



# 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 14, 2019

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#### 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 - 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. Reappointments to Mono County First 5 Commission**

Departments: Clerk of the Board

The First 5 Mono County Executive Director requests that the Mono County Board of Supervisors reappoint to the Mono County Children and Families Commission: Dr. Stacey Adler, PhD, to serve an indefinite term, or until she no longer holds the position of Superintendent of Schools; Berta Jimenez to serve a three-year term commencing June 3, 2019 and expiring June 4, 2022.

**Recommended Action:** Reappoint Berta Jimenez and Dr. Stacey Adler to the First 5 Mono County Children and Families Commission.

**Fiscal Impact:** None.

**B. Allocation List Amendment: Behavioral Health Department**

Departments: Behavioral Health

In October of 2018, Mono County Behavioral Health had three employees who met the criteria to move into the next level related to their current job. Two Case Manager I's met the qualifications to become Case Manager II's and our employee who is currently an FTS III met the qualifications to be moved into an FTS IV position.

**Recommended Action:** Adopt proposed resolution R19-\_\_\_\_, Authorizing the County Administrative Officer to amend the list of allocated positions to add one fiscal and technical specialist (FTS) IV position and two case manager II positions and to delete one FTS III position and two case manager I positions within the Department of Behavioral Health.

**Fiscal Impact:** There is no fiscal impact to the Mono County General Fund. The annual cost of the promoted positions is \$261,888 (\$144,098 for salary; \$117,790 for benefits). These changes were included in the Department's budget and are funded with a combination of Mental Health Services Act, Realignment and service billing revenues.

**C. Mobile Power Screen Purchase**

Departments: Public Works - Solid Waste

Proposed purchase of an Ultra 3Way from Ultra Screen as the selected responsible bidder in response to the solicitation for a mobile power screen needed to produce wood-chip feedstock for the Bridgeport Shop biomass boiler.

**Recommended Action:** Authorize Public Works Department Director to purchase an Ultra 3Way mobile power screen from Ultra Screen on behalf of the County in an amount not to exceed \$123,000.

**Fiscal Impact:** Total cost would be \$123,000 from the Solid Waste Enterprise Fund, which is included in its FY 2018-2019 budget.

**D. Women, Infants and Children (WIC) Program Prerequisite Contract Application Documents**

Departments: Public Health

(Amber Hise) - The California State WIC Program is requesting that the California Rights Laws Attachment (DGS OLS 04) and Contractor Certification Clauses (CCC 04/2017) forms are signed prior to bringing the FFY 2020-2022 WIC Contract to the Board for consideration and signature. These signed forms will be included as part of the complete contract packet to bring forward at a future date.

**Recommended Action:** Authorize the Board of Supervisors Chairperson to sign the prerequisite contract application documents for FFY 2020-2022 for the California Department of Public Health (CDPH) Women, Infants, and Children (WIC) Program.

**Fiscal Impact:** None.

**E. MOU between Caltrans and Mono County Regarding Unanticipated Maintenance Activities**

Departments: Public Works

This item will modernize an existing MOU between Caltrans and Mono County to include current standards and protocols. The MOU enables mutual assistance between Caltrans and the County (upon consent by the offering agency), as needed during emergency situations.

**Recommended Action:** Ratify MOU between the County and Caltrans, authorizing the Director of Public Works to enter the MOU on behalf of the County.

**Fiscal Impact:** None. No monies are anticipated to change hands pursuant to this MOU - it is intended for in-kind services only.

**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. GBUAPCD 2018-2019 Mammoth Lakes PM10 and Meterological Summary**

The Great Basin Unified Air Pollution Control District (GBUAPCD) finalized the data to complete the 2018-2019 air monitoring year of March 16, 2018 to March 15, 2019, and provided a report.

**B. California SWRCB Order Approving Petitions for Temporary Urgency Change**

An order from the California State Water Resources Control Board (SWRCB) to the Los Angeles Department of Water and Power (LADWP) approving LADWP's petitions for temporary urgency change of licenses 10191 and 10192 (Applications 8042 and 8043) in Rush, Lee Vining, Parker, and Walker Creeks.

**7. REGULAR AGENDA - MORNING**

**A. Letter to FERC and Resolution Regarding Premium Energy's Application for the Owens Valley Pumped Storage Project**

Departments: CDD

15 minutes

(Wendy Sugimura) - Proposed comment letter to the Federal Energy Regulatory Commission (FERC) and Board Resolution opposing the Owens Valley Pumped Storage Project

**Recommended Action:** 1. Approve and authorize the Board Chair to sign the comment letter to FERC on the Owens Valley Pumped Storage project with any desired modifications, and direct staff to submit via the FERC online system. 2. Adopt Resolution R19-\_\_ with any desired modifications and, if desired, direct staff to submit as a comment on the FERC online system. 3. Provide staff any other desired direction.

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

**B. Consideration of Change to the Mono County Cannabis Business Tax for cultivators to change the timing of tax return filing and/or payment**

Departments: Finance

20 minutes (5 minutes presentation, 15 minutes discussion)

(Janet Dutcher) - Cannabis Cultivators are expressing concerns about the ability to pay a quarterly tax based on the square footage of canopy in advance of revenues realized after harvesting their crops. This item will discuss a potential option to amend the Mono County Cannabis Business Tax to change the quarterly tax filing and/or payment process for cultivators only, as required by the current ordinance.

**Recommended Action:** Receive staff comments about changing the filing requirements for cultivators, hear from members of the public, and provide feedback and direction to staff about consensus to amend the existing cannabis business tax ordinance (Chapter 3.30 of the Mono County Code).

**Fiscal Impact:** We cannot estimate the fiscal impact accurately at this time. Changing the ordinance involves the use of County staff time. Switching from quarterly tax filings to annually complicates the square footage calculation, risks miscalculations in the amount of tax, and increases the cost of tax administration. Deferring payment may increase collectibility offset with an increase in the cost of tax administration by adding an additional tax collection process.

**C. FY 2019-2020 Budget Update**

Departments: Finance

20 minutes

(Janet Dutcher) - Finance will update the Board about the FY 2019-2020 budget development and process.

**Recommended Action:** Receive information and provide direction to staff, if desired.

**Fiscal Impact:** None.

**D. Mono County Audit Reports for FY 2017-2018**

Departments: Finance

30 minutes (20 minute presentation, 10 minutes discussion)

(Janet Dutcher) - Presentation of the Comprehensive Annual Financial Report (CAFR) and the Single Audit Report.

**Recommended Action:** Hear brief presentation of the annual audit reports, ask questions and provide feedback and direction to staff, if desired.

**Fiscal Impact:** None.

**E. Resolution to Promote Investments in Young Children and Families from Prenatal to Three**

Departments: First 5

15 minutes

(Molly DesBaillets) - A resolution to prioritize and invest in Prenatal-to-Three efforts to promote a healthy start at birth, support for families with infants and toddlers and high-quality care and learning environments.

**Recommended Action:** Adopt proposed resolution R19-\_\_\_\_, Signing on to the Call to Action of the National Collaborative for Infants and Toddlers (NCIT) and the National Association of Counties (NACo) to prioritize and invest in prenatal-to-three

efforts that promote a healthy start at birth, support for families with infants and toddlers and high quality care and learning environments.. Provide any desired direction to staff.

**Fiscal Impact:** None at this time, except a request to commit to allocating and leveraging funds in the next County budget cycle.

**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).

**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: *Cox v. Padilla*, Sacramento Superior Court Case No. 34-2019-80003090.

**D. 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: two.

**10. 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**