



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 November 5, 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 - 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 the minutes of the regular Board of Supervisors meeting on October 1, 2019.

Recommended Action: Approve the minutes of the regular Board of Supervisors meeting on October 1, 2019.

Fiscal Impact: None.

B. Board Minutes

Departments: Clerk of the Board

Approval of the minutes of the regular Board of Supervisors meeting on October 8, 2019.

Recommended Action: Approve the minutes of the regular Board of Supervisors meeting on October 8, 2019.

Fiscal Impact: None.

C. Approve Transfer from General Fund Contingency for Mammoth Lakes Fire Safe Council

Departments: Finance

Approve transfer from General Fund (GF) Contingency account in the amount of \$30,425 to satisfy Mono County's funding gap commitment to Mammoth Lakes Fire Safe Council (MLFSC) in support of the Lakes Basin Fuel Reduction Project (requires 4/5ths approval of the Board).

Recommended Action: Approve transfer of \$30,425 from GF Contingency to GF Contributions and Transfers.

Fiscal Impact: No change in total appropriations or the adopted budget deficit of \$3 million in the GF for FY 2019-2020. Approval of this item reduces the contingency balance to \$344,125.

D. Performance Contract between California Department of Healthcare Services and Mono County Behavioral Health

Departments: Behavioral Health

Amended Performance Contract with California Department of Healthcare Services (DHCS) adjusting performance standards.

Recommended Action: Approve and authorize Director of Behavioral Health Robin Roberts to sign amended Performance Contract.

Fiscal Impact: No fiscal impact.

E. Voting System Replacement Grant

Departments: Elections

The Secretary of State is offering a Voting System Replacement Grant Amendment with state funds to reimburse the county for voting system replacement activities. This grant is an amendment of a previously approved grant, for an additional available amount of \$122,036.30.

Recommended Action: 1. Approve and authorize the Mono County Clerk-Recorder-Registrar to sign Agreement #18G30126 AMDT. #01 (Voting System Replacement) with the California Secretary of State for receipt of up to \$116,000 to be used to offset the cost of election equipment and \$6,036.30 to be used to offset costs of election management system replacement. 2. Increase appropriations by \$122,036.30, offset by grant revenues of \$122,036.30. Requires a 4/5ths vote.

Fiscal Impact: The Elections Department will realize unanticipated revenues of up to \$122,036.30 in grant funded reimbursement with no match required from county funds.

F. Approved Increase in Appropriations to the Lone Pine Interagency Visitor's Center

Departments: Finance

The Eastern Sierra Visitor Center in Lone Pine, CA is a multi-partner funded center, which includes Mono County. Mono County contributed \$5,000 Funds are provided to it every year. This item is a request for a one-time additional payment to the center in order to extend its operating hours through the end of November.

Recommended Action: Approve increase of \$2,400 in Geothermal Royalties Fund to make a one-time payment to the Interagency Visitor's Center in Lone Pine for extending the center's operating hours through the end of November 2019

(requires 4/5ths vote).

Fiscal Impact: This item increases Geothermal Royalty 2019-20 spending to \$122,400, funded by \$88,000 of anticipated royalty revenues and \$34,400 from carryover balance. Carryover balance, assuming this item is approved, is projected to be \$258,000 at June 30, 2020.

G. Monthly Treasury Transaction Report

Departments: Finance

Treasury Transaction Report for the month ending 9/30/2019.

Recommended Action: Approve the Treasury Transaction Report for the month ending 9/30/2019.

Fiscal Impact: None

H. Quarterly Investment Report

Departments: Finance

Investment Report for the Quarter ending 9/30/2019.

Recommended Action: Approve the Investment Report for the Quarter ending 9/30/2019.

Fiscal Impact: None

I. Amendment to the Voting System Agreement with Dominion Voting Systems

Departments: Elections

An amendment to an existing agreement with Dominion Voting Systems, Inc. to update the scope of purchase under the original agreement to include the ImageCast Remote UOCAVA/RAVBM (Uniformed and Overseas Citizens Absentee Voting Act/Remote Access Vote-By-Mail System).

Recommended Action: Approve County entry into proposed Agreement and First Amendment to the Voting System Agreement by and between Dominion Voting Systems, Inc and Mono County, and authorize County Administrative Officer to execute said contract on behalf of the County.

Fiscal Impact: No net fiscal impact to the general fund. The increased spending of \$3,500 is paid for with grant funding and is included in the 2019-20 amended budget.

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. Inyo - Mono 4-H Road Runner Newsletter Fall 2019

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

B. Temporary Urgency Change (TPUC) of Licenses for LADWP

Two documents that were shared with the Board of Supervisors regarding Rush, Lee Vining, Parker, and Walker Creeks: Notice of Petitions for Renewal of Temporary Urgency Change for Licenses 10191 and 10192 (Applications 8042 and 8043) of the City of Los Angeles, Department of Water and Power (LADWP); Order Approving Petitions for Renewal of Temporary Urgency Change of Licenses 10191 and 10192 (Applications 8042 and 8043) of the City of Los Angeles, Department of Water and Power

C. Application for Alcoholic Beverage License - Mammoth Brewing Company

An application to the State of California Department of Alcoholic Beverage Control for Alcoholic Beverage License by Mammoth Beers, LLC, doing business as Mammoth Brewing Company, in Mammoth Lakes, CA.

D. FERC Environmental Inspection Follow-Up Items

A letter from the Federal Energy Regulatory Commission (FERC) to Wayne Allen, Principal Manager of Southern California Edison (SCE) in response to his May 29, June 12, and August 21, 2019 letters regarding the status of various follow-up items from the Commission's August 20-22, 2018 environmental inspection of the Lee Vining, Lundy, and Bishop Creek Projects.

E. Inyo National Forest Record of Decision Notice

A letter stating that the signed Record of Decision for the Inyo National Forest land management plan and associated final environmental impact statement is now available on the Forest's public website:
<https://www.fs.usda.gov/main/inyo/landmanagement/planning>.

7. REGULAR AGENDA - MORNING

A. Trout Unlimited Presentation

Departments: Board of Supervisors

20 minutes (15 minute presentation, 5 minute discussion)

(Lia Webb, Project Manager) - Presentation from CalTrout on the June Mountain Fuels Reduction project, a restoration project to remove dying trees across 518 acres of National Forest System lands over five years. CalTrout is pursuing additional funding to accomplish this, and intends to leverage funds to implement further scientific research to measure long-term ecosystem changes and determine

best alternatives for biomass utilization.

Recommended Action: None, informational only.

Fiscal Impact: None.

B. Public Hearing: General Plan Amendment (GPA) 19-03 Housing Element Update Adoption

Departments: Community Development

PUBLIC HEARING: 9:30 AM (15 minutes)

(Bentley Regehr) - Adoption of the 2019-2027 Mono County Housing Element, with final edits from the California Department of Housing and Community Development (HCD).

Recommended Action: 1. Conduct a public hearing on GPA 19-03, receive any additional public comments, deliberate the project, and make any desired modifications. 2. Following the public hearing and project deliberations, approve Resolution 19-__ making the required findings, certifying the Addendum, and adopting General Plan Amendment 19-03. 3. Provide any additional direction to staff.

Fiscal Impact: No fiscal impact at this time.

C. Tourism Business Improvement District (TBID) Workshop

Departments: Economic Development

45 minutes

(Nichole Farley, Civitas) - Presentation by Nichole Farley, Director of Business Development and Client Engagement with Civitas regarding the Tourism Business Improvement District program and parameters.

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

Fiscal Impact: None at this time. Ms. Farley will provide information regarding fees/set-up costs to form a TBID program.

D. Employment Agreement with Sarah Gillespie

Departments: District Attorney

5 minutes

(Tim Kendall, District Attorney) - Employment agreement with Sarah Gillespie for the position of Operations and Programming Supervisor.

Recommended Action: Approve Resolution R19-__, Approving an employment agreement with Sarah Gillespie for the position of Mono County Operations and Programming Supervisor.

Fiscal Impact: The proposed salary is \$79,169. If filled, the remaining FY 2019-2020 is \$59,378 which \$50,378 is funded by the Victim/Witness Grant and \$9,000 to be funded by the District Attorney's CalMet Budget. Additional PER's contribution is \$7,512 per year. Remaining FY 2019-2020 PER's increase of \$5,634 will be funded by the District Attorney's CalMet Budget. There is no General Fund Impact.

E. Employment Agreement with Kevin Julian

Departments: Public Works

5 minutes

(Tony Dublino, Director of Public Works) - Proposed resolution approving a contract with Kevin Julian as Road Operations Superintendent, and prescribing the compensation, appointment and conditions of said employment.

Recommended Action: Announce Fiscal Impact. Approve Resolution #R19-___, Approving a contract with Kevin Julian as Road Operations Superintendent, 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: Total Cost of position for remainder of FY 19/20 is \$101,021, of which \$66,696 is salary and \$34,325 is benefits. Total cost for a full year is \$151,501 of which \$100,044 is salary and \$51,457 is benefits. The position has been budgeted in the 19/20 Fiscal Year, although at a lower annual salary of \$83,044. The position has been vacant for 4 months, which will make up the difference.

F. Civic Center Update

Departments: Public Works

20 minutes

(Tony Dublino, Director of Public Works) - Update on the County's Civic Center project at 96 Thompson Way.

Recommended Action: None, informational only.

Fiscal Impact: None.

G. Request for Waiver of Encroachment Permit Fees

Departments: Public Works

5 minutes

(Tony Dublino, Director of Public Works) - Request for waiver of encroachment permit fee for manufactured home at 2125 Eastside Lane in Coleville, providing safe and compliant housing for Benton tribal member to replace substandard housing previously located on property.

Recommended Action: Approve waiver of Encroachment Permit fee of \$528.

Fiscal Impact: If waiver is approved, \$528 in fee revenue would be lost.

H. Participation in CPUC Proceedings Regarding Public Safety Power Outages

Departments: County Counsel

15 minutes

(Stacey Simon) - Opportunities for participation in California Public Utility Commission (CPUC) rulemaking proceedings related to electrical de-energization (PSPS).

Recommended Action: Presentation regarding County's options for participation in ongoing rulemaking of the California Public Utilities Commission (CPUC) related to electrical de-energization (PSPS) in California and/or in related processes. Potential options are include in the staff report.

Fiscal Impact: Depends on option selected, ranging from \$10,000 to \$40,000, exclusive of staff time. See staff report for specifics. This amount is not included in the FY 2019-20 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): Steve Barwick, Stacey Simon, 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 - Existing Litigation

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: *County of Mono and Sierra Club v. City of Los Angeles, et al.* (Alameda Superior Court Case no.: RG18923377)

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: Michael Hallum v. Mono County (Mono County Superior Court Case No. CV170086).

D. Closed Session - Public Employment

PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Government Code section 54957. Title: County Administrative Officer.

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.

THE AFTERNOON SESSION WILL RECONVENE NO EARLIER THAN 1:00 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. Public Hearing: Proposed Ordinance Extending the Temporary Moratorium on Industrial Hemp Cultivation within the Unincorporated Areas of Mono County

Departments: Community Development - Planning

PUBLIC HEARING: 1:00 PM (10 minutes)

(Michael Draper) - Public hearing pursuant to Government Code section 65858(a) regarding adoption of proposed urgency ordinance extending the temporary moratorium prohibiting cultivation of industrial hemp within the unincorporated areas of Mono County.

Recommended Action: Conduct public hearing. Consider and potentially adopt proposed ordinance No. ORD19-____, extending the temporary moratorium prohibiting cultivation of industrial hemp in the unincorporated areas of Mono County established by Mono County Ordinance No. ORD18-14. Ordinance will be effective immediately. Provide any desired direction to staff.

Fiscal Impact: None.

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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