



# AGENDA

## BOARD OF SUPERVISORS, COUNTY OF MONO STATE OF CALIFORNIA

Regular Meetings: First, Second, and Third Tuesday of each month. Location of meeting is specified below.  
Teleconference Only - No Physical Location

### Regular Meeting January 5, 2021

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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. Joining via Zoom**

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/99205652095>

Or visit <https://www.zoom.us/> click on "Join A Meeting" and use the Zoom Meeting ID 992 0565 2095.

To provide public comment (at appropriate times) during the meeting, press the "**Raise Hand**" button on your screen.

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

Dial (669) 900-6833, then enter Webinar ID 992 0565 2095.

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

#### **2. Viewing the Live Stream**

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**

**A. Swearing In of Rhonda Duggan as District Two Supervisor, Bob Gardner as District Three Supervisor, and John Peters as District Four Supervisor**

Departments: Board of Supervisors

10 minutes

(Judge Magit) - Swearing in of Rhonda Duggan as District Two Supervisor, Bob Gardner as District Three Supervisor, and John Peters as District Four Supervisor

**Recommended Action:** No Board action required. Judge Magit will administer the oaths of office.

**Fiscal Impact:** None.

**B. Election of New 2021 Board Chair**

Departments: Board of Supervisors

5 minutes

(Stacy Corless, Outgoing Board Chair) - The outgoing Board Chair will call for nominations to elect the Chair of the Board for 2021.

**Recommended Action:** Elect the new Chair of the Board for 2021.

**Fiscal Impact:** None.

**C. Presentation to Outgoing Board Chair Corless**

Departments: Board of Supervisors

5 minutes

(Board Chair) - Presentation to outgoing Board Chair Corless by newly elected Board Chair honoring Supervisor Corless' service to the Board in 2020.

**Recommended Action:** None.

**Fiscal Impact:** None.

**D. Election of New 2021 Vice Chair**

Departments: Board of Supervisors

5 minutes

(Board Chair) - The newly elected Board Chair will call for nomination to elect the Vice Chair of the Board for 2021.

**Recommended Action:** Elect the new Vice Chair of the Board for 2021.

**Fiscal Impact:** None.

**E. Election of New 2021 Chair Pro-Tem**

Departments: Board of Supervisors

5 minutes

(Board Chair) - The newly elected Board Chair will call for nominations to elect the Chair Pro-Tem of the Board for 2021.

**Recommended Action:** Elect the new Chair Pro-Tem of the Board for 2021.

**Fiscal Impact:** 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**

Receive brief oral report on emerging issues and/or activities.

**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. Board Minutes - November 10, 2020**

Departments: Clerk of the Board

Approval of the Board Minutes from the Regular Meeting on November 10, 2020.

**Recommended Action:** Approve the Board Minutes from the Regular Meeting on November 10, 2020.

**Fiscal Impact:** None.

**B. Board Minutes - November 17, 2020**

Departments: Clerk of the Board

Approval of the Board Minutes from the Regular Meeting on November 17, 2020.

**Recommended Action:** Approve the Board Minutes from the Regular Meeting on November 17, 2020.

**Fiscal Impact:** None.

**C. Joint Town/County Meeting Minutes - November 17, 2020**

Departments: Clerk of the Board

Approval of the Joint Town/County Meeting Minutes from the Special Meeting on November 17, 2020.

**Recommended Action:** Approve the Joint Town/County Meeting Minutes from the Special Meeting on November 17, 2020.

**Fiscal Impact:** None.

**D. Board Minutes - November 24, 2020**

Departments: Clerk of the Board

Approval of the Board Minutes from the Special Meeting on November 24, 2020.

**Recommended Action:** Approve the Board Minutes from the Special Meeting on November 24, 2020.

**Fiscal Impact:** None.

**E. June Lake Citizens Advisory Committee Appointment**

Departments: Community Development - Planning

Reappoint David Rosky for a second, four-year term to the June Lake Citizens Advisory Committee (CAC). The CAC consists of 6 members at this time and may have up to 10 members. Three seats will remain open.

**Recommended Action:** Appoint David Rosky to the June Lake Citizens Advisory Committee for a four-year term, expiring December 31, 2024.

**Fiscal Impact:** None. The June Lake Citizens Advisory Committee is a voluntary committee.

**F. Mono County Child Care Council Certification Statement Regarding Composition of Local Planning Council Membership**

Departments: Mono County Child Care Council

The Board of Supervisors and Superintendent of Schools make the appointments of the council members to the Mono Council Child Care Council. The Certification Statement Regarding Composition of Local Planning Council (LPC) Membership certifies that the membership criteria as established under the Education Code are met. The submission of certification is required annually by the California Department of Education.

**Recommended Action:** Approve the membership certification for the Mono County Child Care Council and authorize the Board of Supervisors Chair to sign the certification.

**Fiscal Impact:** None.

**G. Annual Resolution Delegating Investment Authority to the County Treasurer**

Departments: Finance

Resolution Delegating Investment Authority to the County Treasurer.

**Recommended Action:** Adopt Resolution R21-\_\_\_\_, Delegating Investment Authority to the County Treasurer.

**Fiscal Impact:** None.

**H. Mono County Statement of Investment Policy**

Departments: Finance

Annual approval of the Mono County Statement of Investment Policy pursuant to Section 27133 of the Government Code of the State of California.

**Recommended Action:** Approve the Mono County Statement of Investment Policy.

**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. Los Angeles Department of Water and Power (LADWP) Notice of Intent to Adopt a Mitigated Negative Declaration Extension of Public Review Period**

The City of Los Angeles Department of Water and Power (LADWP) prepared an Initial Study for the Mono Basin Water Rights Licenses Project. Based on the information contained in the Initial Study, LADWP intends to adopt a Mitigated Negative Declaration for the project under the California Environmental Quality Act (CEQA). The public review period commenced on October 30, 2020 and originally concluded on December 15, 2020. An extension request has been granted, therefore the public review period is updated to conclude on January 6, 2021 at 5:00 pm.

**B. Federal Energy Regulatory Commission (FERC) Letter re: Revised Supporting Technical Information Document (STID) for Tioga Lake Dams**

A letter from Frank L. Blackett, P.E., Federal Energy Regulatory Commission Regional Engineer, to James A. Buerkle, Southern California Edison Company Director of Generation, in response to a letter from Wayne Allen submitting the revised Supporting Technical Information Document (STID) for Tioga Lake Dams, which are part of the Lee Vining Creek Project, FERC No. 1388.

**7. REGULAR AGENDA - MORNING**

**A. Mountain View Fire Update**

30 minutes

(Justin Nalder, EOC Director) - Update on the Mountain View Fire in Walker, California.

**Recommended Action:** Receive update from Incident Command for the Mountain View Fire and involved staff regarding impacts of the fire, recovery efforts, County response, debris removal and related topics. Provide any desired direction to staff.

**Fiscal Impact:** No impact from this update.

**B. Resolution Waiving Well and Septic System Permit Fees Associated with the Mountain View Fire (MVF)**

Departments: Public Health

5 minutes

(Louis Molina, Environmental Health Director) - Proposed resolution to waive any permit fees for onsite wastewater treatment (OWTS) and water well construction associated with new construction or repairs on properties affected by the MVF.

**Recommended Action:** Adopt proposed Resolution R21-\_\_\_\_, waiving water well permit fees and onsite wastewater treatment system permit fees for reconstruction associated with Mountain View Fire recovery. Provide any desired direction to staff.

**Fiscal Impact:** Minimal to no fiscal impact.

**C. Resolution Waiving Encroachment Permit and Grading Permit Fees for Victims of the Mountain View Fire**

Departments: Public Works

5 minutes

(Tony Dublino, Director of Public Works) - Proposed resolution waiving encroachment permit and grading permit fees for reconstruction associated with Mountain View Fire recovery.

**Recommended Action:** Adopt proposed Resolution R21-\_\_\_\_, waiving encroachment permit and grading permit fees for reconstruction associated with

Mountain View Fire recovery. Provide any desired direction to staff.

**Fiscal Impact:** Loss of revenue from Encroachment and Grading Permits is expected to be less than \$5,000 for the incident.

**D. Eastside Lane and North River Lane Emergency Guardrail Repair/Replacement Projects**

Departments: Public Works - Roads

30 minutes

(Kevin Julian, Road Operations Superintendent) - Authorization of Emergency Repair and Replacement of Eastside Lane and North River Lane Guardrails Damaged and/or Destroyed by the Mountain View Fire.

**Recommended Action:**

1. Receive update on damages caused by the Mountain View Fire to the guardrails located (1) along the eastern terminus of Eastside Lane where it intersects with U.S. Highway 395 and (2) along the eastern terminus of North River Lane where it intersects with Eastside Lane on property owned by the County, both in the Antelope Valley community of northern Mono County, and the emergencies created by those damaged guardrails.
2. As established by Public Contract Code Chapter 2.5, "Emergency Contracting Procedures," find that based on substantial evidence set forth in this staff report and at the meeting that the emergencies posed by the damaged/destroyed Eastside Lane guardrails and the damaged/destroyed North River Lane guardrails require the County to take directly related and immediate action, including but not limited to procuring the necessary equipment, services, and supplies for those purposes, without giving notice for bids to let contracts. [4/5th Vote Required.]
3. Adopt the attached resolution that includes the emergency findings and delegates to the Mono County Road Operations Superintendent the authority to order any directly related and immediate action required by the emergencies created by the damaged/destroyed Eastside Lane guardrails and the damaged/destroyed North River Lane guardrails, and procure the necessary equipment, services, and supplies for those purposes, without giving notice for bids to let contracts, including executing any agreements or contracts for the construction or repair of the damaged/destroyed guardrails. [4/5th Vote Required.]

**Fiscal Impact:** Based on the initial estimates obtained by the Public Works Department – Roads Division, the total cost of the emergency repair/replacement of the Eastside Lane and North River Lane guardrails is approximately \$160,000.00. The emergency projects are eligible for 75% funding via the California Disaster Assistance Act (CDAA) Program administered by the Governor's Office of Emergency Services (CalOES). Staff proposes that the 25% County match for the emergency guardrail repairs/replacements be paid with available transportation funding.

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

30 minutes

(Robert C. Lawton, CAO, Dr. Tom Boo, Mono County Health Officer) - 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.

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

**Fiscal Impact:** None.

**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 - Public Employee Evaluation**

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

**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: two.

**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. Employment Agreement - Social Services Director**

Departments: Human Resources/CAO

5 minutes

(David R Butters, HR Director) - Proposed resolution approving a contract with Kathryn E. Peterson as Social Services Director, and prescribing the compensation, appointment and conditions of said employment.



**Recommended Action:** Announce Fiscal Impact. Approve Resolution R21-\_\_\_\_, approving a contract with Kathryn E. Peterson as Social Services Director, 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 cost for this position for the remainder of FY 2020-2021 (January 5th to June 30th) is approximately \$98,961 of which \$63,727 is salary, and \$34,964 is the cost of the benefits and was included in the approved budget. The cost for an entire fiscal year would be approximately \$204,683 of which \$132,168 is salary and \$72,515 is the cost of benefits.

**B. Employment Agreement - Emergency Medical Services Chief**

Departments: Human Resources/CAO

5 minutes

(David R Butters, HR Director) - Proposed resolution approving a contract with Chris Mokrcek as Emergency Medical Services Chief, and prescribing the compensation, appointment and conditions of said employment.

**Recommended Action:** Announce Fiscal Impact. Approve Resolution R21-\_\_\_\_, approving a contract with Chris Mokrcek as Emergency Medical Services Chief, 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 cost for this position for the remainder of FY 2020-2021 (January 5th to June 30th) is approximately \$97,778 of which \$59,740 is salary and \$38,038 is the cost of the benefits and is included in the approved budget. Total cost for a full fiscal year would be \$202,789 of which \$123,900 is annual salary and \$78,889 is the cost of the benefits.

**C. Employment Agreement - Assistant Assessor**

Departments: Human Resources/CAO

5 minutes

(David R Butters, HR Director) - Proposed resolution approving a contract with Tracy Morgan as Assistant Assessor, and prescribing the compensation, appointment and conditions of said employment.

**Recommended Action:** Announce Fiscal Impact. Approve Resolution R21-\_\_\_\_, approving a contract with Tracy Morgan as Assistant Assessor, 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 cost for this position for the remainder of FY 2020-2021 (January 5th to June 30th) is approximately \$89,072 of which \$56,602 is salary, and \$32,470 is the cost of the benefits and was included in the approved budget. The cost for an entire fiscal year would be approximately \$164,441 of which

\$104,494 is salary and \$59,945 is the cost of benefits.

**D. Employment Agreement - Solid Waste Superintendent**

Departments: Human Resources/CAO

5 minutes

(David R Butters, HR Director) - Proposed resolution approving a contract with Justin Nalder as Solid Waste Superintendent, and prescribing the compensation, appointment and conditions of said employment.

**Recommended Action:** Announce Fiscal Impact. Approve Resolution R21-\_\_\_\_, approving a contract with Justin Nalder as Solid Waste Superintendent, 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 cost for this position for the remainder of FY 2020-2021 (January 5th to June 30th) is approximately \$78,583 of which \$44,489 is salary and \$34,095 is the cost of the benefits and is included in the approved budget. Total cost for a full fiscal year would be \$162,980 of which \$92,268 is annual salary and \$70,712 is the cost of the benefits.

**E. 2021 Calendar of Regular Meetings of the Board of Supervisors**

Departments: Clerk of the Board

10 minutes

(Shannon Kendall, Clerk-Recorder-Registrar) - Rule 3 of the Mono County Board Rules of Procedure specifies that an annual calendar of meetings shall be adopted by the Board at its first meeting in January. The calendar will include all known regular meetings. Any meeting may be canceled upon the order of the Chair or by a majority of Board members.

**Recommended Action:** Approve proposed calendar of regular meetings for 2021; cancel any agreed upon meeting(s) for 2021.

**Fiscal Impact:** None.

**F. Supervisors' Appointments to Boards, Commissions, and Committees for 2021**

Departments: Clerk of the Board

30 minutes (5 minute presentation; 25 minute discussion)

(Shannon Kendall, Clerk-Recorder-Registrar) - Mono County Supervisors serve on various board, commissions, and committees for one-year terms that expire on December 31st. Each January, the Board of Supervisors makes appointments for the upcoming year.

**Recommended Action:** Appoint Supervisors to boards, commissions, and committees for 2021.

**Fiscal Impact:** None.

**G. Reimbursement of Elections Costs**

Departments: Elections

10 minutes

(Shannon Kendall, Clerk-Recorder-Registrar) - On November 3, 2020, the Mono County Elections Office conducted a Statewide General Election. Pursuant to Elections Code 10002, “the city or district shall reimburse the county in full for the services performed upon presentation of a bill to the city or district.” There were eight contests (two for Mammoth Unified School District, one for all others) included in the November General Election that are eligible to be reimbursed by a Special or School District.

**Recommended Action:** Review and approve 7 invoices: \$457.17 to Antelope Valley Fire; \$2,285.88 to Eastern Sierra Unified School District; \$2,743.06 to Mono County Office of Education; \$6171.89 to Mammoth Unified School District (covers board race and Measure “G”); \$457.17 to Bishop Unified School District; \$457.17 to Hilton Creek Community Services District; and \$2,285.88 to Town of Mammoth for costs incurred by races/measures on the ballot in the Statewide General Election which occurred on November 3, 2020.

**Fiscal Impact:** Revenue totaling \$14,858.22 will offset County expenses in the Elections budget unit of the County General Fund.

**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**