



**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.
Teleconference Only - No Physical Location

**Regular Meeting
October 13, 2020**

9:01 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 Kreitz:

- "If you want to be a true professional, you will do something outside yourself. Something to repair tears in your community. Something to make life a little better for people less fortunate than you. That's what I think a meaningful life is – living not for oneself, but for one's community." – Ruth Bader Ginsburg

Supervisor Stump:

- "Speak when you are angry and you will make the best speech you will ever regret." – Unknown

Supervisor Gardner:

- "We may have all come on different ships, but we're in the same boat now."
– Martin Luther King, Jr.

Supervisor Corless

- Indigenous Peoples' Day in Mono County - acknowledged the native people of Mono County, the original stewards of this land and thanked them for their stewardship and partnership
-

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Chelsea Taylor, Sustainable Recreation and Tourism Initiative:

- Provided update on initiative - halfway through grant effort, opportunity to submit project ideas is closing 10/31, have received 80 project ideas to date
- Second Virtual Project Review Meeting on 11/19
- Visit webpage at <https://www.essrp.org/>

Patricia Robertson, Mammoth Lakes Housing:

- Emergency Rent Payment assistance program update – Helped make 58 rent payments for 28 households in Bridgeport, Coleville, Tom's Place, June Lake, Lee Vining, and Crowley Lake. In the Town of Mammoth Lakes, the County allocated \$80,000 and those funds assisted 143 households with 162 rent payments.
- Judith Jimenez is hosting a Zoom meeting with the Mexican Consulate for any residents in Mono County who may have questions regarding the services they provide

2. RECOGNITIONS - NONE

3. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

Dave Wilbrecht, Acting CAO:

- CAO Lawton update
- Interactions with Town on various items
- Transition from Minaret Mall to new Civic Center
- Assistant CAO interviews

4. DEPARTMENT/COMMISSION REPORTS

Ingrid Braun, Mono County Sheriff:

- Today, October 13, marks the two year anniversary since Karlie Guse went missing from near her home in Chalfant. Will be releasing series of 12 videos in collaboration with FBI.

Janet Dutcher, Finance Director:

- Financial audit and compliance audit update

Robin Roberts, Behavioral Health Director:

- Tonight (10/13) is the Parcel Update Community Conversation with the Town
- Tomorrow (10/14) is Coping with COVID

Tony Dublino, Public Works Director:

- Wrapping up significant maintenance job on North Shore Drive
- Met with Project Review Committee to discuss existing projects on list and ranking/priority of those projects
- Recent resignations in Road Department

Kathy Peterson, Social Services Director:

- County Welfare Directors Association Conference
- Governor's Social Bridging Program update
- 3,370 people enrolled in Medi-Cal in Mono County – Department of Health Care Services has directed counties to continue delaying the processing of Medi-Cal

annual redeterminations, discontinuances, and negative actions to ensure people remain on Medi-Cal

- CalFresh applications are available
- Recognized Jayson Partridge, Social Worker IV. Jayson's supervisors and colleagues submitted his name to be recognized by UC Davis for National Child Welfare Workforce Recognition month in September.

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. **Monthly Treasury Transaction Report**

Departments: Finance

Treasury Transaction Report for the month ending 8/31/2020.

Action: Approve the Treasury Transaction Report for the month ending 8/31/2020.

Peters moved; Kreitz seconded

Vote: 5 yes, 0 no

M20-203

B. **Terra Firma Contract Amendment**

Departments: Public Works - Solid Waste

(Justin Nalder) - Proposed contract amendment with Terra Firma Organics, Inc. pertaining to wood and green waste chipping services.

Action: Approve amendment to Agreement with Terra Firma Organics and authorize Public Works Director to execute said contract on behalf of the County.

Peters moved; Kreitz seconded

Vote: 5 yes, 0 no

M20-204

C. **Appointment of Malinda Huggans, Sean Robison and Jessica Workman to Mono County Public Safety Officers' Personnel Appeals Board**

Departments: Human Resources

Mono County Public Safety Officers Association (PSOA) Personnel Rule 540 requires formation of a Personnel Appeals Board pool of 6 members to be available to hear disciplinary appeals by PSOA employees. Three members of the Personnel Appeals Board pool shall be appointed by the Board of Supervisors and three members shall be appointed by the PSOA. At this time, there are no appointed board members. This item will appoint three county employees to the Personnel Appeals Board who are not members of the PSOA.

Action: Appoint Malinda Huggans, Sean Robison and Jessica Workman to four-year terms on the Mono County Public Safety Officers' Personnel

Appeals Board.

Peters moved; Kreitz seconded

Vote: 5 yes, 0 no

M20-205

D. Proposed Ordinance Adding Chapter 5.70 to the Mono County Code Prohibiting Industrial Hemp

Departments: Community Development Department

(April Sall) - Proposed Ordinance adding Chapter 5.70 to the Mono County Code Prohibiting Industrial Hemp.

Action: Adopt proposed ordinance ORD20-10, adding Chapter 5.70 to the Mono County Code Prohibiting Industrial Hemp.

Peters moved; Kreitz seconded

Vote: 5 yes, 0 no

ORD20-10

6. CORRESPONDENCE RECEIVED

Direction may be given to staff regarding, and/or the Board may discuss, any item of correspondence listed on the agenda.

The Board acknowledged receipt of the correspondence.

A. Federal Energy Regulatory Commission (FERC) Letter re: 2018 3rd Independent Consultant's Safety Inspection Report for Rhinedollar Dam

A letter from Frank L. Blackett, P.E., Federal Energy Regulatory Commission Regional Engineer, to James A. Buerkle, Southern California Edison Company Director of Generation, in response to a letter from Wayne Allen who submitted the 3rd Independent Consultant's Safety Inspection Report for Rhinedollar Dam, which is part of the Lee Vining Creek Project, FERC Project No. 1388-CA.

B. Federal Energy Regulatory Commission (FERC) Letter re: 2018 11th Independent Consultant's Safety Inspection Report for Saddlebag Dam

A letter from Frank L. Blackett, P.E., Federal Energy Regulatory Commission Regional Engineer, to James A. Buerkle, Southern California Edison Company Director of Generation, in response to a letter from Wayne Allen who submitted the 11th Independent Consultant's Safety Inspection Report for Saddlebag Dam, which is part of the Lee Vining Creek Project, FERC Project No. 1388-CA.

C. October 2020 Agricultural Commissioner's Office Report

October 2020 department report from Nate Reade, Inyo/Mono Agricultural Commissioner / Director of Weights and Measures.

D. Notice of Extension of Time for Public Comment on the Draft Supplemental Environmental Impact Report for the Casa Diablo IV Project

The Great Basin Unified Air Pollution Control District (District) is the Lead Agency pursuant to the California Environmental Quality Act (CEQA) and is seeking public and agency comments on a 2020 Draft Supplemental Environmental Impact Report (SEIR) for the Casa Diablo IV Geothermal Power Plant Project (Project). The time for public review and comment has been extended from October 12, 2020 to October 13, 2020 at 5:00 p.m.

7. REGULAR AGENDA - MORNING

A. Resolution Recognizing Racism as a Public Health Crisis

Departments: Board of Supervisors, CAO

Continued discussion of tools and actions to address racial disparity in our communities. Follow-up from presentation by Dr. Jei Africa on September 15, 2020: "Moving Towards Equity: Understanding the Impact of Racism in Communities". Consideration of Resolution Recognizing Racism as a Public Health Crisis and Affirming Mono County's Commitment to Building Racial Equity and Reducing Disparity.

Action: Adopt proposed resolution with noted changes.

Gardner moved; Kreitz seconded

Vote: 5 yes, 0 no

R20-93

Supervisor Corless:

- Introduced item

Dave Wilbrecht, Acting CAO:

- This is an important first step in creating broader communications with our community. Recommendation to consider funding to support resolution during mid-year review.

Robin Roberts, Behavioral Health Director:

- This will allow us to create much needed change within Mono County
- Thanked Kasandra Montes, Ethnic Services Coordinator, for behind the scenes work to get Dr. Africa available to the County

Kasandra Montes, Behavioral Health:

- Pleasure to be involved with Equity Committee
- Looking forward to addressing this in our community

Supervisor Gardner:

- Read resolution

Supervisor Corless:

- Working group agreed that it would be important to form a commission

- Thanked members of working group for assistance with putting together the resolution: Kasandra Montes, Amanda Greenberg, Michelle Raust, Megan Mahaffey, Dr. Boo, Supervisor Gardner

Public Comment:

- No Name
- Brianna Goico
- Patricia Robertson
- Jocelyn Sheltraw
- Rhonda Duggan

B. Update on Wildfires and Review of Open Fire Ban

Departments: Sheriff, Public Works

(Sheriff Braun, County Counsel Simon) - Update and discussion regarding status of wildfires across the State and in Mono County. Weekly review of need for Urgency Ordinance Prohibiting Open Fires on Private Property Within the Unincorporated Area of Mono County Due to Extreme Fire Danger.

Action: Hear update and provide any desired direction to staff including, but not limited to, whether to continue the prohibition in whole or in part.

Annamaria Echeverria, Inyo National Forest Interagency District Fire Management Officer:

- Creek Fire update

Ingrid Braun, Mono County Sheriff:

- Recommendation to continue open fire ban

Public Comment:

- David Rosky

Break: 10:47 AM

Reconvened: 10:55 AM

C. Election Update

Departments: Elections

(Shannon Kendall) - Update on November 3, 2020 General Election.

Action: None.

Shannon Kendall, Clerk-Recorder-Registrar:

- As of Sunday (10/11), checked in 267 ballots, 137 were from the drop boxes
- BallotTrax update

D. COVID-19 (Coronavirus) Update

Departments: CAO

(Dave Wilbrecht, Dr. Tom Boo) - Update on Countywide response and planning related to the COVID-19 pandemic, including reports from the Emergency Operations Center (EOC), Unified Command (UC), and the

various branches of the EOC, including Community Support and Economic Recovery, Joint Information Center (JIC), and Public Health.

Action: None.

Bryan Wheeler, Public Health Director:

- Small to medium sized cluster of positive results out of North County over this past week. Approximately 8 positive cases out of this cluster: 3 will count towards Mono County's numbers, the other 5 are in other jurisdictions
- Addressed concern from the community regarding secondary or tertiary exposure
- Metrics for State tiers:
 - Week of 10/4-10/10: 4 cases that will be counted towards Mono County
 - Week of 9/27-10/3: 3 cases that will be counted towards Mono County
- Confirmed that the General Store in Bridgeport was not closed by the County

Ingrid Braun, Mono County Sheriff:

- Confirmed there is no reduction in public safety services
- Jail population testing

Alicia Vennos, Economic Development Director:

- Mono CURE Business Assistance program update
- Additional PPE supplies available to businesses/organizations through Mono County.

Janet Dutcher, Finance Director:

- \$200,000 for CURE program, up to \$30,000 Right to Recover program

Public Comment:

- No Name
- Rhonda Duggan

E. Bridgeport Jail - Project Update

Departments: Sheriff, Public Works

(Ingrid Braun, Sheriff; Tony Dublino, Director of Public Works) - Presentation by Sheriff Braun and Director of Public Works Tony Dublino regarding the Bridgeport Jail project, including past outreach, the County's SB844 grant of \$25,000,000, current status and schedule.

Action: None.

Ingrid Braun, Mono County Sheriff:

- Introduced item

Janet Dutcher, Finance Director:

- Reviewed finances for jail project

Tony Dublino, Director of Public Works:

- Noted that the \$25,000,000 grant award is integrally linked with the location. At this point, the County cannot separate itself from the location and retain the \$25,000,000 grant.

8. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

None.

9. CLOSED SESSION

*Closed Session: 12:02 PM
Reconvened: 1:00 PM*

Nothing to report out of Closed Session.

A. 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: 1.

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

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

None.

11. REGULAR AGENDA - AFTERNOON

A. Presentation on Microgrids, Advantages, and Possible Financing Options for the County

Departments: Board of Supervisors

(Don Condon, Lynn Boulton, Leslie Wielenga, Jeff Harding, Dr. David Bliss)
- Presentation on microgrids, advantages, and possible financing options for the County to consider by Don Condon / Lynn Boulton and a presentation on FEMA Building Resilient Infrastructure and Communities (BRIC) grant by ChargeBliss.

Action: None.

Don Condon:

- Introduced item
- Presentation

Leslie Wielenga, Jeff Harding, Jon Harding, ChargeBliss:

- Presentation (available on meeting webpage under Supporting Documents)

Public Comment:

- Pam Bold
- Janet Carle
- Rhonda Duggan

Janet Dutcher, Finance Director:

- There are a number of projects on the County's plate right now. We want to make sure we don't make a decision taken out of context of everything else being worked on at this time.

Joe Blanchard, Facilities Superintendent:

- Project Review Committee will take everything into consideration and bring back to the Board.

Break: 1:46 PM

Reconvened: 2:02 PM

B. PUBLIC HEARING: Consideration of Tioga Inn Specific Plan Amendment

Departments: Community Development

PUBLIC HEARING: 2:00 PM

(Wendy Sugimura, Gerry LeFrancois, Sandra Bauer) - Tioga Inn Specific Plan Amendment and Final Subsequent Environmental Impact Report (FSEIR) to amend the 1993 Tioga Inn Specific Plan (1993 Specific Plan and EIR) located at 22, 133, and 254 Vista Point Road in Lee Vining and consisting of four parcels (APN 021- 080-014, -025, -026 & -027). The Specific Plan Amendment proposes up to 150 new workforce housing bedrooms in up to 100 new units, a third gas-pump island with overhead canopy, additional parking to accommodate on-site guest vehicles as well as a general-use park-and-ride facility and bus parking for Yosemite transit vehicles, a new package wastewater treatment system tied to a new subsurface drip irrigation system, replacement of the existing water storage tank with a new tank of the same size in the same area, a new 30,000-gallon on-site propane tank (eventually replacing the existing five on-site tanks), modification to the boundaries and acreage of designated open space, and modification of parcel boundaries. The 1993 approvals, which include a still unconstructed two-story, 120-room hotel and full-service restaurant on the site, remain in effect regardless of whether the Proposed Amendment is approved.

Action: Adopt proposed resolution certifying the FSEIR (with modifications discussed at the meeting to eliminate project approval and adoption of a statement of overriding considerations/mitigation monitoring and reporting program for the project) and with those additional modifications agreed upon by the Board during the hearing and described in the two-page document entitled "Revisions Proposed for the Tioga Inn Specific Plan Amendment #3 & FSEIR for Incorporation into Section One of the Resolution (October 14, 2020)", presented at the meeting.

Supervisor Corless:

- Recused herself because her family is an owner of the Tioga Pass Resort and some of the employees of the Resort are housed at the Tioga Inn property, thereby creating a financial conflict of interest.

Vice-Chair Kreitz:

- Resumed chairing the meeting
- Reviewed agenda item
- Reviewed procedure for the day's meeting

Wendy Sugimura, Community Development Director:

- Introduced item

Gerry LeFrancois, Planning Analyst:

- Staff presentation (available on meeting webpage under Supporting Documents)

Sandra Bauer, CEQA Consultant:

- Continued staff presentation

Wendy Sugimura, Community Development Director:

- Addressed Board questions

Dennis Domaille, Applicant

- Addressed Board questions

Break: 4:14 PM

Reconvened: 4:20 PM

Sandra Bauer, CEQA Consultant:

- Addressed Board questions

Wendy Sugimura, Community Development Director:

- Addressed Board questions

Dennis Domaille, Applicant

- Addressed Board questions

Adjourned meeting at 4:43 PM on October 13, 2020 until next day, October 14, 2020, 9:00 AM.

Readjournd at 9:01 AM on October 14, 2020

Dennis Domaille, Applicant

- Addressed Board questions

Roger Smith, Hydrologist:

- Response to written public comments received

Sandra Bauer, CEQA Consultant:

- Update regarding landscaping and flammability/increased fire risk

Public hearing opened: 9:34 AM

Dennis Domaille, Applicant

- Stated that he would not build housing before the hotel

Public Comment:

- Nora Livingston
- Phil Moores
- Ilene Mandelbaum
- Paul McFarland
- Mary Ljung
- Margaret Eissler

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- Robert Di Paolo
- Barry McPherson
- Elin Ljung
- Geoff McQuilkin
- Marissa Leonard
- Janet Carle
- Bartshe Miller
- Paul Ashby
- Ellen King
- Nathan Taylor
- Santiago
- Winter King
- Duncan King
- Jocelyn Sheltraw
- Lynn Boulton
- John Ljung
- Chris Lizza
- Sierra Henderson
- Hillary Hansen Jones
- Charlotte Lange
- Cory Zila

Break: 10:36 AM

Reconvened: 10:46 AM

Public Comment (continued):

- Caelen McQuilkin
- Danelle Gutierrez

Roger Smith, Hydrologist:

- Addressed hydrology questions raised

Wendy Sugimura, Community Development Director:

- Reviewed consultation between Mono County and Kutzadika'a Tribe

Charlotte Lange, Mono Lake Kutzadika'a Tribal Council Chair:

- Wants to be on the project from Day 1 – protecting cultural resources if there is any dirt disturbed

Dennis Domaille, Applicant

- Response to public comments
- Closing comments

Public hearing closed: 11:35 AM

Board deliberation.

Break: 12:57 PM

Reconvened: 2:00 PM

Wendy Sugimura, Community Development Director:

- Reviewed proposed revision for the Tioga Inn Specific Plan Amendment #3 & FSEIR

Board deliberation.

Break: 4:08 PM
Reconvened: 4:33 PM

Wendy Sugimura, Community Development Director:

- Reviewed revised resolution

Stacey Simon, County Counsel:

- Motion to adopt proposed resolution certifying the FSEIR (with modifications discussed at the meeting to eliminate project approval and adoption of a statement of overriding considerations/mitigation monitoring and reporting program for the project) and with those additional modifications agreed upon by the Board during the hearing and described in the two-page document entitled "Revisions Proposed for the Tioga Inn Specific Plan Amendment #3 & FSEIR for Incorporation into Section One of the Resolution (October 14, 2020)", presented at the meeting.

Peters moved as stated by County Counsel Simon; Stump seconded

Vote: 3 yes, 1 no, 1 abstention

Roll call:

Gardner: No

Kreitz: Yes

Peters: Yes

Stump: Yes

Corless: Abstain

R20-94

12. BOARD MEMBER REPORTS

Postpone Board Member Reports to October 20, 2020 meeting.

ADJOURNED AT 4:45 PM on October 14, 2020

ATTEST

JENNIFER KREITZ
VICE CHAIR OF THE BOARD

QUEENIE BARNARD
SENIOR DEPUTY CLERK OF THE BOARD