



**MEETING MINUTES
BOARD OF SUPERVISORS, COUNTY OF MONO
STATE OF CALIFORNIA**

Regular Meetings: First, Second, and Third Tuesday of each month. Location of meeting is specified below.
Meeting Location: Board Chambers, 2nd Fl., County Courthouse, 278 Main St., Bridgeport, CA 93517

**Regular Meeting
September 6, 2022**

9:02 AM Call meeting to Order by Co – Chair Duggan

Supervisors Present: Corless, Duggan, Kreitz, Gardner and Peters. (All attended in person or via zoom).

Supervisors Absent: Co-Chair Duggan left meeting at 12:00pm.

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 by Supervisor Peters

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Opportunity for the public to address the Board on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.) Please refer to the Teleconference Information section to determine how to make public comment for this meeting via Zoom.

Call-In:

Dan Holler, Town Manager Mammoth Lakes:

Provided Update on:

- Community Recreation Center – Update
- Outdoor – Ice Rink and Parking – open Dec/Jan 2023
- South County – Ball field rehab update Whitmore Park and discussed supply chain update – on chain link fence
- Work in the parcels continue –
- Utility work done this September
- Tree Removal – phase 2
- Child Care Facility
- Crack Seal work
- Studio Unit – they are bringing on board – working thru options for property
- Project work – 6 units
- Trails team – clean up September 17th

Supervisor Kreitz:

- CRC – open this winter?
- Child Care – still proceeding with childcare in phase one, correct?

Jake Suppa:

- Read letter – USDA
- Prop 64 – Mono County supported
- Suggests that Mono County could follow suit in the new regulations and adopt them
- Diploid species - Discussed genomic transfer from CBD to THC cannabis – is often not possible
- Conditional Use Permit

2. RECOGNITIONS – NONE

Co-Chair Duggan:

- *Has a hard stop at noon for an hour – to participate in a NaCo Meeting*

3. COUNTY ADMINISTRATIVE OFFICER

CAO Report regarding Board Assignments

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

CAO Lawton:

- Fiscal Year 22/23 Budget
- Paul Roten – Jail Report, timelines
- Leadership meetings

- Coffee with the CAO –
- Met with Nate Greenberg – Cal Broadband
- Dan Holler – Bi-weekly meeting later today
- Liaison Committee is scheduled for October 3, Joint County/Town Meeting for 10/7

Supervisor Corless:

- Could detail be sent for Joint Meeting - October 7th meeting information – requested

Supervisor Peters:

- WIR meeting is Oct. 7th in-person so he will not make the Joint Meeting

4. DEPARTMENT/COMMISSION REPORTS

Receive brief oral report on emerging issues and/or activities.

Chris Mokracek, Emergency Management Director:

- Provided update – Quart of an acre fire – Scenic Loop
- 8/10 Conducted Trails exercise – Multi Agency: Town of Mammoth Lakes and Mono County
- Emergency Alert Sign Ups
- 8/25 – Participated CAL OES – Covid 19 Hot Wash – we did an outstanding job in Mono County
- 8/27 - Participated as a panelist in the Emergency Preparedness Workshop hosted by CSA 1 – Crowley Lake, well attended, good panel of first responders
- Wildlife Mitigation Coordinator Position – Will assist in Crowley Lake Area
- 9/1 – California Fire Safe Council and Regional Forest and Fire Capacity Program – Community Resilience Center Grant (Evacuation Centers, Warming and Cooling Centers
- SCE – Management Team Briefing – discussed blackouts/Rolling blackouts
- 9/7 – Hosting Unified Command Meeting
- 9/19 – Co-presenting the Citizen Wildfire Education Academy

Stacey Simon, County Counsel:

- Attended a 2-day training – by Californian Grand Jurors Association for Legal Advisors to the Grand Jury
- PRISM – on rotation as a Legal Advisor – types of claims city/counties may encounter
- Walker River – Closed Session – Emily Fox has returned from maternity leave, and this will be heard next week not today

Justin Nalder, Solid Waste Superintendent:

- 9/17 – Benton area Clean California Dump Days – Co sponsored with CALTRANS
- 9/25 – Chalfant Clean California Dump Day

Paul Roten, Public Works Director:

- Provided update on Painting of the Courthouse – company in Reno that we are looking at right now
- Project Establishment – of the Jail Project and update on details of Jail Project
- Update on existing hospital – preparing for the demolition work

Chair Gardner:

- Requests a monthly update on the Jail Project

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.)

Peters motion. Corless seconded.

Vote: 5 yes, 0 no

A. Board Minutes

Departments: Clerk of the Board

Approval of the Board Minutes from May 23 and May 24, 2022, Special Meetings of the Board of Supervisors.

Action: Approved of the Board Minutes from May 23 and May 24, 2022, Special Meetings of the Board of Supervisors.

Peters motion. Corless seconded.

Vote: 5 yes, 0 no

M22-172

B. Appointment of Michael Martyr to Birchim Community Services District

Departments: Clerk of the Board

The Birchim Community Services District informed the Mono County Clerk of one vacancy on its governing board. Notice of the vacancy was posted in three conspicuous places as required by Government Code section 1780. Since it is past the 60-day time frame in which the Birchim Community Services District Board could have made the appointment, under section 1780, the Board of Supervisors may make the appointment. Subsequently, Birchim Community Services District received one application, from Michael Martyr. Accordingly, the Birchim Community Services District Board is asking that the Board of Supervisors appoint Michael Martyr a member of the Birchim Community Services District governing board for a term ending November 30, 2022.

Action: Appointed Michael Martyr to the Birchim Community Services District governing board for a term ending November 30, 2022.

Peters motion. Corless seconded.

Vote: 5 yes, 0 no

M22-173

C. Reappointment of Michelle Raust to First 5 Mono County Children and Families Commission

Departments: Clerk of the Board

The First 5 Mono County Executive Director requests the Mono County Board of Supervisors reappoint Michelle Raust, to serve a subsequent five-year term on the First 5 Mono County Children and Families Commission, Expiring September 30, 2027, in the category of "a person responsible for management of . . . children's services . . . [and/or] social services."

Action: Reappointed Michelle Raust, to serve a subsequent five-year term on the First 5 Mono County Children and Families Commission, Expiring September 30, 2027.

Peters motion. Corless seconded.

Vote: 5 yes, 0 no

M22-174

D. Resolution Making Findings under AB 361 - Related to Remote Meetings

Departments: County Counsel

Proposed resolution making the findings required by AB 361 for the purpose of making available the modified Brown Act teleconference rules set forth in AB 361 for the period of September 6, 2022, through October 6, 2022.

Action: Adopted proposed resolution.

Peters motion. Corless seconded.

Vote: 5 yes, 0 no

R22-89

E. Resolution Finding that 160 Folding Chairs are No Longer Needed for County Use and Authorizing Contingent Donation to Coleville High School

Departments: Public Works

Proposed resolution to declare old chairs from Antelope Valley Community Center as surplus property and donate said chairs to Coleville High School. Four-fifths (4/5) vote required.

Action: Adopted proposed resolution.

Peters motion. Corless seconded.

Vote: 5 yes, 0 no
R22-90

F. Contract Amendment to Municipal Resource Group LLC

Departments: CAO

Proposed amendment to contract with Municipal Resource Group LLC to add additional work and services in the form of codifying policies and procedures for local government.

Action: Approved and authorized CAO to sign amendment to contract with Municipal Resource Group LLC to add the task of codifying policies and procedures for local government. This amendment facilitates developing a comprehensive, countywide internal policy and procedures manual for the period July 1, 2022, through June 30, 2023 for a not-to-exceed amount of \$16,500, and a new Contract Limit for FY 22/23 of \$91,500. Provide any desired direction to staff.

Peters motion. Corless seconded.

Vote: 5 yes, 0 no
M22-175

G. 2022-23 Appropriations Limit

Departments: Finance

Proposed resolution establishing the 2022-23 Appropriations Limit.

Action: Adopted proposed resolution R22-91, Establishing the 2022-23 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 appropriations limits.

Peters motion. Corless seconded.

Vote: 5 yes, 0 no
R22-91

H. 2022-23 Property Tax Rates

Departments: Finance

Proposed resolution establishing the 2022-23 tax rates on the secured roll.

Action: Adopted proposed resolution R22-92, Establishing the 2022-23 tax rates on the secured roll.

Peters motion. Corless seconded.

Vote: 5 yes, 0 no
R22-92

I. Monthly Treasury Transaction Report

Departments: Finance

Treasury Transaction Report for the month ending 7/31/2022.

Action: Approved the Treasury Transaction Report for the month ending 7/31/2022.

Peters motion. Corless seconded.

Vote: 5 yes, 0 no

M22-176

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. Citizen Proposal to Rename Airport

Departments: Board of Supervisors

10 minutes

Read letters and packet from Inyo County Clerk of the Board regarding the citizen's proposal to have the Bishop Airport renamed " The Bishop-Dave McCoy Airport". Hear presentation from proponent Randy Short.

Action: Considered request from Inyo County for Mono County's input on the renaming of the airport and direct staff to provide any Board input to Inyo County by September 13.

In-person – Randy Short:

- Presented and read letters from Inyo County

Supervisor Corless:

- Thanked Randy, and it in support of
- Inyo County asked for feedback – helpful for Inyo County let them know what our discussion was
-

Chair Gardner:

- Supports recognition of Dave McCoy – Inyo County is to decide
- Benefited from the \$1 ski program
- Agree with Supervisor Corless – a letter with our discussion

Supervisor Kreitz:

- Dave contributed a lot but feel that it is Inyo County's decision
- Anything that takes the least amount of staff time will be the best way to communicate

Supervisor Peters:

- Recognizing Dave McCoy is appropriate – this is an Inyo matter

Co-Chair Duggan:

- Appreciated the presentation

- Feels this is Inyo County decision – in support of recognizing Dave McCoy
- Bring back on the 13th - letter with discussion

County Counsel Simon:

- Discussed options on how to communicate the findings

B. Presentation on Air Quality in the Mono Basin PM10 Planning Area

Departments: Board of Supervisors, sponsored by Supervisor Corless

15 minutes

(Phill Kiddoo, Great Basin Unified Air Pollution Control District) - Presentation by Phill Kiddoo from Great Basin Unified Air Pollution Control District on air quality in the Mono Basin PM10 Planning Area and request for the Mono County Board of Supervisors to send correspondence to the State Water Board requesting a Mono Lake Hearing.

Supervisor Corless:

- Introduced item
- Support preparing a letter – to be direct
- Advocacy organization – follow up on this

Phill Kiddoo, Great Basin Unified Air Pollution Control District:

- Presented Item – Power Point Presentation

Supervisor Kreitz:

- Decision 1631 – the hearing would happen and should happened?
- In support

Supervisor Peters:

- Great Basin – ever requested a hearing?
- In support - be firm in letter – enough time has gone by and a hearing needs to happen
- Can approach CSAC for a letter

Chair Gardner:

- What is the impact of the PM 10 air quality? Phill could you please explain this?
- Support sending a letter – reminding them to hold a hearing and schedule a hearing to address this issue

Supervisor Duggan:

- In support of a letter – this is way overdue, this is not just a Mono Basin issue

Call-In Comment:

Bartshe Miller, Eastern Sierra Policy Director:

- Provided Mono Lake Committee perspective

Peters motion. Kreitz seconded.

Vote: 5 yes, 0 no

M22-177

Action: Received presentation and discussed request for Mono County Board of Supervisors to send correspondence to the State Water Board requesting a Mono Lake Hearing.

C. COVID-19 (Coronavirus) Update

Departments: Public Health

15 minutes

(Bryan Wheeler, Public Health Director, Dr. Caryn Slack, Public Health Officer) - Update on Countywide response and planning related to the COVID-19 pandemic.

Action: None.

Bryan Wheeler, Public Health Director:

- Presented Item

Dr. Caryn Slack, Public Health Officer

- Provided update on boosters
- Has been tested on humans for boosters

Supervisor Corless:

- Support/Advocate – County communication with Mammoth Community Water District Board
- Ask them to reconsider MOU

Chair Gardner:

- Agreed with Supervisor Corless
- Do we have a sense of the concern of the MOU?

Supervisor Peters:

- In support

County Counsel Simon:

- Clarifies issue – the need for political support in the form of a letter or resolution for the Board's consideration

D. Employment Agreement - Chief of Emergency Medical Services

Departments: CAO

5 minutes

(Robert C. Lawton, CAO) - Proposed resolution approving a contract with N. Bryan Bullock as Chief of Emergency Medical Services, and prescribing the compensation, appointment and conditions of said employment.

Action: Announced Fiscal Impact. Approve Resolution R22-93, approving a contract with N. Bryan Bullock as Chief of Emergency Medical Services, and prescribing the compensation, appointment and conditions of said employment. Authorized the Board Chair to execute said contract on behalf of the County.

Fiscal Impact: Total cost of salary and benefits for FY 2022-23 is approximately \$154,774 of which \$115,242 is salary, and \$39,532 is benefits. This is included in the County Administrator's Recommended budget.

Robert C. Lawton, CAO:

- Presented Item

Bryan Bullock:

- Thanked the Board for the opportunity
- Provided his 30-year background of employment

Peters motion. Corless seconded.

Vote: 5 yes, 0 no

R22-93

E. Employment Agreement - Acting Director of Information Technology

Departments: CAO

5 minutes

(Robert C. Lawton, CAO) - Propose resolution approving a contract with Milan Salva as Acting Director of Information Technology, and prescribing the compensation, appointment and conditions of said employment.

Action: Announced Fiscal Impact. Approved Resolution R22-94, approving a contract with Milan Salva as Acting Director of Information Technology, 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: Total cost of salary and benefits for FY 2022-23 is approximately \$182,840, of which \$140,077 is salary, and \$42,763 is benefits. This is included in the County Administrator's Recommended budget.

Robert C. Lawton, CAO:

- Presented Item

Milan Silva, Acting Director of Information Technology:

- Thanked the Board and is appreciative of the opportunity

Corless motion. Kreitz seconded.

Vote: 5 yes, 0 no

R22-94

F. Employment Agreement - Economic Development Manager

Departments: Economic Development

5 minutes

(Jeff Simpson, Economic Development Director) - Proposed resolution approving a contract with Liz Grans as Economic Development Manager and Film Commissioner, and prescribing the compensation, appointment and conditions of said employment.

Action: Announced Fiscal Impact. Approved Resolution R22-95, approving a contract with Liz Grans as Economic Development Manager and Film Commissioner, and prescribing the compensation, appointment, and conditions of said employment. Authorized the Board Chair to execute said contract on behalf of the County.

Fiscal Impact: Ms. Grans will be appointed as the Economic Development Manager and Film Commissioner at Range 12, Step A of the Management Compensation Policy. Her annual salary will be \$90,295, and the amount of benefits will be \$69,482. Annual fiscal impact is \$159,777.

Jeff Simpson, Economic Development Director:

- Presented Item

Liz Grans:

- Honored and thankful for the opportunity

Chair Gardner:

- Appreciate all your service

Co-Chair Gardner:

- Appreciate your service

Justin Caporusso, Caporusso Communications:

- Congratulated Liz

Gardner motion. Peters seconded.

Vote: 5 yes, 0 no

R22-95

Break: 11:15 AM

Reconvened: 11:27 AM

G. Franchise Service Fee Floor Adjustment

Departments: Public Works - Solid Waste

15 minutes

(Justin Nalder, Solid Waste Superintendent) - Proposed Solid Waste Franchise Agreement amendment to Exhibit 13.01a with Mammoth Disposal and D&S Waste Removal pertaining to adjustments of the Service Fee Floors.

Action: Approved proposed amendments to franchise agreements with Mammoth Disposal Company and D&S Waste Removal, Inc. adjusting the Service Fee Floors specified in Exhibit 13.01a to reflect CPI/PPI factors. Authorize CAO to execute said amendments.

County Counsel Simon:

- Email Correspondence for this item has been posted to the meeting web page and we have copies for in-person
- Underscore comments from Justin
 1. Does not separate fees – set by the haulers
 2. County sets the floors – Board has the discretion to set the floors
 3. These are not mandatory services
 4. The County collects Franchise Fees from the haulers

Justin Nalder, Solid Waste Superintendent:

- Presented item
- Gate fees are 20 percent of formula
- Discussed – Benton Crossing Landfill closure
- Discussed Franchise Fee increase options

Co-Chair Duggan:

- Requests clarification on Tipping Fee increase and how it relates to Floor Adjustment
- Benton Crossing Landfill – Discussion about the closer
- Has gone on record that - Not satisfied with how we are handling this issue
- Discussed the financial hardships – not knowing where the ceiling is, makes her feel uncomfortable

Call- in PUBLIC COMMENT

Fred Stump:

- Do the franchise haulers have the option to charge differing rates for different areas of the county (Crowley Long Valley Area)?
- Discussed illegal dumping

Supervisor Corless:

- Good with approving
- Discussion today – need as county to get the information out about the landfill closure, there is a lot of confusion

Gardner motion. Peters seconded.

Vote: 4 yes, 1 no (Duggan)

M22-178

H. Mono County Mobile Crisis Response Team Memorandum of Understanding

Departments: Behavioral Health, Sheriff, Emergency Medical Services

20 minutes

(Robin Roberts, Behavioral Health Director; Ingrid Braun, Sheriff; Bryan Bullock, Emergency Medical Services) - Presentation by Robin Roberts, Ingrid Braun, and Bryan Bullock regarding the Mono County Mobile Crisis Response Team.

Action: Approved and authorized Mono County Behavioral Health, Mono County Sheriff's Department, and Mono County Emergency Medical Services to enter into memorandum of understanding (MOU) with the Mammoth Lakes Police Department establishing the Mono County Mobile Crisis Response Team.

Ingrid Braun, Sheriff:

- Introduced Item
- Discussed restrictions and challenges
- Discussed the expansion of entities after the pilot

Robin Roberts, Behavioral Health Director:

- Presented item
- Discussed the Pilot Program to work out kinks
- Discussed different grants – student mental health

Chair Gardner:

- Appreciates this
- How does the 988 integrate or not?
- Have a special meeting (workshop) – to share with schools

Supervisor Peters:

- Are we engaging with first responders? Fire Departments?
- Incorporating the schools ASAP will be beneficial

Supervisor Kreitz:

- Discussed terms of agreement

Co-Chair Duggan:

- Left meeting

Janet Dutcher, Financial Director:

- Shared a personal story about mental health crisis

Corless motion. Peters seconded.
Vote: 4 yes, 0 no, 1 absent
Co-Chair Duggan – absent
M22-179

Moved to Closed Session Item #8

I. Quarterly Economic Data Report

Departments: Economic Development

20 Minutes

(Jeff Simpson, Economic Development Director) - Presentation by Jeff Simpson regarding quarterly economic data utilizing research and information available through local, state, and federal and paid subscription sources.

Action: None.

8. CLOSED SESSION

Closed Session: 12:15 PM

Reconvened: 1:52 PM

- There was nothing to report out of closed session.

A. Closed Session - Existing Litigation

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION.

Paragraph (1) of subdivision (d) of Government Code section 54956.9.

Name of cases:

(1) *United States of America et al. v. Walker River Irrigation District, et al.*, United States District Court, District of Nevada, Case No. 3:73-cv-00127-MMD-WGC

(2) *County of Mono v. Amerisourcebergen Drug Corporation; Cardinal Health, Inc.; McKesson Corporation; Purdue Pharma L.P.; Purdue Pharma, Inc., et al.*, United States District Court, Eastern District of California, Case No. 2:18-cv-01149-MCE-KJN

(3) *County of Mono, et al. v. Liberty Utilities LLC*, United States District Court, Eastern District of California, Case No. 2:21-cv-00834-KJM-KJN

B. Closed Session - Exposure to Litigation

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION.

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code section 54956.9. Number of potential cases: one.

C. Closed Session - Public Employee Evaluation

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

9. 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 Peters:

- CSAC Board of Directors Meeting

Supervisor Kreitz:

- August 17th - I worked with Inyo County staff to prepare the ESCoC agenda.
- August 18th - I participated in the Mono County Treasury Oversight Committee Meeting.
- August 19th - I participated in the weekly MLH development committee meeting. Later that day I attended in a meeting with the ESCoC to discuss the HHAP 3 application.
- August 31 - I attended the CCP General Committee meeting.
- September 1 - I attended parts of the CSAC Board meeting and the ESCoC meeting.
- September 2 - I attended the regular meeting of the MLH Development Committee and afterwards I attended a meeting of the Davison Ad Hoc Committee.
- September 2 - I participated in a walk-through meeting of the Innsbruck lodge - future home of 15 affordable rental units.

Chair Gardner:

- On Wednesday August 31 I participated in a webinar on Sustainable Recreation sponsored by the Institute for Local Government and the Rural County Representatives of California. On a panel with Danna Stroud from the State Governor's GoBiz Office and John Wentworth from the Town of Mammoth Lakes, I presented information about our current Dispersed Camping and Camp Like a Pro program, as well as information about various visitor behavior pledge programs across the country.
- On Thursday Sept. 1 I participated in a meeting of the Great Basin Unified Air Pollution Quality Board. We reviewed ongoing air quality reports and activity and approved several contracts. The Board also discussed ongoing concerns about continued air quality issues with the LA DWP at Owens Lake and other areas.

ADJOURN at 2:25 PM

ATTEST

BOB GARDNER
CHAIR OF THE BOARD

DANIELLE PATRICK
SENIOR DEPUTY CLERK/ ELECTIONS ASSISTANT