



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 March 7, 2017

TELECONFERENCE LOCATION: Mammoth Lakes BOS Meeting Room, 3rd Floor Sierra Center Mall, 452 Old Mammoth Road, Mammoth Lakes, California, 93546; 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 the Clerk of the Board at (760) 932-5534. 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. APPROVAL OF MINUTES

A . Board Minutes

Departments: Clerk of the Board

Approve minutes of the Regular Meeting held on February 7, 2017.

B . Board Minutes

Departments: Clerk of the Board

Approve minutes of the Regular Meeting held on February 14, 2017.

C . Board Minutes

Departments: Clerk of the Board

Approve minutes of the Special Meeting held on February 15, 2017.

D . Board Minutes

Departments: Clerk of the Board

Approve minutes of the Regular Meeting held on February 21, 2017.

3. RECOGNITIONS - NONE

4. BOARD MEMBER REPORTS

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

5. COUNTY ADMINISTRATIVE OFFICE

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

6. DEPARTMENT/COMMISSION REPORTS

7. 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. Mono County Children's Medical Services (CMS) Plan Fiscal Year 2016-2017

Departments: Health Department

Proposed contract with California Department of Health Care Services (DHCS) Children's Medical Services (CMS) branch pertaining to the CMS Plan Fiscal Year 2016-2017.

Recommended Action: Approve County entry into proposed contract with DHCS and authorize the BOS Chairperson to execute said contract on behalf of the County through signing the California Children Services (CCS) and Child Health and Disability Prevention Program (CHDP) Certification Statements.

Fiscal Impact: There is zero impact to the Mono County General Fund. These programs are funded with a mix of Federal Title XIX (Medicaid), Federal Title XXI funds, State General Fund, and Realignment dollars totaling \$252,558.

B. 2017-2018 Boating Safety and Enforcement Financial Aid Program Agreement Board Resolution

Departments: Mono County Sheriff's Office

2017-2018 Boating Safety and Enforcement Financial Aid Program Agreement Resolution.

Recommended Action: Adopt Resolution #17-__ authorizing Mono County's participation in the FY 2017-2018 Boating Safety and Enforcement Financial Aid Program Agreement and designating the Sheriff-Coroner, Emergency Services Coordinator, and the Sheriff's Finance Officer as authorized agents to sign for and administer Boating Safety and Enforcement Financial Aid Program Agreement. Provide any desired direction to staff.

Fiscal Impact: This resolution will assist with meeting the program guidance for participation in the Boating Safety and Enforcement Financial Aid Program Agreement for Fiscal Year 2017-2018. When the agreement is awarded, the award will not exceed \$131,065.00. There is no match requirement for this grant.

C. Treasury Transaction Report for 1/31/2017

Departments: Finance

Treasury Transaction Report for the month ending 1/31/2017.

Recommended Action: Approve the Treasury Transaction Report for the month ending 1/31/2017.

Fiscal Impact: None.

D. Safety Seat Checkup Proclamation

Departments: Clerk of the Board

Stephanie M. Tombrello, LCSW, Executive Director, SafetyBeltSafe USA, has requested the Board adopt a proclamation recognizing the week of April 2 - April 8, 2017, as Safety Seat Checkup Week.

Recommended Action: Approve proposed

proclamation. **Fiscal Impact:** None.

E. Wheeler Crest Design Review Committee Appointments

Departments: Community Development-Planning

Consider Supervisor Stump's recommendations regarding reappointment of one new member and one existing member to the Wheeler Crest Design Review Committee.

Recommended Action: Appoint one new member, Bob Weiland, and re-appoint one existing member, Judy Beard, to the Wheeler Crest Design Review Committee, as recommended by Supervisor Stump.

Fiscal Impact: No fiscal impacts are expected.

F. Appointments in Lieu of Election

Departments: Clerk of the Board

Appointment of Directors of Special Districts in Lieu of Election. The following Special Districts have vacancies to be filled: Birchim Community Services District and Wheeler Crest Community Services District. These Special Districts have submitted names for appointment/reappointment, as outlined in the staff report. These terms will expire on 11/30/2020. The Board of Supervisors is the governing body under Elections Code Section 10515 to make these appointments.

Recommended Action: Appoint Robin Davis to Birchim Community Services District and William Dunlap to Wheeler Crest Community Services District, as recommended, to fill special district board vacancies.

Fiscal Impact: None.

G. Change to Allocation List for Public Health Department

Departments: Finance, Public Health

Proposed resolution amending the allocation list to reflect an increase to the full time equivalent (FTE) of the Director of Nursing from 0.8 FTE to 0.9 FTE in the Public Health Department.

Recommended Action: Adopt proposed resolution #R17-___, amending the Allocation List to reflect an increase to the full time equivalent (FTE) of the Director of Nursing from 0.8 FTE to 0.9 FTE in the Public Health Department.

Fiscal Impact: The additional cost of this FTE increase is \$4,762 (\$2,797 for salary and \$1,965 for benefits) for the remainder of FY 16/17 and this amount was included in the department's mid-year budget request that was approved on February 21, 2017. The annual cost of this FTE increase is \$8,670 (\$4,983 for salary and \$3,687 for benefits).

8.

All items listed are located in the Office of the Clerk of the Board, and are available

review. Direction may be given to staff regarding, and/or the Board may discuss, any item of correspondence listed on the agenda.

A. Letter from Terry Lee re Immigration

Departments: Clerk of the Board

Letter from Terry Lee of Swall Meadows regarding concerns over immigration enforcement.

B. Letter from Craig Schragger re Sierra Center

Mall Departments: Clerk of the Board

Letter from Craig Schragger DDS to the Board of Supervisors regarding his experience as a tenant at Sierra Center Mall.

9. REGULAR AGENDA - MORNING

A. Update on Racial & Ethnic Disparity Grant

Departments: Probation and Behavioral Health 20 minutes (15 minute presentation; 5 minute discussion)

(Karin Humiston, Robin Roberts, Stacie Casabian, Jazmin Puga-Sosa, Sal Montenez, Sofia Flores) - Presentation by Karin Humiston and Robin Roberts regarding update of the Racial and Ethnic Disparity Grant and review of future changes.

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

Fiscal Impact: None

B. Review of Need for Continuation of Local Emergency

10 minutes (5 minute presentation; 5 minute discussion)

(Leslie Chapman, Ingrid Braun) - On January 31, 2017 the Mono County Sheriff declared a state of local emergency as a result of extreme winter weather. The Board of Supervisors ratified this declaration on February 7, 2017, and further declared a continuing state of emergency. Mono County Code Section 2.60.080 requires that the Board of Supervisors review the need for continuing the local emergency every 14 days, and Government Code section 8630 requires that the Board review the need at least every 30 days until it is terminated. This item is provided for that purpose.

Recommended Action: Review need for continuing the local emergency. If Board determines that need no longer exists, direct staff to prepare a declaration terminating local emergency.

Fiscal Impact: None

C. General Plan Amendments

Departments: CDD

PUBIC HEARING: 10:00 A.M.

(Gerry Le Francois and Nick Criss) -

Conduct a public hearing on General Plan Amendment 17-01, Part A and Part B (originally identified as 16-00020). Following the public hearing and discussion, adopt Resolution 17-__ approving addenda to the 2015 General Plan Final Environmental Impact Report and adopting General Plan Amendment 17-01 Part A, Annual Update and Part B, Land Use Element Chapter 25 Revisions Regarding Transient Rentals (originally identified as 16-00020).

The 2015 General Plan Final Environmental Impact Report is too large to attach and can be accessed at the following link:

<https://monocounty.ca.gov/planning/page/general-plan-eir>

Recommended Action: GENERAL PLAN AMENDMENT 16-00020(a):

1. Change Land Use Designation (LUD) of former Mountain Gate property from Rural Residential (RR) 5 & 10 to Open Space (OS) (affected APNs 002-140-033, 002-490-002, -007, -008 & -011 are owned by Mono County); 2. Change LUD for Walker Behavioral Health property from Mixed Use 1-acre minimum to Public Facility (PF) (APN is 002-361-012 and is owned by Mono County); 3. Change LUD for Public Works property at West Walker River/North River Lane from Estate Residential (ER) to Public Facility (PF) (APN is 002-310-056); 4. Change LUD of Walker tennis courts from Estate Residential to Public Facility (APNs are 002-362-008 & -009); 5. Change LUD on various FEMA properties along North River Lane and Meadow Drive from Estate Residential (ER) to Open Space (OS) (APNs are 002-290-005, 006, 007, 002-300-002, 002-310-001, -009, -038, -037, -035, and 002-343-005); 6. Change LUD on APN 002-450-014 Antelope Valley Fire Station from Agricultural 10 (AG10) to Public Facilities (PF); 7. Add policy to Land Use Element, Antelope Valley Plan as follows: The RPAC endorses the use of FEMA/County properties on N. River Road and Meadow Lane as open space, without development for public improvements and facilities until 2041; 8. Change setback in Mixed Use district for residential uses from 0 feet to 10 feet; 9. Specify that a General Plan Amendment initiated by a private landowner must go before the Board of Supervisors for approval if the GPA is a major policy change with potential significant impacts countywide; and 10. Amend Chapter 16, Accessory Dwelling Units, to comply with AB2200 and SB1069. **GENERAL PLAN AMENDMENT 16-00020(b):** Revise General Plan Land Use Element Chapter 25 concerning transient rentals. Highlights of the recommended changes include: establish a process to permit transient rentals in residential areas if specific proposals are compatible with applicable area plans, extend noticing requirements for public hearings to 30 days, define Type I rentals as owner-occupied properties and set Use Permit Process for approval, define Type II rentals as vacant properties with off-site management and set a General Plan Amendment process for approval, require Vacation Home Rental Permits (Ch. 26) for both Type I and Type II rentals, eliminate solicitation of multi-parcel applications or setup of districts, focus on standard for approval as lack of reasonable opposition by neighbors directly affected rather than neighborhood support, and clarify "neighbor."

D. Presentation on Sierra Nevada Bighorn Sheep

1.5 hours (30 minute presentation; 1 hour discussion)

(CA DFW staff and USFWS staff) - Presentation by CA DFW and USFWS regarding Sierra Nevada Bighorn Sheep Recovery efforts.

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

Fiscal Impact: None.

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. **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 - Existing Litigation**

Departments: County Counsel

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: Czeschin v. County of Mono; administrative citation appeal (Mono County Superior Court Case No. CV 170001).

C . **Closed Session - Real Property Negotiations**

CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Government Code section 54956.8. Property: Sierra Center Mall, Mammoth Lakes. Agency negotiators: Leslie Chapman, Janet Dutcher, Tony Dublino, Stacey Simon. Negotiating parties: Mono County and Highmark Mammoth Investments, LLC. Under negotiation: Price and terms of payment.

12. **REGULAR AGENDA - AFTERNOON**

A. Direction to Staff re Conway Ranch Request for Grazing Proposals Departments: Public Works; CAO 2.5 hours (15 minute presentation; 2.25 hour discussion)

(Tony Dublino) - Presentation by Tony Dublino regarding potential issuance by County of a Request for Proposals for Grazing at Conway Ranch.

Recommended Action: Receive presentation and provide direction to staff regarding the issuance of an RFP for grazing on Conway Ranch, including, but not limited to, one of the following options: 1. Direct staff to prepare RFP for sheep grazing at Conway and Mattly Ranch. Any such proposal will require indemnification as well as applicant funding of any necessary CEQA. Once prepared, present to Board for approval, posting and publishing. 2. Direct staff to prepare RFP for cattle grazing at Conway and Mattly Ranch. Any such proposal will require indemnification as well as applicant funding of any necessary CEQA. Once prepared, present to Board for approval, posting and publishing. 3. Do not direct staff to prepare an RFP – allow current grazing lease to expire without subsequent lease in place.

Fiscal Impact: None at this time.

B. State Transportation Funding Legislation Update

Departments: Public Works - Roads 30 minutes (10 minute presentation; 20 minute discussion)

(Garrett Higerd) - Two competing bills have been introduced in the California state legislature to address the transportation funding crisis that has been worsening over recent years. Draft letters have been prepared in support of both bills and attached for consideration.

Recommended Action: Receive update on SB 1 (Beall) & AB 1 (Frazier) the “Transportation Funding and Reform Act” and AB 496 (Fong) the “Traffic Relief and Road Improvement Act”. Consider approval of a letter of support for one of the proposed bills – potentially with recommended amendments. Provide direction to staff.

Fiscal Impact: None at this time. However, if signed into law, both proposals would significantly increase funding to maintain and improve local streets and roads and state highways. SB 1 (Beall) & AB 1 (Frazier) would be primarily funded by increases to state gas tax, vehicle registration fees, and diesel taxes and a partial restoration of weight fee diversions and partial loan repayments. AB 496 (Fong) would primarily be funded by weight fee diversions, loan repayments, vehicle sales and use taxes, and vehicle insurance taxes that are currently diverted to the state General Fund to pay for services like public health and human services.

C. Request for Letter of Support for

AB174 Departments: Public Works -
Roads 5 minutes

(Garrett Higerd) - Assemblyman Bigelow, along with a bipartisan coalition, introduced AB 174, which requires one voting member of the California Transportation Commission to reside in a county with a population of less than 100,000. Currently, the California Transportation Commission consists of 11 voting members. There are no requirements to fill these positions. This bill will ensure the voices of small, rural California counties are heard and will give our communities a needed seat at the table. This item is sponsored by Supervisor Johnston.

Recommended Action: Approve proposed letter of support for AB174 and authorize Chair to sign on behalf of the County. Provide any desired direction to staff.

Fiscal Impact: None.

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