



**DRAFT 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 Board Chambers, 2nd Fl., County Courthouse, 278 Main St., Bridgeport, CA 93517

**Regular Meeting  
July 9, 2019**

<b>Flash Drive</b>	<b>Board Room Recorder</b>
<b>Minute Orders</b>	<b>M19-151 – M19-159, 171</b>
<b>Resolutions</b>	<b>R19-49</b>
<b>Ordinance</b>	<b>ORD19-05</b>

9:06 AM Meeting called to Order by Chair Peters.

*Supervisors Present: Corless, Gardner, Halferty, Peters, and Stump.  
Supervisors Absent: None.*

The Mono County Board of Supervisors stream all of their meetings live on the internet and archives them afterward. To listen to any meetings from June 2, 2015 forward, please go to the following link: <http://www.monocounty.ca.gov/meetings>.

Pledge of Allegiance led by Supervisor Halferty.

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

**Bartshe Miller, Eastern Sierra Policy Director Mono Lake Committee:**

- Mono Basin Bird Chautauqua, June 14-16, 2019.
- Event depends on Mono County resources.
- Wish to donate 9 brand new 6-foot folding tables for use at the Lee Vining Community Center.

**Supervisor Peters:**

- Asked to adjourn the meeting in memory of Rodger Guffey and Jean Courtney.

**Supervisor Gardner:**

- Asked to adjourn the meeting in memory of Rocky Audenried.

**Note:**

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**2. RECOGNITIONS - NONE**

**3. COUNTY ADMINISTRATIVE OFFICE**

CAO Report regarding Board Assignments

No report.

**4. DEPARTMENT/COMMISSION REPORTS**

**Janet Dutcher, Finance Director:**

- Handed out recommended budget for next week's hearing (available in the Clerk's office).
- Demonstrated how to access opengov.com online access.

**Wendy Sugimura, Community Development Director:**

- Julie Aguirre, Permit Technician, resigned.

**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. Board Minutes**

Departments: Clerk of the Board

Approval of minutes of the Regular Meeting held on June 4, 2019.

**Action:** Approve minutes of the Regular Meeting held on June 4, 2019, as amended.

**Halferty moved; Gardner seconded**

**Vote: 5 yes; 0 no**

**M19-151**

**Supervisor Halferty:**

- Correction to Page 1, item 1. Expand on what Bellomo said to include the fish kill. She recommended the letter be sent to SCE.

**Supervisor Stump:**

- Correction to same item. People for the Mono Basin Preservation is the name of the group.

**B. Board Minutes**

Departments: Clerk of the Board

Approval of minutes of the Regular Meeting held on June 11, 2019.

**Action:** Approve minutes of the Regular Meeting held on June 11, 2019.

**Gardner moved; Corless seconded**

**Vote: 5 yes; 0 no**

**M19-152**

**Note:**

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### **C. Board Minutes**

Departments: Clerk of the Board

Approval of minutes of the Special Meeting held on June 12, 2019.

**Action:** Approve minutes of the Special Meeting held on June 12, 2019.

**Gardner moved; Corless seconded**

**Vote: 5 yes; 0 no**

**M19-153**

### **D. Board Minutes**

Departments: Clerk of the Board

Approval of minutes of the Regular Meeting held on June 18, 2019.

**Action:** Approve minutes of the Regular Meeting held on June 18, 2019, as amended.

**Halferty moved; Gardner seconded**

**Vote: 5 yes; 0 no**

**M19-154**

**Supervisor Halferty:**

- Correction on Page 5, item 7a. Change to show that she meant a love of the energy plan.

### **E. Monthly Treasury Transaction Report**

Departments: Finance

Treasury Transaction Report for the month ending 5/31/2019.

**Action:** Approve the Treasury Transaction Report for the month ending 5/31/2019.

**Gardner moved; Corless seconded**

**Vote: 5 yes; 0 no**

**M19-155**

### **F. Authority to Hire at Step E - Social Services**

Departments: Social Services

The Social Services Department is seeking to fill a vacant Eligibility Specialist II position in the Eligibility Division. The department is requesting authorization to offer Alex Amador employment at Step E of the salary range (Range 59) for this position, based on his extensive experience in the field of public assistance eligibility.

**Action:** Grant the Director of Social Services the authority to fill an Eligibility Specialist II (Range 59) at Step E.

**Gardner moved; Corless seconded**

**Vote: 5 yes; 0 no**

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**M19-156**

**G. Eastside Lane Rehabilitation Project (Phase 1) - Authorization to Bid**

Departments: Public Works

This project will rehabilitate failing asphalt pavement on a portion of Eastside Lane in Walker, CA between the intersections of Offal Road and Cunningham Lane.

**Action:** Approve bid package, including the project manual and project plans, for the Eastside Lane Rehabilitation Project – Phase 1. Authorize the Public Works Department to advertise an Invitation for Bids.

**Gardner moved; Corless seconded**

**Vote: 5 yes; 0 no**

**M19-157**

**Supervisor Corless:**

- Would like to have a project update.

**Garett Higerd, Engineer:**

- These items will come back to the Board when there are open bids.

**H. Adoption of Resolution for Approval of Program Supplement Agreement for the Eastside Lane Rehabilitation Project - Phase 1**

Departments: Public Works

Adoption of resolution approving Program Supplement Agreement for Eastside Lane Road Rehabilitation Project, which will authorize the State to reimburse County for construction costs related to the Project.

**Action:** Adopt proposed resolution R19-49, Approving Program Supplement Agreement No. F019 for the Eastside Lane Rehabilitation Project – Phase 1.

**Gardner moved; Corless seconded**

**Vote: 5 yes; 0 no**

**R19-49**

**I. Mono City Roads and Benton Crossing Road (Phase 1) Road Maintenance Project**

Departments: Public Works

Rehabilitation, striping, and signing of Mono City roads and parts of Benton Crossing Road. The plan set for this project can be found at <https://monocounty.ca.gov/bos/page/board-supervisors-59>.

**Action:** Approve bid package, including the project manual and project plans (see link), for the Mono City Roads and Benton Crossing Road (Phase 1) Road Maintenance Project. Authorize the Public Works Department to advertise an Invitation for Bids and to issue the project for bid.

**Gardner moved; Corless seconded**

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**Vote: 5 yes; 0 no**  
**M19-158**

**J. Ordinance Amending Mono County Code Chapter 3.30, Cannabis Business Tax**

Departments: Finance; County Counsel

Ordinance amending Mono County Code Chapter 3.30, Cannabis Business Tax, to provide for a once-annual payment (4th quarter – due January 31st each year) for cultivators. There is no change to the amount of the tax, which was approved by the Voters.

**Action:** Adopt proposed ordinance ORD 19-05, Amending Mono County Code Chapter 3.30, Cannabis Business Tax, to provide for a once-annual payment (4th quarter – due January 31st each year) for cultivators.

**Gardner moved; Corless seconded**

**Vote: 5 yes; 0 no**

**ORD19-05**

**6. CORRESPONDENCE RECEIVED**

All items listed are located in the Office of the Clerk of the Board, and are available for review. 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. Inyo County Board of Supervisors Letter to WCB in Support of Mono County Wildlife Collision Improvements**

A letter from the Inyo County Board of Supervisors to the Wildlife Conservation Board (WCB) in support of the Caltrans District 9 application for project funding to develop a wildlife crossing corridor in Mono County.

**B. SCE Wildfire Mitigation / PSPS Town Hall Meeting Mammoth Lakes and Reliability Reports**

Southern California Edison (SCE) is holding a community meeting on wildlife safety at Mammoth High School, Multipurpose Room at 365 Sierra Park Rd, Mammoth Lakes, CA. 93546 on July 17, 2019 from 6:30 p.m. to 8:30 p.m. to provide information on their Wildfire Safety Program, including the Public Safety Power Shutoff (PSPS) Protocol. Also attached are the SCE 2019 Circuit Reliability Reports for Mono County Districts 2, 3, and 4.

**Supervisor Stump:**

- Mono County residents should be receiving a postcard from SCE inviting them to the meeting.

**C. Agricultural Commissioner's Office Department Update July 2019**

**Note:**

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July 2019 Department Update from the Inyo and Mono Counties Agricultural Commissioner's Office.

## 7. REGULAR AGENDA - MORNING

### A. Cannabis Operation Permit 19-003 - Tioga Green

Departments: Community Development - Planning

(Bentley Regehr) - Consider and potentially approve Cannabis Operation Permit 19-003 (Tioga Green), an adult-use commercial cannabis microbusiness operation located at 51005 Highway 395, Lee Vining, APN #021-080-022.

**Action:** Continue item to next week based on the opportunity to give the parties involved time to get together, and perhaps modify the proposal, to meet the committee concerns.

**Gardner moved, Stump seconded**

**Vote: 5 yes; 0 No**

**M19-171**

**Supervisor Stump:**

- Wanted to clear up information regarding the Crowley Lake area has 2000-foot cannabis clearance – has same clearance as rest of the county. What Crowley has is a commercial cannabis free corridor.

**Wendy Sugimura:**

- Introduced item.
- The staff report included with the agenda is incorrect – provided a new one (available in additional documents) – the one in the agenda is the one for the use permit that went to the Planning Commission.
- Additional comments received (available in additional documents).

*Break: 9:31 AM*

*Reconvene: 9:36 AM*

**Bentley Regehr:**

- Went through presentation.

**Supervisor Stump:**

- Well water issue.

**Supervisor Gardner:**

- Hours of operation.
- Employee discount.
- Current proposal regarding signage.

Public Comment:

Stephanie Banta

Cory Zila, Tioga Green owner – handed out documents (available in additional documents)

Wayne Beaver

Bartshe Miller

Chris Lizza, Mono Market Owner

David Levy, Tioga Pass Resort General Manager

No name provided.

Margie DeRose, Tioga Green Deputy Director

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Peter Shelton  
Duncan King

**Supervisor Stump:**

- Proposal to expand Mobil mart area.

**Christy Milovich, Assistant County Counsel:**

- Signs – provided code from Bureau of Cannabis Control (available in additional documents).

**Denise Muller, Mobil Mart:**

- Clarified information about school buses and the nearby housing.

**Supervisor Gardner:**

- Desires to try to get the community together and find a better solution.
- Suggests coming up with a creative solution built on compromise.
- Would like to tone down the signage.
- Would like modifications to proposal to come back to the Board.

**Supervisor Corless:**

- Would like to see side boards on whatever the modifications are.
- Reconsider signage.
- Wants to emphasize proposal for location fits within the regulatory framework provided by Mono County.
- This is new for everyone – the County has never gone through this process before. It was expected to have to make tweaks to the regulations.

**Supervisor Halferty:**

- With the exception of the sign, this meets Mono County policy.
- Doesn't think it's appropriate to put extra burdens on this business as opposed to other businesses.

**Supervisor Peters:**

- Consensus to continue item to next week.
- Knowing that this location is not going to change with this project, wonders how the signage will impact the character of Lee Vining. This is the point of opportunity to work together as a community.

**Margie DeRose:**

- Presented sign design to Planning Commission and were asked to create a sign that made it clear what sort of business it was.
- Size of the sign based on County guidelines.
- Hours of operations – shorter days during non-summer times. Will vary on demand during the time of year.

**Wendy Sugimura:**

- State regulation supersedes local regulation. Any discrepancies would be realized when they do their state license.

*Break: 11:16 AM*

*Reconvene: 11:27 AM*

Moved to item 7d.

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## **B. Letter to FERC re: Mill Creek Settlement Parties**

Departments: County Counsel

(Jason Canger) - Discussion and possible approval of letter to Federal Energy Regulatory Commission (FERC) settlement parties regarding implementation of Mill Creek Water Management Plan.

**Action:** None.

**Stacey Simon, County Counsel:**

- Recused self, her property is 500 feet from Mill Creek.

**Jason Canger, Deputy County Counsel:**

- Follow-up to June 18 item.
- Per Board instruction, attached letter was prepared.
- Board provided direction to amend letter. No motion was made.

## **C. Premium Energy, LLC Application P-14996**

Departments: Community Development - Planning

(Michael Draper) - Description of Premium Energy, LLC application P-14996 to the Federal Energy Regulatory Commission (FERC) for a Preliminary Permit and proposed letter from the Board to FERC identifying Mono County issues of concern.

**Action:** Approve and authorize Board chair to sign letter to FERC and Premium Energy, LLC.

**Stump moved; Halferty seconded**

**Vote: 5 yes; 0 no**

**M19-159**

**Michael Draper, Planning Analyst:**

- Introduced item. Letter to Premium Energy regarding a new proposal it filed.

**Wendy Sugimura:**

- Typo under list of concerns: Wild fires not life.
- Senator Harris and Feinstein will be added, and will move State Senator Borgeas up on the list.

Moved to item 8.

## **D. Review Community Corrections Partnership Executive Committee Recommended FY 2019/2020 Budget**

Departments: Probation

(Chief Probation Officer Karin Humiston) - Presentation by Chief Probation Officer Karin Humiston of the Community Corrections Partnership Executive Committee's Recommended FY 2019/2020 Budget and the CCP report. Meeting held June 26, 2019.

**Action:** None.

**Karin Humiston, Probation Chief:**

- Introduced item.

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**Jeff Mills, Probation Assistant:**

- Discussed budget and draft of the 5-year report (additional document available in the Clerk's office), as well as going forward.

**Robin Roberts, Behavioral Health Director:**

- Re-commitment and energized conversation about the purpose of the CCP.
- The impact to the County of not providing positions due to the lack of a plan.

**Karin Humiston:**

- The Draft Plan - program information related to budget, and strategic goals.
- Discussed Page 45, Attachment B.

Moved to item 7b.

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

No one spoke.

**9. CLOSED SESSION at 12:22 PM**

**A. Closed Session - Human Resources**

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Stacey Simon, Dave Wilbrecht, Dave Butters, Janet Dutcher, and Anne Larsen. 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.

**B. Closed Session - Public Employment**

PUBLIC EMPLOYMENT. Government Code section 54957. Title: County Administrative Officer (CAO).

*Reconvene: 5:10 PM*

Nothing to report out of Closed Session.

**10. BOARD MEMBER REPORTS – None.**

**ADJOURNED in memory of Rocky Audenried, Jean Courtney, and Rodger Guffey at 5:15 P.M.**

**ATTEST**

**Note:**

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**JOHN PETERS**  
**CHAIR OF THE BOARD**

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**SCHEEREN DEDMAN**  
**SR. DEPUTY CLERK OF THE BOARD**