



# 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 April 11, 2017

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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. APPROVAL OF MINUTES - NONE**

**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. Treasury Transaction Report for 2/28/2017**

Departments: Finance

Treasury Transaction Report for the month ending 2/28/2017.

**Recommended Action:** Approve the Treasury Transaction Report for the month ending 2/28/2017.

**Fiscal Impact:** None.

**B. Administrative Services Specialist/Victim Witness Coordinator**

Departments: District Attorney

Request to hire an Administrative Services Specialist/Victim Witness Coordinator at a 69c step rather than 69a.

**Recommended Action:** Approve hiring of Ms. Gillespie as Administrative Services Specialist/Victim Witness Coordinator, at a 69c step versus a 69a step.

**Fiscal Impact:** Impact to the General Fund is \$5,608.00 for 33 days of training. This amount is covered by the DA's current budget. Starting June 1, 2017 this position will be covered by the Victim/Witness grant and there will be no general fund impact.

**C. Inyo Mono Broadband Consortium Advisory Council Appointments**

Departments: Board of Supervisors; Information Technology

The Inyo-Mono Broadband Consortium (IMBC) was approved by the California

Public Utilities Commission (CPUC) on January 1st, 2017. Overseen by the Eastern Sierra Council of Governments (ESCOG), and funded by the California Advanced Services Fund (CASF), the focus of the IMBC is to support and improve the viability of public and private broadband infrastructure investments throughout the region. The purpose of the Advisory Council is to engage local public, private, and tribal stakeholders to help inform the decision-making process of the recently formed Inyo-Mono Broadband Consortium. This group will be comprised of a total of 12 individuals, with the governing bodies of each ESCOG member jurisdiction appointing three (3) members from their agency's geography. This item is intended to appoint three Mono County representatives to this Committee for a two year term: Tina Baithwaite, Jimmy Little and Ron Day.

**Recommended Action:** Appoint the following three Mono County representatives to the Inyo-Mono Broadband Consortium Advisory Committee for a two-year term: - Tina Baithwaite, Jimmy Little, and Ron Day.

**Fiscal Impact:** None.

**8. 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 from Range of Light re Support of Trails Maintenance**

Departments: Clerk of the Board

Letter from the Range of Light Group to Garrett Villanueva, in support of increased Trails Maintenance funding. The Board of Supervisors was cc'd on this letter.

**9. REGULAR AGENDA - MORNING**

**A. Contract Award for The Crowley Lake Skatepark**

Departments: Public Works

5 minutes

(Peter Chapman) - Proposed contract with Spohn Ranch, Inc. for the construction of The Crowley Lake Skatepark project.

**Recommended Action:** Based on this staff report concerning bids received in response to a solicitation for bids: 1) amend FY 2016-2017 Capital Improvement Projects Budget (GL Account Numbers 190-18-725-18100 and 190-18-725-52011) by \$455,000 to allow for construction expenses and reimbursement from County Services Area #1 (CSA1); 2) identify Spohn Ranch, Inc. as responsible bidder submitting the lowest responsive bid; 3) approve and authorize Public Works Director's signature on contract with Spohn Ranch, Inc. for The Crowley Lake Skatepark project in an amount not to exceed \$549,880.00; 4) authorize the Public Works Director, in consultation with County Counsel, to administer that contract, including making minor amendments to said contract from time to time as

the Public Works Director may deem necessary, and issue change orders to the contract in accordance with Public Contract Code §20142, provided such amendments do not substantially alter the scope of work, do not cause spending on the project to exceed the budgeted authority, and are approved as to form and legality by County Counsel.

**Fiscal Impact:** This project is funded by CSA1. The total project cost for the skatepark is estimated at \$650,000. The budget amendment of \$455,000 increases the Capital Improvement Projects Budget for the skatepark from \$195,000 to \$650,000. The proposed construction contract is for \$549,880 and does not include: the restroom, connection fees, surveying, and testing. The contractor payments will not impact the General Fund.

**B. Public Hearing for Establishing a Cemetery Fee Schedule**

Departments: Public Works

PUBLIC HEARING - 10:00 a.m. (10 minutes)

(Peter Chapman) - Public hearing regarding an ordinance of the Mono County Board of Supervisors establishing a schedule of fees for services provided at the public cemeteries located within the unincorporated area of the county.

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

**Fiscal Impact:** A \$0 to \$5,000 per year increase in revenue for the cemeteries is anticipated. Any and all fees collected under this ordinance will be for the maintenance and improvement of the three public cemeteries in Mono County.

**C. Cemetery Ordinance**

Departments: Public Works

15 minutes (5 minute presentation; 10 minute discussion)

(Peter Chapman) - Proposed ordinance number ORD17-\_\_\_ An Ordinance of the Mono County Board of Supervisors Amending Chapter 7.32 of the Mono County Code Pertaining to Public Cemeteries.

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

**Fiscal Impact:** None

**D. Request for Snow Removal Assistance - Yosemite National Park**

Departments: Public Works - Road

20 minutes (5 minute presentation; 15 minute discussion)

(Jeff Walters) - Upon its opening each spring, State Highway 120 through Yosemite National Park (YNP) provides a significant benefit to businesses and visitation in Mono County. The Board of Supervisors has actively supported and assisted YNP and Caltrans with snow removal and opening of Highway 120. The Park Service

has requested assistance from Mono County again this year. In order to promptly respond the Board of Supervisors would need to authorize Public Works to provide snow removal assistance.

**Recommended Action:** Consider and potentially adopt Resolution R17-\_\_ Authorizing the Public Works Director to Execute and Administer Cooperative Agreements and Utilize Department of Public Works Personnel and Equipment to Assist with Snow Removal Activities associated with the 2017 Opening of Highway 120 Within Yosemite National Park." Provide any desired direction to staff.

**Fiscal Impact:** Fiscal impact will depend upon the depth of snow, weather conditions, and road debris. All expenses are already included in the FY16-17 Road budget.

**E. Public Hearing Regarding Resolution to Increase Recording Fees by \$1**

Departments: Clerk-Recorder

PUBLIC HEARING - 11:00 A.M. (15 minutes)

(Shannon Kendall, Clerk-Recorder) - Public Hearing pursuant to Government Code section 66018(a) on proposed fee increase in the amount of \$1.00 for all recordable documents to offset cost of E-Recording program.

**Recommended Action:** Conduct a Public Hearing regarding proposed fee increase of \$1.00 for all recordable documents. Following the public hearing, review and potentially adopt Resolution #R17-\_\_\_\_\_, imposing a fee increase in the amount of \$1.00 for each instrument that is recorded by the County.

**Fiscal Impact:** The revenue generated by this fee increase will depend on the number of documents recorded each year and will be used to offset related costs.

**F. Memorandum of Understanding with Deputy Sheriffs' Association and Related Side Letters**

Departments: CAO, Human Resources, Finance

45 minutes (20 minute presentation; 25 minute discussion)

(Leslie Chapman) - Proposed resolution approving Memorandum of Understanding with the Mono County Deputy Sheriffs' Association for January 1, 2017 through December 31, 2021. Proposed resolution approving Side Letters to Memorandum of Understanding.

**Recommended Action:** Adopt proposed resolution #R17-\_\_, Adopting and approving a Memorandum of Understanding and Side Letters between the County and the Deputy Sheriff's Association.. Provide direction to staff.

**Fiscal Impact:** This new agreement between the County and the DSA is for five years, retroactive back to January 1, 2017 and effective through December 31, 2021. Staff estimate that approval of this new agreement will cost the County approximately \$145,314 (or 6.10%) for 2017 (calendar year), \$85,523 (or 3.38%)

for 2018, \$101,525 (or 3.88%) for 2019, \$99,211 (or 3.65%) for 2020 and \$103,791 (or 3.69%) for 2021. Salary increases are provided for January 1, 2017, 2018, 2019, 2020 and 2021. Overall, this agreement increases base pay, limits special pay items, includes cost sharing on health insurance benefits and decreases the County's long-term liability for compensated absences.

**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 - 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.

**C. 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.

**D. 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.

**THE AFTERNOON SESSION WILL RECONVENE NO EARLIER THAN 1:00 P.M.**

**12. 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.)

**13. REGULAR AGENDA - AFTERNOON**

**A. Public Hearing and County Election to Serve as Groundwater Sustainability Agency**

Departments: County Counsel

PUBLIC HEARING 1:00 P.M. (30 minutes)

(Stacey Simon) - Public hearing regarding determination by Mono County to become a Groundwater Sustainability Agency (GSA) under the Sustainable Groundwater Management Act (SGMA) for those portions of the Owens Valley Groundwater Basin within Mono County but outside the boundaries of the Tri-Valley Groundwater Management District. Provide any desired direction to staff.

**Recommended Action:** 1. Conduct public hearing and potentially adopt Resolution R17-\_\_\_, electing to serve as the Groundwater Sustainability Agency for portions of the Owens Valley Groundwater Basin within Mono County that are not within the boundaries of the Tri-Valley Groundwater Management District. Alternatively, direct staff to notify the State that the County is unwilling or unable to serve. 2. Discuss possibility of formation of Joint Powers Agency with one or more local agencies in the basin that are eligible to serve as groundwater sustainability agencies under the SGMA, or other local coordination regarding the development of a groundwater sustainability plan and direct staff regarding communications with some or all of those agencies. 3. Provide any other desired direction to staff. Focus Area(s) Met: Economic Base, Infrastructure, Public Safety, and Environmental Sustainability.

**Fiscal Impact:** See staff report for information.

**B. Public Hearing for Extension of Moratorium on Type II Short-Term Rentals & Outreach Plan**

Departments: Community Development

PUBLIC HEARING 1:30 P.M. (30 minutes)

(Wendy Sugimura) - Conduct Public Hearing and consider and potentially adopt proposed ordinance #ORD17-\_\_\_, An Interim Ordinance of the Mono County Board of Supervisors Extending the Temporary Moratorium Suspending the Establishment of Type II Short-Term Vacation Rentals Within the Unincorporated Areas of Mono County as Authorized by Chapter 25 of the Mono County General Plan. Discuss outreach to engage communities on discussion of Type II rentals and other upcoming County policy issues, and provide direction to staff.

**Recommended Action:** Adopt proposed ordinance #ORD17-\_\_\_, Extending the Temporary Moratorium Suspending the Establishment of Type II Short-Term

Vacation Rentals Within the Unincorporated Areas of Mono County as Authorized by Chapter 25 of the Mono County General Plan. Discuss related outreach and policies and provide any additional staff direction.

**Fiscal Impact:** Costs are dependent on the type of outreach directed by the Board, both for hard costs and staff time.

**ADJOURN**