



# 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 May 7, 2019

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#### TELECONFERENCE LOCATIONS:

1243 E. Taft Ave, Orange, CA, 92865.

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. California State Association of Counties Technology Executive Credential - Kirk Hartstrom**

Departments: Information Technology

5 minutes

(Nate Greenberg; Kirk Hartstrom) - CSAC Institute for Excellence in County Government is a professional, practical continuing education program for senior county staff and elected officials. The CSAC Technology Credential program is focused on management level technology professionals who are interested in furthering their skills at overseeing the complexities of the evolving technology space while simultaneously managing staff. Kirk Hartstrom recently completed the CSAC Technology Credential program and was presented with an award during a recent CCISDA meeting in Monterey.

**Recommended Action:** Recognize Kirk Hartstrom for his completion of the CSAC Technology Credential program.

**Fiscal Impact:** None.

**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. Board Minutes**

Departments: Clerk of the Board

Approval of minutes of the Regular Meeting held on April 9, 2019.

**Recommended Action:** Approval the minutes of the Regular Meeting held on April 9, 2019.

**Fiscal Impact:** None.

**B. Board Minutes**

Departments: Clerk of the Board

Approval of minutes of Special Meeting held on April 11, 2019.

**Recommended Action:** Approve minutes of the Special Meeting held on April 11, 2019.

**Fiscal Impact:** None.

**C. Board Minutes**

Departments: Clerk of the Board

Approval of minutes of Regular Meeting held on April 16, 2019, and the Adjourned Meeting held on April 17, 2019.

**Recommended Action:** Approve the minutes from the April 16, and April 17, 2019 meetings.

**Fiscal Impact:** None.

**D. Board Minutes**

Departments: Clerk of the Board

Approval of minutes of Special Meeting held on April 18, 2019.

**Recommended Action:** Approve the minutes of Special Meeting held on April 18, 2019.

**Fiscal Impact:** None.

**E. Cooperative Agreements Pertaining to Assistance with Tioga Pass Spring Opening**

Departments: Public Works

The National Park Service and Caltrans have both initiated snow removal operations on Highway 120 this year. As of the writing of this report, no formal requests for assistance have been received, but this approval will enable the Department of Public Works to act immediately if/when such requests emerge.

**Recommended Action:** Adopt proposed resolution R19-\_\_\_\_, Authorizing the Public Works Director to execute and administer cooperative agreements to enable Department of Public Works personnel and equipment to assist with snow removal activities associated with Spring openings of Highway 120, Tioga Pass Highway.

**Fiscal Impact:** Fiscal impact this year and in future years will depend upon whether requests for assistance are made, and the associated depth of snow, weather conditions, and road debris. All project work (if requested) would be completed during the normal work day and no overtime is allowed. Any fiscal impact will result from personnel salaries and fuel already budgeted in the Road Fund. A chart

detailing previous Mono County costs associated with the opening of Tioga Pass is attached as Exhibit 1.

**F. FY 19-20 Boating Safety and Enforcement Financial Aid Program Agreement**

Departments: Sheriff

The purpose of the Boating Safety and Enforcement Financial Aid Program is to provide State financial aid to local governmental agencies whose waterways have high usage by transient boaters and an insufficient tax base to fully support a boating safety and enforcement program. The program is intended to augment existing local resources for boating safety and enforcement activities and is not intended to fully fund Boating Safety and Enforcement programs.

**Recommended Action:** Approve Resolution 19-\_\_\_, Authorizing the Mono County Sheriff-Coroner, Mono County Sheriff's Office Emergency Services Coordinator, and/or the Mono County Sheriff's Office Finance Officer to apply for and administer the Boating Safety and Enforcement Financial Aid Program Agreement for Fiscal Year 2019-20.

**Fiscal Impact:** The award will not exceed \$131,065. There is no match requirement for this grant. In previous years, this grant was used to pay on-going costs associated with regular boating patrol on 23 lakes and to enforce California boating laws applicable to our area. Past grant expenditures include salaries, overtime, benefits, maintenance, supplies, training, vehicle expenses, utilities, and occasionally replacement of equipment. Costs incurred and not covered by the grant are transferred to the Sheriff's budget.

**G. Second Amendment to MOU with Deputy Sheriff's Association**

Departments: Human Resources

Proposed Resolution Adopting and Approving Second Amendment to Memorandum of Understanding with Mono County Deputy Sheriff's Association, related to the County's deferred compensation plan.

**Recommended Action:** Adopt proposed resolution R19-\_\_\_, Adopting and Approving Second Amendment to Memorandum of Understanding with Mono County Deputy Sheriff's Association, related to the County's deferred compensation plan.

**Fiscal Impact:** There is no fiscal impact to approving this amendment to the MOU with the DSA related to the implementation of the previous 401(a) deferred compensation. This amendment returns to the deferred compensation model which existed prior to the current MOU. Throughout this process the County modeled similar costs for the 401(a) as compared to the ICMA Vantage Care plan.

**H. Mono County Fish and Wildlife Commission Appointments**

Departments: Economic Development

(Jeff Simpson) - On April 1, 2019 the appointments of Jim King and Jeff Parker to the Mono County Fish and Wildlife Commission expired. In addition to those expiring terms, commissioner Dan Anthony sent in his resignation from the commission on February 5, 2019.

A Notice of Vacancy was published in local newspapers on the second week of March, resulting in one new application from James Ricks of Coleville. Mr. King and Mr. Parker wish to remain on the commission and be re-appointed for a new four-year term.

**Recommended Action:** The Board consider and appoint James Ricks and reappoint Jim King and Jeff Parker to a 4-year term on the Mono County Fish and Wildlife Commission starting May 1, 2019 and ending April 30, 2023.

**Fiscal Impact:** None.

**I. Mono County Economic Development, Tourism and Film Commission Appointments**

Departments: Economic Development

(Jeff Simpson ) - The appointment of Steve Morrison to the Mono County Economic Development, Tourism and Film Commission recently expired. In addition to that expiring term, commissioner Jimmy Little sent in his resignation from the commission January 29, 2019.

A Notice of Vacancy was published in local newspapers on the second week of March, resulting in one new application from Erinn Wells of Bridgeport. Mr. Morrison wishes to remain on the commission and be re-appointed for a new four-year term.

**Recommended Action:** The Board consider and appoint Erinn Wells and reappoint Steve Morrison to 4-year terms on the Mono County Economic Development, Tourism and Film Commission starting May 7, 2019 and ending April 30, 2023.

**Fiscal Impact:** None.

**J. Monthly Treasury Transaction Report**

Departments: Finance

Treasury Transaction Report for the month ending 3/31/2019.

**Recommended Action:** Approve the Treasury Transaction Report for the month ending 3/31/2019.

**Fiscal Impact:** None.

**K. Quarterly Investment Report**

Departments: Finance

Investment Report for the Quarter ending 3/31/2019.

**Recommended Action:** Approve the Investment Report for the Quarter ending 3/31/2019.

**Fiscal Impact:** None.

**L. Public Defender Investigator Contract**

Departments: CAO

Contract with Brian Grice for Public Defender Investigator Services from May 1, 2019 through April 30, 2021.

**Recommended Action:** Approve County entry into proposed contract and authorize Chair to execute said contract on behalf of the County. Provide any desired direction to staff.

**Fiscal Impact:** The not to exceed amount of the contract is \$90,000 in year one and \$91,800 in year two, including a 2% Cost of Living increase in the second year. This amount will be included in the 2019- 20 and 2020-21 budget requests for the Public Defender budget.

**M. Letter to Madera County re: County Boundary Adjustment**

Departments: CAO

On April 17, 2019, our Board received an update on efforts to work with Madera County to pursue a county boundary adjustment following several miscues related to emergency services in the Reds Meadow Valley/Middle Fork San Joaquin River area of Madera County in 2017 and 2018. The draft letter presented at that time has been updated to request that the Madera County Board of Supervisors formally consider our Board's request to adjust the county boundary at a time when members of our Board and other Eastside partners can be in attendance and provide testimony.

**Recommended Action:** Approve proposed letter to Madera County regarding the proposed County boundary adjustment and authorize Board Chair to sign.

**Fiscal Impact:** None at this time. However, the County expects dedicating significant staff time and resources to this project should the course of action chosen be to undertake an adjustment to the Mono-Madera county boundary or to develop and execute an updated MOU for public services in the area in question.

**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. Letter to California Department of Fish and Wildlife from Long Valley Fire**

## **Protection District re: Proposed New Fishing Regulations**

A letter to the California Department of Fish and Wildlife from the Long Valley Fire Protection District regarding the proposed new fishing regulations, discussing safety issues with year-round fishing.

### **B. Inyo - Mono 4-H Road Runner Newsletter Spring 2019**

The Inyo-Mono 4-H Road Runner Newsletter for Spring 2019.

### **C. Agricultural Commissioner's Office Department Update May 2019**

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

### **D. Letter to LADWP re: Mono County Superior Court Case No. 10088**

A letter from California Deputy Attorney General Nichole Rinke, Mono County District Attorney Tim Kendall, and Mono County Counsel Stacey Simon to Los Angeles Department of Water and Power (LADWP) acknowledging receipt of quarterly progress reports from LADWP and asking to arrange a call with LADWP to receive an update on its remaining tasks.

### **E. Caltrans Notice of Conway Ranch Shoulders Surveys**

A letter from the California Department of Transportation (Caltrans) notifying the Board of Supervisors of studies / surveys that will be conducted for the proposed "Conway Ranch Shoulders" project, which are anticipated to start in May and be completed prior to November 2019.

## **7. REGULAR AGENDA - MORNING**

### **A. Short-Term Rental (STR) Activity Permit 19-002/Thompson**

Departments: Community Development

PUBLIC HEARING: 9:20 AM (20 minutes)

(Hailey Lang) - Public hearing regarding Short-Term Rental (STR) Activity Permit 19-002/Thompson, an owner-occupied short-term rental use involving one bedroom in an existing Single-Family Residential (SFR) house with a total of three bedrooms at 1613 Eastside Lane (APN 002-130-047) in Coleville.

**Recommended Action:** Conduct public hearing. Consider and: 1. Find that the project qualifies as a Categorical Exemption under CEQA guidelines 15301 and file a Notice of Exemption; 2. Make required findings; approve STR Activity Permit 19-002 (subject to the findings and conditions) as recommended or with desired modifications.

**Fiscal Impact:** The proposed project will generate an incremental increase in transient occupancy taxes.

**B. Presentation by Trout Unlimited**

Departments: Board of Supervisors

20 minutes

(Sam Sedillo) - A presentation by Sam Sedillo, California Public Lands Organizer of Trout Unlimited on current activities and initiatives.

**Recommended Action:** None, informational only.

**Fiscal Impact:** None.

**C. History of Fish Stocking in Mono County**

Departments: Economic Development

30 Minutes

(Jeff Simpson) - Presentation by Jeff Simpson regarding the history of fish stocking in Mono County, as well as an update on current status of Mono County trophy trout stocking program.

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

**Fiscal Impact:** None at this time.

**D. California Department of Fish and Wildlife Proposed Fishing Regulations**

Departments: Economic Development

45 Minutes

(Jeff Simpson) - Presentation by Jeff Simpson regarding the new proposed fishing regulations by the California Department of Fish and Wildlife.

**Recommended Action:** None (informational only). The Board receive the presentation, as well as recommendations from the Mono County Fish & Wildlife Commission, and provide direction to staff.

**Fiscal Impact:** None at this time.

**E. 2019 – 2024 Mono County Strategic Plan**

Departments: Information Technology

30 minutes (15 minute presentation; 15 minute discussion)

(Nate Greenberg) - The 2019 – 2024 Mono County Strategic Plan is rooted in the organization's Vision, Mission, and Values – the underpinnings which describe *why* and *how* we do what we do. Articulated through five Initiatives, underlying Goals,



and associated Outcomes, these are the major areas the County intends to move forward in the next five years through tactical work efforts by each department.

**Recommended Action:** Adopt the 2019-2024 Mono County Strategic Plan.

**Fiscal Impact:** None at this time.

**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, 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).

**10. REGULAR AGENDA - AFTERNOON**

**A. Notice of Preparation for the Walker Basin Water Transaction Program EIR**

Departments: Community Development

60 minutes

(Iain Fisher) - Presentation by Iain Fisher of Panorama Environmental, Inc., regarding a potential water transfer program for the restoration of Walker Lake and scoping of environmental impacts for a future Environmental Impact Report.

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

**Fiscal Impact:** None.

**B. Premium Energy, LLC's Application to the Federal Energy Regulatory Commission (FERC) for the Owens Valley Pumped Storage Project**

Departments: Community Development

20 minutes

(Supervisor Stump, Michael Draper) - Discussion regarding the Owens Valley Pumped Storage Project application that has been filed with FERC and FERC's approval process.

**Recommended Action:** 1. None (informational only). Staff will file a comment requesting FERC hold a local meeting for public input if the application is accepted, and draft a comment letter for Board approval and signature at a later date if the application is accepted and the 60-day comment period is opened. 2. Provide staff any other desired direction.

**Fiscal Impact:** None.

**C. Comment Letter on LADWP "Field Data Collection in Long Valley" Project**

Departments: Board of Supervisors

10 minutes

Comment letter on Los Angeles Department of Water and Power's (LADWP) "Field Data Collection in Long Valley, Mono County" Project, which would involve the installation of 40 monitoring wells in the Long Valley Area. LADWP issued a Notice of Exemption under the California Environmental Quality Act on April 5, 2019.

**Recommended Action:** Approve and authorize the Chair to sign comment letter, as drafted or as modified.

**Fiscal Impact:** None.

**D. Amendment to Employment Agreement with David Wilbrecht**

Departments: County Counsel

10 minutes (5 minute presentation; 5 minute discussion)

(Stacey Simon) - Proposed resolution approving an amendment to the contract with David G. Wilbrecht as Interim County Administrative Officer (CAO) and prescribing the compensation, appointment and conditions of said employment.

**Recommended Action:** Announce Fiscal Impact. Adopt Resolution #R19-\_\_\_, approving an amendment to the contract with David G. Wilbrecht as Interim County Administrative Officer and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

**Fiscal Impact:** The amendment would increase Mr. Wilbrecht's hourly rate by \$10.39. As a retired PERS annuitant filling a vacancy during an active recruitment, Mr. Wilbrecht may not work in excess of 960 hours in a fiscal year. The cost to the County for this position remains less than the cost for the previous CAO, because Mr. Wilbrecht receives no benefits.

**11. BOARD MEMBER REPORTS**

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

**ADJOURN**