



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 July 2, 2019

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. Recognition of California State Park Ranger Dave Marquart

Departments: Board of Supervisors

10 minutes

(Supervisor Gardner) - Proposed resolution in appreciation and recognition of Dave Marquart, Mono Lake Tufa State Natural Reserve Park Ranger, who will be retiring.

Recommended Action: Adopt resolution in appreciation and recognition of Dave Marquart.

Fiscal Impact: None.

B. Recognition for Mono County Sheriff Search and Rescue Team

Departments: Sheriff

10 minutes

(Sheriff Ingrid Braun) - Proposed resolution in appreciation and recognition of the Mono County Sheriff Search and Rescue Team.

Recommended Action: Approve resolution of Appreciation and Recognition of the Mono County Sheriff Search and Rescue Team.

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. Authority to Hire at Step B - Probation

Departments: Probation

The Probation Department is seeking to fill a vacant Deputy Probation Officer I/II/III position. The Department is requesting authorization to offer employment at Step B of the salary range (Range 59) for this position, based on the candidate's past experience and qualifications.

Recommended Action: Grant the Probation Officer authority to fill a Deputy

Probation Officer I/II/III position (Range 59) at Step B.

Fiscal Impact: Range 59 A Step annual pay rate of \$53,061 would be increased by 5% to an annual pay rate of \$55,714, a difference of \$2,653.

B. June Lake Citizens Advisory Committee Appointment

Departments: Community Development - Planning

Consider the appointment of Joseph Bogorad for the June Lake Citizens Advisory Committee, as recommended by Supervisor Gardner.

Recommended Action: Appoint Joseph Bogorad to the June Lake Citizens Advisory Committee for a term ending December 31, 2023.

Fiscal Impact: None.

C. Street Identification Signs in Bridgeport Valley

Departments: County Counsel and Public Works

Proposed resolution authorizing the purchase, installation and maintenance of street identification signs on privately-owned roads located in the Bridgeport Valley to facilitate emergency response, and authorizing the Public Works Director to accept, on behalf of the County, easement grants necessary for said purposes.

Recommended Action: Adopt proposed resolution R19-___, Authorizing the purchase, installation and maintenance of street identification signs on privately-owned roads located in the Bridgeport Valley to facilitate emergency response and authorizing the Public Works Director to accept, on behalf of the county, easement grants necessary for said purposes.(4/5 vote required).

Fiscal Impact: Each sign is estimated to cost approximately \$150. This includes purchase, installation and the cost of materials. Up to 32 signs are proposed, for a total cost of approximately \$4,800 paid from the CSA5 account. Ultimately, if signs are damaged and need to be replaced, the cost would be roughly the same for each replacement sign (adjusted for inflation). In addition, staff time preparing easement documents, performing maintenance or providing other services related to the project would be charged to the CSA5 account at actual cost.

D. Economic Development, Tourism & Film Commission - Reappointment

Departments: Economic Development

Reappointment of Geoff McQuilkin to the Economic Development, Tourism & Film Commission for a 4-year term, July 1, 2019 - June 30, 2023.

Recommended Action: Reappoint Geoff McQuilkin to the Economic Development, Tourism & Film Commission for a 4-year term beginning July 1, 2019 and ending June 30, 2023.

Fiscal Impact: None.

E. First Amendment to Agreement with McGinley and Associates for Groundwater Sampling and Reporting Services

Departments: Public Works - Solid Waste Division

Proposed amendment to contract with McGinley and Associates, Inc. for groundwater sampling, testing, reporting, and related services and work.

Recommended Action: Approve First Amendment to agreement with McGinley and Associates, Inc. and authorize Interim County Administrative Officer to execute the First Amendment on behalf of the County.

Fiscal Impact: Approximately \$25,000 to the Solid Waste Enterprise Fund.

F. Ordinance Amending Mono County Code Section 10.17.100 – Use Restrictions in County Skateboard Parks

Departments: County Counsel

Amendment to Mono County Code Chapter 10.17, Section 10.17.100 to add the Crowley Lake Skate Park to the list of Skateparks to which certain use restrictions apply.

Recommended Action: Adopt proposed ordinance ORD19-____, Amending Chapter 10.17, Section 10.17.100 of the Mono County Code to add the Crowley Lake Skate Park to the list of Skateparks to which certain use restrictions apply.

Fiscal Impact: None.

G. Amendment to Mono County Code Chapter 7.08 - Retail Food Facilities

Departments: Environmental Health

Amendment to Chapter 7.08 - Retail Food Facilities, which will incorporate and adopt the California Retail Food Code, by reference, with a single change to restroom requirements for food facilities with onsite customer seating.

Recommended Action: Adopt proposed ordinance ORD19-____, Amendment to Chapter 7.08 - Retail Food Facilities, which will incorporate and adopt the California Retail Food Code, by reference, with a single change to restroom requirements for food facilities with onsite customer seating.

Fiscal Impact: No fiscal impact.

H. Out-of-State Travel Authorization for NACo's 84th Annual Conference and Exposition

Departments: Board of Supervisors

Out-of-state travel request for Supervisors Gardner and Halferty to attend the National Association of Counties' (NACo) 83rd Annual Conference and Exposition

in Las Vegas, NV.

Recommended Action: Approve out-of-state travel for Mono County Supervisor Bob Gardner and Supervisor Jennifer Halferty to attend NACo's 84th Annual Conference and Exposition in Las Vegas from July 12-15, 2019.

Fiscal Impact: Up to \$3,000 for conference registration, hotel stay, and air travel for Supervisors Gardner and Halferty, which is included in the Board of Supervisors budgets for FY 2018-19 and FY 2019-2020.

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. TOML Letter to Madera County Regarding Emergency Services in Eastern Madera County

A letter from the Town of Mammoth Lakes (TOML) Mayor Cleland Hoff to the Madera County Board of Supervisors discussing emergency and other public services provided in eastern Madera County, stating the Town's shared concerns with the Mono County Board of Supervisors.

B. Frontier Communications Response to Board Letter re: 911 Outages

Reply from Frontier Communications to May 29, 2019 Board of Supervisors letter discussing 911 outages, providing an update on their process.

C. Mono County Board of Supervisors Letter Supporting the Governor's May Revision Proposal on Homelessness Funding

A letter to Assemblyman Bigelow (also sent to Senator Andreas Borgeas) from the Mono County Board of Supervisors, signed by the Chair pursuant to the Board's adopted legislative platform, in support of Governor Newsom's May Revision proposal for the Homeless Aid for Planning and Shelter Program.

D. TOML Plan the Parcel Notice

The Town of Mammoth Lakes (TOML) is inviting the community to help Plan the Parcel, a planning process for the 25 acre affordable housing site located in the center of town.

E. Mono County Board of Supervisors Letter Opposing AB 1366

A letter to State Senator Ben Hueso, Chair of the Legislative Committee on Energy, Utilities, and Communications, from the Mono County Board of Supervisors, signed by the Chair pursuant to the Board's adopted legislative platform, in opposition to Assembly Bill 1366 (AB1366), which extends the qualified prohibition upon the

California Public Utilities Commission, a department, an agency, or a political subdivision of the state regulating Voice over Internet Protocol (VoIP) - enabled communications services.

F. SCE Letter re: Mill Creek and Wilson Systems

A letter from Cal Rossi, Southern California Edison (SCE) Government Relations Manager, thanking the Board for the opportunity to discuss their Lundy Hydroelectric Project, and offering to hold an informational briefing at a future Board meeting to discuss the Mill Creek Accounting and Planning Tool.

G. T-Mobile Notification of Intent to Begin 600MHZ Operations Affecting CSA Over Air Broadcast Service

A notice from T-Mobile that they are preparing to commence operations on its 600 MHz spectrum in the Partial Economic Area (PEA) #76, which will affect the over air service for County Service Areas #1 (CSA1) and #2 (CSA2).

7. REGULAR AGENDA - MORNING

A. Cannabis Operation Permit 19-002 - Walker River Farms

Departments: Community Development - Planning

20 minutes

(Hailey Lang) - Consider and potentially approve Cannabis Operation Permit 19-002 (Walker River Farms), an adult-use commercial cannabis microbusiness operation located at 1129 Larson Lane in Coleville, APN #002-110-021. The microbusiness consists of 5,120 square feet of indoor cannabis cultivation in four buildings, processing, distribution, packaging, and labeling.

Recommended Action: 1. Find that the project qualifies as an exemption under CEQA guideline 15183 and direct staff to file a Notice of Determination. 2. Make required findings; approve Cannabis Operation 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 cannabis taxes.

B. Emergency Management Program Grant (EMPG) update and request for budget amendment

Departments: Information Technology, Finance

15 minutes (10 minute presentation; 5 minute discussion)

(Nate Greenberg, Janet Dutcher) - Beginning Fiscal Year 2018 – 2019, the County Administrative Office and Information Technology (IT) Department assumed management and utilization of the Emergency Management Program Grant (EMPG). Staff will provide a status update of the grant program and request a budget adjustment of \$127,787 to include the approved grant expenditures and

funding in the County's Fiscal Year 2018-2019 General Fund budget.

Recommended Action: Receive update from staff. Approve increase in Radio budget unit 100-17-151 appropriations and grant revenues of \$127,787 for Fiscal Year 2018-2019. Provide any direction to staff. Requires a 4/5th vote of the Board.

Fiscal Impact: Net \$0 fiscal impact to the General Fund budget. The increase of \$127,000 in expenditures is fully offset with unanticipated grant revenues. The grant requires a dollar-for-dollar match of \$127,787, which is already budgeted for in the Information Technology and Radio Department budgets of the General Fund. Any amounts not spent by the end of the fiscal year carry over into the next fiscal year and are included in the Recommended Budget for fiscal year 2019-2020.

C. Proposed Ordinance Amending Mono County Code Chapter 3.30, Cannabis Business Tax

Departments: Finance; County Counsel

15 minutes

(Janet Dutcher) - Proposed 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.

Recommended Action: Introduce, read title, and waive further reading of proposed ordinance. Provide any desired direction to staff.

D. Proposed Updates to Mono County Code Chapter 2.84 - "County Administrator"

Departments: County Counsel, CAO

15 minutes (10 minute presentation; 5 minute discussion)

(Stacey Simon and Dave Wilbrecht) - Presentation regarding proposed updates to Mono County Code Chapter 2.84 "County Administrator."

Recommended Action: Review proposed draft updated code provisions and provide direction regarding additional revisions and/or return to the Board for introduction (first reading). Provide any other desired direction to staff.

Fiscal Impact: None.

E. Exclusive Negotiating Agreement (Integrity Housing)

Departments: Behavioral Health

10 minutes

(Robin Roberts, Amanda Greenberg) - Presentation by Behavioral Health staff regarding entry into exclusive negotiating agreement with Affordable Housing Alliance II, Inc. (dba Integrity Housing) related to the investigation and

potential site identification, development and operation of affordable and supportive housing in Mammoth Lakes.

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: There is no impact at this time. Should a project be identified and pursued by Integrity, the County would consider making a contribution of Mental Health Services Act funds towards project development.

F. HUD Proposed Rule Change

Departments: Board of Supervisors

5 minutes

(Supervisor Jennifer Halferty) - A letter to the Department of Housing and Urban Development (HUD) in opposition to its proposed rule "Verification of eligible status," which would restrict eligibility for federal housing assistance based on immigration status.

Recommended Action: Approve letter to be submitted to HUD.

Fiscal Impact: None.

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 - Initiation of Litigation

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code section 54956.9. Number of potential cases: one.

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: Three.

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.

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