



**DRAFT MEETING MINUTES
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
May 19, 2020**

Flash Drive	No Recorder
Minute Orders	M20-88 to M20-93
Resolutions	R20-50 to R20-54
Ordinance	ORD20-06 Not Used

9:00 AM Meeting Called to Order by Chair Corless.

Supervisors Present: Corless, Gardner, Kreitz, Peters, and Stump (all attended via teleconference).

Supervisors Absent: None.

All votes were conducted by roll call.

The Mono County Board of Supervisors stream most of their meetings live on the internet and archives them afterward. To search for a meeting from June 2, 2015 forward, please go to the following link: <http://www.monocounty.ca.gov/meetings>.

Pledge of Allegiance led by Supervisor Gardner.

1. OPPORTUNITY FOR THE PUBLIC 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.

Bob Lawton, Acting CAO:

- All his days filled with meetings, mostly COVID related.

4. DEPARTMENT/COMMISSION REPORTS

Nate Greenberg, IT Director:

- Update on public safety power shutoffs (PSPS)

Note:

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- There are meetings going on; asked if Board was interested in Nate bringing an item back sometime in June or thereabouts? Consensus: yes.
- Will work on topics.

Alicia Vennos, EDD:

- Yosemite superintendent invited communities to do presentation about park's opening plan; has not been released to general public; gave brief update.

Becky Buccowich:

- Gave update on census activities; response rates remain low as of this past Sunday. With only 12.9% responding in Mono.
- Hoping once COVID restrictions are lifted Mono can do some sort of event to promote participation.
- Per Board, she will bring back another update sometime in June.

Bryan Wheeler (Public Health):

- Doing outreach Monday and Wednesday at various sites in Mono, handing out masks, hand sanitizer and free active COVID testing.

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. Approval of Amended and Restated Great Basin Unified Air Pollution Control District Unification Agreement

Departments: Board of Supervisors

The Great Basin Unified Air Pollution Control District approved updates to its Unification Agreement (the agreement which originally established the District in 1974) and requests that each of the member agencies' governing boards approve the Amended Agreement.

Action: Approve and authorize the Board Chair to sign Amended and Restated Great Basin Unified Air Pollution Control District Unification Agreement.

Gardner moved; Peters seconded

Vote: 5 yes, 0 no

M20-88

B. Consolidation of Elections - Municipal

Departments: Elections

The Mammoth Lakes Town Council has requested that the General Municipal Election be consolidated with the Statewide General Election, and that the Mono County Elections Division conduct the election and canvass the returns.

Action: Adopt Resolution R20-50, Consolidating the General Municipal Election with the Statewide General Election on November 3, 2020, and directing the Mono County Elections Division to conduct the election and canvass the returns.

Gardner moved; Peters seconded

Vote: 5 yes, 0 no

R20-50

C. Contract with California Department of Social Services for Child Welfare Case Reviews

Departments: Social Services

Note:

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Proposed contract with the California Department of Social Services (CDSS) to conduct Child Welfare Case Reviews and Quality Assurance for Mono County.

Action: Approve County to enter into proposed Agreement with the California Department of Social Services for the provision of statutory continuous, quarterly child welfare case reviews and quality assurance services and authorize the Board Chair to sign on behalf of the County.

Gardner moved; Peters seconded

Vote: 5 yes, 0 no

M20-89

D. Resolution in Support of AB 2340 re: changes to personnel classification

Departments: Sheriff

Proposed resolution R20-___ in Support of AB 2340. The Mono County Sheriff's Office is working with Assembly Member Frank Bigelow on Assembly Bill 2340, which will add the Counties of Del Norte, Mono, and San Mateo to the list of 32 counties noted in 830.1(c) of the Penal Code. Penal Code 830.1(c) authorizes peace officer status to correctional officers of specified counties while on-duty and engaged in the performance of their duties, or when performing other law enforcement duties directed by his or her employing agency during a local state of emergency.

Action: Approve Board of Supervisors Resolution R20-51, in support of AB 2340, further acknowledging that Mono County is requesting legislative authority to implement the changes to personnel classification.

Gardner moved; Peters seconded

Vote: 5 yes, 0 no

R20-51

E. Substance Abuse Block Grant Contract Amendment

Departments: Behavioral Health

Proposed amendment to the Substance Abuse Block Grant (SABG) contract, which is a federal award within the meaning of Title 45, Code of Federal Regulations, Part 75. The contract is a sub-award of the federal award to the California Department of Health Care Services (DHCS).

Action: Approve proposed contract amendment and authorize Robin Roberts to sign the amendment on behalf of the County.

Gardner moved; Peters seconded

Vote: 5 yes, 0 no

M20-90

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. US Fish and Wildlife Letter - Partners Finalize Plans to Protect Pacific Fisher

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A letter from the United States Fish and Wildlife Service announcing it will list the Southern Sierra Nevada distinct population segment (DPS) of fisher as endangered under the Endangered Species Act.

Supervisor Stump:

- Gave some brief comments regarding this.

B. CPUC Request for Stakeholder Input on the Wildfire Safety Division's Proposed Strategic Roadmap

A request from the California Public Utilities Commission (CPUC) for stakeholder input on the Wildfire Safety Division (WSD)'s Proposed Strategic Roadmap. The WSD will transition to the California Natural Resources Agency in 2021. Comments are due by close of business on June 30, 2020.

Supervisor Corless:

- Asked Acting CAO to see if there is any desire for Mono to comment on this (by June 1st)?

C. State Water Resources Control Board Order to LADWP Approving Petitions for Temporary Urgency Change of Licenses

State Water Board order approving the Los Angeles Department of Water and Power's (LADWP) petitions for temporary urgency change (TUCP) of licenses 10191 and 10192 (applications 8042 and 8043). LADWP requested authorization to temporarily deviate from Stream Restoration Flow requirements as outlined in the State Water Board's Decision 1631(D-1631) and Order 98-05 for Rush, Lee Vining, Parker, and Walker Creeks and instead follow the Stream Ecosystem Flows (SEFs) in the Draft Amended Licenses 10191 and 10192. The purpose of the renewal of the temporary changes to the flow requirements is to collect another 180 days of flow data, and, in conjunction with the April 16, 2019 and October 22, 2019 TUCPs, test and evaluate the effects on resources from the implementation of the Rush and Lee Vining Creeks SEFs.

Supervisor Stump:

- Made note of concern; Supervisor Kreitz concurred.

D. Application for Alcoholic Beverage License - Flo's Diner

An application to the State of California Department of Alcoholic Beverage Control for Alcoholic Beverage License by Florene K. Trainor doing business as Flo's Diner located at 49 Brown Subdivision Rd., Chalfant Valley, CA., 93514.

7. REGULAR AGENDA - MORNING

A. COVID-19 (Coronavirus) Update

Departments: CAO

(Bob Lawton, Acting CAO) - An opportunity for Mono County Departments and stakeholders to share Coronavirus-related issues with the Board, to include, but not limited to, an update from Unified Command and the branches of crisis

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response such as the Public Health Department, Operations /Emergency Services, Community Support, Communications / Public Information, Economic Recovery, and Recreation.

Action: None.

Bob Lawton, Acting CAO:

- There will be a new public health order issued regarding variance/attestation soon.
- Extension will be for Town, not other areas in county.
- Looks to County Counsel regarding including urgency letter in attestation item or not.

The following individuals commented:

Dr. Thomas Boo
Stacy Simon
Alicia Vennos
Frank Frievalt

General Board questions/comments (discussion about opening of fishing and potential emergency ordinance to get private campgrounds opened immediately.

Clerk read written public comments into record submitted by:

Kimberly Sturm
Roxanne Foley
Erinn Wells
Jim Reid
Northern Mono Chamber of Commerce
Hunewill Family
Ashley Blocker
Kristen Spain
Ken Hoffman
Sharon/Malcolm Clark
Vicki/Bruce Boswell
Ron Day
Mark Waller
Anonymous submitter
Brianna Brown, Northern Chamber of Commerce (not read but will be posted)

There was board support to consider the opening of fishing request at Thursday's special meeting.

Break: 11:04 a.m.

Reconvene: 11:15 a.m.

Supervisor Corless:

- Explained reason for urgency item.

MOTION TO ADD URGENCY ITEM

Action: Move that the Board determine that there is a need to take immediate action with respect to the Tuolumne County Letter for all Gateway Counties, that the need for action came to the County's attention subsequent to the agenda being posted and, therefore, that the Board add the item to the agenda"

Authority: Govt. Code §54954.2(b)(2). Note that urgency items may only be added to the agendas of regular meetings, not special meetings.

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Corless moves; Stump seconded

Vote: 5 yes; 0 no

M20-91

Action: Approve letter with possible addition of comments related to wildfire danger, and other minor changes.

Stump moved; Gardner seconded

Vote: 5 yes; 0 no

M20-92

Clerk shared screen of DRAFT letter.

Board questions/discussion of letter: concerned about wildfire potential but don't wish to hold letter up.

Stacey Simon, County Counsel:

- Use of "variance" is being used in place of "attestation" process in letter.

B. Civic Center Update

Departments: Public Works

(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 County staff from other Mammoth Lakes office locations into the Civic Center as of June 1, 2020.

Action: None.

Tony Dublino:

- Furnishings delivered.
- Certificate of completion expected this week.
- Final commissioning reports beginning tomorrow
- Hoping for Certificate of Occupancy by early next week.

Nate Greenberg:

- Walk through of Sierra Center Mall last Friday – space is overall vacant; gave update on process and what is left.

General Board comments/discussion/questions

Stacey Simon, County Counsel:

- Beth Cohen suggested there is going to be a lot of angst coming out of COVID-19 crisis and the new building. A task force has been formed around that.

C. Adopt-A-Trail Update

Departments: Public Works

(Matt Paruolo, Eastern Sierra Sustainable Recreation Coordinator) - A presentation of the Adopt-a-Trail Program to be implemented by Eastern Sierra Sustainable Recreation Coordinator, on Inyo National Forest lands within Mono County.

Action: None.

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Matt Paruolo (Eastern Sierra Sustainable Recreation):

- Thanked Board for professionalism in COVID crisis.
- Gave update of the Adopt-a-Trail program.
- Asked Board for any questions.
- Also gave update on opening of restroom facilities; about where porta-potties need to be placed.
- How are facilities chosen? Question of priorities.
- How much funding is available?

The following individuals spoke:

Tony Dublino
Bob Lawton

Board comments/questions/concerns

D. MOU Between Mono County and Inyo National Forest and Recreation Update

Departments: Public Works

(Tony Dublino, Director of Public Works; Matthew Paruolo, Eastern Sierra Sustainable Recreation Coordinator) - Review and potentially adopt a Memorandum of Understanding (MOU) between Mono County and the United States Forest Service (USFS). The Agreement is intended to enhance cooperation and coordination on efforts of mutual benefit to the Forest and the County. Provide update on spring/summer 2020 recreation support efforts, including placement of temporary toilets and hand washing stations.

Action: Approve the County's entrance into the MOU.

Gardner moved; Peters seconded

Vote: 4 yes, 1 no (Kreitz)

M20-93

Matt Paruolo (Eastern Sierra Sustainable Recreation Coordinator):

- Language used in MOU is standard federal language.
- Purpose is document some of what Mono County is already contributing.

General Board Questions/Discussion

E. 2020 Maintained Mileage

Departments: Public Works - Roads

(Kevin Julian) - Section 2121 of the California Streets and Highways Code provides that in May of each year each County shall submit to the Department of Transportation (Caltrans) any additions or exclusions from its mileage of maintained County roads.

Action: Adopt proposed resolution R20-52, specifying additions and/or exclusions to the maintained mileage within the County road system and establishing maintained mileage for fiscal year 2020-2021.

Peters moved; Gardner seconded

Vote: 5 yes, 0 no

R20-52

Kevin Julian :

- Introduced item; explained recommend action.

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F. Emergency Management Preparedness Grant Appointment

Departments: CAO

(Nate Greenberg) - Proposed resolution authorizing the County Administrative Officer or the Director of Information Technology as designated by the County Administrative Officer, with approval as to form by County Counsel where written approval is required, to execute any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security, Federal Emergency Management Agency (FEMA), through the Emergency Management Preparedness Grant.

Action: Adopt proposed resolution R20-53, authorizing the County Administrative Officer or the Director of Information Technology as designated by the County Administrative Officer, to execute any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security, Federal Emergency Management Agency (FEMA), through the Emergency Management Preparedness Grant.

Kreitz moved; Peters seconded

Vote: 5 yes, 0 no

R20-53

Nate Greenberg (IT Director):

- Introduced item; explained recommended action.

Stacey Simon gave brief comments.

G. Tourism Marketing Reserve Fund Policy

Departments: Economic Development

(Alicia Vennos) - Proposed resolution establishing the Tourism Marketing Reserve Fund Policy.

Action: Adopt proposed resolution R20-54, establishing the Tourism Marketing Reserve Fund Policy.

Kreitz moved; Peters seconded

Vote: 5 yes, 0 no

R20-54

Alicia Vennos (EDD):

- Gave summary about this item and the tourism budget.
- Explained reasons for needing to use reserve fund.

Janet Dutcher:

- Answered various questions.
- Explained this is more of a policy document.

General Board questions/discussion

8. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

There was no public comment.

9. CLOSED SESSION

Closed Session: 1:05 p.m.

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Reconvene: 3:05 p.m., then called Special Meeting to Order, then returned to Regular Session

There was nothing to report out of 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: two.

B. 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.

C. Closed Session - Public Employment

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

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

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

11. REGULAR AGENDA - AFTERNOON

A. Scheduling of the Tioga Inn Specific Plan Amendment #3 Project During COVID-19 Restrictions

Departments: CDD

(Wendy Sugimura) - Discuss scheduling a specific date for a public hearing before the Board of Supervisors to consider the Tioga Inn Specific Plan Amendment #3 and Final Subsequent Environmental Impact Report, and whether to provide for direct public comment to the Board.

Action: None.

Item started at 4:22 p.m.

Chair Corless excused herself due to conflict of interest.

Wendy Sugimura:

- Introduced item.

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- Discussion about scheduling: too difficult before week of June 8th; the applicant is unavailable from the 11th to the 21st.
- Spoke about some various June/July dates.
- Discussion about venues.

General Board Comments/Discussion

Stacey Simon (County Counsel) provided brief comments.

Board Clerk read written public comments into the record submitted by:

- Duncan King
- Bartsch Miller

12. BOARD MEMBER REPORTS taken at 12:51 p.m.

Supervisor Corless:

- 5/13 - Yosemite multi-agency coordination team weekly meeting
- 5/14 - RCRC leadership call discussing COVID-19 response
- 5/15 - Eastern Sierra Council of Governments. meeting: approved administrative actions on budget, conflict of interest; discussed member agency's COVID-19 responses.

Supervisor Gardner:

- Participated in the Mono Basin RPAC meeting last Wednesday evening. The topics covered included updates from the Inyo National Forest and the Mono Basin Fire Safe Council, a presentation about potential County hemp regulation, and the current COVID-19 crisis.
- On Friday the 15th participated in the Eastern Sierra Council of Governments meeting. Most of the discussion during that meeting concerned updates on each jurisdiction's COVID-19 activities. Also approved selected items pertaining to administrative support for establishment of the ESCOG as a Joint Powers Authority.
- On Monday the 18th participated in a meeting with the Yosemite Supt. about their proposed opening plans.

Supervisor Kreitz:

- May 13th attended the Continuum of Care meeting. IMACA in collaboration with the City of Bishop, Inyo County, and the property owner of the property on Main Street has opened a shelter in place safe camping space for those living in their cars. Many services are provided such as monitoring, showers at the Bishop City Pool, laundry service and bathrooms. This is a compassionate effort to keep those people without homes safe during this pandemic.
- The Birch Creek Condominium that Mono County sold to IMACA for transitional housing is going to be occupied shortly. And there are hotels rooms available in Mammoth through the Room Key program for homeless individuals looking for a safe place to shelter. Contact IMACA for more information. The Point in Time Count figures are in and Mono County had 61 homeless people as of January 2020. This is a decrease from the prior year.
- Later, on May 13th, attended the NACo Community, Economic and Workforce Development Committee meeting. We received an update on the \$3 trillion HEROS Act introduced in the House. This includes direct allocations to counties for increased spending due to COVID19.
- Also, on May 13th, participated in the Mono County Census Committee meeting. The group is strategizing ways to get more people in Mono and Mammoth Lakes to participate in the 2020 Census. Right now, our numbers are the worst in the state for response to the Census.
- After the Census Committee meeting, attended the Town of Mammoth Lakes Planning and Economic Development Commission meeting. The Commission received an update on COVID19 and then approved a Planned Unit Development (PUD) tentative

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map in my district for 6 units. The PUD is the first project to utilize the new Town Density Bonus Program.

- Back on May 6th, attended the MLH Board meeting - there are lots of programs available - affordable condos for sale, down payment assistance, rental assistance, and more www.mammothlakeshousing.org.

Supervisor Peters:

- Recently attended a Bridgeport RPAC meeting where the PUD came and gave report on long anticipated arsenic plan; they have secured a \$4 million grant.
- Announcement of new "PUB" opening in Bridgeport, exciting.
- Most of his time has been spent trying to keep up with COVID conversation.
- Wanted to acknowledge that our faith-based community has not been front and center on COVID conversations but are interesting in reinstation their services.
- Thanked acting CAO Lawton who has really stepped up; and all Mono County staff – they are all essential, not a strong enough word. Feels staff has been answering calls night and day and behind the scenes.

Supervisor Stump:

- 5-14 : Attended the Owens Valley Groundwater Authority Meeting - Authority approved the addition of two new "parties of interest". They are the Lone Pine Tribe and the Owens Valley Committee. The Meadowcreek Mutual Water Company may join. - A refund of around \$9000 was sent to Mono County as a result of the withdrawal of the Tri Valley Water Commission and the Wheeler Crest Community Services District. - The Consultant presented the draft Communications Plan and a progress report on the development of the Groundwater Sustainability Plan.
- 5-18 : Zoomed into the Lower Rock Creek Mutual Water Company Board of Directors meeting. That Water Company supports the Community of Paradise. He may be asking for BOS support for a letter to DWP supporting the Water Company's continuing access on a short section of road on DWP land to occasionally reach their infrastructure.

Adjourn at 3:05 p.m. to Special meeting
Reconvene Regular Meeting: 4:22 p.m.

ADJOURN

ATTEST

STACY CORLESS
CHAIR OF THE BOARD

SHANNON KENDALL
CLERK OF THE BOARD

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