



**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 12, 2020**

9:00 AM Meeting Called to Order by Chair Corless.

*Supervisors Present: Corless, Gardner, Kreitz, Peters, and Stump (all attended via teleconference).*

*Supervisors Absent: None.*

*All votes were conducted by roll call.*

**The Mono County Board of Supervisors stream most of their meetings live on the internet and archives them afterward. To search for a meeting 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 Corless:**

- Item 7f will be moved to the afternoon.
- "Don't ever make decisions based on fear. Make decisions based on hope and possibility. Make decisions based on what should happen, not what shouldn't." Michelle Obama.

**Supervisor Stump:**

- "Leave your front door open and leave your back door open. Let your thoughts come and go. Just do not stop and serve them tea." Zen Master Suzuki.

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

Read comments into records (full comments available as additional documents).

**2. RECOGNITIONS - NONE**

**3. COUNTY ADMINISTRATIVE OFFICE**

## CAO Report regarding Board Assignments

### **Bob Lawton, CAO:**

- Meetings with the EOC.
- Budget preparation with Janet Dutcher and Megan Mahaffey.
- Meeting about vacating Minaret Mall.
- Statewide Conference Call with County Executive's Association
- CSAC statewide call with other county supervisors and administrative staff - attestation call.

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

### **Shannon Kendall, Registrar of Voters:**

- November Election update.

## **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. Appointment of Elin Ljung to the Mono Basin RPAC**

Departments: Community Development

(Bentley Regehr) - Consider appointment of a new member to the Mono Basin Regional Planning Advisory Committee (RPAC).

**Action:** Appoint Elin Ljung to a two-year term on the Mono Basin RPAC, expiring December 31, 2022, as recommended by Supervisor Gardner.

**Kreitz moved; Gardner seconded**

**Vote: 5 yes, 0 no**

**M20-83**

**Supervisor Kreitz:**

- Concerned that too many people on the Mono Basin RPAC are related to Mono Lake Committee.

### **B. Ratification of First Amendment and Approval of Second Amendment to Civic Center Furniture Purchase Agreement**

Departments: County Counsel's Office

Approval and ratification of the County Administrative Officer's execution of First Amendment to the Mono County Civic Center Furniture Purchase Agreement; and approval of Second Amendment to the Mono County Civic Center Furniture Purchase Agreement.

**Action:** 1. Review, approve, and ratify the County Administrative Officer's execution of the First Amendment; direct the Clerk to prepare a minute order of the approval and ratification of the First Amendment and to send minute order to staff; 2. Review, approve, and authorize the County Administrative Officer to execute the Second Amendment; and 3. Provide any desired direction to staff.

**Peters moved; Gardner seconded**

**Vote: 5 yes, 0 no**

**M20-84**

**C. Resolution Authorizing Use of Facsimile, Electronic, and Digital Signature of Chairperson of Board of Supervisors**

Departments: County Counsel

Resolution and Board Policy authorizing and establishing requirements for the use of the facsimile, electronic, and digital signature of the Chairperson of the Board of Supervisors.

**Action:** Approve resolution and board policy.

**Peters moved; Gardner seconded**

**Vote: 5 yes, 0 no**

**R20-45**

**6. CORRESPONDENCE RECEIVED - NONE**

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. Fee Waiver for Modification to Operation Permit 19-003/Tioga Green**

Departments: Community Development

(Bentley Regehr) - Consider adoption of proposed resolution waiving fees associated with modification to Operation Permit 19-003 for commercial cannabis retail business located in Lee Vining.

**Action:** Consider and potentially adopt proposed resolution waiving fees associated with modification to Operation Permit 19-003 for commercial cannabis retail business located in Lee Vining. Provide any additional direction to staff.

**Kreitz moved; Gardner seconded**

**Vote: 3 yes, 2 no**

**R20-46**

**Bentley Regehr:**

- Presented items 7a and 7b concurrently.

**Christy Milovich, Assistant County Counsel:**

- Discussed the legal justifications needed for a Fee waiver by the County.

Supervisors Peters and Stump voted No.

**B. Tioga Green Cannabis Operation Permit Modification**

Departments: Community Development

(Bentley Regehr) - Modification to Cannabis Operation Permit 19-003/Tioga Green to expand permitted signage and review lighting compliance.

**Action:** 1. Find that the project qualifies as a Categorical Exemption under CEQA guideline 15303 and file a Notice of Exemption. 2. Make the findings

contained in the staff report, as amended, including those under MCC 5.60, and approve modification to Cannabis Operation Permit 19-003 subject to the conditions as recommended or with desired modifications. 3. Direct staff to enforce the conditions of Use Permit 19-006, including removal or disconnection of the lamp posts in the center of the parking lot and verification of an operational timer on the parking lot lights.

**Gardner moved; Kreitz seconded**

**Vote: 5 yes, 0 no**

**M20-85**

**Bentley Regehr:**

- Continued presentation of the item.

**Cory Zila, Owner:**

- Discussed lighting at the business.

### **C. California Child and Family Services Review (C-CFSR)**

Departments: Social Services and Probation

(Michelle Raust, Social Services; Jazmin Barkley, Probation) - Presentation by Michelle Raust (Department of Social Services) and Jazmin Barkley (Probation Department) regarding the finalization of the 2018-2023 California Child and Family Services Review System Improvement Plan and request for Board of Supervisors approval.

**Action:** Approve and authorize the Chair to sign the Mono County 2018-2023 California Child and Family Services Review (C-CFSR)'s System Improvement Plan.

**Gardner moved; Peters seconded**

**Vote: 5 yes, 0 no**

**M20-86**

**Michelle Raust, Social Services**

**Jazmin Barkley, Probation**

**Krista Cooper, Social Services**

- Presented item.

### **D. Civic Center Update**

Departments: Public Works and IT

(Tony Dublino, Director of Public Works; Nate Greenberg, IT Director) - Weekly update on the County's Civic Center project at 1290 Tavern Road, and efforts to transition from other Mammoth locations into the Civic Center as of June 1, 2020.

**Action:** None.

**Tony Dublino, Public Works Director**

**Nate Greenberg, IT Director:**

- Presented item.

*Break: 10:51 AM*

*Reconvene: 11:02 AM*

**E. Proposed Ordinance Amending Mono County Code Section 1.12.010 - Enforcement of Public Health Officer Orders and Directives**

Departments: County Counsel; Code Enforcement

(Anne Frievalt) - Proposed Urgency Ordinance Amending Chapter 1.12, Section 1.12.010 of the Mono County Code, Pertaining to Enforcement of Public Health Officer Orders and Directives.

**Action:** Adopt proposed urgency ordinance ORD20-05, Amending Chapter 1.12, Section 1.12.010 of the Mono County Code, Pertaining to Enforcement of Public Health Officer Orders and Directives.

**Peters moved; Gardner seconded**

**Vote: 4 yes, 1 no**

**ORD20-05**

**Anne Frievalt, Assistant County Counsel:**

- Presented item.

**Wendy Sugimura, Community Development Director**

Supervisor Stump voted no.  
Moved to item 7g.

**F. Management (Unrepresented/At-Will) Employee and Officer Benefits and Compensation**

Departments: CAO

(Bob Lawton, Acting CAO) - (1) Proposed resolution adopting amended Policy Regarding Benefits of Management-Level Officers and Employees to implement a 400-hour cap on vacation accrual; authorize the one-time purchase of accrued hours in excess of that cap; modify the County's contribution to health insurance effective January 1, 2021; eliminate obsolete language; update out-of-date language; remove provisions related to travel and refer instead to the County's recently adopted Per Diem and Travel Policy; and make additional clarifying (non-substantive) changes. (2) Proposed resolution foregoing cost of living adjustments (COLAs) for management (at-will) employees for 2019 and 2020, implementing 2% COLA and a 4% "off-salary-schedule" payment for 2021, authorizing the use of 2020 merit leave in 2021, and setting forth conditions for implementation of 2% COLAs in 2022 and 2023.

**Action:** None. Moved to a future meeting.

**Bob Lawton, Acting CAO:**

- Item will be heard at the next meeting.

Moved to item 11b.

**G. Employment Agreement - Joe Blanchard, Facilities Superintendent**

Departments: Human Resources, Public Works

(Dave Butters, Human Resources Director; Tony Dublino, Public Works Director) - Proposed resolution approving a contract with Joe Blanchard as Facilities Superintendent and prescribing the compensation, appointment and conditions of said employment.

**Action:** Announce Fiscal Impact. Approve Resolution #R20-47, approving a contract with Joe Blanchard as Facilities Superintendent and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

**Fiscal Impact:** The cost for this position for the remainder of FY 2019-2020 (May 12 to June 30th) is approximately \$22,533 of which \$13,424 is salary and \$9,133 is the cost of the benefits and is included in the approved budget. Total cost for a full fiscal year (2020-2021) would be \$168,027 of which \$99,996 is annual salary and \$68,031 is the cost of the benefits.

**Peters moved; Gardner seconded**

**Vote: 5 yes, 0 no**

**R20-47**

**Dave Butters, Human Resources Director**

**Tony Dublino:**

- Presented item.

Fiscal Impact announced by Chair Corless.

#### **H. Employment Agreement - Garrett Higerd, County Engineer**

Departments: Human Resources, Public Works

(Dave Butters, Human Resources Director; Tony Dublino, Public Works Director) - Proposed resolution approving a contract with Garret Higerd as County Engineer and prescribing the compensation, appointment and conditions of said employment.

**Action:** Announce Fiscal Impact. Approve Resolution #R20-48, approving a contract with Garrett Higerd as County Engineer and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

**Fiscal Impact:** The cost for this position for the remainder of FY 2019-2020 (May 12 to June 30th) is approximately \$27,638 of which \$16,918 is salary and \$10,720 is the cost of the benefits and is included in the approved budget. The cost for this position for an entire fiscal year (2020-2021) is approximately \$205,878 of which \$126,024 is salary and \$79,854 is the cost of the benefits.

**Stump moved; Kreitz seconded**

**Vote: 5 yes, 0 no**

**R20-48**

**Dave Butters, Human Resources Director**

**Tony Dublino:**

- Presented item.

Fiscal Impact announced by Chair Corless.

**I. Employment Agreement -- Shannon Kendall, Clerk, Recorder, Registrar, Clerk of the Board**

Departments: Human Resources, CAO

(Dave Butters, Human Resources Director; Bob Lawton, Acting CAO) - Proposed resolution approving a contract with Shannon Kendall as Clerk/Recorder/ Registrar and Clerk of the Board and prescribing the compensation, appointment and conditions of said employment.

**Action:** Announce Fiscal Impact. Approve Resolution #R20-\_\_\_, approving a contract with Shannon Kendall as Clerk, Recorder, Registrar, Clerk of the Board and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

**Fiscal Impact:** The cost for this position for the remainder of FY 2019-2020 (May 12 to June 30th) is approximately \$25,682 of which \$15,573 is salary and \$10,109 is the cost of benefits and is included in the approved budget. The cost for this position for an entire fiscal year (2020-2021) is approximately \$191,307 of which \$116,004 is salary and \$75,303 is the cost of benefits.

**Peters moved; Stump seconded**

**Vote: 5 yes, 0 no**

**R20-49**

**Dave Butters**

**Bob Lawton, Acting CAO:**

- Presented item.

Fiscal Impact announced by Chair Corless.

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

*There was no public comment.*

**9. CLOSED SESSION**

*Closed Session: 11:49 AM*

*Reconvene: 1:04 PM*

Nothing to report out of Closed Session.

**A. Closed Session - Human Resources**

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Bob Lawton, Stacey Simon, Dave Butters, Janet Dutcher, and Anne Frievault. 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). Unrepresented employees: All.

**B. Closed Session - Public Employment**

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

**C. Closed Session - Existing Litigation**

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: United States et al. v. Walker River Irrigation Dist. et al., U.S. District Court of Nevada Case No. 3:73-CV-00127-MMD-WGC.

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

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

**Cory Zila**

- Full comment read by Clerk.

**11. REGULAR AGENDA - AFTERNOON**

**A. County Special Events and the Effect of Covid-19 Directives**

(Tony Dublino, Director of Public Works) - Receive presentation on upcoming Special Events within the County, and discuss options for the best approach for implementation, provided COVID-19 directives currently in place.

**Action:** None.

**Tony Dublino:**

- Presented item.

**Stacey Simon, County Counsel**

**Brianna Brown, Bridgeport Chamber of Commerce (Bridgeport 4<sup>th</sup> of July)**

**Kim Bunn:**

- Comment read by clerk.

Moved to item 7f.

**B. Scheduling of COVID-19 Board Items**

Departments: Board of Supervisors

Discussion of the scheduling of COVID-19 agenda items before the Board.

**Action:** Consider and provide direction to staff regarding the scheduling of COVID-19 agenda items. Options include, but are not limited to: (1) reserving Tuesday's regular meetings for non-COVID-19 items and holding special meetings on another day of the week devoted solely to COVID-19; (2) scheduling COVID-19 items for Tuesday's regular agenda, and holding special meetings on another day of the week to hear some or all non-COVID-19 items; and (3) scheduling all items for Tuesday's regular meetings.

**Chair Corless:**

- Introduced item.

Board consensus to have standing Thursday meetings to discuss Covid (Coronavirus) in depth. Tuesdays will have a placeholder to discuss any emergent updates.

## 12. BOARD MEMBER REPORTS

### Supervisor Corless:

- No report.

### Supervisor Gardner:

- YARTS meeting. Uncertainty regarding their service. Tioga Road will not open earlier than the 31<sup>st</sup>.
- Mixed reviews on opening gates at Lundy Canyon and Tioga Road. Will ask Sheriff Braun to be aware that those areas will be open.

### Supervisor Kreitz:

- LTC Meeting yesterday. Caltrans intends to open up Highway 120 West gates on the 15<sup>th</sup>, same day the County plans to open Lundy and Rock Creek.

### Supervisor Peters:

- LTC meeting – MOU projects with Kern, Inyo, and Mono; concerns over the future of the MOU itself, and the participation from Kern County.

### Supervisor Stump:

- 5-7: Great Basin Unified Air Pollution Control District - District passed its budgets which include funding supplied by DWP to support dust monitoring efforts at both the Owens Dry Lake and Mono Lake. Alpine County Supervisor Haymes reported that the Alpine County Counsel advised against renting the "burn box" they own to other entities so purchase by some entity appears to be the option if using in Mono is desired.
- 5-11: Local Transportation Commission - Unmet transit needs public hearing held. Should complete the process for this year. - YARTS may not run through YNP this year depending on COVID restrictions. - Park staff are working on Hwy 120 with limited staffing. Will accelerate work once seasonal staffing available. Road will not open until facilities along it are also ready. - Ryan Dermady introduced as the new Cal Trans District 9 Director. - MOU between Kern, Mono, and Inyo Counties is expiring. Kern may pull out. Nothing determined yet.

*Return to Closed Session: 2:08 PM*

*Reconvene: 2:20 PM*

**ADJOURNED at 2:20 PM**  
**ATTEST**

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**STACY CORLESS**  
**CHAIR OF THE BOARD**

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**SCHEEREN DEDMAN**  
**SR. DEPUTY CLERK OF THE BOARD**