



AGENDA

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 October 9, 2018

TELECONFERENCE LOCATIONS:

1) First and Second Meetings of Each Month: Mammoth Lakes CAO Conference Room, 3rd Floor Sierra Center Mall, 452 Old Mammoth Road, Mammoth Lakes, California, 93546; 2) Third Meeting of Each Month: Mono County Courthouse, 278 Main, 2nd Floor Board Chambers, Bridgeport, CA 93517.

Board Members may participate from a teleconference location. Note: Members of the public may attend the open-session portion of the meeting from a teleconference location, and may address the board during any one of the opportunities provided on the agenda under Opportunity for the Public to Address the Board.

NOTE: In compliance with the Americans with Disabilities Act if you need special assistance to participate in this meeting, please contact Shannon Kendall, Clerk of the Board, at (760) 932-5533. 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). 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 <http://monocounty.ca.gov>. If you would like to receive an automatic copy of this agenda by email, please subscribe to the Board of Supervisors Agendas on our website at <http://monocounty.ca.gov/bos>.

UNLESS OTHERWISE SPECIFIED BY TIME, ITEMS SCHEDULED FOR EITHER THE MORNING OR AFTERNOON SESSIONS WILL BE HEARD ACCORDING TO AVAILABLE TIME AND PRESENCE OF INTERESTED PERSONS. PUBLIC MAY COMMENT ON AGENDA ITEMS AT THE TIME THE ITEM IS HEARD.

9:00 AM Call meeting to Order

Pledge of Allegiance

1. 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.)

2. RECOGNITIONS

A. Resolution of Appreciation for Cassie Gilson

Departments: Board of Supervisors

15 minutes

(John Peters, Stacy Corless) - Proclamation of the Mono County Board of Supervisors recognizing Cassie Gilson for donating her valuable time -- and significant expertise -- to the County's efforts to prevent and mitigate impacts from the increased export of water from Mono County to the City of Los Angeles in the Summer of 2018.

Recommended Action: Adopt proposed resolution. Provide any desired direction to staff.

Fiscal Impact: None.

B. Employee Service Awards

Departments: CAO

1.5 hours

(Leslie Chapman) - Presentation by the Board of Supervisors, Leslie Chapman and Department Heads to Mono County employees, celebrating years of service to the County.

Recommended Action: Present awards, gratitude and congratulations to employees who have earned awards for years of service and dedication to the County

Fiscal Impact: The cost of the awards is included in the CAO budget.

3. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

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

4. DEPARTMENT/COMMISSION REPORTS

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. Revenue Services Agreement with Franchise Tax Board

Departments: Finance

Proposed three year contract with State Franchise Tax Board for collection of

unpaid court-ordered fines, forfeitures, and penalties.

Recommended Action: Approve County entry into proposed contract and execute two copies of said contract on behalf of the County.

Fiscal Impact: Potential for additional revenue collections but how much cannot be estimated.

B. Monthly Treasury Transaction Report

Departments: Finance

Treasury Transaction Report for the month ending 8/31/2018.

Recommended Action: Approve the Treasury Transaction Report for the month ending 8/31/2018.

Fiscal Impact: None

C. Freedom From Workplace Bullies Week Proclamation

Departments: Clerk of the Board

Michelle Smith and Carrie Clark, Co-founders of California Healthy Workplace Advocates, have requested that the Board adopt a proclamation recognizing the week of October 14 to 20, 2018, as Freedom From Workplace Bullies Week. California Healthy Workplace Advocates is a coalition of citizens throughout California who are dedicated to ensuring civility and professionalism within the workplace. Part of our mission to raise public awareness about workplace bullying as a growing problem that affects both the public and private sectors.

Recommended Action: Approve proposed proclamation.

Fiscal Impact: None.

D. Reclassification and Addition of Positions within Senior Services Program

Departments: Social Services

Proposed resolution authorizing the County Administrative Officer to amend the County of Mono list of allocated positions to add one Senior Services Manager and delete one Senior Services Site Coordinator, and add one part-time, non-benefitted Cook/Driver in the Senior Services Program within the Social Services Department.

Recommended Action: Adopt Resolution R18-___, Authorizing the County Administrative Officer to amend the County of Mono list of allocated positions to add one (1) Senior Services Manager and delete one (1) Senior Center Site Coordinator; and, increase the allocation of one (1) part-time, non-benefitted Senior Services Cook/Driver.

Fiscal Impact: The Senior Services Manager (Range 63) is an increase of \$14,656 (\$10,842 salary, \$3,814 benefits). The cost of the part-time, non-benefitted Senior Services Cook/Driver is \$7,000 (\$6,700 salary, \$355 benefits). These increases are included in the Senior Center budget, are paid for with Social Services funding and there is no cost to the Mono County General Fund.

E. Resolution in Support of Proposition 2 - No Place Like Home

Departments: Board of Supervisors

A resolution of the Board of Supervisors, supporting Proposition 2, (No Place Like Home Act of 2018), which will provide permanent supportive housing linked to treatment and services to help people with serious mental illness who are experiencing homelessness or are at risk of becoming homeless.

Recommended Action: Approve the Mono County Board of Supervisors Resolution R18-____, A Resolution of the Mono County Board of Supervisors in Support of Proposition 2

Fiscal Impact: This is a bond measure that will be financed by Mental Health Services Act (Prop 63, millionaire's tax) and will result in no new costs to taxpayers.

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.

A. Agricultural Commissioner's Office Department Update October 2018

October 2018 department update from the Counties of Inyo and Mono Agricultural Commissioner's Office.

B. Sierra Nevada Alliance Letter Expressing Concern Over Geothermal Contamination in Local Water Supply

A letter from the Sierra Nevada Alliance to Lahontan Regional Water Quality Control Board, Mammoth Town Council, and the Mono County Board of Supervisors urging them to take action to protect Mammoth Lakes' water supply.

7. REGULAR AGENDA - MORNING

A. Sale of County-Owned Real Property (APN 031-070-011)

Departments: Behavioral Health; County Counsel

15 Minutes (5 minute presentation; 10 minute discussion)

(Amanda Greenberg and Stacey Simon) - Amendment of process for sale of County-owned property located at 71 Davison Road in Mammoth Lakes to provide for a bid deadline of no sooner than November 6, 2018, (rather than by October 9, 2018) and to include a provision authorizing broker's commission.

Recommended Action: 1. Reject all proposals to purchase County-owned property located at 71 Davison Road in Mammoth Lakes received in response to Board Resolution R18-47, "Resolution of the Mono County Board of Supervisors Declaring its Intention to Sell Certain County-Owned Surplus Real Property (APN 031-070-011) and Specifying the Terms and Conditions of the Sale". 2. Adopt proposed revised resolution R18-____, Declaring the County's intention to sell certain County-owned surplus real property located at 71 Davison Road in Mammoth Lakes (APN 031-010-011) and direct staff to post and publish the resolution as required by law. Provide any desired direction to staff.

Fiscal Impact: There is no fiscal impact to the Mono County General Fund nor to the Behavioral Health Department at this time. There is the potential for revenue to each should the property sell. The minimum bid amount is \$150,000 if the property is sold for market rate housing. There is no minimum bid if the property is sold subject to enforceable restriction for affordable housing. The proposed resolution provides for a broker's commission of 5% of the sale price. Records indicate the property was acquired in 1997 for \$220,000 with Behavioral Health providing \$191,400 (87%) of the funding and the County's General Fund providing \$28,600 (13%).

B. Industrial Hemp Cultivation

Departments: Agricultural Commissioner

30 minutes

(Nate Reed) - Presentation by Nate Reed regarding industrial hemp cultivation.

Recommended Action: Staff requests board provide direction on this topic including a range of possible policy options including a potential urgency ordinance that would prohibit the cultivation of industrial hemp until staff can conduct a study of impacts resulting from such activity that may occur outside of the authority of the commercial cannabis permitting process.

Fiscal Impact: None.

C. Resolution Opposing Proposition 5, the "Property Tax Transfer Initiative"

Departments: Assessor

15 minutes

(Barry Beck) - Proposed resolution opposing Proposition 5, the "Property Tax Transfer Initiative", which would amend Proposition 13 to allow home buyers who are age 55 or older or severely disabled to transfer their tax assessments, with a possible adjustment, from their prior home to their new home, no matter the new home's market value, location in the state, or the buyer's number of moves.

Recommended Action: Adopt proposed resolution R18-____, Opposing Proposition 5, the "Property Tax Transfer Initiative" to Appear on the November 6, 2018, Statewide Ballot. Provide any desired direction to staff.

Fiscal Impact: This proposition may reduce County property tax revenues, although the exact impact is uncertain. Because state law guarantees a minimum amount of funding to schools from, in part, local property tax revenues, any decrease in County-wide property taxes resulting from lowered assessed values will decrease the County's share of property taxes through the apportionment process and also possibly again by diverting additional property taxes to schools who indirectly receive first priority over these revenues.

D. 2018/2019 California State Association of Counties (CSAC) Appointments

Departments: Board of Supervisors

10 minutes

Nomination of a member and alternate to serve on the California State Association of Counties (CSAC) Board of Directors for 2018/19.

Recommended Action: Nominate a member of the Board of Supervisors to serve on the CSAC Board of Directors for the 2018/19 Association year beginning on November 27, 2018; also, nominate an alternate member.

Fiscal Impact: Fiscal impact limited to cost to attend meetings and conferences, estimated at \$2,700, which is included in the General Fund budget.

8. 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.)

9. CLOSED SESSION

A. Closed Session - Human Resources

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Stacey Simon, Leslie Chapman, 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 - 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 - Existing Litigation

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: *U.S.A. et al. v. Walker River Irrigation District et al.*, U.S. Ninth Circuit Court of Appeals, Case No. 15-16478 (and related cases).

D. Closed Session - Existing Litigation

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: *Mono County v. Los Angeles Department of Water and Power, et al.* (Mono County Case No. CV180078)

E. 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. Facts and circumstances: County implementation of new recording fees imposed by SB 2, the Building Homes and Jobs Act.

THE MEETING WILL RESUME NO EARLIER THAN 1 P.M.

10. 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.)

11. REGULAR AGENDA - AFTERNOON

A. Preliminary Comment Letter in Response to LADWP's Notice of Preparation of a Draft Environmental Impact Report

Departments: CDD, County Counsel

30 minutes (10 minute presentation; 20 minute discussion)

(Wendy Sugimura, Sandra Bauer) - Presentation of a preliminary draft of the County's comment letter in response to the Los Angeles Department of Water and Power's Notice of Preparation of a draft Environmental Impact Report on their Ranch Lease Renewal Project.

Recommended Action: None (informational only). Discuss the content of the preliminary draft, receive public input, and provide any desired direction and input to staff to finalize the letter.

Fiscal Impact: The not-to-exceed cost of the consultant team preparing the response is \$20,040, and was approved in the Phase II budget amendment.

B. Eastern Sierra Council of Governments (ESCOG) Governance Opportunities

Departments: CAO

20 minutes

(Bob Gardner, Stacey Corless, John Wentworth) - Eastern Sierra Council of Governments (ESCOG), which consists of two members each from Mono County, the Town of Mammoth Lakes, Inyo County and the City of Bishop, is asking each member agency to consider changing the structure from a Joint Powers Association to a Joint Powers Agency/Authority.

Recommended Action: Consider support for an effort to draft an agreement establishing a Joint Powers Agency/Authority for the ESCOG at no cost to ESCOG members for review by the ESCOG Board of Directors.

Fiscal Impact: There is no fiscal impact at this time; however, it will require staff time to draft the JPA agreement. A placeholder appropriation of \$10,000 for administrative services was approved with the Mono County budget on October 2, 2018.

12. BOARD MEMBER REPORTS

The Board may, if time permits, take Board Reports at any time during the meeting and not at a specific time.

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