



AGENDA

BOARD OF SUPERVISORS, COUNTY OF MONO STATE OF CALIFORNIA

Teleconference Only - No Physical Location

**Special Meeting
November 24, 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 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/94358171385>

Or visit <https://www.zoom.us/> click on "Join A Meeting" and use the Zoom Meeting ID 943 5817 1385.

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 943 5817 1385.

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=584a20a2-8f1f-4d59-aa0d-27e8c258d3a8

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>.

11:00 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. **AGENDA ITEMS**

A. **Mountain View Fire Information and Update**

Departments: CAO and Incident Command

45 minutes

(Robert C. Lawton, CAO) - Update on and discussion of 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. **Ratification of Local Health Emergency - Mountain View Fire**

Departments: CAO and Public Health

15 minutes

(Stacey Simon, County Counsel) - Proposed resolution ratifying declaration of public health emergency due to the Mountain View Fire made by the Mono County Public Health Officer on November 19, 2020.

Recommended Action: Find that conditions justifying declaration of local public health emergency due to the Mountain View Fire continue to exist within the areas of Mono County affected by the fire - specifically the presence of toxic and hazardous debris which requires resources and expertise beyond the capability of the County to provide. Adopt proposed resolution ratifying Health Officer Declaration. Provide any desired direction to staff.

Fiscal Impact: Indeterminate at this time. The County incurs enforcement cost but the order is also designed to reduce costs that otherwise would be incurred if there were no public health order.

C. **Budget Appropriation to Fund the County's Response to the Mountain View Fire Emergency**

Departments: Finance

5 minutes

(Janet Dutcher, Finance Director) - The Mono County Board of Supervisors proclaimed a local state of emergency on November 17, 2020, and the Governor issued a Proclamation of a State of Emergency on November 19, 2020, due to conditions of extreme peril caused by the Mountain View fire. This item requests transfer of \$500,000 from the County's general reserve (as allowed by Government

Code 29127(a)) into the County's Disaster Assistance Fund for the purpose of providing resources that pay for the cost of Mono County's response to this emergency. Estimate is based on available information at this time. Additional appropriations may be needed later on. Requires 4/5ths vote.

Recommended Action: Approve transfer of \$500,000 from the County's general reserve to support the County's response to the proclaimed Mountain View fire emergency (requires 4/5ths vote).

Fiscal Impact: This action, if approved, provides up to \$500,000 in funding for Mono County's response to the Mountain View fire emergency incident and decreases the balance in the general reserve from \$2.7 million to \$2.3 million. Any funding not spent after the emergency ends, net of reimbursements from Federal and State sources, can be transferred back into the County's general reserve account.

D. Cal OES 130 Designation of Applicant's Agent Resolution

Departments: Finance

5 minutes

(Janet Dutcher, Finance Director) - Cal OES Form 130, Designation of Applicant's Agent Resolution, is necessary to apply for emergency related funding through Cal OES. This form was last approved by the Board of Supervisors on April 7, 2020, and the authorized agents have changed. Approval of this form is good for three years.

Recommended Action: Approve Cal OES Form 130, Designation of Applicant's Agent Resolution.

Fiscal Impact: Approval of this form qualifies Mono County for funding anticipated to cover the cost of responding to the COVID-19 Public Health Emergency and the Mountain View Fire Emergency.

ADJOURN



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

SPECIAL MEETING AGENDA REQUEST

Print

MEETING DATE November 24, 2020

DEPARTMENT

**ADDITIONAL
DEPARTMENTS**

TIME REQUIRED 45 minutes

**PERSONS
APPEARING
BEFORE THE
BOARD** Robert C. Lawton, CAO

SUBJECT Mountain View Fire Information and
Update

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Update on and discussion of 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.

CONTACT NAME: Robert C. Lawton

PHONE/EMAIL: 760-932-5415 / rlawton@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
**PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING**

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
No Attachments Available

History

Time

Who

Approval

11/23/2020 10:43 AM

County Administrative Office

Yes

11/23/2020 10:35 AM

County Counsel

Yes

11/23/2020 10:13 AM

Finance

Yes



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

SPECIAL MEETING AGENDA REQUEST

Print

MEETING DATE	November 24, 2020	DEPARTMENT	
ADDITIONAL DEPARTMENTS			
TIME REQUIRED	15 minutes	PERSONS APPEARING BEFORE THE BOARD	Stacey Simon, County Counsel
SUBJECT	Ratification of Local Health Emergency - Mountain View Fire		

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Proposed resolution ratifying declaration of public health emergency due to the Mountain View Fire made by the Mono County Public Health Officer on November 19, 2020.

RECOMMENDED ACTION:

Find that conditions justifying declaration of local public health emergency due to the Mountain View Fire continue to exist within the areas of Mono County affected by the fire - specifically the presence of toxic and hazardous debris which requires resources and expertise beyond the capability of the County to provide. Adopt proposed resolution ratifying Health Officer Declaration. Provide any desired direction to staff.

FISCAL IMPACT:

Indeterminate at this time. The County incurs enforcement cost but the order is also designed to reduce costs that otherwise would be incurred if there were no public health order.

CONTACT NAME: Stacey Simon

PHONE/EMAIL: 760-924-1704 / ssimon@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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[Staff report](#)

[Resolution Ratifying Local Health Emergency](#)

[Declaration of Public Health Emergency \(I\)](#)

[Revised Declaration of Public Health Emergency \(II\)](#)

[Board Declaration of Emergency](#)

[Governor's Proclamation](#)

History

Time	Who	Approval
11/23/2020 10:43 AM	County Administrative Office	Yes
11/23/2020 10:35 AM	County Counsel	Yes
11/23/2020 10:39 AM	Finance	Yes

County Counsel
Stacey Simon

Assistant County Counsels
Christian E. Milovich
Anne L. Frievalt
Jason T. Canger

**OFFICE OF THE
COUNTY COUNSEL**

Mono County
South County Offices
P.O. BOX 2415
MAMMOTH LAKES, CALIFORNIA 93546

Telephone
760-924-1700

Facsimile
760-924-1701

Office Manager
Vacant

To: Board of Supervisors

From: Stacey Simon

Date: November 24, 2020

Re: Resolution Ratifying Declaration of Local Health Emergency – Mountain View Fire

Recommended Action

Adopt proposed resolution. Provide any other desired direction to staff.

Strategic Plan Focus Areas Met

Economic Base Infrastructure Public Safety
 Environmental Sustainability Mono Best Place to Work

Fiscal Impact

None.

Discussion

California Health and Safety Code section 101080 authorizes a local health officer to declare a health emergency whenever he reasonably determines that a release, spill, escape or entry of hazardous waste threatens public health and safety. Upon such declaration, the health officer may issue such orders as necessary for the purpose of protecting the public from such threat.

On November 19, 2020, the Mono County health officer declared a local health emergency based on the presence of toxic and hazardous materials, including ash containing asbestos, heavy metals and other materials, contaminated well water, and other hazards in the areas burned by the Mountain View Fire in the community of Walker. Under that declaration, the health officer made additional orders limiting the re-entry of residents and specifying requirements for safe debris removal, transport and disposal.

On November 22, 2020, following site assessment by County building and environmental health officials and representatives from CalOES, it was determined that residents could safely return to the area and a revised order was issued continuing in place requirements for debris removal, transport and disposal, but allowing property owners and residents to re-enter the area. .

Under Health and Safety Code section 101080, the Board of Supervisors must, within 7 days, ratify the declaration of health emergency made by the local health officer. Action and support by State and local officials continues to be necessary to safely remediate and mitigate fire-damaged structures and debris and the conditions warranting a declaration of health emergency continue to exist. Accordingly, it is recommended that the Board adopt the proposed resolution ratifying the health officer's declaration.

Finally, a declaration of health emergency related to a fire event, such as this one, is not subject to the waiver of 30-day review of local emergencies which was granted in the Governor's March 4th Proclamation of Emergency for COVID-19. As such, the Board must review this declaration every 30 days following its ratification and either continue the declaration or terminate it if conditions no longer warrant.

If you have any questions regarding this item prior to your meeting, please call me at 760-924-1704.

Encl:

Proposed Resolution Ratifying Health Officer Declaration of Health Emergency
Health Officer Declaration of Health Emergency, November 19, 2020
Revised Health Officer Declaration and Order, November 22, 2020
Board of Supervisors' Resolution Declaring State of Emergency, November 17, 2020
Governor's Proclamation of Emergency – November 18, 2020



R20-__

**A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS
RATIFYING PROCLAMATION OF LOCAL HEALTH
DUE TO THE PRESENCE OF TOXIC AND HAZARDOUS DEBRIS
RESULTING FROM THE MOUNTAIN VIEW FIRE IN WALKER**

WHEREAS, the Local Health Officer did, on the 19th day of November, 2020, declare a local public health emergency in the County of Mono as a result of the Mountain View Fire, a fast-moving and devastating blaze which began on November 17, 2020, and burned more than 100 structures, including 96 homes, in the community of Walker, California; and

WHEREAS, the Health Officer declaration, which is hereby incorporated by this reference, included a restriction on re-entry into areas affected by the fire in order to protect the public from toxic and hazardous materials typically present following a fire that burns residential or commercial structures. The order also included guidance and restrictions for safe debris removal, transport and disposal; and

WHEREAS, the Mono County Building and Environmental Health Departments, with support, expertise and resources provided by the California Office of Emergency Services (CalOES), thereafter assessed the fire-damaged areas and a plan was made to allow residents to commence safely re-entering the area on November 22, 2020. The Health Officer therefore issued a revised order on that date allowing for controlled re-entry, but continuing the prior restrictions on debris removal, transport and disposal; and

WHEREAS, the continuation of these restrictions, as well as the continued assistance and resources of CalOES and others with expertise in remediating fire damage, remain necessary in order to protect public health, safety and the environment and are required for a safe and effective response to the conditions of disaster and extreme peril resulting from the Mountain View Fire, which is beyond the control of the normal protective services, personnel, equipment, and facilities within the County of Mono;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Mono, State of California, adopts the above findings and does hereby ratify the aforementioned proclamation of local health emergency and declares a continued state of local health emergency in the County which is beyond the control of the normal protective services, personnel, equipment and facilities within the County, as a result of the Mountain View Fire.

BE IT FURTHER RESOLVED THAT consideration for a U.S. Small Business Administration Disaster Declaration for Individual Assistance and funding through the California Disaster Assistance Act, in addition to any and all recovery assistance the State of California can provide, are requested to respond to the emergency herein described, including as

1 necessary to respond to such eligible damages resulting from the emergency which may later be
2 discovered.

3 **PASSED, APPROVED and ADOPTED** this 24th day of November 2020, by the
4 following vote, to wit:

5 **AYES:**

6 **NOES:**

7 **ABSENT:**

8 **ABSTAIN:**

9
10 _____
11 Stacy Corless, Chair
12 Mono County Board of Supervisors

13 **ATTEST:**

APPROVED AS TO FORM:

14
15 _____
16 Clerk of the Board

17 _____
18 County Counsel



MONO COUNTY HEALTH DEPARTMENT

LOCAL PUBLIC HEALTH ORDER

P.O. BOX 3329, MAMMOTH LAKES, CA 93546 • PHONE (760) 924-1830 • FAX (760) 924-1831

**EMERGENCY ORDER OF THE MONO COUNTY HEALTH OFFICER
DECLARING A LOCAL HEALTH EMERGENCY DUE TO THE
MOUNTAIN VIEW FIRE; LIMITING RE-ENTRY TO AFFECTED AREAS TO
PROTECT PUBLIC HEALTH AND SAFETY; AND PROHIBITING ENDANGERMENT
OF THE COMMUNITY THROUGH THE UNSAFE REMOVAL,
TRANSPORT, AND DISPOSAL OF FIRE DEBRIS**

WHEREAS, the Mono County Board of Supervisors proclaimed a local state of emergency on November 17, 2020, and the Governor issued a Proclamation of a State of Emergency on November 19, 2020, due to conditions of extreme peril caused by the Mountain View Fire, which destroyed 96 homes and damaged various other structures, including Mono County's solid waste transfer station, in the Walker area of Mono County; and

WHEREAS the potential for widespread toxic exposures and threats to public health and the environment exists in the aftermath of a major wildfire disaster. Debris and ash from residential structure fires contain hazardous substances and the health effects of hazardous substances releases after a wildfire are well-documented; and

WHEREAS, the combustion of building materials such as siding, roofing tiles, and insulation result in dangerous ash that may contain asbestos, heavy metals, and other hazardous materials. Wells may be contaminated and require chlorination following a period of power outages. Household hazardous waste such as paint, gasoline, cleaning products, pesticides, compressed gas cylinders, and chemicals may have been stored in homes, garages, or sheds that may have burned in the fire, also producing hazardous materials; and

WHEREAS, exposure to hazardous substances may lead to acute and chronic health effects, and may cause long-term public health and environmental impacts. Uncontrolled hazardous materials and debris pose significant threats to public health through inhalation of dust particles and contamination of drinking water supplies. Improper handling can expose workers to toxic materials, and improper transport and disposal of fire debris can spread hazardous substances throughout the community, and

WHEREAS, areas affected by the fire were evacuated by Incident Command, and reentry by residents and the public for safety reasons must be regulated until such time as hazardous materials inspection and removal is conducted; and

WHEREAS, California Health and Safety Code section 101080 authorizes the local health officer to declare a local health emergency in areas affected by release or escape of hazardous waste which is an imminent threat to the public health or imminent and proximate threat of the introduction of any contagious, infectious, or communicable disease, chemical agent, noncommunicable biologic agent, toxin, or radioactive agent; and

WHEREAS, Health and Safety Code section 101040 further authorizes the Health Officer to issue orders to protect public health and safety in the context of a local emergency; and

WHEREAS, the Mono County Health Officer finds that the Mountain View Fire has created conditions hazardous to public health and safety in the form of contaminated debris from household hazardous waste/materials and structural debris, which poses a substantial threat to human health and the environment unless its removal and disposal is performed in a manner that protects the public health and safety.

NOW THEREFORE, the Mono County Health Officer **DECLARES** and **ORDERS** as follows:

1. Pursuant to California Health and Safety Code sections 101040 and 101080, a local health emergency exists in Mono County due to debris resulting from the Mountain View Fire being or containing hazardous materials and the imminent and proximate threat of release thereof, which are public health hazards and immediate threats to the public health and safety.
2. Effective immediately and continuing until it is extended, rescinded, superseded, or amended in writing by the Public Health Officer, this Order continues existing closures and prohibits re-entry into specified areas affected by the Mountain View Fire as shown in Exhibit A (“Current Evacuation Area (11/19/20)”), which is attached to this Order and incorporated by this reference, until such time as those areas can be assessed for hazards and, where necessary, remediated.
3. Upon notification by the County of Mono’s Building and Environmental Health Divisions that additional areas or premises are safe to re-enter, the Health Officer may replace Exhibit A, without otherwise modifying this Order, by posting and distributing a revised map labeled “Current Evacuation Area” with the date of such revision and a reference to this Order.
4. In coordination with local law enforcement, re-entry for the limited purpose of retrieving possessions may be allowed, provided no hazards have been identified on the property being accessed.
5. Regardless of when re-entry occurs, no cleanup activities of burned structures or other construction activities shall commence without the prior written authorization of the County

of Mono's Building and Environmental Health Divisions and in compliance with adopted cleanup standards and construction safety guidelines.

6. Pending the enactment of additional requirements to address the Mountain View Fire disaster clean up, no debris bins shall be provided to property owners for the purposes of the removal of fire debris without the authorization of the Mono County Public Health Department – Environmental Health Division.
7. Pending the enactment of additional requirements to address the Mountain View Fire disaster clean up, property owners choosing not to participate in a State Fire Debris Clearance Program, if one is established in Mono County, must register with and obtain the permission of the Mono County Public Health Department – Environmental Health Division, before beginning the removal of fire debris and conduct their private debris removal, transport, and disposal in a manner that does not endanger the community.
8. No one shall temporarily occupy or camp on private property unless and until standards for such temporary occupancy are approved by the Mono County Building and Environmental Health Divisions, (and the Board of Supervisors if required under County or State law).

IT IS FURTHER DECLARED, pursuant to California Health and Safety Code section 101080, that the local health emergency created and presented by the Mountain View Fire shall not remain in effect for a period in excess of seven (7) days unless it has been ratified by the Mono County Board of Supervisors and shall be reviewed by the Board of Supervisors at least every 14 days until the local health emergency is terminated.

IT IS SO ORDERED:

Date: November 19, 2020

Thomas Boo, MD

Dr. Tom Boo
Mono County Public Health Officer

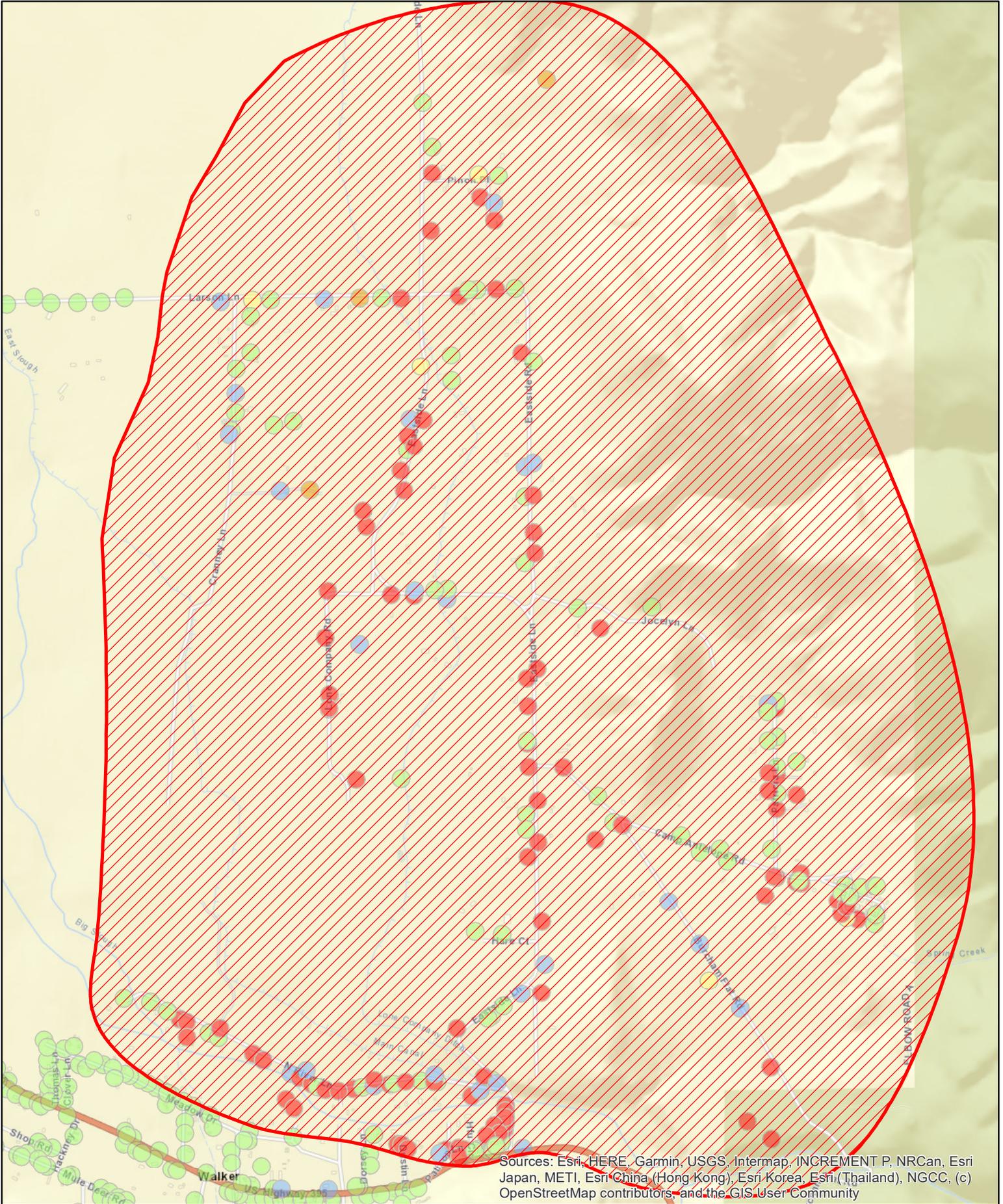
EXHIBIT A
CURRENT EVACUATION AREA (11/19/20)



CURRENT EVACUATION AREA

As of 11/19/2020 - 10:45a

For updates visit <https://on.mono.ca.gov/mountainviewfire>



Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), NGCC, (c) OpenStreetMap contributors, and the GIS User Community



MONO COUNTY HEALTH DEPARTMENT

LOCAL PUBLIC HEALTH ORDER

P.O. BOX 3329, MAMMOTH LAKES, CA 93546 • PHONE (760) 924-1830 • FAX (760) 924-1831

REVISED EMERGENCY ORDER OF THE MONO COUNTY HEALTH OFFICER RESCINDING TEMPORARY RESTRICTIONS ON RE-ENTRY TO AFFECTED AREAS; AND PROHIBITING ENDANGERMENT OF THE COMMUNITY THROUGH THE UNSAFE REMOVAL, TRANSPORT, AND DISPOSAL OF FIRE DEBRIS

WHEREAS, the Mono County Board of Supervisors proclaimed a local state of emergency on November 17, 2020, and the Governor issued a Proclamation of a State of Emergency on November 19, 2020, due to conditions of extreme peril caused by the Mountain View Fire, which destroyed 96 homes and damaged various other structures, including Mono County's solid waste transfer station, in the Walker area of Mono County; and

WHEREAS the potential for widespread toxic exposures and threats to public health and the environment exists in the aftermath of a major wildfire disaster. Debris and ash from residential structure fires contain hazardous substances and the health effects of hazardous substances releases after a wildfire are well-documented; and

WHEREAS, the combustion of building materials such as siding, roofing tiles, and insulation result in dangerous ash that may contain asbestos, heavy metals, and other hazardous materials. Wells may be contaminated and require chlorination following a period of power outages. Household hazardous waste such as paint, gasoline, cleaning products, pesticides, compressed gas cylinders, and chemicals may have been stored in homes, garages, or sheds that may have burned in the fire, also producing hazardous materials; and

WHEREAS, exposure to hazardous substances may lead to acute and chronic health effects, and may cause long-term public health and environmental impacts. Uncontrolled hazardous materials and debris pose significant threats to public health through inhalation of dust particles and contamination of drinking water supplies. Improper handling can expose workers to toxic materials, and improper transport and disposal of fire debris can spread hazardous substances throughout the community, and

WHEREAS, areas affected by the fire were evacuated by Incident Command, and reentry by residents and the public was restricted by order of the Health Officer dated November 19, 2020,

until such time as hazardous materials inspection and removal could be conducted; and

WHEREAS, such inspection and removal is ongoing and a determination has been made by Incident Command and CalOES that residents may re-enter areas affected by the fire, provided that they follow the provisions of this Order. Restrictions on debris removal must remain in effect to ensure the ultimate safe clean-up of fire-damaged structures and equipment; and

WHEREAS, Health and Safety Code section 101040 authorizes the Health Officer to issue orders to protect public health and safety in the context of a local emergency, including this Order lifting the temporary entry restrictions and maintaining restrictions on debris removal; and

WHEREAS, the Mono County Health Officer continues to find that the Mountain View Fire has created conditions hazardous to public health and safety in the form of contaminated debris from household hazardous waste/materials and structural debris, which poses a substantial threat to human health and the environment unless its removal and disposal is performed in accordance with developed standards for fire remediation.

NOW THEREFORE, the Mono County Health Officer **DECLARES** and **ORDERS** as follows:

1. A local health emergency continues to exist in Mono County due to debris from the Mountain View Fire being or containing hazardous materials which are public health hazards and threats to the public health and safety.
2. Materials posing an immediate and imminent threat, such as unexploded ammunition and household hazardous wastes are present in the debris. The process of removal by trained professionals working through Mono County and the California Office of Emergency Services (CalOES) is in progress. County and State officials have assessed the evacuation area and determined that while these hazards do exist, contingent on following the other provisions of this order, the restriction on entry issued on November 19, 2020 may be, and is hereby rescinded.
3. Notwithstanding the above, no cleanup activities of burned structures or other construction activities shall commence without the prior written authorization of the County of Mono's Building and Environmental Health Divisions and/or representatives from CalOES responsible for incident response, and then, only in compliance with adopted cleanup standards and construction safety guidelines.
4. Pending the enactment of additional requirements to address the Mountain View Fire disaster clean up, property owners choosing not to participate in a State Fire Debris Clearance Program, if one is established in Mono County, must register with and obtain the permission of the Mono County Public Health Department – Environmental Health Division, before beginning the removal of fire debris and conduct their private debris removal, transport, and disposal in a manner that does not endanger the community.
5. No one shall temporarily occupy or camp on private property unless and until standards for such temporary occupancy are approved by the Mono County Building and Environmental Health Divisions, (and the Board of Supervisors if required under County or State law).

IT IS FURTHER DECLARED, pursuant to California Health and Safety Code section 101080, that the local health emergency created and presented by the Mountain View Fire shall not remain in effect for a period in excess of seven (7) days unless it has been ratified by the Mono County Board of Supervisors and shall be reviewed by the Board of Supervisors at least every 14 days until the local health emergency is terminated.

IT IS SO ORDERED:

Date: November 22, 2020

Thomas Boo, MD

Dr. Tom Boo
Mono County Public Health Officer



R20-101

**A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS DECLARING
A LOCAL EMERGENCY DUE TO SEVERE WILDFIRE IN THE ANTELOPE
VALLEY AREA CAUSED BY THE MOUNTAIN VIEW FIRE**

WHEREAS, today, November 17, 2020, during a severe wind event, a fast-moving fire erupted in the Antelope Valley in Northern Mono County (the “Mountain View Fire”); and

WHEREAS, by 4:00, the fire had destroyed structures and homes and taken at least one life; evacuations are ongoing, and animals have been let free; and

WHEREAS, the Board has determined that conditions of disaster and extreme peril exist which are beyond the control of the normal protective services, personnel, equipment, and facilities within the County of Mono;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Mono, State of California, does hereby declare a state of emergency as a result of the Mountain View Fire in Northern Mono County, based on the findings stated above and other information presented to it during its meeting of today’s date.

BE IT FURTHER RESOLVED THAT consideration for a U.S. Small Business Administration Disaster Declaration for Individual Assistance and funding through the California Disaster Assistance Act, in addition to any and all recovery assistance the State of California can provide, are requested to respond to the emergency herein described, including as necessary to respond to such eligible damages resulting from the emergency which may later be discovered.

PASSED, APPROVED and ADOPTED this 17th day of November 2020, by the following vote, to wit:

AYES: Supervisors Corless, Gardner, Kreitz, Peters, and Stump.

NOES: None.

ABSENT: None.

ABSTAIN: None.

Stacy Corless, Chair
Mono County Board of Supervisors

ATTEST:

Queenie Barnard (Nov 18, 2020 12:25 PST)

Clerk of the Board

APPROVED AS TO FORM:

Stacey Simpson (Nov 18, 2020 12:40 PST)

County Counsel

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

PROCLAMATION OF A STATE OF EMERGENCY

WHEREAS on November 17, 2020, the Mountain View Fire began burning in Mono County and has quickly spread to over 20,000 acres due to strong winds and dry fuels; and

WHEREAS the fire has forced the evacuation of hundreds of residents, destroyed over 80 structures, and tragically resulted in at least one fatality; and

WHEREAS the fire has forced the closure of roadways and is threatening critical infrastructure; and

WHEREAS under the provisions of Government Code section 8558(b), I find that conditions of extreme peril to the safety of persons and property exist due to the Mountain View Fire in Mono County; and

WHEREAS under the provisions of Government Code section 8558(b), I find that the conditions caused by this fire, by reason of its magnitude, is or is likely to be beyond the control of the services, personnel, equipment, and facilities of any single local government and requires the combined forces of a mutual aid region or regions to appropriately respond; and

WHEREAS under the provisions of Government Code section 8625(c), I find that local authority is inadequate to cope with this fire; and

WHEREAS under the provisions of Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this proclamation would prevent, hinder, or delay the mitigation of the effects of this fire.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes, including the California Emergency Services Act, and in particular, Government Code section 8625, **HEREBY PROCLAIM A STATE OF EMERGENCY** to exist in Mono County due to the Mountain View Fire.

IT IS HEREBY ORDERED THAT:

1. All agencies of the state government are to utilize and employ state personnel, equipment, and facilities for the performance of any and all activities consistent with the direction of the Governor's Office of Emergency Services and the State Emergency Plan. Also, to protect their safety, all residents are to obey the direction of emergency officials with regard to this emergency in order to protect their safety.
2. The Governor's Office of Emergency Services shall provide assistance to Mono County, if appropriate, under the authority of the California

Disaster Assistance Act, Government Code section 8680 et seq., and California Code of Regulations, Title 19, section 2900 et seq.

3. As necessary to assist local governments and for the protection of public health and the environment, state agencies shall enter into contracts to arrange for the procurement of materials, goods, and services necessary to quickly assist with the response to and recovery from the impacts of the fire. Applicable provisions of the Government Code and the Public Contract Code, including but not limited to travel, advertising, and competitive bidding requirements, are suspended to the extent necessary to address the effects of the fire.
4. The provisions of Unemployment Insurance Code section 1253 imposing a one-week waiting period for unemployment insurance applicants are suspended as to all applicants who are unemployed as a direct result of the Mountain View Fire in Mono County who applied for unemployment insurance benefits during the time period beginning November 17, 2020, and ending on the close of business on May 18, 2021, who are otherwise eligible for unemployment insurance benefits.
5. Vehicle Code sections 9265(a), 9867, 14901, 14902, and 15255.2, requiring the imposition of certain fees, are suspended with regard to any request for replacement of a driver's license or identification card, vehicle registration certificate, or certificate of title, by any individual who lost such records as a result of this fire. Such records shall be replaced without charge.
6. The provisions of Vehicle Code sections 4602 and 5902, requiring the timely registration or transfer of title, are suspended with regard to any registration or transfer of title by any resident who is unable to comply with those requirements as a result of this fire. The time covered by this suspension shall not be included in calculating any late penalty pursuant to Vehicle Code section 9554.
7. Health and Safety Code sections 103525.5 and 103625, and Penal Code section 14251, requiring the imposition of fees, are hereby suspended with regard to any request for copies of certificates of birth, death, and marriage, and dissolution of marriage records, by any individual who lost such records as a result of this fire. Such copies shall be provided without charge.
8. In order to directly respond to the needs of impacted assisted living facilities, adult residential facilities, child care facilities, children's residential facilities, resource family homes, and other similar facilities within the State Department of Social Services' jurisdiction, the Director of the State Department of Social Services may waive any provisions of the Health and Safety Code or Welfare and Institutions Code, and accompanying regulations or written directives, with respect to the use, licensing, or approval of facilities or homes within the Department's jurisdiction set forth in the California Community Care Facilities Act (Health and Safety Code section 1500 et seq.), the California Child Day Care Facilities Act (Health and Safety Code section 1596.70 et seq.), and the California Residential Care Facilities for the Elderly Act (Health and Safety Code section 1569 et seq.). Any

waivers granted pursuant to this paragraph shall be posted on the Department's website and shall only be in effect so long as necessary to address the direct impacts of this fire.

9. In order to ensure hospitals, clinics, and other health facilities remain open, the Director of the Department of Public Health may waive any of the licensing requirements of Chapters 1 and 2 of Division 2 of the Health and Safety Code and accompanying regulations with respect to any hospital, clinic or health facility identified in Health and Safety Code sections 1200 and 1250 that is impacted by the fire. Any waiver shall include alternative measures that, under the circumstances, will allow the facilities to remain open while protecting public health and safety. Any facilities being granted a waiver shall be established and operated in accordance with their disaster and mass casualty plan. Any waivers granted pursuant to this paragraph shall be posted on the Department's website and shall only be in effect so long as necessary to address the direct impact of this fire.
10. State statutes, rules, regulations and requirements are hereby suspended to the extent they would prevent, hinder, or delay the following activities:
 - a. Removal, storage, transportation, and disposal of hazardous and non-hazardous solid waste and debris resulting from the Mountain View Fire that has burned and continues to burn in areas that are subject to the jurisdiction of departments within the California Environmental Protection Agency and the California Natural Resources Agency; and
 - b. Necessary restoration and rehabilitation of timberland, streams, rivers, and other waterways.

Such statutes, rules, regulations and requirements are hereby suspended only to the extent necessary for expediting the removal and cleanup of debris from the Mountain View Fire, and for implementing any restoration plan. Individuals who desire to conduct activities under this suspension of statutes, rules, regulations, and requirements shall first request that the appropriate Agency Secretary, or the Secretary's designee, make a determination that the proposed activities are eligible to be conducted under this suspension.

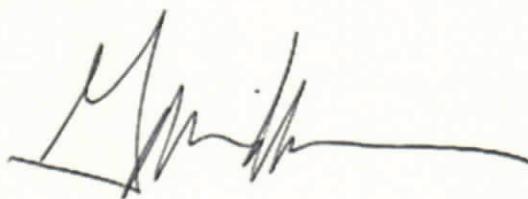
The Secretary for the California Environmental Protection Agency and the Secretary for the California Natural Resources Agency shall use sound discretion in applying this provision to ensure that the suspension serves the purpose of accelerating cleanup and recovery, while at the same time protecting public health and the environment.

This provision shall apply to, but is not necessarily limited to: solid waste facility permits, waste discharge requirements for storage and disposal; emergency timber harvesting; stream environment zones; emergency construction activities; and waste discharge requirements and/or Water Quality Certification for discharges of fill material or pollutants. Boards, departments and offices within the California Environmental Protection Agency and the California Natural Resources Agency shall

exercise their administrative discretion and expedite the granting of other authorizations, waivers or permits necessary for the removal, storage, transportation and disposal of hazardous and non-hazardous debris resulting from the Mountain View Fire, and for other actions necessary for the protection of public health and the environment.

I FURTHER DIRECT that as soon as hereafter possible, this proclamation be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this proclamation.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 18th day of November 2020.



GAVIN NEWSOM
Governor of California

ATTEST:

ALEX PADILLA
Secretary of State



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

SPECIAL MEETING AGENDA REQUEST

Print

MEETING DATE	November 24, 2020	DEPARTMENT	
ADDITIONAL DEPARTMENTS			
TIME REQUIRED	5 minutes	PERSONS APPEARING BEFORE THE BOARD	Janet Dutcher, Finance Director
SUBJECT	Budget Appropriation to Fund the County's Response to the Mountain View Fire Emergency		

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

The Mono County Board of Supervisors proclaimed a local state of emergency on November 17, 2020, and the Governor issued a Proclamation of a State of Emergency on November 19, 2020, due to conditions of extreme peril caused by the Mountain View fire. This item requests transfer of \$500,000 from the County's general reserve (as allowed by Government Code 29127(a)) into the County's Disaster Assistance Fund for the purpose of providing resources that pay for the cost of Mono County's response to this emergency. Estimate is based on available information at this time. Additional appropriations may be needed later on. Requires 4/5ths vote.

RECOMMENDED ACTION:

Approve transfer of \$500,000 from the County's general reserve to support the County's response to the proclaimed Mountain View fire emergency (requires 4/5ths vote).

FISCAL IMPACT:

This action, if approved, provides up to \$500,000 in funding for Mono County's response to the Mountain View fire emergency incident and decreases the balance in the general reserve from \$2.7 million to \$2.3 million. Any funding not spent after the emergency ends, net of reimbursements from Federal and State sources, can be transferred back into the County's general reserve account.

CONTACT NAME: Janet Dutcher

PHONE/EMAIL: 760-932-5494 / jdutcher@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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[Staff report](#)

History

Time	Who	Approval
11/23/2020 10:43 AM	County Administrative Office	Yes
11/23/2020 8:34 AM	County Counsel	Yes
11/23/2020 10:12 AM	Finance	Yes



DEPARTMENT OF FINANCE

AUDITOR-CONTROLLER

COUNTY OF MONO

Kim Bunn
Assistant Finance Director
Auditor-Controller

Janet Dutcher, CPA, CGFM, MPA
Director of Finance

P.O. Box 556
Bridgeport, California 93517
(760) 932-5490
Fax (760) 932-5491

TO: Honorable Board of Supervisors

FROM: Janet Dutcher, Finance

DATE: November 24, 2020

RE: Budget Appropriation – Mountain View Fire

Recommended Action:

Approve transfer of \$500,000 from the County's general reserve to support the County's response to the proclaimed Mountain View fire emergency (requires 4/5ths vote).

Discussion:

The Mono County Board of Supervisors proclaimed a local state of emergency on November 17, 2020, and the Governor issued a Proclamation of a State of Emergency on November 19, 2020, due to conditions of extreme peril caused by the Mountain View fire, which conditions are exacerbated by power outages, and the ongoing COVID-19 pandemic in Mono County. At least 96 homes were destroyed and various other homes and structures, including Mono County's solid waste transfer station, were damaged by the Mountain View Fire.

and

Currently, County resources are being redirected towards responding to public safety measure and recovery efforts. Staff and benefit costs associated with redirecting personnel to support this declared emergency are being incurred. This is staff time that otherwise would have been spent on county activities and services often paid for with grant related funding sources which now may not be realized. County leaders expect incurring unanticipated expenditures during this event, including reconstruction of public infrastructure and facilities. Staff are currently working with CalOES to ensure reimbursement under the California Disaster Assistance Act which will fund 75% of eligible costs.

This appropriation will fund the County's 25% local share and cover cash flow requirements until state reimbursements are received..

Fiscal Impact:

This action, if approved, provides up to \$500,000 in funding for Mono County's response to the Mountain View fire emergency incident and decreases the balance in the general reserve from \$2.7 million to \$2.3 million. Any funding not spent after the emergency ends, net of reimbursements from Federal and State sources, can be transferred back into the County's general reserve account.



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

SPECIAL MEETING AGENDA REQUEST

Print

MEETING DATE	November 24, 2020	DEPARTMENT	
ADDITIONAL DEPARTMENTS			
TIME REQUIRED	5 minutes	PERSONS APPEARING BEFORE THE BOARD	Janet Dutcher, Finance Director
SUBJECT	Cal OES 130 Designation of Applicant's Agent Resolution		

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Cal OES Form 130, Designation of Applicant's Agent Resolution, is necessary to apply for emergency related funding through Cal OES. This form was last approved by the Board of Supervisors on April 7, 2020, and the authorized agents have changed. Approval of this form is good for three years.

RECOMMENDED ACTION:

Approve Cal OES Form 130, Designation of Applicant's Agent Resolution.

FISCAL IMPACT:

Approval of this form qualifies Mono County for funding anticipated to cover the cost of responding to the COVID-19 Public Health Emergency and the Mountain View Fire Emergency.

CONTACT NAME: Janet Dutcher

PHONE/EMAIL: 760-932-5494 / jdutcher@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

[Staff report](#)

[Cal OES Form 130 - completed](#)

History

Time	Who	Approval
11/23/2020 10:43 AM	County Administrative Office	Yes
11/23/2020 10:35 AM	County Counsel	Yes
11/23/2020 10:39 AM	Finance	Yes



DEPARTMENT OF FINANCE

AUDITOR-CONTROLLER

COUNTY OF MONO

Kim Bunn
Assistant Finance Director
Auditor-Controller

Janet Dutcher, CPA, CGFM, MPA
Director of Finance

Gerald Frank
Assistant Finance Director
Treasurer - Tax Collector

To: Honorable Board of Supervisors

From: Janet Dutcher, Director of Finance

Date: November 24, 2020

Subject: Cal OES Form 13, Designation of Applicant's Agent Resolution

Recommendation:

Approve Cal OES Form 130, Designation of Applicant's Agent Resolution. Provide any desired direction to staff.

Background:

Mono County has two outstanding emergency events – the COVID-19 public health emergency and the recent Mountain View fire emergency. County resources are being redirected towards responding to both events. FEMA and California Disaster Assistance Act (CDAA) provides funding to reimburse the County of eligible expenditures incurred in responding to the emergency.\

Application for Funding:

Cal OES Form 130, A Designation of Applicant's Agent Resolution for Non-State Agencies, is required of all applications before becoming eligible to receive funding. A new resolution is submitted if a previously submitted resolution is older than three (3) years from the last date of approval or if its authorized agents have changed or been replaced. The County last approved this form on April 7, 2020. Since that time, the CAO position has changed. Therefore, a new Cal OES Form 130 is required.

Fiscal Impact:

Approval of this form qualifies Mono County for funding anticipated to cover the cost of responding to the COVID-19 Public Health Emergency and the Mountain View Fire Emergency.

**DESIGNATION OF APPLICANT'S AGENT RESOLUTION
FOR NON-STATE AGENCIES**

BE IT RESOLVED BY THE Board of Supervisors OF THE County of Mono, California
(Governing Body) (Name of Applicant)

THAT Robert Lawton, County Administrative Officer, OR
(Title of Authorized Agent)

Stacey Simon, County Counsel, OR
(Title of Authorized Agent)

Janet Dutcher, County Finance Officer
(Title of Authorized Agent)

is hereby authorized to execute for and on behalf of the County of Mono, a public entity
(Name of Applicant)
established under the laws of the State of California, this application and to file it with the California Governor's Office of Emergency Services for the purpose of obtaining certain federal financial assistance under Public Law 93-288 as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or state financial assistance under the California Disaster Assistance Act.

THAT the County of Mono, a public entity established under the laws of the State of California,
(Name of Applicant)
hereby authorizes its agent(s) to provide to the Governor's Office of Emergency Services for all matters pertaining to such state disaster assistance the assurances and agreements required.

Please check the appropriate box below:

- This is a universal resolution and is effective for all open and future disasters up to three (3) years following the date of approval below.
- This is a disaster specific resolution and is effective for only disaster number(s) _____

Passed and approved this 24th day of November, 2020

Stacy Corless, Chair, Mono County Board of Supervisors
(Name and Title of Governing Body Representative)

John Peters, Bob Gardner, Fred Stump, Jennifer Kreitz
(Name and Title of Governing Body Representative)

Members, Mono County Board of Supervisors
(Name and Title of Governing Body Representative)

CERTIFICATION

I, Stacy Corless, duly appointed and Chair of
(Name) (Title)

Mono County Board of Supervisors, do hereby certify that the above is a true and correct copy of a
(Name of Applicant)

Resolution passed and approved by the Board of Supervisors of the County of Mono
(Governing Body) (Name of Applicant)

on the 24th day of November, 2020.

(Signature)

Chair
(Title)

Cal OES Form 130 Instructions

A Designation of Applicant's Agent Resolution for Non-State Agencies is required of all Applicants to be eligible to receive funding. A new resolution must be submitted if a previously submitted Resolution is older than three (3) years from the last date of approval, is invalid or has not been submitted.

When completing the Cal OES Form 130, Applicants should fill in the blanks on page 1. The blanks are to be filled in as follows:

Resolution Section:

Governing Body: This is the group responsible for appointing and approving the Authorized Agents.
Examples include: Board of Directors, City Council, Board of Supervisors, Board of Education, etc.

Name of Applicant: The public entity established under the laws of the State of California. Examples include: School District, Office of Education, City, County or Non-profit agency that has applied for the grant, such as: City of San Diego, Sacramento County, Burbank Unified School District, Napa County Office of Education, University Southern California.

Authorized Agent: These are the individuals that are authorized by the Governing Body to engage with the Federal Emergency Management Agency and the Governor's Office of Emergency Services regarding grants applied for by the Applicant. There are two ways of completing this section:

1. **Titles Only:** If the Governing Body so chooses, the titles of the Authorized Agents would be entered here, not their names. This allows the document to remain valid (for 3 years) if an Authorized Agent leaves the position and is replaced by another individual in the same title. If "Titles Only" is the chosen method, this document must be accompanied by a cover letter naming the Authorized Agents by name and title. This cover letter can be completed by any authorized person within the agency and does not require the Governing Body's signature.
2. **Names and Titles:** If the Governing Body so chooses, the names **and** titles of the Authorized Agents would be listed. A new Cal OES Form 130 will be required if any of the Authorized Agents are replaced, leave the position listed on the document or their title changes.

Governing Body Representative: These are the names and titles of the approving Board Members.
Examples include: Chairman of the Board, Director, Superintendent, etc. The names and titles **cannot** be one of the designated Authorized Agents, and a minimum of two or more approving board members need to be listed.

Certification Section:

Name and Title: This is the individual that was in attendance and recorded the Resolution creation and approval.
Examples include: City Clerk, Secretary to the Board of Directors, County Clerk, etc. This person **cannot** be one of the designated Authorized Agents or Approving Board Member (if a person holds two positions such as City Manager and Secretary to the Board and the City Manager is to be listed as an Authorized Agent, then the same person holding the Secretary position would sign the document as Secretary to the Board (not City Manager) to eliminate "Self Certification.")