



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 April 21, 2020

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 recent recommendations by local officials that certain 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 are strongly encouraged to observe the live stream of the Board of Supervisors meetings at http://monocounty.granicus.com/MediaPlayer.php?publish_id=759e238f-a489-40a3-ac0e-a4e4ae90735d
2. If you wish to make a comment on a specific agenda item before the meeting, please submit your comment via email by 5:00 p.m. on the day prior to the Board meeting. Please submit your comment to the Deputy Clerk of the Board Scheereen Dedman at sdedman@mono.ca.gov. Every effort will be made to read your comment into the record, but comments longer than 250 words may not be read due to time limitations. All comments will be made a part of the record. Please make sure to submit a separate email for each item that you wish to comment upon.
3. If you are watching the live stream of the Board meeting and wish to make either a general public comment or to comment on a specific agenda item as it is being heard, please submit your comment, limited to 250 words or less, to the Deputy Clerk of the Board Scheereen Dedman at sdedman@mono.ca.gov. Every effort will be made to read your comment, but comments longer than 250 words may not be read due to time limitations. All comments will be made a part of the record. Please make sure to submit a separate email for each item that you wish to comment upon.

Board Members will participate from a teleconference location.

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

on items of public interest that are within the subject matter jurisdiction of the Board. (The clerk will read comments received via email at this time.)

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. Authorization to Apply for Grant Funds in Support of Household Hazardous Waste Programs

Departments: Public Works - Solid Waste

(Justin Nalder) - Proposed Resolution authorizing the application for Household Hazardous Waste Grant funds through CalRecycle for a period of five years.

Recommended Action: Adopt proposed Resolution R20-___. Authorizing the application for Household Hazardous Waste Grant funds through CalRecycle for a period of five years.

Fiscal Impact: No general fund impact. Amount of grant funds unknown at this time. Any grant funds received will directly offset expenses incurred.

B. Behavioral Health Advisory Board Appointments

Departments: Board of Supervisors

Mono County Behavioral Health Advisory Board Appointments. The mission of the Behavioral Health Advisory Board (BHAB) is to support individuals by promoting recovery, self-determination, and wellness in all aspects of life. The Board advises and evaluates the various functions and policies of the Behavioral Health Department that are under the direction of the Behavioral Health Director

and jurisdiction of the Mono County Board of Supervisors (BOS).

Recommended Action: Make the following re-appointments to the Mono County Behavioral Health Advisory Committee: Carolyn Balliet and Ingrid Braun to three-year terms. Each term expires January 31, 2022. Make the following appointments to the Mono County Behavioral Health Advisory Board: Dirk Addis, Rolf Knutson, and Matthew O'Connor to three-year terms; each term expires January 31, 2023. Antonio Caligiuri to fill a vacancy that expires January 31, 2022.

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. Application for Alcoholic Beverage License - Mono Market

An application to the State of California Department of Alcoholic Beverage Control for Alcoholic Beverage License by Monomarket, Inc. doing business as Mono Market located on Main Street, Lee Vining, CA., 93541.

B. Hunewill Ranch Conservation Easement

The State of California Wildlife Conservation Board will consider an allocation of a grant to the Eastern Sierra Land Trust to assist in its acquisition of a conservation easement over 4,100 acres of land for preservation and enhancement of wildlife habitat located in the Bridgeport area of Mono County. See the attached letter for the Assessor's Parcel Numbers and additional details.

C. Inyo - Mono 4-H Road Runner Newsletter Spring 2020

The Inyo-Mono 4-H Road Runner Newsletter for Spring 2020.

7. REGULAR AGENDA - MORNING

A. Reimbursement of Election Costs

Departments: Elections

10 minutes

(Shannon Kendall) - Invoice for the Mammoth Lakes Fire Protection District for partial reimbursement of measure on the March 3, 2020 ballot.

Recommended Action: Approve invoice to the Mammoth Lakes Fire Protection District as prepared by the Elections Official.

Fiscal Impact: Expense reimbursement in the amount of \$13,318.41 will be coming back to the County general fund.

B. Approval of Letter to Governor Newsom in Support for All-Mail November Election

Departments: Elections

10 minutes

(Shannon Kendall, Registrar of Voters) - Approval of letter to Governor Newsom, advocating for an All-Mail Ballot November Election and asking that Elections Officials have flexibility on the provision of "in-person" services on election day.

Recommended Action: Approve and authorize Chair Corless to sign a letter to Governor Newsom in support of conducting the November Presidential Election as an "all-mail" ballot election and in support of allowing the Registrar of Voters to have flexibility in determining how best to offer any required "in person" voting services.

Fiscal Impact: None.

C. Proposed Resolution Temporarily Allowing Cannabis Delivery within the Unincorporated Area of Mono County

Departments: Community Development

10 minutes

(Wendy Sugimura) - Proposed resolution temporarily allowing cannabis delivery within the unincorporated area of Mono County.

Recommended Action: Adopt proposed resolution. Provide any desired direction to staff.

Fiscal Impact: None.

D. Civic Center Update

Departments: Public Works

20 minutes

(Tony Dublino, Director of Public Works; Nate Greenberg, IT Director) - Weekly update on the County's Civic Center project at 1290 Tavern Road, and efforts to transition from other Mammoth locations into the Civic Center as of June 1, 2020.

Recommended Action: None; Informational only.

Fiscal Impact: None.

E. Conway Ranch Annual Operations Plan

Departments: Public Works - Solid Waste

25 minutes

(Justin Nalder) - Presentation by Justin Nalder, Solid Waste Superintendent / Environmental Manager regarding the 2019 Annual Report and 2020 Annual Operations Plan for Conway Ranch, as required by the Conservation Easement with Eastern Sierra Land Trust for Conway Ranch.

Recommended Action: Receive presentation and provide input to staff regarding the 2019 Annual Report and the 2020 Annual Operations Plan for Conway Ranch. If desired, provide direction to staff regarding projects described in the 2020 Plan that require further County or Board action, including entry into leases or licenses for use of the property.

Fiscal Impact: No fiscal impact.

F. Mono County Bridge Capital Improvement Program

Departments: Public Works

20 minutes

(Kalen Dodd) - Presentation by Kalen Dodd regarding 5-year bridges capital improvement program for the 44 bridges and large culvert crossings which the County is responsible for maintaining.

Recommended Action: Receive presentation on 5-Year Bridge Capital Improvement Program. Provide any desired direction to staff.

Fiscal Impact: The 5-Year Bridge Capital Improvement Program totals \$3,487,000. The projects identified for FY 2020-2021 and FY 2021-2022 will be funded by the Road Maintenance and Rehabilitation Account (RMRA) and included in the upcoming SB1 RMRA project list and the budget process. Future projects will be funded with RMRA and Federal Highway Bridge Program (HBP) grant funding.

G. Mono County Civic Center Top Lift Asphalt Paving – Contract Award

Departments: Public Works

5 minutes

(Garrett Higerd) - Contract award for the Mono County Civic Center Top Lift Paving Project.

Recommended Action: Identify Spiess Construction Co., Inc. as the responsible bidder submitting the lowest responsive bid in response to the Invitation for Bids for the Mono County Civic Center Top Lift Asphalt Paving Project (“Project”); 2) approve and authorize Public Works Director to execute a contract with Spiess Construction Co., Inc. for the Project in an amount not to exceed \$172,580.00 (Base Bid and Bid Alternate A); 3) 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, in an amount not to exceed \$17,258.00 per change order, provided such amendments and change orders 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: There is approximately \$185,000 surplus available in the Civic Center (193-3250) budget that could be applied to this portion of the project.

H. Community Development Block Grant 2020 Application

Departments: Finance

30 minutes

(Megan Mahaffey) - Consider approval of a grant application for the Community Development Block Grant (CDBG) competitive program in response to the 2020 Notice of Funding Availability (NOFA) for the following activities: Homeownership Assistance, Tenant Based Rental Assistance, Public Service and Planning Technical Assistance. The Housing and Community Development Competitive Program portion of the CDBG 2020 NOFA has a deadline of June 1, 2020.

Recommended Action: Approve resolution R20-__ for submittal of a grant application to the Housing and Community Development Competitive Program of the CDBG 2020 NOFA.

Fiscal Impact: Mono County is eligible to apply for up to \$3.5 million in CDBG funding for Community Development activities. Staff recommendations include an application for \$700,000 for Housing Assistance, \$300,000 for Tenant Based Rental Assistance, \$310,000 for Public Service and \$250,000 for Planning Technical Assistance.

I. HOME 2018 Award Revised Resolution Allowing for Tenant Based Rental Assistance

Departments: Finance

15 minutes

(Janet Dutcher) - Because of the COVID -19 Public Health Emergency, the State Department of Housing and Community Development is allowing all 2018 HOME awardee's to add tenant based rental assistance to their current contracts as an allowed use. The approval of the revised resolution allows for the addition of Tenant Based Rental Assistance to the current HOME Standard Agreement and will allow for use of \$500,000 grant award on either First Time Homebuyer Assistance or Tenant Based Rental Assistance.

Recommended Action: Approve Resolution 20-__ , authorizing the re-submittal of the 2018 HOME Investment Partnerships Program resolution to include the addition of a tenant based rental assistance program for awarded funding and execution of a Standard Agreement and amendments thereto and of any related documents necessary to participate in the HOME Investment Partnerships

Program to fund the Mono County Tenant Based Rental Assistance and First Time Homebuyer Program.

Fiscal Impact: Allow for the HOME 2018 award of \$500,000 to be used on First Time Homebuyer Program and Tenant Based Rental Assistance Program, increasing the pool of participants benefiting from this award and a greater likelihood the County will spend all of its award before the award deadline.

J. Amendment to Employment Agreement with Robert C. Lawton

Departments: County Counsel

5 minutes

(Stacey Simon, County Counsel) - Amendment to employment agreement with Robert C. Lawton to reflect appointment as Acting County Administrative Officer.

Recommended Action: Announce Fiscal Impact. Adopt Resolution #R20-___, approving an amendment to the employment agreement of Robert C. Lawton. Authorize the Board Chair to execute said contract amendment on behalf of the County.

Fiscal Impact: The contract amendment increases annual compensation by \$34,827 (\$30,900 is salary, \$3,927 is benefits). The cost associated with the remainder of FY 2019-20 is \$7,256 (\$6,438 is salary, \$818 is benefits). There is sufficient remaining budget at this time to cover the increased costs.

8. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

on items of public interest that are within the subject matter jurisdiction of the Board. (The clerk will read comments received via email at this time.)

9. CLOSED SESSION

A. 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.

B. Closed Session - Public Employment

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

C. Closed Session - Existing Litigation

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of cases: (1) *People of the State of California et al. v. Los Angeles Department of Water and Power et al.*, (Mono County Superior Court No. 10088); and (2) *County of Mono et al. v. Los Angeles Department of Water and Power et al.*, (Alameda Superior Court Case No. RG18923377).

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: Five.

E. Closed Session - Real Property Negotiations

CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Government Code section 54956.8. Property: 452 Old Mammoth Road, Mammoth Lakes. Agency negotiators: Dave Wilbrecht and Shields Richardson. Negotiating parties: Mono County and 452 OM RD., Investors, LLC. Under negotiation: Price and terms of lease.

F. 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. (The clerk will read comments received via email at this time.)

11. REGULAR AGENDA - AFTERNOON

A. Scheduling and Processing of Planning Applications

Departments: Community Development
15 minutes

(Wendy Sugimura) - As requested at the April 14 meeting, review planning projects expected to come before the Board in the near future. A description of upcoming projects is contained in the staff report.

Recommended Action: Provide direction to staff to modify processing procedures given the COVID-19 situation and define the type(s) of project(s)

subject to these modifications, or take no action and instead direct staff to continue to follow standard procedures and timelines.

Fiscal Impact: None at this time.

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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