



**AGENDA**  
**BOARD OF SUPERVISORS, COUNTY OF MONO**  
**STATE OF CALIFORNIA**

**Special Meeting**

Crowley Lake Community  
Center, Crowley Lake, CA  
93546

**August 17, 2010**

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**NOTE:** In compliance with the Americans with Disabilities Act if you need special assistance to participate in this meeting, please contact the Clerk of the Board at (760) 932-5534. Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting (See 42 USCS 12132, 28CFR 35.130).

Full agenda packets are available for the public to review in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517), and in the County Offices located in Minaret Mall, 2nd Floor (437 Old Mammoth Road, Mammoth Lakes CA 93546). Any writing distributed less than 72 hours prior to the meeting will be available for public inspection in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517). **ON THE WEB:** You can view the upcoming agenda at [www.monocounty.ca.gov](http://www.monocounty.ca.gov). If you would like to receive an automatic copy of this agenda by email, please send your request to Lynda Roberts, Clerk of the Board : [lroberts@mono.ca.gov](mailto:lroberts@mono.ca.gov).

**6:00 PM**            **Call meeting to Order**

**Pledge of Allegiance**

**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.)

**REGULAR AGENDA**

**COUNTY COUNSEL**

**1a)**                **E-Verify workshop** (Marshall Rudolph) - Informational presentation by County Counsel regarding E-Verify and proposed County policies or requirements for its usage. (This item was requested by Supervisor Hazard.)  
30 minutes

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

**1b)**                **Mobile Home Rent Control** (Marshall Rudolph) - Informational presentation by County Counsel regarding mobile home rent control. Provide any desired direction to staff.  
1 hour

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

**ADJOURNMENT**

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OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## SPECIAL MEETING AGENDA REQUEST

Print

<b>MEETING DATE</b>	August 17, 2010	<b>DEPARTMENT</b>	County Counsel
<b>ADDITIONAL DEPARTMENTS</b>			
<b>TIME REQUIRED</b>	30 minutes	<b>PERSONS APPEARING BEFORE THE BOARD</b>	Marshall Rudolph
<b>SUBJECT</b>	E-Verify workshop		

### AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Informational presentation by County Counsel regarding E-Verify and proposed County policies or requirements for its usage. (This item was requested by Supervisor Hazard.)

### RECOMMENDED ACTION:

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

### FISCAL IMPACT:

**CONTACT NAME:** Marshall Rudolph

**PHONE/EMAIL:** (760) 924-1707 / mrudolph@hotmail.com

SUBMIT THE ORIGINAL DOCUMENT WITH  
ATTACHMENTS TO THE OFFICE OF  
THE COUNTY ADMINISTRATOR  
**PRIOR TO 5:00 P.M. ON THE FRIDAY**  
**32 DAYS PRECEDING THE BOARD MEETING**

### SEND COPIES TO:

### MINUTE ORDER REQUESTED:

YES  NO

### ATTACHMENTS:

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[E-Verify report](#)

[E-Verify information](#)

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**History**

<b>Time</b>	<b>Who</b>	<b>Approval</b>
8/9/2010 11:25 AM	County Administrative Office	Yes
8/9/2010 10:32 AM	County Counsel	Yes
8/2/2010 4:34 PM	Finance	Yes

**County Counsel**  
Marshall Rudolph

**Assistants**  
Mark Magit  
Stacey Simon

**OFFICE OF THE  
COUNTY COUNSEL**

*Mono County*  
South County Offices  
P.O. BOX 2415  
MAMMOTH LAKES, CALIFORNIA 93546

**Telephone**  
760-924-1700  
**Facsimile**  
760-924-1701  
-----

TO: Board of Supervisors

FROM: Marshall Rudolph

DATE: August 17, 2010

RE: E-Verify Workshop

**Recommendation:**

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

**Fiscal/Mandates Impact:**

None.

**Discussion:**

An interested member of the public, Robert Mueller of Crowley Lake, has contacted Supervisor Hazard and County staff regarding E-Verify – a free online service of the U.S. Citizenship and Immigration Services that allows employers to check the legal employment eligibility of their employees. Mr. Mueller proposes that the County utilize the service to verify the legal status of all current and future County employees and also that the County require certain third parties, such as public works contractors and their subcontractors, to utilize it for all of their employees as well. He has pointed out that some cities, such as Lancaster, have already adopted ordinances instituting such regulations and has provided two sample ordinances (the City of Lancaster and the City of Lakewood, Washington). Indeed, the Lancaster ordinance requires every employer in the city to verify new hires with E-Verify. Mr. Mueller has wondered whether the County would consider adopting such an ordinance as well.

Supervisor Hazard directed that the matter be agendized for a Board discussion. County Counsel has prepared an information workshop accordingly. After the

workshop, as always, the Board can provide whatever direction it wishes to staff, including drafting an ordinance or any other policy documents.

If you have any questions regarding this item, please call me at 924-1707.

Encl.



## U.S. Citizenship and Immigration Services

### What is E-Verify?



E-Verify is an Internet-based system that compares information from an employee's Form I-9, Employment Eligibility Verification, to data from U.S. Department of Homeland Security and Social Security Administration records to confirm employment eligibility.

#### Why E-Verify?

Why do people come to the United States illegally? They come here to work. The public can, and should, choose to reward companies that follow the law and employ a legal workforce.

The U.S. Department of Homeland Security is working to stop unauthorized employment. By using E-Verify to determine the employment eligibility of their employees, companies become part of the solution in addressing this problem.

Employment eligibility verification is good business and it's the law.

#### Who Uses E-Verify?

More than 200,000 employers, large and small, across the United States use E-Verify to check the employment eligibility of their employees, with about 1,000 new businesses signing up each week.

While participation in E-Verify is voluntary for most businesses, some companies may be required by state law or federal regulation to use E-Verify. For example, most employers in Arizona and Mississippi are required to use E-Verify. E-Verify is also mandatory for employers with federal contracts or subcontracts that contain the Federal Acquisition Regulation E-Verify clause.

*This page provides general information about E-Verify and is meant to provide an overview of the program. For instructions and policy guidance, visit the [For Employers](#) and [For Employees](#) sections of the website.*

Last updated: 05/14/2010

Plug-ins

ORDINANCE NO. 934

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY  
OF LANCASTER, CALIFORNIA, ADDING CHAPTER 5.50  
TO THE LANCASTER MUNICIPAL CODE RELATING TO  
THE EMPLOYMENT OF UNDOCUMENTED WORKERS

WHEREAS, state and federal law require that certain conditions be met before a person may be authorized to work in the United States; and

WHEREAS, undocumented workers, as defined herein, do not generally satisfy such conditions as a matter of law when present in the City of Lancaster (the "City"); and

WHEREAS, the employment of undocumented workers harms the health, safety and welfare of the residents of the City because illegal immigration leads to higher crime rates, subjects hospitals to fiscal hardship and legal residents to substandard quality of care, contributes to other burdens on public services, increasing their costs and diminishing their availability to legal residents, and diminishes overall quality of life; and

WHEREAS, this Ordinance seeks to secure to those lawfully present in the United States and the City, whether or not they are citizens of the United States, the right to live in peace free from the threat of crime, to enjoy public services provided by the City without being burdened by the cost of providing goods, support and services to workers unlawfully present in the United States, and to be free of the debilitating social and economic effects caused by illegal immigration, all to the extent consistent with the laws of the United States and the State of California; and

WHEREAS, the City Council of the City has determined that it is in the public interest to add Chapter 5.50 to the Lancaster Municipal Code in order to require that employers within the City verify the employment eligibility of employees by using the e-verify program.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LANCASTER DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Chapter 5.50 ("Employment of Undocumented Workers") is hereby added to the Lancaster Municipal Code to read as set forth in Exhibit "A" attached hereto and incorporated herein by reference.

Section 2. If any section, subsection, sentence, clause, phrase or portion of this Ordinance, including Exhibit "A", is held for any reason to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council of the City of Lancaster hereby declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or portions be declared invalid or unconstitutional.

Section 3. The Mayor shall sign and the City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published and posted pursuant to the provisions of law in that regard and this Ordinance shall take effect 30 days after its final passage.

I, Geri K. Bryan, CMC, City Clerk of the City of Lancaster, do hereby certify that the foregoing ordinance was regularly introduced and placed upon its first reading on the 13<sup>th</sup> day of October, 2009, and placed upon its second reading and adopted at a regular meeting of the City Council on the \_\_\_\_ day of \_\_\_\_\_, 2009 by the vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

\_\_\_\_\_  
GERI K. BRYAN, CMC  
City Clerk  
City of Lancaster

\_\_\_\_\_  
R. REX PERRIS  
Mayor  
City of Lancaster

STATE OF CALIFORNIA )  
COUNTY OF LOS ANGELES ) ss  
CITY OF LANCASTER )

CERTIFICATION OF ORDINANCE  
CITY COUNCIL

I, \_\_\_\_\_, \_\_\_\_\_ City of Lancaster, California, do hereby certify that this is a true and correct copy of the original Ordinance No. 934 for which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_

(seal)

**EXHIBIT "A"**  
**ORDINANCE NO. 934**

**CHAPTER 5.50**

**EMPLOYMENT OF UNDOCUMENTED WORKERS**

**Sections:**

<b>5.50.010</b>	<b>Definitions.</b>
<b>5.50.020</b>	<b>Knowingly Employing Undocumented Workers.</b>
<b>5.50.030</b>	<b>Verification of Employment Eligibility.</b>
<b>5.50.040</b>	<b>Violation—Penalty.</b>
<b>5.50.050</b>	<b>Appeal.</b>
<b>5.50.060</b>	<b>Severability.</b>

**12.28.010 Definitions.**

Except as otherwise expressly set forth herein, the following words and terms as used in this chapter shall have the following meanings:

“City clerk” means the city clerk of the city and his or her designee(s).

“City manager” means the city manager of the city or any other city officer or employee responsible for administering this chapter.

“Employ” means hiring an employee after December 31, 2009.

“Employee” means any person who provides services or labor within the city for an employer for wages or any other remuneration. An independent contractor is not an employee for the purpose of this chapter.

“Employer” means any person that is transacting business in the city and that employs one or more employees in the city.

“E-verify program” means the electronic verification of work authorization program of the Illegal Immigration Reform and Immigration Responsibility Act of 1996, as amended, and operated jointly by the United States Department of Homeland Security and the United States Social Security Administration, or a successor electronic verification of work authorization program designated by the United States Department of Homeland Security or other federal agency authorized to verify the work authorization status of newly hired employees pursuant to the Immigration Reform and Control Act of 1986, Pub. L. No. 99-603.

“Independent contractor” means any individual or entity that carries on an independent business, that contracts to do a piece of work according to the individual’s or entity’s own means and methods and that is subject to control only as to results. Whether an individual or entity is an independent contractor is determined on a case-by-case basis through various factors, including whether the individual or entity:

- (a) Supplies the tools or materials.
- (b) Makes services available to the general public.
- (c) Works or may work for a number of clients at the same time.
- (d) Has an opportunity for profit or loss as a result of labor or service provided.
- (e) Invests in the facilities for work.
- (f) Directs the order or sequence in which the work is completed.
- (g) Determines the hours when the work is completed.

“Knowingly employ an undocumented worker” means the actions described in Section 1324a of Title 8 of the United States Code. This term shall be interpreted consistently with Section 1324a of Title 8 of the United States Code and any applicable federal rules and/or regulations.

“Person” means all domestic and foreign corporations, associations, syndicates, joint stock corporations, partnerships of every kind, clubs, businesses, trusts, societies and individuals transacting and carrying on any business in the city other than as an employee.

“Transacting business” means engaging in any activity for profit within the city, including, but not limited to providing goods or services, whether the business is physically located within the city or located outside the city with a substantial amount of business transacted within city limits.

“undocumented worker” means a worker who does not have the legal right or authorization under federal law to work in the United States as described in Section 1324a(h)(3) of Title 8 of the United States Code.

**5.50.020 Knowingly Employing Undocumented Workers.**

An employer shall not knowingly employ an undocumented worker. If, in the case when an employer uses a contract, subcontract, or other independent contractor agreement to obtain labor of workers in the city, the employer knowingly contracts with an undocumented worker or with a person who employs an undocumented worker to perform the labor, the employer violates this Section 5.50.020.

**5.50.030 Verification of Employment Eligibility.**

(A) After December 31, 2009, every employer, after hiring an employee, shall verify the employment eligibility of the employee through the e-verify program.

(B) An employer shall maintain records sufficient to establish that it has complied with the requirement set forth in subsection (A) of this Section 5.50.030 with respect to each employee and shall retain such records for the duration of such employee's employment; provided, however, that an employer shall retain and maintain such records for a longer period of time if required by an applicable state or federal law, regulation or rule. The records maintained pursuant to this Section 5.50.030 shall be immediately made available to the city for inspection and audit upon written notice to the employer by the city manager.

**5.50.040 Violation—Penalty.**

(A) On a finding of a first violation of this chapter, the city manager shall demand that the employer terminate the employment of all undocumented workers in the city **hired in violation of this ordinance** and demand that the employer sign a declaration under penalty of perjury within ten (10) business days stating that the employer has terminated the employment of all undocumented workers in the city and that the employer will comply with the requirements of this chapter.

(B) On a finding of a second violation of this chapter, the city manager may revoke any license that has been issued to and that is held by an employer pursuant to Title 5 of this code, including, without limitation, a business license issued pursuant to Chapter 5.04. For the purpose of this Section 5.50.040, a second violation shall be a violation that occurs within twenty-four (24) months of a finding of a first violation.

(C) Notwithstanding any other provision of this code, the penalty for a violation of this Chapter 5.50 shall be limited to the penalties set forth in this Section 5.50.040.

**5.50.050 Appeal.**

(A) If an employer is aggrieved by any decision of the city manager regarding the finding of a violation or the revocation of a license issued pursuant to Title 5 of this code, the employer may appeal the decision within ten (10) calendar days from the date of the city manager's decision. The notice of appeal must be in writing, indicate a return address, specify the basis for the appeal in detail and be timely filed with the city clerk. If the deadline falls on any day city hall is closed, then the deadline shall be extended until the next regular business day.

(B) As soon as practicable after receiving the written notice of appeal, the city clerk shall fix a date, time and place for hearing before a hearing officer. Written notice of the time and place for the hearing may be served by first class mail, at the return address indicated on the written notice of appeal. Service of the written notice of the time and place for the hearing must be made at least ten (10) days prior to the date of the hearing.

(C) The failure of any person to receive the written notice of the time and place for the hearing shall not affect the validity of any proceedings under this chapter. Service by first class mail, postage prepaid shall be effective on the date of mailing.

(D) Failure of any person to file an appeal in accordance with the provisions of this section shall constitute a waiver of that person's rights to an appeal. If no appeal is filed, the city manager's decision shall be deemed a final administrative order.

(E) A hearing officer shall be designated by the city clerk for all appeal hearings under this chapter. The respondent may request the city clerk recuse a hearing officer for reasons of actual prejudice against the party's cause. The hearing officer shall conduct an orderly fair hearing and accept evidence on which persons would commonly rely in the conduct of their ordinary business affairs.

(F) The city clerk shall establish all appropriate administrative regulations for implementing this chapter, conducting hearings and rendering decisions pursuant to this section.

(G) The hearing officer shall make findings based on the record of the hearing and make a written decision based on the findings. The city shall preserve all exhibits submitted by the parties and shall serve the decision by first class mail on the appellant within ten (10) working days after the hearing. The decision of the hearing officer reversing the city manager's decision to impose a penalty under Section 5.40.040 of this Chapter shall be final and conclusive. The decision of the hearing officer affirming the city manager's decision to impose a penalty under Section 5.40.040 of this Chapter may be appealed by the employer submitting a notice of appeal in accordance with the uniform appeal procedure set forth in Chapter 2.44.

**5.50.060 Severability.**

This Chapter and the various parts, sections and clauses thereof are declared severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid, the remainder of this Chapter shall not be affected thereby. The City Council declares that it would have passed this Chapter and each part thereof, regardless of the fact that one or more parts thereof be declared unconstitutional or invalid.

SUBSTITUTE ORDINANCE NO. 492

AN ORDINANCE of the City Council of the City of Lakewood, Washington, creating Chapter 01.42 Contracting Requirements – Lawful Hiring Compliance of the Lakewood Municipal Code.

WHEREAS, the City has an interest in ensuring that those who contract with the City employ only individuals who are employment eligible; and

WHEREAS, “E-Verify”, an Internet based system operated by the Department of Homeland Security in partnership with the Social Security Administration, is free and voluntary; and

WHEREAS, “E-Verify” is the best means available for determining employment eligibility of new hires and the validity of their Social Security numbers; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKEWOOD,  
WASHINGTON DO ORDAIN as follows:

Section 1. That Chapter 01.42 Contracting Requirements – Lawful Hiring Compliance is hereby added to the Lakewood Municipal Code to read as follows:

Chapter 01.42  
Contracting Requirements – Lawful Hiring Compliance

Sections:

- 01.42.010 Reference
- 01.42.020 Definitions
- 01.42.030 Application of Requirements
- 01.42.040 Enforcement of Contract Terms

**01.42.010 Reference.**

The ordinance shall be known and may be cited as the "City of Lakewood Lawful Hiring Compliance Ordinance."

**01.42.020 Definitions.**

When used in this chapter, the following words, terms and phrases shall have the meanings ascribed to them herein, and shall be construed so as to be consistent with state and federal law, including federal immigration law.

- (a) *Business entity.* Any person or group of persons performing or engaging in any activity, enterprise, profession, or occupation for gain, benefit, advantage, or livelihood, whether for profit or not for profit with the City. The term business entity shall include, but not be limited to, self-employed individuals, partnerships, corporations, contractors, and subcontractors doing business with the City.
- (b) *City.* The City of Lakewood, Washington.
- (c) *Commercially available off-the-shelf (COTS) item.* A Commercially available off-the-shelf (COTS) item means any item of supply that is sold in substantial quantities in the commercial marketplace and offered to the City without modification.
- (d) *Contract.* Contract shall mean all types of agreements including, but not limited to, State grants; orders for purchase or disposal of supplies, services, construction, or any other item; awards; contracts of a fixed-price, cost, or incentive type; contracts providing for the issuance of job or task orders; letter contracts;; Master Price Agreements; Agency Price Agreements; and construction management contracts.
- (e) *Contractor.* A person, employer, or business entity that enters into a contract or an agreement with the City to perform any service or work or to provide a certain product in exchange for valuable consideration. This definition shall include, but not be limited to, a subcontractor, contract employee, or a recruiting or staffing entity. No governmental agency shall be considered to be a contractor for purposes of this chapter.
- (f) *E-Verify.* E-Verify shall mean the electronic verification of work authorization program of the Illegal Immigration Reform and Immigration Responsibility Act of 1996, Pub. L. No. 104-208, Division C, Title IV, s. 403(a), as amended, and operated by the United States Department of Homeland Security, or a successor electronic verification of work authorization program designated by the United States Department of Homeland Security or other federal agency authorized to verify the work authorization status of newly hired employees pursuant to the Immigration Reform and Control Act of 1986, Pub. L. No. 99-603.
- (g) *Unauthorized alien.* A person who is unauthorized to be lawfully employed in the United States, pursuant to 8 U.S.C. § 1324a(h)(3). The City shall not conclude that a person is an unauthorized alien unless and until an authorized representative of the city has verified with the federal government, pursuant to 8 U.S.C. § 1373(c), that the person is an unauthorized alien.
- (h) *Work.* Any job, task, employment, labor, personal services, or any other activity for which compensation is provided, expected, or due, including provided to City all activities conducted by business entities and contractors.

#### **01.42.030 Application of Requirements.**

- (a) The City shall enroll and participate in E-Verify, as defined. The City Manager or designee shall oversee the City's participation in this program and shall ensure that it is applied to all persons to be hired by the City as City employees.
- (b) As a condition for the award of any City contract, gift, contribution or grant to a business entity or contractor after July 1, 2009, the business entity or contractor shall enroll in E-Verify and thereafter shall provide the City documentation affirming its enrollment and participation in the program. The business entity or contractor shall be required to continue its participation in the program throughout the course of its business relationship with the City.

- (c) As a condition for the award or renewal of any City franchise or contract made after July 1, 2009, the business entity shall provide documentation affirming its enrollment and participation in the E-Verify program prior to the award of said franchise. The business entity or contractor shall continue its participation in E-Verify throughout the term of its business relationship with the City.
- (d) If a business entity or contractor described in (b) uses a subcontractor in connection with the performance of the contract, the subcontractor shall, as a condition of contract, certify to the contractor in a manner that does not violate federal law that the subcontractor has registered and is participating in the E-Verify program and will not knowingly employ or contract with an unauthorized alien. This certification shall be supplied to the City within three working days of the date the business procured the services of the subcontractor.
- (e) The City shall include specific written notice in all requests for bids that business entities and any subcontractors are required to enroll in the E-Verify program pursuant to subsection (b) above. Business entities are exempt from subsection (b) if they received requests for bids not containing such notice.
- (f) *Exception.* Notwithstanding any other provision herein, this Chapter shall not apply to the purchase by the City of any commercially available off-the-shelf (COTS) item where no labor or service is supplied as an element of the contract or purchase of those items."

#### **01.42.040 Enforcement of Contract Terms.**

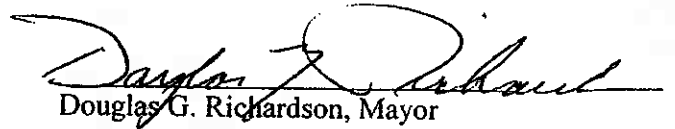
- (a) The City Manager or designee shall implement procedures necessary to implement and enforce the requirements of this chapter into all contracts into which the City has entered with business entities or contractors. These procedures shall ensure that no business engages in discrimination based on national origin, ethnicity, race or any other classification deemed suspect by the City or any agency or court.
- (b) The City shall suspend a contract with any business entity or contractor that the United States Attorney General or the Secretary of Homeland Security has found to have been in violation of 8 U.S.C. § 1324a.
- (c) The City may suspend a contract with any business entity or contractor that fails to correct a violation of 8 U.S.C. § 1324a within 30 business days after notification of the violation by the United States Attorney General or Secretary of Homeland Security.
- (d) The City shall not suspend the contract of any business entity or contractor if, prior to the date of the violation, the business entity or contractor had verified the work authorization of the alleged unlawful workers using the E-Verify program and demonstrated the same to the City.
- (e) Every contract entered into by the City shall provide that the suspension for noncompliance with this chapter shall terminate one business day after a legal representative of the business entity or contractor submits, at a City office designated by the City Manager, a declaration signed under penalty of perjury of the laws of the state, in the form provided by the City, stating that the violation of federal law has ended.

Section 2. Severability. If any portion of this Ordinance or its application to any person or circumstance is held invalid, the remainder of the Ordinance or the application of the provision to other persons or circumstances shall not be affected.

Section 3. Effective Date. That this Ordinance shall be in full force and effect five (5) days after publication of the Ordinance Summary.

PASSED by the City Council this 1<sup>st</sup> day of June, 2009.

CITY OF LAKEWOOD

  
Douglas G. Richardson, Mayor

Attest:

  
Alice M. Bush, MMC, City Clerk

Approved as to form:

  
Heidi Ann Wachter, City Attorney



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## SPECIAL MEETING AGENDA REQUEST

Print

<b>MEETING DATE</b>	August 17, 2010	<b>DEPARTMENT</b>	County Counsel
<b>ADDITIONAL DEPARTMENTS</b>			
<b>TIME REQUIRED</b>	1 hour	<b>PERSONS APPEARING BEFORE THE BOARD</b>	Marshall Rudolph
<b>SUBJECT</b>	Mobile Home Rent Control		

### AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Informational presentation by County Counsel regarding mobile home rent control. Provide any desired direction to staff.

### RECOMMENDED ACTION:

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

### FISCAL IMPACT:

**CONTACT NAME:** Marshall Rudolph

**PHONE/EMAIL:** (760) 924-1707 / mrudolph@hotmail.com

SUBMIT THE ORIGINAL DOCUMENT WITH  
ATTACHMENTS TO THE OFFICE OF  
THE COUNTY ADMINISTRATOR  
**PRIOR TO 5:00 P.M. ON THE FRIDAY**  
**32 DAYS PRECEDING THE BOARD MEETING**

### SEND COPIES TO:

### MINUTE ORDER REQUESTED:

YES  NO

### ATTACHMENTS:

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[Rent Control report](#)

**History**

<b>Time</b>	<b>Who</b>	<b>Approval</b>
8/9/2010 11:26 AM	County Administrative Office	Yes
8/9/2010 10:33 AM	County Counsel	Yes
8/2/2010 4:33 PM	Finance	Yes

**County Counsel**  
Marshall Rudolph

**Assistants**  
Mark Magit  
Stacey Simon

**OFFICE OF THE  
COUNTY COUNSEL**

*Mono County*  
South County Offices  
P.O. BOX 2415  
MAMMOTH LAKES, CALIFORNIA 93546

**Telephone**  
760-924-1700  
**Facsimile**  
760-924-1701  
-----

TO: Board of Supervisors  
FROM: Marshall Rudolph  
DATE: August 17, 2010  
RE: Mobile Home Rent Control Workshop

**Recommendation:**

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

**Fiscal/Mandates Impact:**

None.

**Discussion:**

At its special meeting on June 15, 2010, at the Crowley Lake Community Center, the Board received numerous public comments from the tenants of at least one mobile home park in Crowley Lake regarding the amounts of their rents and recent increases in rent, which they view as excessive and unreasonable. They requested the Board to consider instituting mobile home rent control. They also asked several questions regarding the issue, such as whether a rent-control ordinance could include a provision to lower their existing rents.

Because the topic was not agendized for that meeting, staff and the Board were not able to provide any information about it or engage in any discussion. But the Board did indicate an interest in hearing more about the topic and directed staff to return at a future date with an informational workshop. County Counsel has now researched the issue and is ready to present such a workshop. The workshop will be held at the Crowley Lake Community Center so that interested parties can easily attend.

The workshop will include a powerpoint presentation providing a general overview of the topic and also attempting answer as many specific questions from the prior meeting as possible. After the workshop, as always, the Board can provide whatever direction it wishes to staff, including drafting a mobile home rent control ordinance for future consideration if that is the Board's desire.

If you have any questions regarding this item, please call me at 924-1707.