



**DRAFT 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: Mono Lake Room, 1st Fl., County Civic Center, 1290 Tavern Rd., Mammoth Lakes, CA 93546

**Regular Meeting  
February 21, 2023**

**Backup Recording**

**Minute Orders**

**Resolutions**

**Ordinance**

**Zoom**

**M23-030 - M23-035**

**R23-013 – R23-017**

**ORD23-002 Not Used**

9:01 AM Call meeting to order by Chair Duggan

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

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 Gardner.

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

*No public comment.*

**2. RECOGNITIONS - NONE**

**3. COUNTY ADMINISTRATIVE OFFICER**

**Stacey Simon, Acting CAO:**

- 2/6 – Met with department heads regarding recruitment of a Chief People Officer.
- 2/8 – Finance Director Janet Dutcher attended California Broadband Cooperative and provided an update.
- 2/10 – Attended Eastern Sierra Council of Governments (ESCOG).

**Note:**

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- 2/13 – Executed the contract with Motorola Solutions.
- Held several meetings with Mary - Happy to have Mary Booher back.
- Discussed the several meetings with Mary and staff regarding County Operations.
- Met with our labor negotiations team.
- Thanked Paul Roten for addressing the icicle issue at Memorial Hall.

#### 4. DEPARTMENT/COMMISSION REPORTS

**Wendy Sugimura, Community Development Director:**

- Discussed staff shortages.
- Provided Planning Commission meeting update.

**Lauren Kemmeter, Coordinator Tobacco Education Program:**

- Speaking on behalf of six youth activists regarding commercial tobacco product waste.

#### 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. Reappointment to Mono County Child Care Council

Departments: Clerk of the Board

The reappointment of Jacinda Croissant for a two-year term expiring February 21, 2024, to the Mono County Child Care Council.

**Action:** Reappointed Jacinda Croissant to the Mono County Child Care Council, for a two-year term expiring February 21, 2024.

**Gardner moved; Salcido seconded**

**5 Yes, 0 No**

**M23-030**

##### B. Planning Commission Appointments

Departments: Community Development Department

Nominations for reappointment to a four-year term on the Mono County Planning Commission.

**Action:** Reappointed Chris Lizza, with term expiring March 1, 2027, to the Mono County Planning Commission as recommended by Supervisor Salcido; and Reappoint Patricia Robertson, with term expiring March 1, 2027, to the Mono County Planning Commission as recommended by Supervisor Kreitz.

**Gardner moved; Salcido seconded**

**5 Yes, 0 No**

**M23-031**

##### C. Data Sharing Agreement with California Health and Wellness Plan

**Note:**

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Departments: Behavioral Health

Proposed contract with California Health and Wellness Plan pertaining to bi-directional Data Sharing required by the Department of Health Care Services.

**Action:** Approved contract with California Health and Wellness Plan for the provision of bi-directional Data Sharing from December 31, 2022, for a 1-year term renewing automatically for one-year periods for up to 5 years and authorized the Behavioral Health Director to execute said contract on behalf of the County.

**Gardner moved; Salcido seconded**

**5 Yes, 0 No**

**M23-032**

**D. Revised Waste Disposal Agreement with D&S Waste Removal, Inc.**

Departments: Public Works - Solid Waste

Proposed revised contract with D&S Waste Removal, Inc., pertaining to the disposal of waste collected in unincorporated areas of Mono County.

**Action:** Approved, and authorized Chair to sign, revised contract with D&S Waste Removal, Inc. for Waste Disposal services for the period January 1, 2023, through December 31, 2033.

**Gardner moved; Salcido seconded**

**5 Yes, 0 No**

**M23-033**

**E. Resolution to Allow Easy Smart Pay Service**

Departments: Finance

Resolution to use the Easy Smart Pay Service as an option for Mono County taxpayers to pay property taxes in monthly installments.

**Action:** Approved the Resolution, authorizing the use of Easy Smart Pay Service, a third-party service providing taxpayers with the option to pay secured property taxes in monthly installments.

**Gardner moved; Salcido seconded**

**5 Yes, 0 No**

**R23-013**

**F. Wastewater Sampling MOU with Mammoth Community Water District**

Departments: Public Health

Approval of proposed, revised MOU between Mono County and the Mammoth Community Water District for wastewater sampling and analysis to detect infectious diseases.

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**Action:** Approved revised MOU between Mono County and the Mammoth Community Water District for wastewater sampling and analysis to detect infectious diseases for the period January 20, 2023, to June 30, 2024. The term may be extended for subsequent one or two-year terms by mutual written consent of the Parties.

**Gardner moved; Salcido seconded**

**5 Yes, 0 No**

**M23-034**

**6. CORRESPONDENCE RECEIVED - NONE**

**7. REGULAR AGENDA - MORNING**

**A. February 28, 2023, Termination of Local Emergency for COVID-19**

Departments: Public Health

(Dr. Caryn Slack, Public Health Officer) - Proposed resolution terminating local emergencies related to COVID-19, effective February 28, 2023.

**Action:** Adopted proposed Resolution, terminating the local health emergency related to COVID-19 pandemic declared by the County Health Officer on March 15, 2020, and ratified by the Board of Supervisors on March 17, 2020, and terminating local emergency declared by the Board of Supervisors on March 17, 2020 (R20-30)

**Kreitz moved; Salcido seconded**

**5 Yes, 0 No**

**R23-014**

**Dr. Caryn Slack, Public Health Officer:**

- Presented item.

**B. Midyear Budget Report Fiscal Year 2022-23**

Departments: CAO

(Megan Chapman, Budget Officer) - The Midyear budget report provides a summary of the Fiscal Year 2022-23 Adopted Budget, an overview of elements that influence budget, review of balances available for future appropriations and a brief description of requested budget adjustments/allocation list changes needed to provide services through June 30, 2023.

**Action:** Approved FY 2022-23 Appropriation Transfer Requests, as presented.

**Gardner moved; Salcido seconded**

**5 Yes, 0 No**

**M23-035**

Approved Resolution, adopting a schedule for position classifications in conjunction with the adoption of the FY 2022-23 Midyear budget adjustments.

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**Gardner moved; Salcido seconded**  
**5 Yes, 0 No**  
**R23-015**

**Megan Chapman, Budget Officer:**

- Presented item.

*Break: 9:51 AM*

*Reconvened: 10:07 AM*

**C. 2023 Mono County Capital Improvement Plan (CIP)**

Departments: Public Works

(Paul Roten, Public Works Director, Janet Dutcher, Finance Director) - Workshop for developing the list of projects on the proposed 2023 Mono County five-year Capital Improvement Plan and programming of available financial resources.

**Action:** Reviewed draft 2023 Mono County's five-year Capital Improvement Plan and discussed list of projects and associated funding resources.

**Paul Roten, Public Works Director:**

- Presented item.

**D. Salary Matrix Amendment - New Position of Road Operations Superintendent**

Departments: CAO; HR

(Stacey Simon, Acting CAO) - Proposed resolution adopting a revised salary matrix applicable to at-will and elected department heads to eliminate the position of Roads Operations and Fleet Superintendent (Range 14) and add the position of Road Operations Superintendent (Range 11), superseding and replacing resolution R23-009 and making non-substantive corrections.

**Action:** Adopted proposed Resolution, adopting a revised salary matrix applicable to at-will and elected department heads to eliminate the position of Roads Operations and Fleet Superintendent (Range 14) and add the position of Road Operations Superintendent (Range 11), superseding and replacing resolution R23-009 and making non-substantive corrections.

**Gardner moved; Salcido seconded**  
**5 Yes, 0 No**  
**R23-016**

**Stacey Simon, Acting CAO:**

- Presented item.

**E. Employment Agreement - Road Operations Superintendent**

**Note:**

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Departments: Public Works

(Paul Roten, Public Works Director) - Proposed resolution approving a contract with Steve Reeves as Road Operations Superintendent, and prescribing the compensation, appointment, and conditions of said employment.

**Action:** Adopted Resolution approving an employment agreement with Steve Reeves and prescribing the compensation, appointment, and conditions of said employment.

**Fiscal Impact:** Total cost of salary and benefits for FY 2022-23 is \$135,344, of which \$101,541 is salary, and \$33,847 is benefits. The prorated amount for the remainder of FY 2022-23 is \$45,114, of which \$33,847 is salary and \$11,268 is benefits. This is included in the Public Works approved budget.

**Gardner moved; Kreitz seconded**

**5 Yes, 0 No**

**R23-017**

**Paul Roten, Public Works Director:**

- Presented item.

Moved to Board Reports.

## 8. CLOSED SESSION

*Closed Session: 11:54 AM*

*Reconvened: 1:41 PM*

The Board took action in Closed Session to appoint Mary Booher as the interim Assistant County Administrator and the appointment of County Counsel Simon as Acting County Administrator.

### A. Closed Session - Labor Negotiations

**Stacey Simon, County Counsel:**

- Remove Bob Lawton add Mary Booher on behalf of CAO Office.

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Bob Lawton, Stacey Simon, Janet Dutcher, Patty Francisco, and Oliver Yee. 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 Correctional Deputy Sheriffs' Association. Unrepresented employees: All.

### B. Closed Session - Exposure to Litigation

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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 Employment**

PUBLIC EMPLOYMENT. Government Code section 54957. Titles: Acting County Administrator and Interim Assistant County Administrator.

The Board took action in Closed Session to appoint Mary Booher as the interim Assistant County Administrator and terminate the appointment of County Counsel Simon as Acting County Administrator.

## **9. BOARD MEMBER REPORTS**

### **Chair Duggan:**

- 2/9-10/23- The Ferguson Group - Capitol Hill Visits:  
I participated with Co-Chair Peters and Chair Pro Tempore Kreitz in appointments with our former District Jay Olberholte and current representative Kevin Kiley Kevin Kiley (R-CA) and their staffs. We also met with the staffs of Senators Feinstein and Padilla. We discussed a range of important issues in Mono County with the House members, including affordable housing, forest management, the Payments-in-Lieu-of-Taxes (PILT) program, and the upcoming reauthorization of the Farm Bill in the fall. We thanked them for their support of the recently approved Congressionally Directed Spending request of \$3 million to Mono County for the CRISS radio system hardware and have already received the 2023 Appropriations Request forms from Rep. Kiley and Sen. Feinstein for submission in March. We garnered continued support for federal recognition of the Kudzatika'a Tribe in the Mono Basin and will be working with both houses to bring this forward.
- On Friday we met with USDA Forest Service Director Jake Donnay on regional cooperation with local staff in the Humbolt-Toiyabe and Inyo National Forest on forest oversight, emergency closures and housing. Director Donnay pledges to relay our concerns and keep the dialog active.
- 2/11-14 NACo Legislative Forum in Washington, DC. – Highlights
- I participated with my colleagues, Supervisors Peters and Kreitz, attending various policy discussions and steering committees. My Steering Committee of Energy, Environment, and Land Use approved resolutions “Encouraging Federal Funding for Food Waste Management, Encouraging Congress to Pass the Historic Preservation Enhancement Act, and Support of the Federal Government’s Justice40 Initiative to combat the effects of climate change.
- I attended the 2023 Farm Bill Overview and Panel Discussion the understand the process, policy, and priorities within the proposes 12 titles of legislation and where those can assist Mono County.
- I also participated in the NACo Public Lands Summit on Wildfire and Resiliency. The panel included U.S. Forest Service (USFS) Chief Randy Moore. Chief Moore provided us with an update on the implementation of the USFS’s 10-year strategy aimed at protecting communities from catastrophic wildfires and improving forest resilience. Specifically, the strategy calls for the Forest Service to treat up to an additional 20 million acres on national forests and grasslands and support treatment of up to an additional 30 million acres of other federal, state, Tribal, private and family lands.

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- During the Q&A, I asked Chief Moore about ways the Forest Service could use their land to increase housing for their employees and their families, as the USFS is facing the same employee shortage we are due to lack of housing. He was receptive to working with communities to improve housing and increase densities on public lands, citing a pilot program in Colorado that was already working on this. I connected with my colleague in Colorado for more information and will pursue inclusion in the program. The session is available on CSPAN [www.c-span.org/video/?526013-1/forest-service-chief-wildfire-resiliency](http://www.c-span.org/video/?526013-1/forest-service-chief-wildfire-resiliency), and the support for the effort is included in the upcoming Farm Bill (in Title VI or VIII.)
- Title VI – Rural Development - the Community Connect Program, the Community Facilities Program and the Water, Waste Disposal and Wastewater Facility Grants and Loans Program.
- Title VIII – Forestry - The Forestry title reauthorizes and maintains the primary authorities that allow the U.S. Forest Service to carry out the agency's mission and programs. The title streamlines and eliminates unused and unfunded authorities while also reducing the discretionary spending level for the agency to bring it in line with historical appropriations. Additional forest management tools are provided to reduce administrative burdens and increase efficiencies to promote cross-boundary, landscape-scale forest restoration projects.
- I continue to follow up with our new contacts on upcoming projects and opportunities to support Mono County priorities.

**Supervisor Gardner:**

- On Wednesday, Feb. 8 I participated in the monthly meeting of the Mono Basin RPAC. Topics at that meeting included review of the County General Plan amendments and an update on the Bodie Drilling Project in Nevada.
- On Thursday Feb. 9 I led a June Lake Community Visioning meeting at the Community Center. We identified several projects the community was interested in pursuing in the June Lake Loop area.
- On Feb.10 I participated in the regular meeting of the Eastern Sierra Council of Governments. Topics at that meeting included approving several administrative items for the ESCOG, an update on the status of the California Economic Development Strategy (CEDS) and the California Economic Resiliency Fund (CERF), and approval of a Master Challenge Cost Sharing Agreement with the US Forest Service.
- Also, on Friday Feb. 10 I participated in the monthly meeting of the Eastern Sierra Transit Authority Board. Topics at that meeting included review of regular operations and financial reports. Ridership continues to increase for many of the ESTA routes.
- On Monday, Feb. 13 I participated in the quarterly meeting of the Yosemite Area Regional Transit System Board. Topics at that meeting included review of various operations reports and discussion of YARTS schedules for the 2023 season.
- On Wednesday, Feb. 15 I represented the County at a virtual workshop held by the California Water Resources Board on the topic of the continued decreased water levels of Mono Lake. There were almost 400 participants at this workshop. Formal presentations were provided by the Mono Lake Committee, the LA Dept. of Water and Power, the California Dept. of Fish and Wildlife, and the Kutzadika Tribe. Numerous public comments were also provided. I ask that the County prepare a letter to the Water Board stating our concerns about the lake levels by the March 17 due date.

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- Finally, on Thursday Feb. 16 I participated in a meeting of the Mono Basin Fire Safe Council. Topics at that meeting included planning for clearing of the fire break around the Mono City area and plans for working with the new County Wildlife Coordinator.

**Supervisor Kreitz:**

- February 9-14th attended the NACo Legislative Conference. Met with USDA FS Director Jake Donnay to discuss all this Forest Service including public lands for housing, the upcoming Farm Bill reauthorization, the emergency closures of the Forest Service, the Mill City issue. We met with staff of both Senator Feinstein and Padilla. Senator Feinstein staff did indicate that she would be sponsoring a bill to address the locality pay of the FS staff, which has plagued the NFS here in the Eastern Sierra.
- February 15th - CCP - Emergency Shelter/Transitional Housing -moving forward and using the ADU prescriptive design. Ideally using the two-bedroom design.
- February 15th - I attended the Mammoth Lakes Town Council meeting. The Council reviewed their draft budget and heard a request from MLH for additional \$400,000 for the Homekey project in Mammoth Lakes.
- February 16th - I attended the Mono County Treasury Oversight Committee meeting. Gerald Frank, Janelle Mills and Janet Dutcher do a commendable job maintaining a secure and profitable investment pool for everyone.
- February 17 - I participated in a CCRH preparation meeting for a meeting between the CCRH Board and the HCD Director and staff.

**Supervisor Peters:**

- 2/9- 2/10 - The Ferguson Group - Capitol Hill Visits.
- 2/9-2/14 - attended the NACo Legislative Conference. Met with USDA FS Director Jake Donnay to discuss all this Forest Service including public lands for housing, the upcoming Farm Bill reauthorization, the emergency closures of the Forest Service, the Mill City issue. We met with staff of both Senator Feinstein and Padilla. Senator Feinstein staff did indicate that she would be sponsoring a bill to address the locality pay of the FS staff, which has plagued the NFS here in the Eastern Sierra.
- Participated in the CIO Forum.
- Will send out the power point from the CIO Forum to be distributed.
- Attended WIR meeting.
- Discussed the Federal Broadband money.
- Attended Resilient Counties and Art meeting.

**Supervisor Salcido:**

- 2/8 Attended the Mono Basin RPAC meeting.
- 2/10 Attended the ESCOG meeting.

Moved to Closed Session.

**ADJOURNED at 1:45 PM**

**ATTEST**

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**RHONDA DUGGAN  
CHAIR OF THE BOARD**

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**DANIELLE PATRICK**  
**SENIOR DEPUTY CLERK OF THE BOARD**

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