



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

Regular Meetings: The First, Second, and Third Tuesday of each month. Location of meeting is specified just below.

MEETING LOCATION Mammoth Lakes BOS Meeting Room, 3rd Fl. Sierra Center Mall, Suite 307, 452 Old Mammoth Rd., Mammoth Lakes, CA 93546

**Regular Meeting**  
**November 17, 2015**

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9:01 AM Meeting called to order by Chairman Fesko.

*Supervisors Present: Alpers, Corless, Fesko, Johnston and Stump.*  
*Supervisors Absent: None.*

*Break: 10:05*  
*Reconvene: 10:12 a.m.*  
*Closed Session: 10:43 a.m.*  
*Reconvene: 2:58 p.m.*  
*Adjourn: 3:00 p.m.*

Pledge of Allegiance led by Chairman Fesko.

1. **OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**  
*No one spoke.*
2. **APPROVAL OF MINUTES - NONE**
3. **RECOGNITIONS - NONE**
4. **BOARD MEMBER REPORTS – BOARD REPORTS WERE NOT GIVEN AT TODAY’S MEETING**
5. **COUNTY ADMINISTRATIVE OFFICE**  
CAO Report regarding Board Assignments  
Receive brief oral report by County Administrative Officer (CAO) regarding work activities.  
**Leslie Chapman:**
  - Nothing to report.
6. **DEPARTMENT/COMMISSION REPORTS**  
**Jeff Simpson:**
  - They have a commercial in town being worked on; location will be on

Mountain/Sunny Slopes. It's a car commercial.

- Initial TOT – going to be up 7.5% from last year. This is a big deal.

## 7. **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. **Quarterly Investment Report**

Departments: Finance

Quarterly Investment Report for Quarter Ended: September 30, 2015

**Action:** Approve Quarterly Investment Report for Quarter ending September 30, 2015.

**Johnston moved; Corless seconded**

**Vote: 5 yes; 0 no**

#### **M15-230**

**Pulled by Supervisor Johnston:**

- The committee is revising the way they are looking at investments.
- Revised version of Investment Policy to come to Board soon.

### B. **Fish and Game Fine Fund Expenditure**

Departments: Economic Development

On Wednesday, October 7, 2015, the Mono County Fisheries Commission approved a \$2,000.00 expenditure from the Fish and Game Fine Fund to help support the Bridgeport Fish Enhancement Foundation (BFEF) Cage Culture Program. If approved, this money will be used to reimburse BFEF for fish, fish food and a fish rearing cage that has been placed in the marina at Lower Twin Lakes in Bridgeport. Over the year, the cage has been periodically filled with stocked fish from Desert Springs Trout Farm. The fish were then fed daily until they were big enough to be released into open waters. The Cage Culture Program will ensure a better price per pound, allowing more fish to be purchased and planted into Lower Twin Lakes every year. The program will also allow small groups of fish to be released into open waters periodically, rather than 400 pounds all at once from a truck load at Desert Springs Trout Farm. This program has been successful at other locations in the Eastern Sierra including this past year at Lower Twin Lakes. In the future, BFEF would like to expand the program to other bodies of water throughout the Eastern Sierra.

**Action:** Approve the recommendation by the Mono County Fisheries Commission to allocate \$2,000.00 from the Fish and Game Fine Fund to support the Bridgeport Fish Enhancement Foundation (BFEF) Cage Culture Program.

**Corless moved; Stump seconded**

**Vote: 5 yes; 0 no**

#### **M15-231**

**8. CORRESPONDENCE RECEIVED (INFORMATIONAL)**

All items listed are located in the Office of the Clerk of the Board, and are available for review.

**A. Thank you letter from Andreas Family**

Departments: Clerk of the Board

Letter of thank you received from Maria Andreas and Family with regard to her landfill fees.

**B. Application for ABC License - Cinnamon Bear Inn, Inc.**

Departments: Clerk of the Board

Receipt of an Application for Alcoholic Beverage License for Cinnamon Bear Inn, Inc. dated October 27, 2015. This is informational only.

**Supervisor Stump:**

- Asked for clarification as to why our board is receiving this.

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*The Board acknowledged receipt of the correspondence.*

**9. REGULAR AGENDA - MORNING**

**A. Short Term Revolving Loans to Mammoth Lakes Housing**

Departments: CAO

(Leslie Chapman) - Proposed resolution R15-\_\_\_\_\_ A resolution of the Mono County Board of Supervisors authorizing the creation of a revolving loan fund for the purchase of deed-restricted housing within the Town of Mammoth Lakes and authorizing the County Administrative Officer in consultation with County Counsel to negotiate and execute loan agreements consistent with the requirements set forth therein.

**Action:** Adopt proposed resolution R15-81, a resolution of the Mono County Board of Supervisors authorizing the creation of a revolving loan fund for the purchase of deed-restricted housing within the Town of Mammoth Lakes and authorizing the County Administrative Officer in consultation with County Counsel to negotiate and execute loan agreements consistent with the requirements set forth therein.

**Corless moved; Alpers seconded**

**Vote: 3 yes; 1 no: Stump; 1 abstain: Johnston**

**R15-81**

**Action:** Direct Staff to prepare a letter to both the Town of Mammoth Lakes and the Mammoth Lakes Housing Board to voice concerns brought to the Board's attention regarding the residential area of Sierra Valley Sights in the Town of Mammoth Lakes.

**Corless moved; Alpers seconded**

**Vote: 3 yes; 1 no: Stump; 1 abstain: Johnston**

**M15-232**

**Supervisor Johnston:**

- Will remain in board room but will refrain from participating due to potential conflict of interest.

**Leslie Chapman:**

- This was suggested by Supervisor Johnston.
- Asked Jennifer Halferty to provide board some explanation.
- Only county owned funds would be used, not special districts or other funds. This would not come from the treasury.

**Jennifer Halferty:**

- She gave an explanation about the item.
- They're currently looking for additional tools and resources, asking Board for money to create a revolving loan fund for the purchase of deed restricted housing.
- Key thing is to make sure it is affordable for applicants.
- Timeframes vary depending on contractors and other factors. 3 – 6 months is a reasonable amount of time that monies will be invested.
- The hits come from their general fund.
- They have heard from Leigh before (Sierra Valley Sights). Zoning is an issue there; there is a lot of density with the houses in that area. She lives there and loves it.
- Newer deeds have a clause that properties need to be in sellable condition; deferred maintenance comes off the value creating a direct hit to owner; there is an agreement which creates a sense of partnership.
- This is a slow process of buying new ones, selling old ones, etc.
- We're using these funds to maintain not ADD to the deed restricted properties.
- On issue of adding interest: she sees both sides. It is a good interest rate. She feels that the fact that this conversation is happening shows that there is collaboration going on. She respects all of it.

**Supervisor Stump:**

- How did owners get involved with deed restriction process?
- Price subsidized in the first place to create deed restrictions?
- Total amount is approximately \$300,000?
- He did receive email with 11 Sierra Valley Sights residents who feel they are being picked on. He needs to at least listen to them.
- This is the second time in a month that we've heard from citizens alleging failures in the governmental processes. He finds that concerning – that anyone feels shut out of process, as if they are not allowed to speak.
- He is troubled because the citizens that he has heard from are not over the top complainers.
- He thinks we should charge interest - .9% - if the resolution is approved.

**Supervisor Corless:**

- She absolutely supports this; her husband and herself owned a deed restricted property and it allowed them to now own a home today.
- She feels it's crucial for a healthy community.
- We need to step back and look back at what we're doing today; we're not addressing parking concerns at Sierra Valley Sights. We aren't adding new deed restrictions, we are being asked to help maintain deed restrictions already in place.

- She feels like a lot of things can be resolved; she strongly supports this. It benefits the entire county tremendously.
- Board could agree to draft a letter to Mammoth Lakes Housing or Town Council to request that Sierra Valley Sights concerns be addressed; keeping it separate from agenda item.
- She feels that Board needs to be conscientious of neighbors around the affordable housing issue.
- In regards to Lori at Mammoth Mountain, "Affordable Housing" is not correct term – she is part of MMSA housing, employee housing.

**Supervisor Fesko:**

- Value could go up based on income.
- Asking for approximately \$91,000?
- With this proposed zero interest loan to MLH – other entities interest would still grow, correct?
- What is the time frame?
- Will County eventually be made whole?
- Asked Leigh what she would do differently about this loan proposal? He doesn't see this as only pertaining to Sierra Valley Sights.
- Asked Jennifer if there are restrictions you can put in the deed? Is there anything like that in the newer deeds?
- How does Jennifer address Leigh's concerns?
- He also thinks it might be a good idea to charge interest.

**Leigh Gausch:**

- She's here on behalf of a lot of people who are frustrated by the board meetings.
- She doesn't want more deed restricted homes in her area; it has affected property values at Sierra Valley Sights.
- She would like to see stipulations on affordable housing; i.e. property upkeep, keeping yards clean, general maintenance.
- There is segregation between rich homes and poor homes.
- She feels that she and others are not listened to.
- She'd like to see affordable housing distributed throughout the whole town.
- She asks that the board think twice before doing this.
- She wants to board to place stipulations on these types of homeowners.

**Leslie Chapman:**

- If an interest rate is proposed, she feels the interest rate should not fluctuate.
- The County has many funds.

**Stacey Simon:**

- Brought back revised resolution; went over changes made to resolution, locking in interest rate, etc.

**B. Mammoth Community Water District Update**

Departments: Board of Supervisors

(Pat Hayes, Irene Yamashita) - Update on MCWD operations and conservation efforts.

**Action:** None.

**Betty Hylton (power point):**

**WATER SUPPLY AND CONSERVATION UPDATE:**

- Water Supply
- Map of Water Basin
- Current Precipitation Charts

- 2015 Water Supply
- Surface Water Supply
- Water Well Graphs
- Water Source Graphs
- Water Reductions
- Worked with Irrigation Customers to Improve Efficiency
- Revised Water Restrictions
- Rebates
- Advertising
- Educational Opportunities
- Utilized new AMI System
- Neighborhood Reports
- Irrigation Day identification
- May to October savings.

Additional Comments:

- Slides will be emailed to the clerk for uploading to the website.

**Irene Yamashita:**

- Gave explanation as to what minimum CFS is before having to shut things down.
- Looking at an exploratory well; by early next year.
- Able to move around production to dying wells.
- District has been putting a lot of investment into the infrastructure.

Update on ORMAT:

- They have been making progress.
- They have meetings scheduled.
- Hopes Board doesn't feel any of the PR pieces have been out of line.

**Supervisors, General Questions:**

- Other uses for reclaimed water?
- Have they changed out smart meters?
- We were one of top water savings locations?
- Does this hurt on revenue side?
- Asked what information is available on website.
- Is search still on for alternative sites? What is on horizon?
- In MCWD's PR, as long as you're negotiating, try not to slam ORMAT. Board wants to see resolution.
- Thanked them for coming; perspective is that Geothermal is second to water supply, which for the town is first. Their efforts are greatly appreciated. Protecting economy is number one; geothermal has to be secondary to water supply. Happy that they are working with other agencies for ensure protection of water supply.

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

*No one spoke.*

**11. CLOSED SESSION**

**A. Closed Session - Public Employment**

PUBLIC EMPLOYMENT. Government Code section 54957. Title: HR Director.

**B. Closed Session - Public Employment**

Departments: Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title:  
Finance Director.

**C. Closed Session - Public Employment**

PUBLIC EMPLOYMENT. Government Code section 54957. Title:  
County Counsel

**D. Closed Session--Human Resources**

CONFERENCE WITH LABOR NEGOTIATORS. Government Code  
Section 54957.6. Agency designated representative(s): Marshall  
Rudolph, John Vallejo, and Leslie Chapman. Employee  
Organization(s): Mono County Sheriff's Officers Association (aka  
Deputy Sheriff's Association), Local 39--majority representative of  
Mono County Public Employees (MCPE) and Deputy Probation  
Officers Unit (DPOU), Mono County Paramedic Rescue Association  
(PARA), Mono County Public Safety Officers Association (PSO), and  
Mono County Sheriff Department's Management Association (SO  
Mgmt). Unrepresented employees: All.

**E. Closed Session - Conference with Legal Counsel**

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION.  
Paragraph (1) of subdivision (d) of Government Code section 54956.9.  
Name of case: Luman v. Mono County Personnel Appeals Board.

**ADJOURN** at 3:00 p.m. in honor of George “Ross” Mather; also  
adjourn meeting in recognition of the events in Paris, France (noted  
that our flag had been lowered to half mast).

ATTEST

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TIMOTHY E. FESKO  
CHAIRMAN

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SHANNON KENDALL  
ASSISTANT CLERK OF THE BOARD