



# 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.

Teleconference Only - No Physical Location

### Regular Meeting July 7, 2020

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#### TELECONFERENCE INFORMATION

As authorized by Governor Newsom's Executive Order, N-29-20, dated March 17, 2020, the meeting will be held via teleconferencing with members of the Board attending from separate remote locations. This altered format is in observance of recommendations by local officials that precautions be taken, including social distancing, to address the threat of COVID-19.

#### **Important Notice to the Public Regarding COVID-19**

Based on guidance from the California Department of Public Health and the California Governor's Officer, in order to minimize the spread of the COVID-19 virus, please note the following:

1. There is no physical location of the meeting open to the public. You may participate in the Zoom Webinar, including listening to the meeting and providing public comment, by following the instructions below.

#### **To join the meeting by computer:**

Visit <https://monocounty.zoom.us/j/96485853674>

Or visit <https://www.zoom.us/> click on "Join A Meeting" and use the Zoom Meeting ID 964 8585 3674.

#### **To join the meeting by telephone:**

Dial (669) 900-6833, then enter Webinar ID 964 8585 3674.

To provide public comment (at appropriate times) during the meeting, press \*9 to raise your hand.

2. If you are unable to join the Zoom Webinar of the Board meeting you may still view the live stream of the meeting by visiting [http://monocounty.granicus.com/MediaPlayer.php?publish\\_id=8c4d8d56-9aa6-4b8a-ace3-1fbaaecbf14a](http://monocounty.granicus.com/MediaPlayer.php?publish_id=8c4d8d56-9aa6-4b8a-ace3-1fbaaecbf14a)

**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).

**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**

Please refer to the Teleconference Information section to determine how to make public comment for this meeting.

**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. 2019-2020 Mono County Child Care Council Zip Code Priorities**

Departments: Mono County Child Care Council (MCCCC)

The purpose of the Zip Code Priorities is to identify local funding priority areas for state and federal funds for General Child Care and Development Programs and the State Preschool Program.

**Recommended Action:** Approve the MCCCC 2019-2020 Zip Code Priorities, and authorize Board Chair to sign.

**Fiscal Impact:** None.

**B. Allocation List Amendment - County Counsel**

Departments: Human Resources, County Counsel

Proposed resolution amending the County of Mono List of Allocated Positions to eliminate the position of Deputy County Counsel III in the Office of County Counsel and add the position of Deputy County Counsel III/Assistant County Counsel.

**Recommended Action:** Adopt proposed resolution R20-\_\_\_, Amending the County of Mono List of Allocated Positions to eliminate the position of Deputy County Counsel III in the Office of County Counsel and add the position of Deputy County Counsel III/Assistant County Counsel.

**Fiscal Impact:** There is no fiscal impact associated with this change to the allocation list. Please refer to the regular agenda item approving an employment

agreement with Jason Canger for the fiscal impact related to the change in his position.

**C. Appointment to the Mono County Child Care Council**

Departments: Mono County Child Care Council

Mono County Child Care Council seeks the appointment of Kelly Conboy by the Mono County Board of Supervisors for a two-year term beginning June 18, 2020 and terminating May 17, 2022.

**Recommended Action:** Appoint Kelly Conboy to a two-year term in the category of Discretionary Appointees from June 18, 2020 and terminating May 17, 2022.

**Fiscal Impact:** None.

**D. FY 2019-20 County Audit Engagement Letter**

Departments: Finance

This audit engagement letter between the County of Mono and the audit firm of Price Paige & Company, and subject to an existing contract for services entered into on August 1, 2018, establishes an understanding about the audit services to be performed and the responsibilities of each party.

**Recommended Action:** Approve Chair of the Board of Supervisors signature on the Fiscal Year 2019-2020 audit engagement letter between the County of Mono and the audit firm of Price Paige & Company.

**Fiscal Impact:** The cost of this audit for Fiscal Year 2019-2020 is \$75,293, which is included in the Department's proposed budget for Fiscal Year 2020-2021.

**E. Medi-Cal County Inmate Program**

Departments: Sheriff

Proposed contract #20-10228 with California Department of Health Care Services pertaining to participating in the Medi-Cal County Inmate Program (MCIP) for Fiscal Years (FY) 2020-2021, 2021-2022, and 2022-2023.

**Recommended Action:** Approve County entry into proposed contract number 20-10228 with the California Department of Health Care Services for participation in the Medi-Cal County Inmate Program, total contract amount of \$237.08, and authorize Board Chair Stacy Corless to execute said contract on behalf of the County. Provide any desired direction to staff.

**Fiscal Impact:** Fees paid for administrative costs and payments associated with this program will be paid with General Fund monies budgeted in Jail Medical Services or the Community Corrections Partnership. The maximum payable amount the County shall be obligated to pay for services rendered under this Agreement shall not exceed \$75.20 for FY 2020-21.

**F. Resolution Approving the Conditions for Receipt of 2020 Budget Act Funds**

Departments: CAO, Finance

Proposed Resolution of the Mono County Board of Supervisors Approving the Conditions for Receipt of Budget Act 2020 Funds and Authorizing the County Administrative Officer to Sign Associated Certifications.

**Recommended Action:** Adopt proposed resolution R20 - \_\_, Approving the Conditions for Receipt of Budget Act 2020 Funds and Authorizing the County Administrative Officer to Sign Associated Certifications.

**Fiscal Impact:** The resolution and corresponding certifications are pre-requisites that ensure Mono County can participate in a share of State allocations intended to make up for the revenue losses from realignment funding and a share of Federal CARES act money provided by the Federal Government to the State of California and shared via the State Budget Act of 2020 with County jurisdictions. Specific amount of the allocations are yet to be determined.

**G. Support Letter for Streamlining HCD Application and Award Process**

Departments: Board of Supervisors

A letter to Assemblymember Tom Daly in support of Assembly Bill 434, which would streamline the Department of Housing and Community Development rental housing programs into a single application and award process, which could result in more affordable housing in California.

**Recommended Action:** Approve letter and authorize Board Chair to sign.

**Fiscal Impact:** None.

**6. CORRESPONDENCE RECEIVED**

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

**A. Notice of Intent to Vacate and Surrender Minaret Mall Subleased Premises**

A letter to Daniel Holler, Town Manager of the Town of Mammoth Lakes, providing notice of the County of Mono's intent to vacate and surrender its subleased premises, including the Community Development, Information Technology, and Public Health departments spaces.

**B. Dam Surveillance Cameras Installation for Eastern Operations Dams**

A letter from the Federal Energy Regulatory Commission Office of Energy Projects Division of Dam Safety and Inspections to James A. Burkle, Director of Generation for Southern California Edison in response to a letter from Wayne Allen requesting to install cameras for remote monitoring and surveillance at Saddlebag and Tioga dams, Lundy Dam, and Bishop Intake 2 and Hillside Dam, which are parts of the Lee Vining Creek, Lundy, and Bishop Creek projects.

**C. 2018 4th Independent Consultant's Safety Inspection Report for Tioga Main and Auxiliary Dams**

A letter from the Federal Energy Regulatory Commission Office of Energy Projects Division of Dam Safety and Inspections to James A. Burkle, Director of Generation for Southern California Edison in response to a letter from Wayne Allen that submitted the 4th Independent Consultant's Safety Inspection Report for Tioga Main and Auxiliary Dams, which are part of the Lee Vining Creek Project.

**D. CDFW Notice of Bacterial Outbreak at Hatcheries Temporarily Halting Fish Stocking**

A press release from the California Department of Fish and Wildlife regarding a bacterial outbreak at some of their hatchery facilities. Two of the outbreaks are located at hatcheries that supply the Eastern Sierra with stocked trout.

**7. REGULAR AGENDA - MORNING**

**A. COVID-19 (Coronavirus) Update**

Departments: CAO

1 hour

(Bob Lawton, CAO) - Update on Countywide response and planning related to the COVID-19 pandemic, including reports from the Emergency Operations Center (EOC), Unified Command (UC), and the various branches of the EOC, including Community Support and Economic Recovery, Joint Information Center (JIC), and Public Health. Specific topics include, but are not limited to: (1) Paring down EOC activities.

**Recommended Action:** None, informational only.

**Fiscal Impact:** None.

**B. EOC Financial Update**

Departments: Finance

15 minutes (5 minutes presentation; 10 minutes discussion)

(Janet Dutcher) - Update about Emergency Operation Center (EOC) shared financial costs incurred through June 15, 2020 in response to the COVID-19 public health emergency.

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

**Fiscal Impact:** EOC shareable costs incurred through June 15, 2020 total \$235,772 of which Mono County's share is \$117,886. Of this amount obligated by the County, reimbursement of \$88,416 is expected from FEMA and \$14,735 from CalOES, leaving \$14,735 as our local contribution.

**C. Resolution to Allow Expedited Approvals of Temporary Business Operations in Response to COVID-19 Restrictions**

Departments: Community Development

15 minutes

(Bentley Regehr) - In response to restrictions due to COVID-19, Mono County Community Development has created a set of interim procedures to allow businesses to temporarily modify operations without additional permitting. Proposed changes that meet listed criteria would not require a modification to the existing permit or an application for a new permit. Interim changes would be valid through December 31, 2020, unless extended. Requests for permanent modifications would still require a use permit modification, if applicable.

**Recommended Action:** Proposed Resolution R20-\_\_\_, Authorizing the Community Development Director to Allow Businesses to Make Temporary Modifications in Response to COVID-19 Without the Requirement to Obtain a Use Permit or Use Permit Modification.

**Fiscal Impact:** Some minor amount of staff time for which no reimbursement is received from the applicant. Indirectly, some minor amount of increased sales tax as businesses are more likely to maintain pre-COVID capacity.

**D. Recommendations for November 3, 2020 General Election**

Departments: Elections

20 minutes (10 minute presentation; 10 minute discussion)

(Shannon Kendall, Clerk - Recorder - Registrar) - Update on November 3, 2020 General Election - Changes to vote-by-mail and in-person voting requirements due to COVID-19 Pandemic.

**Recommended Action:** Authorize the Mono County Registrar of Voters to follow the requirements and guidelines set forth in Executive Orders N-64-20 and N-67-20 for the November 3, 2020 General Election as detailed in the staff report.

**Fiscal Impact:** Unknown at this time. Expected increase in cost to mail vote-by-mail ballots to all voters but should be offset by new federal Help America Vote Act (HAVA) funding by the CARES Act with a 20% match. Allocation to our county is yet to be determined.

**E. Employment Agreement - Scheereen Dedman, Assistant Clerk-Recorder-Registrar**

Departments: Clerk - Recorder - Registrar

5 minutes

(Shannon Kendall, Clerk - Recorder - Registrar) - Proposed resolution approving a contract with Scheereen Dedman as Assistant County Clerk - Recorder - Registrar, and prescribing the compensation, appointment and conditions of said employment.

**Recommended Action:** Announce fiscal impact. Approve the Employment Agreement of Scheereen Dedman as Assistant Clerk /Recorder/Registrar of Voters for a term of three years from July 6, 2020 to July 5, 2023.

**Fiscal Impact:** The cost for this position for the remainder of FY 2020-2021 is approximately \$138,497 of which \$86,776 is salary and \$51,721 is the cost of the benefits.

**F. Employment Agreement - Robin Roberts, Behavioral Health Director**

Departments: Human Resources

5 minutes

(Dave Butters, Human Resources Director; Bob Lawton, CAO) - Proposed resolution approving a contract with Robin Roberts as Director of Behavioral Health, and prescribing the compensation, appointment and conditions of said employment.

**Recommended Action:** Announce Fiscal Impact. Adopt Resolution R20-\_\_\_\_, Approving a contract with Robin Roberts as Director of Behavioral Health 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 for the remainder of fiscal year (2020-2021) will be \$213,697 of which \$127,892 is annual salary, \$80,643 is the cost of benefits, and \$5,133 is a onetime cost for vacation buy down.

**G. Employment Agreement - Jason Canger, Deputy County Counsel**

Departments: County Counsel

5 minutes

(Stacey Simon) - Proposed resolution approving a contract with Jason Canger as Deputy County Counsel III, (through September 30, 2020) and as Assistant County Counsel (commencing October 1, 2020, and for the remainder of the contract term), and prescribing the compensation, appointment and conditions of said employment.

**Recommended Action:** Announce Fiscal Impact. Adopt Resolution R20-\_\_\_\_, approving a contract with Jason Canger as Deputy County Counsel III/Assistant County Counsel 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:** The fiscal impact associated with this item for fiscal year 2020-21 is \$194,710. Of that amount, \$125,310 is salary, \$36,727 is the cost of benefits and \$32,673 is the cost of the County's contribution to PERS. These amounts are proposed for inclusion in the FY 2020-21 budget.

**H. Vacation Hour Buyback for At-Will Employees Related to Implementing 400-Hour Accrual Cap**

Departments: CAO, Human Resources

5 minutes

(Dave Butters) - Proposed resolution approving contract amendments with David Anderson, Joe Blanchard, John Estridge, Garrett Higerd, Christian Milovich and Louis Molina to implement a one-time cash-out of vacation hours in excess of 320.

**Recommended Action:** Announce Fiscal Impact. Adopt Resolution #R20-\_\_\_\_, approving contract amendments with David Anderson, Joe Blanchard, John Estridge, Garrett Higerd, Christian Milovich and Louis Molina to implement a one-time cash-out of vacation hours in excess of 320. Authorize the Board Chair to execute said contract on behalf of the County.

**Fiscal Impact:** There is a one-time cost of \$16,953 in FY 2019-20. Budget for this item is taken from FY 2019-20.

**8. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**

Please refer to the Teleconference Information section to determine how to make public comment for this meeting.

**9. CLOSED SESSION**

**A. 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. Facts and circumstances: Claim for additional payment for change orders during construction of Mammoth Civic Center by Roebbelen Contracting.

**B. 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.

**C. Closed Session - Human Resources**



CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Bob Lawton, Stacey Simon, Dave Butters, Janet Dutcher, and Anne Frievalt. 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). Unrepresented employees: All.

**D. Closed Session - Public Employment**

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

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

**10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**

Please refer to the Teleconference Information section to determine how to make public comment for this meeting.

**11. REGULAR AGENDA - AFTERNOON**

**A. Workshop on Development of Industrial Hemp Regulations**

Departments: Community Development Department

1 hour

(April Sall) - Presentation regarding the development of regulations for an industrial hemp program in Mono County.

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

**Fiscal Impact:** None.

**B. 2021 5-Year Road Capital Improvement and Senate Bill 1 Road Maintenance and Rehabilitation Account Project List**

Departments: Public Works

30 minutes

(Garrett Higerd) - The 5-Year Road Capital Improvement Program is used to program and prioritize road projects. It is updated annually as projects are programmed and delivered, funding sources and estimates change, and pavement management data is collected. The accompanying resolution and project list is required to be adopted annually in order for the County to be eligible for Senate Bill 1: Road Maintenance and Rehabilitation Account funding.

**Recommended Action:** Approve and adopt Resolution R20-\_\_\_, adopting a list of projects for Fiscal Year 2020-2021 to be funded by Senate Bill 1: The Road Repair and Accountability Act of 2017.

**Fiscal Impact:** The Road Maintenance and Rehabilitation Account revenue to the County for Fiscal Year 2020-2021 is estimated at \$1,719,770. The list of projects presented in the attached 5-Year Road Capital Improvement Program is proposed for inclusion in the upcoming budget process/cycle.

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.

**ADJOURN**