forest Service is refusing to compensate the County Volunteer Fire Departments for their response to the two fires, both USFS or BLM Direct Protection responsibility, that occurred in the Upper Owens River area during August. Neither of the fires was inside a Fire District and the Federal Agencies would not have been able to handle these fires on their own. Federal fire resources were scarce due to all the other fire activity in the Western US. I guess collaboration only goes so far.
- There was a joint meeting of the Mammoth Town Council and the Inyo Board of supervisors on 8-29 to discuss airports. Several of my constituents attended. I received follow up inquiries why I did not attend. The answer is that I cannot attend a meeting I am not invited to or at least informed of. Since the Mammoth Airport is in District 2 I find this oversight regrettable.
- Thursday, Great Basin Unified Air Pollution Control District meeting this Thursday. Asked for a volunteer from Supervisor Gardner and Supervisor Halferty to act as the alternate at the Board meeting. Will be discussing a Resolution to ARB to push forward four accountability measures for public land management agencies.

**ADJOURNED in memory of Eric Stovesand at 1:23 PM**

**ATTEST**

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**BOB GARDNER  
CHAIR OF THE BOARD**

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**SCHEEREN DEDMAN  
SR. DEPUTY CLERK**

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