



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.
Meeting Location: Mono Lake Room, 1st Fl., County Civic Center, 1290 Tavern Rd., Mammoth Lakes, CA
93546

Regular Meeting

July 19, 2022

TELECONFERENCE INFORMATION

This meeting will be held both in person and via teleconferencing with some members of the Board possibly attending from separate teleconference and remote locations. As authorized by AB 361, dated September 16, 2021, a local agency may use teleconferencing without complying with the teleconferencing requirements imposed by the Ralph M. Brown Act when a legislative body of a local agency holds a meeting during a declared state of emergency and local officials have recommended or imposed measures to promote social distancing or the body cannot meet safely in person and the legislative body has made such findings.

Teleconference locations will be available to the public:

1. First and Second Meetings of Each Month in the Mono Lake Room of the Mono County Civic Center, First Floor, 1290 Tavern Road, Mammoth Lakes, CA. 93546;
2. Third Meeting of Each Month in the Mono County Courthouse, Second Floor Board Chambers, 278 Main Street, Bridgeport, CA. 93517;
3. Zoom Webinar.

Members of the public may participate via the Zoom Webinar, including listening to the meeting and providing public comment, by following the instructions below. 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=fd043961-041d-4251-a6e8-803b439caa17

To join the meeting by computer:

Visit <https://monocounty.zoom.us/j/84957685992>

Or visit <https://www.zoom.us/>, click on "Join A Meeting" and enter the Zoom Webinar ID 849 5768 5992.

To provide public comment, press the "Raise Hand" button on your screen.

To join the meeting by telephone: Dial (669) 900-6833, then enter Zoom Webinar ID 849 5768 5992. To provide public comment, press *9 to raise your hand and *6 to mute/unmute.

NOTE: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in

this meeting, please contact the Clerk of the Board at (760) 932-5530 or bos@mono.ca.gov. 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).

Full agenda packets are available for the public to review in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517) and online at <http://monocounty.ca.gov/bos>. Any writing distributed less than 72 hours prior to the meeting will be available for public inspection in the Office of the Clerk of the Board and online.

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

Opportunity for the public to address the Board on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.) Please refer to the Teleconference Information section to determine how to make public comment for this meeting via Zoom.

2. RECOGNITIONS - NONE

3. COUNTY ADMINISTRATIVE OFFICER

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

Departments: Clerk of the Board

Approval of the Board Minutes from May 3, and May 10, 2022, Regular Meeting of the Board of Supervisors.

Recommended Action: Approve the Board Minutes from the May 3, and May 10, 2022, Regular Meeting of the Board of Supervisors.

Fiscal Impact: None.

B. Claim for Damages - Ian Wilson

Departments: Risk Management

Claim for damages filed by the Law Offices of Todd M. Friedman, on behalf of Ian Wilson, making various allegations related to Mr. Wilson's employment as a volunteer with the June Lake Fire Protection District. This claim is misdirected, as the June Lake Fire Protection District is a separate legal entity from Mono County.

Recommended Action: Deny the claim and direct the Risk Manager, in consultation with County Counsel, to send notice of the denial to the Law Offices of Todd M. Friedman.

Fiscal Impact: None.

C. Cannabis Delivery in Unincorporated Areas of Mono County

Departments: Community Development

Proposed ordinance continuing temporary suspension of prohibition on cannabis delivery established by Mono County Code Section 5.60.140(L) until public outreach and input occur and a long-term policy either allowing or prohibiting cannabis delivery is implemented by the County.

Recommended Action: Adopt proposed ordinance.

Fiscal Impact: This ordinance continues and expands opportunities for unincorporated Mono County Cannabis operators to collect revenues, which brings an incremental increase in cannabis tax revenues to the County.

D. FY 2021-22 Amended budget – Appropriation Transfer Request

Departments: Economic Development

This item is a request for appropriation increases in the Tourism budget unit.

Recommended Action: Approve appropriation transfer request of \$14,495 from the Tourism fund balance of \$215,830 to the Tourism expenditure account as recommended in Attachment A (requires 4/5ths approval).

Fiscal Impact: Tourism appropriations will increase by \$14,495, from \$327,807 to \$342,302, and fund balance decreases from \$215,830 to \$201,335.

E. Amendment of Mono County Code Section 5.65.160 - Revised fines for Short-term Rental Violations

Departments: Community Development

Proposed ordinance amending Chapter 5, Section 5.65.160 of the Mono County Code to increase fines for violation of Mono County Short Term Rental Ordinances and establish a process for requesting a hardship waiver or

reduction.

Recommended Action: Adopt proposed ordinance.

Fiscal Impact: The proposed ordinance would increase the amount of fines for short-term rental violations from \$1,000 to \$1,500 for a first violation; and from \$2,000 for a second or subsequent violation within three years to \$3,000 for a second violation within one year and \$5,000 for each additional violation within one year. Additionally, the proposed ordinance would establish procedures for a person cited to claim a hardship waiver/reduction based on ability to pay and would exempt from fines a first violation based on failure to register or pay a business license fee, which would remain subject to the fines set forth in section 1.12.030.

6. CORRESPONDENCE RECEIVED - NONE

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

7. REGULAR AGENDA - MORNING

A. COVID-19 (Coronavirus) Update

15 minutes

(Robert C. Lawton, CAO, Dr. Caryn Slack, Public Health Officer) - Update on Countywide response and planning related to the COVID-19 pandemic.

Recommended Action: None, informational only.

Fiscal Impact: None.

B. PUBLIC HEARING: Solid Waste Tipping Fee Adjustments

Departments: Public Works - Solid Waste

PUBLIC HEARING: 9:00 AM (30 minutes)

(Justin Nalder, Solid Waste Superintendent and Paul Roten, Acting Director of Public Works) - Conduct public hearing regarding increase of gate fees for County Solid Waste Facility Services. Consider resolution adopting increased fees as proposed.

Recommended Action: 1) Conduct Public Hearing 2) Adopt Resolution No. R22-____, "A Resolution of the Mono County Board of Supervisors to Increase Certain Gate Fees for County Solid Waste Facility Services".

Fiscal Impact: Projections indicate the tipping fee adjustment would increase revenue into the Solid Waste Enterprise Fund by \$373,500 annually, from \$1,630,000 to \$2,003,500, and reduce the annual deficit from \$1,109,000 to \$735,500.

C. Letter of Support for Caltrans District 9 Grant Application

Departments: CDD

10 minutes

(Wendy Sugimura) - Letter of support for Caltrans District 9 application to the Federal Reconnecting Communities Pilot Program

Recommended Action:

1. Make any desired changes and authorize the Chair to sign the letter of support for Caltrans District 9's application to the Federal Reconnecting Communities Pilot Program.
2. Provide any additional direction to staff.

Fiscal Impact: A successful application could result in staff time to collaborate on the project, but would also fund planning and/or construction projects in Mono County.

D. Allocation List Amendment - Office of the CAO

Departments: CAO

5 minutes

(Robert C. Lawton, CAO) - Proposed resolution authorizing the County Administrative Officer to amend the County of Mono List of Allocated Positions to change the title of Emergency Operations Manager to Director of Emergency Management and to adjust the salary range accordingly.

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

Fiscal Impact: The recommended action's personnel costs would increase from a range of \$90,295-\$109,754 to a range of \$133,406-\$162,156, to be paid for by a combination of funds from the following sources: Homeland Security Grant funds; Emergency Management Performance Grant funds; American Rescue Plan Act funds; and County General Funds

E. Employment Agreement - Interim Director of Emergency Management

Departments: CAO

5 minutes

(Robert C. Lawton, CAO) - Proposed resolution approving a contract with Chris Mokracek as Interim Director of Emergency Management, and prescribing the compensation, appointment and conditions of said employment.

Recommended Action: Announce Fiscal Impact. Approve Resolution R22-_____, approving an amendment to the employment contract with Chris Mokracek to temporarily appoint Mr. Mokracek as Interim Director of Emergency Management, and prescribe the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract amendment

on behalf of the County.

Fiscal Impact: Total cost of salary and benefits for FY 2022-23 is approximately \$176,990, of which \$140,077 is salary, and \$36,913 is benefits. This is included in the County Administrator's Recommended budget.

8. CLOSED SESSION

A. Closed Session - Labor Negotiations

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Bob Lawton, Stacey Simon, Janet Dutcher, John Craig, Patty Francisco, and Oliver Yee. 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 Correctional Deputy Sheriffs' Association. Unrepresented employees: All.

B. Closed Session - Public Employee Evaluation

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

9. 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



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

REGULAR AGENDA REQUEST

Print

MEETING DATE July 19, 2022

Departments: Clerk of the Board

TIME REQUIRED

SUBJECT Board Minutes

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

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

Approval of the Board Minutes from May 3, and May 10, 2022, Regular Meeting of the Board of Supervisors.

RECOMMENDED ACTION:

Approve the Board Minutes from the May 3, and May 10, 2022, Regular Meeting of the Board of Supervisors.

FISCAL IMPACT:

None.

CONTACT NAME: Danielle Patrick

PHONE/EMAIL: 760-932-5535 / despinosa@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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<input type="checkbox"/> May 3, 2022 DRAFT Meeting Minutes
<input type="checkbox"/> May 10, 2022 DRAFT Meeting Minutes
<input type="checkbox"/> May 17, 2022 DRAFT Meeting Minutes

History

Time	Who	Approval
7/13/2022 3:37 PM	County Counsel	Yes
7/7/2022 9:11 AM	Finance	Yes

7/15/2022 12:13 PM

County Administrative Office

Yes



**DRAFT MEETING MINUTES
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
May 3, 2022**

Backup Recording	Zoom
Minute Orders	M22-079 – M22-087
Resolutions	R22-037 – R22-037
Ordinance	ORD22-03 USED

9:00 AM Call meeting to Order by Chair Gardner

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

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 Duggan.

“Never ever underestimate the importance of having fun.”
- Chair Gardner

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

- None.

2. RECOGNITIONS

A. Proclamation Designating the Month of May 2022 as Mental Health Month

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

Departments: Behavioral Health

(Robin Roberts, Behavioral Health Director) - Each year millions of Americans face the reality of living with a mental illness. In designating May 2022 as Mental Health Month, Mono County joins the national movement to raise awareness about mental health and to provide education and reduce stigma around mental health. Mono County Behavioral Health has planned activities and events to recognize Mental Health Month.

Action: Approve proclamation designating May 2022 as Mental Health Month.

Robin Roberts, Behavioral Health Director:

- Presented item
- Thanks to Behavioral Health staff
- Report on activities planned to recognize Mental Health Month

Loving Challenge from Robin Roberts:

- Find two people today and tell him why they are important to you.
- Remember people who typically become invisible – learn their name

Supervisor Corless:

- Ask the Clerk to post list of activities to this meeting page

Corless motion. Kreitz seconded.

Vote: 5 yes, 0 no

M22-079

3. COUNTY ADMINISTRATIVE OFFICER

CAO Report regarding Board Assignments

John Craig, Assistant CAO:

- Budget (working with Megan M and Departments) March 23, 24, 25
- Civic Center Ribbon Cutting March 23, at 9 – 10 am
- Provided update on Mono Lake Room in Mammoth Civic Center

Supervisor Corless:

- Request Agenda Item – talk about meetings being held remotely

Stacey Simon, County Counsel:

- Helpful to discuss AB-361 as an agenda item, currently on the consent agenda: Resolution Making Findings under AB 361.

4. DEPARTMENT/COMMISSION REPORTS

Jeff Simpson, Economic Development Manager:

Note:

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- Fish allotment CDFW.... 70% of normal
- Agenda Discussion immediate future fish stocking

Supervisor John Peters:

- Suggested an Agenda Item about fish stocking

Francie Avitia, Social Services Program Manager:

- Significant changes to Medi-Cal
- Provided update on new eligibility requirements

Justin Nalder, Solid Waste Superintendent:

- Community Clean Up events

Scheereen Dedman, Clerk-Recorder-Registrar:

- Ballots will be mailed out May 9
- Poll Workers

Wendy Sugimura, Community Development Director:

- Prescriptive Designs project proceeding on target
- April planning commission – black point mine
- Housing

Janet Dutcher, Finance Director:

- Financing for Jail Project

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.)

Items B, C, E, F, G – Consent

Duggan motion. Kreitz seconded.

Vote: 5 yes, 0 no

Pull 5A. – Peters

Pull 5D. – Kreitz

A. Out-of-State Travel for the 2022 Annual NACo Conference

Departments: Clerk of the Board

Out-of-state travel for Mono County Supervisors Rhonda Duggan, Bob Gardner and John Peters to attend the National Association of County's Annual Conference and Exposition in Adams County (Aurora), Colorado, July 21-24 with Supervisor Peters attending as the Registered Voting Delegate.

Action: Approve out-of-state travel for Mono County Supervisors Rhonda Duggan, Bob Gardner and John Peters to attend the National Association of County's Annual Conference and Exposition in Adams County (Aurora), Colorado, July 21-24 with Supervisor Peters attending as the Registered Voting Delegate.

Note:

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Fiscal Impact: Up to \$3,000 per Supervisor for conference registration, hotel stay, and travel of which a total of \$3,000 is expected to be reimbursed from other external funding sources. While this event was not included in the Board of Supervisors' budget for FY 2021-22, staff have submitted a third quarter budget adjustment for the Board's consideration on May 10th to provide additional funding.

Supervisor Peters:

- His travel expenses are paid by NACo, he is not requesting monies from the County

Scheereen Dedman, Clerk:

- Would like to bring this back next week

John Craig, ACAO:

- Would like to bring this back next week

Item was pulled from Consent

B. Monthly Treasury Transaction Report

Departments: Finance

Treasury Transaction Report for the month ending 3/31/2022.

Action: Approve the Treasury Transaction Report for the month ending 3/31/2022.

Duggan motion. Kreitz seconded.

Vote: 5 yes, 0 no

M22-080

C. Quarterly Investment Report

Departments: Finance

Investment Report for the Quarter ending 3/31/2022.

Action: Approve the Investment Report for the Quarter ending 3/31/2022.

Duggan motion. Kreitz seconded.

Vote: 5 yes, 0 no

M22-081

D. Resolution Making Findings under AB 361 - Related to Remote Meetings

Departments: County Counsel

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

Proposed resolution making the findings required by AB 361 for the purpose of making available the modified Brown Act teleconference rules set forth in AB 361 for the period of May 3, 2022, through June 2, 2022.

Action: Adopt resolution making the findings required by AB 361 for the purpose of making available the modified Brown Act teleconference rules set forth in AB 361 for the period of May 3, 2022, through June 2, 2022.

Peters motion. Duggan seconded.

Vote: 4 yes, 1 no

R22-037

Roll Call:

Corless: Y

Duggan: Y

Gardner: Y

Kreitz: N

Peters: Y

Supervisor Kreitz:

- Hybrid meetings -In support of
- How do we now move on and create infrastructure so that when this bill goes away then we are ready as a county
- Invest in rural communities – so that they can have hybrid meetings
- Does not support

E. Amendment to Contract with Municipal Resources Group

Departments: CAO

Proposed amendment to agreement with Municipal Resources Group, LLC (MRG) pertaining to the provision of human resources, strategic planning, and emergency preparedness services.

Action: Approve, and authorize CAO to sign, contract amendment with MRG to increase the contract limit from \$102,000 to \$127,000 for the period through June 30, 2022, and to establish contract limits of \$75,000 for the periods July 1, 2022, through June 30, 2023, and July 1, 2023, through December 31, 2024.

Duggan motion. Kreitz seconded.

Vote: 5 yes, 0 no

M22-082

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

F. Contract with Baxter's for Custodial and Campground Management Services

Departments: Public Works

Proposed contract with Baxter's pertaining to Custodial and Campground Management Services.

Action: Approve, and authorize CAO to sign, contract with Baxter's for Custodial and Campground Management Services for the period May 1, 2022, through May 1, 2023, and a not-to-exceed amount of \$123,514.

Supervisor Kreitz:

- How do we now move on and create infrastructure so that when this bill goes away then we are ready as a county
- Invest in rural communities – so that they can have hybrid meetings
- Does not support

Chair Gardner:

- We need to have this discussion as an agenda item

Peters motion. Duggan seconded.

Vote: 5 yes, 1 no

M22-083

G. FY21/22 RSTP Funding Agreement

Departments: Public Works - Roads

The annual funding through the Regional Surface Transportation Program (RSTP) apportionment is a major source of revenue for Mono County's Road maintenance programs. Although the amount is based on a statewide formula that has not increased over the years, the RSTP funding and the annual gas tax apportionment continue to be one of the foundations of Public Works' Road Division. The exchange agreement allows the State to forward non-federal highway apportionments directly to the Road Fund and the County maintains total control over how those funds are expended.

Action: Approve and authorize Chair's signature on the FY21/22 Federal Exchange and State Match Agreement for allocation of Federal Surface Transportation Program Funds through the State's Regional Surface Transportation Program.

Duggan motion. Kreitz seconded.

Vote: 5 yes, 0 no

M22-084

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

6. CORRESPONDENCE RECEIVED - NONE

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

7. REGULAR AGENDA - MORNING

A. Inyo National Forest and BLM Seasonal Fire Outlook Briefing

Departments: Board of Supervisors, sponsored by Supervisor Gardner

(Lesley Yen, Inyo NF Supervisor; Larry Pingel, Inyo NF / Bishop BLM Interagency Fire Mgmt Officer; Lance Rosen, BLM Asst District Fire Mgmt Officer Central CA Region; Heather Stone, BLM Supervisory Natural Resource Specialist for Fuels and Vegetation Mgmt) - Inyo National Forest and Bureau of Land Management staff will provide Seasonal Fire Outlook Briefing.

Action: None.

Lesley Yen, Inyo NF Supervisor:

- Introduced Item
- Provided overview of Fire Restriction Process

Larry Pingel, Inyo NF / Bishop BLM Interagency Fire Mgmt Officer:

- Presented Item

Lance Rosen, BLM Asst District Fire Mgmt Officer Central CA Region

- Foresees long fire-season this summer
- Staffing is short

Heather Stone, BLM Supervisory Natural Resource Specialist for Fuels and Vegetation Mgmt

- Available for questions

Supervisor Peters:

- Asks for clarity as to why we have staffing issues

Lance – biggest reason is due to pay 20 percent more pay in other areas and there is a change in generational change in the amount of work and outdoor work

Supervisor Corless:

- Residents fully support early Fire Restrictions
- Inquires about a new program – preseason information on firefighting plans and operations – PODS: Potential Operational Delineations Services

Break: 10:37 AM

Reconvened: 10:48 AM

B. PUBLIC HEARING: Moratorium on New Short-Term and Transient Rentals

Departments: Community Development Department

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

(Bentley Regehr, Planning Analyst) - Proposed ordinance temporarily suspending County permitting of new short-term or transient rental operations of residential units. Options are provided which include applying the temporary suspension to single-family and/or multi-family units, as well as applying the temporary suspension within residential and/or non-residential land use designations.

Action: Adopt proposed urgency ordinance ORD22-03, an interim ordinance of the Mono County Board of Supervisors Temporarily Suspending the Permitting of New Short-Term and Transient Rentals of Residential Units in Specified Land Use Designations. The ordinance may be modified per the options described in the staff report, or in some other fashion as the Board may direct. If a moratorium is adopted, provide direction on processing transient rental applications already accepted by the County as of the ordinance's effective date. [4/5 vote required.]

Public Hearing Opened: 10:48 AM

Bentley Regehr, Planning Analyst:

- Presented item
- Shared data collected
- Presented options

Wendy Sugimura, Community Development Director:

- Thanks Bentley
- Explains approval system – difficult regulatory system

Two points of clarification:

1. Units are all residential construction in nature -would not impact hotels/motels, commercial constructions on non-residential construction
2. Staff is suggesting that applications that are received after March 1, could not be process

Public Comment:

- Donald Morton
- Alicia Vennos
- Lia Webb
- Ron Day

Bentley Regehr, Planning Analyst:

- Monitoring workforce housing created
- Timeframes

- Consensus for Option 3, effective immediately, May 3

Stacey Simon, County Counsel:

Adopt proposed urgency ordinance with following changes

1. Exclude multifamily units
2. Take effect only to as effect for apps received May 3 or later

Moved to following item to allow time for staff to revise proposed Ordinance.

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

Public Hearing Opened: 10:48 AM
Public Hearing Closed: 1:02 PM

Kreitz motion. Corless seconded.

Vote: 4 yes, 1 no

ORD22-03

Roll Call:

Corless: Y

Duggan: Y

Gardner: Y

Kreitz: Y

Peters: N

Moved to Item 8.

C. Funding Proposal for Hydrologic Groundwater Model of the Tri-Valley

Departments: County Counsel, Community Development

(Stacey Simon, County Counsel; Wendy Sugimura, Community Development Director)

- Request to Inyo-Mono Integrated Regional Water Management (IRWM) Group for funding to develop a hydrologic groundwater model of the Tri-Valley area (Chalfant, Benton and Hammil Valleys) on behalf of the Tri-Valley Groundwater Management District.

Action:

(1) Consider input provided by the Tri-Valley Groundwater Management District and approve and authorize staff to submit project description/funding request to the Inyo-Mono Integrated Regional Water Management (IRWM) Group for \$199,000 to develop a hydrologic groundwater model of the Tri-Valley/Fish Slough area.

(2) Direct staff to include up to \$22,000 for project management and grant administration in the 2022-23 annual budget, using funds previously allocated for the County's participation in the Owens Valley Groundwater Authority.

Michael Draper, Planning Analyst:

- Presented Item

Wendy Sugimura, Community Development Director:

- Continued discussion of proposal
- One percent of the cost of the grant, administration fee for IRWM; County may choose to contractor out the project management and Grant Administration Project Management from the county standpoint – per Grant Requirements are

Note:

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being met and project is staying on track not to conduct any of the work on the project.

- Discussed isotopes – findings from Inyo County
- Priority is to get the model done so we can incorporate and understand how usage in one part of the basin effects water levels in another part of the basin and model that moving forward

Stacey Simon, County Counsel

- If board would like to request funds for Isotopes - we would ask for that direction
- Monitoring locations is the highest priority – discusses other sources of funding
- Clarifies for Supervisor Duggan – what current funding includes
- Isotopes Study – clarifies details and priorities

Supervisor Duggan:

- In support of Wendy - County not doing the actual work, it's the sponsor of the grant process and in support of Tri-Valley to do the work themselves
- Supports the action
- Needs clarification on funding

Supervisor Corless:

- In support of seeking funding to manage this resource

Direction - All supervisors in support of further isotope study which includes additional funding noted up to \$30,000

Duggan motion. Corless seconded.

Vote: 5 yes, 0 no

M22-085

D. COVID-19 (Coronavirus) Update

Departments: Public Health

(Bryan Wheeler, Public Health Director; Dr. Caryn Slack, Public Health Officer) - Update on Countywide response and planning related to the COVID-19 pandemic.

Action: None.

Bryan Wheeler, Public Health Director:

- Presented Item
- Discussed the Avian Flu H5N1 – very infectious
- Options for medication – Optimum: has a test to treat program
- Rite Aid or Von – do need a prescription

Dr. Caryn Slack, Public Health Officer:

- Anti-Viral medications – federal government has access to medications, Tioyobe

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

Clinic is our local clinic that can provide
Supervisor Corless:

- Asks about availability of anti-viral medications locally

E. Mountain View Fire Update and Review of Emergency Declarations

Departments: Mountain View Fire Emergency Operations Center

(Justin Nalder, MVF EOC Director) - Review of continuing need for Board of Supervisor's November 17, 2020, Declaration of Local Emergency of and Mono County Health Officer's November 19, 2020, Declaration of Local Health Emergency for the Mountain View Fire.

Action: Find that there is a need to continue the local state of emergency declared on November 17, 2020, and/or the local health emergency declared on November 19, 2020 (ratified by the Board on November 24, 2020).

Justin Nalder, MVF EOC Director:

- Presented Item
- Contractor completing most of final clean up
- Cause of the fire is still undetermined
- Fee waiver update – reach out to Justin for more information

Stacey Simon, County Counsel:

- Clarifies the motion

Peters motion. Duggan seconded.

Vote: 5 yes, 0 no

M22-086

F. Fiscal Loss of Revenue Report for Fees Eliminated by Assembly Bill 1869

Departments: Finance

(Janet Dutcher, Finance Director) - On December 21, 2021, the County received \$39,797 to backfill penalty revenue lost from the repeal of various criminal administrative fees. Pursuant to Government Code Section 29553(e) and added by Assembly Bill 143, the County is required to send a Fiscal Loss of Revenue Report to the State for fees eliminated by Assembly Bills 1869 and 177 in the last three most recent years of collection. Finance has compiled a schedule of lost revenue and prepared the required reports for Board approval. The reports are required to be distributed to the Joint Legislative Budget Committee, The Department of Finance, and the Legislative Analyst's Office.

Action: Approve the County's Fiscal Loss of Revenue Report to the State's three offices from Fiscal Years Ended June 30, 2019, 2020, and 2021, and authorize the Chair of the

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

Board's signature prior to distribution to the California State Legislature, the Legislative Analyst's Office, and the California Department of Finance.

Janet Dutcher, Finance Director:

- Presented Item

Kreitz motion. Peters seconded.

Vote: 5 yes, 0 no

M22-087

Moved to Item 9.

8. CLOSED SESSION is Items 8A and 8C

Stacey Simon, County Counsel:

- *No longer a need for Item 8B*

Closed Session: 1:04 PM

Reconvened: 2:30 PM

No action to report out of Closed Session.

A. Closed Session - Labor Negotiations

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Stacey Simon, Janet Dutcher, John Craig, Patty Francisco, and Oliver Yee. 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 Correctional Deputy Sheriffs' Association. Unrepresented employees: All.

B. Closed Session - Initiation of Litigation

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION.

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code section 54956.9. Number of potential cases: One.

C. Closed Session - Existing Litigation

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of cases: (1) *County of*

Note:

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Mono v. K.R. Property Development and Real Estate, LLC, et al. (Mono County Superior Court Case # CV200081); (2) *County of Mono v. Silver State Investors, LLC* (Mono County Superior Court Case # CV22UCM41); (3) *County of Mono v. City of Los Angeles, et al.* (California Court of Appeal, 1st District, Case # A162590).

9. BOARD MEMBER REPORTS

Supervisor Duggan:

- 4/20/22- CSAC legislative conference
- 4/22 – LAFCO meeting – opening on the board for Special District Alternate
- 4/26 – CSA 1 meeting
- Update on Long Valley Road Projects
- 4/27 – Wheeler Crest Fire Safe Council Districts Meeting - Presentation from Inyo National Forest
- 4/29 – CSAC sponsored the Affordable Connectivity Briefing
- Thanked Nate Greenberg for his assistance with SCE planned shut down

Supervisor Peters:

- 4/20/22 - CSAC legislative conference and Board of Directors Meeting
- Workshop – Counties in Cannabis
- CHP – New Commander in Bridgeport
- WIR Public Lands Meeting – Bylaw proposed changes that were discussed
- Fishing opener – Many fish that were caught
- Twin Lakes Foundation – did well

Supervisor Corless:

- 4/20/21 – CSAC legislative conference, JEDI
- 4/27: RCRC and GSFA board meetings—highlights document attached, note new GSFA Member County “Assist-to-Own” Program for Member County employees.
- 4/28: Collaborative Planning Team
- 4/29: Golden State Connect Authority Exec Committee meeting, update on project selection
- 4/30: Valentine Eastern Sierra Reserves, celebration of the Valentine Reserve’s 50th anniversary, note that the SNARL seminar series starts tonight
- 5/2 ESSRP meeting
- Started NACo High Performance Leadership Academy

Supervisor Gardner:

- On Wednesday, April 20 I participated in a call with Yosemite National Park officials, the Lee Vining Chamber of Commerce, and others about the status of the plowing and opening of the Tioga Road this year. The Park started plowing the road on April 15, was slowed a bit by the storm on April 21-22, but has now established one lane to the east entrance. Much more work is needed to ensure sanitation and safety for travelers using the road, and that work will probably consume the next two or three weeks. No date for the actual opening is set yet, but it is expected to be open by the Memorial Day weekend. The lower gate was opened last Friday by Caltrans to enable visitors and residents to gain access all the way to the east gate. Weekly updates to the progress of the road opening are made available on the County Road website at <https://monocounty.ca.gov/roads/page/county-road-closures>.
- On Thursday, April 21 I participated in the meeting of the Regional Oversight Committee for the Eastern Sierra Child Support Services. We reviewed the current program and caseload and discussed plans for the coming year.
- On Thursday the 21st I also spoke with a representative from ChargePoint, a company that installs electric vehicle chargers across the country. We are looking at installing a set of EV Chargers in

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the June Lake community.

- On Monday April 25 I participated in another planning session for the Children's Summit set for July 13.
- On Tuesday April 26 I participated in a Zoom session with Justin Nalder and various residents about the Conway Ranch Management and Operations Plan. Justin presented the plans for the coming year and responded to several questions.
- Yesterday I attended a meeting of the NACO Public Lands Committee and Western Interstate Region Board. We heard from county officials interested in serving on the WIR Board.
- Finally, also yesterday I participated in the monthly meeting of the Eastern Sierra Sustainable Recreation Partnership. We heard several updates about pending recreation-related grant and other programs and received briefings from each of the partners.

Supervisor Kreitz:

- CSAC Legislative Conference - 4/20-22 - Gov. Newsom addressed the group on the first day, I attended an informative workshop on the state of Cannabis in California, the Housing, Land Use and transportation committee meeting, and the Women's Leadership Forum where Senate Pro-Tem Toni Atkins and Secretary of State Dr. Weber spoke to the group. The overall conference was informative and inspirational.
- LAFCO met on April 22; we approved the annual budget. We received an update from the Mammoth Lakes Fire Protection District on their desire to change their sphere of influence to include Reds Lake area of Mammoth Mountain. LAFCO has a call for new member nominations - Special District Members and a Public Member Alternate. Applications are available on the County website.
- Housing - The CCRH Board met for a board meeting April 27th. We discussed a request from some regional COGs for a state general fund request of \$5bb for the state's Infill Infrastructure Grant (IIG) program and chose not so support the request given both the size of the request and the IIG program's difficulties being used in rural California. There was a meeting with Anthem Blue Cross' Housing Manager, Inyo, Mono and Alpine Counties to discuss new funding for housing and homelessness. Given the lack of a CoC administrative entity there's some slow-down in the implementation of the HHAP program and HHIP CCRH held their regular legislative committee meeting - discussed various bills and state budget asks. MLH Board meeting was held on May 2nd. The MLH Board accepted a new marketing plan. There is a deed restricted one bedroom with a garage for sale in Mammoth Lakes. There's also an open board position for a low-income person. And MLH has several open staff position open - all are year round with benefits.

Moved to Item 7B.

ADJOURN AT 2:30 PM.

ATTEST

**BOB GARDNER
CHAIR OF THE BOARD**

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

QUEENIE BARNARD
ASSISTANT CLERK OF THE BOARD

Note:
These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors



**DRAFT MEETING MINUTES
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
May 10, 2022**

Backup Recording	Zoom
Minute Orders	M22-88 – M22-091
Resolutions	R22-038 USED
Ordinance	ORD22-03 USED

9:03 AM Call meeting to Order By: Chair Gardner

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

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 Peters

Asked to Adjourn in memory of Clinton Hershey

“Remember that not getting what you is sometimes a wonderful stroke of luck “
- Dali Lama

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Note:

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Opportunity for the public to address the Board on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.) Please refer to the Teleconference Information section to determine how to make public comment for this meeting via Zoom.

2. RECOGNITIONS - NONE

3. COUNTY ADMINISTRATIVE OFFICER

CAO Report regarding Board Assignments

Receive brief oral report by County Administrative Officer (CAO) regarding work activities.

Bob Lawton, CAO

- CSAC Legislative Conference - April 20 -21st
- CSAC Coarse on History of Financing California Counties – April 22
- ICMI Meeting and family vacation April 25 – May 3rd
- Thanks John Craig, for handling the board meeting and Quarterly Report with Megan Mahaffey.
- Combined use roads with Public Works and Community Development Meeting
- Met with Public Defenders and County Counsel for a casual lunch
- Attended Unified Command Meeting – 2nd interview of candidates for Facilities Superintendent.
- Fee Study – met with consultants along with John Craig
- Reminder – Recognitions will be in person 6/9 BBQ in Lee Vining for County employees and families.
-

4. DEPARTMENT/COMMISSION REPORTS

Gordon Green, Veterans Service Officer

- Completed 48 claims in 38 different programs since August
- 11 Claims that are pending and being worked on
- Wants to bring Veterans out in about after COVID
-

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.)

Items A, B, and D

Kreitz motion. Duggan seconded.

Note:

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Vote: 5 yes, 0 no

Supervisor Peters suggested to be pulled - Item C heard after Consent

A. Update of Mono County Records Retention Policy

Departments: County Counsel

Proposed resolution amending and restating the County-wide Record Retention and Destruction Policy/Schedule to extend the retention period for personnel records to seven (7) years.

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

Kreitz motion. Duggan seconded.

Vote: 5 yes, 0 no

R22-038

B. Appointment of Jake Suppa to the Mono Basin RPAC

Departments: Community Development

Consider appointing Jake Suppa as a member of the Mono Basin Regional Planning Advisory Committee (RPAC) for a term ending December 31, 2025.

Action: Appoint Jake Suppa to the Mono Basin RPAC for a term ending on December 31, 2025.

Kreitz motion. Duggan seconded.

Vote: 5 yes, 0 no

M22-088

C. Contract With RCI for Needs Assessment and Capacity Improvement of Special Districts

Departments: Community Development

Approval of County entry into proposed contract with Resource Concepts, Inc. (RCI).

Action: Approve and authorize the Chair to sign contract with Resource Concepts, Inc (RCI) for consulting services related to preparation of a needs assessment and capacity improvement plan for the county's special districts for the period of May 10, 2022, through June 30, 2024, with a not-to-exceed amount of \$237,500.

Note:

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- Supervisor Peters needs clarification prior to voting.
- Bentley clarifies – project includes all the special districts, will be starting broad then narrowing down the scope. Clarifies that ALL special districts are included (water, sewer, and power).

Peters motion. Duggan seconded.
Vote: 5 yes, 0 no
M22-090

D. Agreement with California Department of Corrections and Rehabilitation

Departments: Sheriff

(Sheriff Ingrid Braun) - Proposed agreement with the California Department of Corrections and Rehabilitation (CDCR) for the provision of housing and services to Mono County offenders.

Action: Approve, and authorize Sheriff Ingrid Braun to sign, contract with California Department of Corrections and Rehabilitation for housing and services to Mono County offenders for the period July 1, 2022, through June 30, 2025, and a not-to-exceed amount of \$84,392.

Kreitz motion. Duggan seconded.
Vote: 5 yes, 0 no
M22-089

6. CORRESPONDENCE RECEIVED - NONE

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

7. REGULAR AGENDA - MORNING

A. PUBLIC HEARING - The County of Mono Electric Vehicle Charging Station Permit Expediting Ordinance

Departments: Community Development - Building

PUBLIC HEARING: 9:00 AM

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

Public Hearing 9:22am – 9:26am

(Jason Davenport) - Public Hearing on an expedited, streamlined permitting process for electric vehicle charging stations as required by Government Code Section 65850.7.

Action:

1. Conduct public hearing on the streamlined permitting process for electric vehicle charging stations as required by Government Code Section 65850.7 and set forth in the draft ordinance adding Section 5.04.210 to the Mono County Code.
2. Direct staff to make changes or modifications to the draft ordinance in response to public comment.
3. Direct staff to amend the adoption of an ordinance codifying the referenced code section, as modified, at a future meeting

Jason Davenport:

- presented item

Corless motion. Peters seconded.

Vote: 5 yes, 0 no

M22-091

B. COVID-19 (Coronavirus) Update

Departments: CAO, Public Health

(Robert C. Lawton, CAO; Bryan Wheeler, Public Health Director; Dr. Caryn Slack, Public Health Officer) - Update on Countywide response and planning related to the COVID-19 pandemic.

Bryan Wheeler, Public Health Director:

- Presented Item

Dr. Caryn Slack:

- Co – presenter

Action: None, informational only.

C. FY2021-22 Budget Third Quarter Adjustments – Item Moved to 5/17

Departments: CAO

(John Craig, Assistant CAO; Megan Mahaffey, Accountant III) - This item is to approve Third Quarter budget adjustments requested by departments and project year end Fund Balance that can be used to balance the FY2022-23 budget.

Note:

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Action: Receive report and approve recommended budget adjustments. (4/5ths vote required).

8. CLOSED SESSION:

*Closed session: 9:52am
Reconvened: 10:41am*

No action to report for Closed Session

A. Closed Session - Labor Negotiations

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Bob Lawton, Stacey Simon, Janet Dutcher, John Craig, Patty Francisco, and Oliver Yee. 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 Correctional Deputy Sheriffs' Association. Unrepresented employees: All.

B. Closed Session - Public Employee Evaluation

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

9. BOARD MEMBER REPORTS

Supervisor Kreitz:

- Housing - met with RCRC, Golden State Fund staff and Sanjay on housing programs and opportunities. The new down payment assistance fund they are providing for county employees is for folks earning up to 120% AMI and is 3.5% down payment as it is designed to work FHA loans. I did make a request that RCRC take a look at making a budget ask of the surplus to increase funding for the HUD HOME and CDBG programs, like they are doing with the Accelerator Program, since Mono County, the Town and MLH compete at the state level for these funds which are about \$30mm per year, for all of California's non-entitlement jurisdictions. MLH's Access Apartment committee met to discuss the next steps for this development. MLH has many balls in the air which the committee is helping to prioritize and support staff with. The CoC has a special meeting on May 9th to establish Inyo County Health and Human Services as the Collaborative Applicant. This will allow our region to access an additional, roughly \$300,000 of HAPP

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round three funding.

- LTC met yesterday. The LTC approved the unmet needs resolution and approved the 2022-2023 Overall Work Program (OWP) for spending planning dollars. One area of concern I have heard from constituents is around the Town's accepted Mobility Hub Study (funded by the OWP) and their concern about the quality of that document and desire to see a study and test pilot micro transit/mobility study be performed in the Town. That language was not supported by a majority of the commission and therefore was not included in the OWP. Town Public Works director and LTC co-executive director stated that would have to be a direction to come from the Town Council.

Supervisor Duggan

- Attended the Crowley Lake Little League – rehabbed ballfields: Thanks staff
- LTC Meeting – Town Yard Site is being upgraded

Supervisor Peters

- North Mono Commerce Meeting – Arts n Crafts Fair, ATV Jamboree, one fish stocking on the West Walker River
- IMACA meeting – approved Resolutions
- IMACA has employment opportunity in Bishop area
- Attend Candidate form
- Bridgeport District Ranger – Megan Mallony has started is looking forward to meeting the board and people of the county.
- Attended the LTC Meeting
- Wants to have an update with LTC – to recover funding for Mono County

Supervisor Corless

- Great Basin Unified Air Pollution Control District Meeting: approved budget, adopted annual air quality monitoring network plan
- State Wildfire & Forest Resilience Task Force in Santa Rosa: two days of meetings highlighting work being done through regional partnerships, focusing on the North Coast region and the North Coast Resource partnership. At the meeting Cal Fire announced another round of grant funding, there was a presentation on the continued refinement of the task force's regional framework. More here: <https://fmtf.fire.ca.gov/>
- ESCOG: approved award of the NEPA Environmental Services contract to White Park Institute, and approved agreement with the National Fish and Wildlife Foundation for the Buttermilk Infrastructure and Recreation Planning Initiative.

Chair Gardner

Note:

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- On Wednesday May 4 I participated in the monthly meeting of the June Lake Citizens Advisory Committee. Topics at that meeting included information about the relicensing process and status of the SCE Rush Creek Hydrologic Power and Dam System, and a briefing from the Eastern Sierra Disabled Sports Program about their plans for the Fern Creek Lodge in June Lake.
- On Thursday May 5 I participated for Supervisor Duggan in the regular meeting of the Great Basin Unified Air Pollution Control Board. Topics at that meeting included review and approval of the District's 2022-3 Budget and Related Items, adoption of the Annual Air Quality Monitoring Network Plan, and an update on the Keeler Dunes Dust Control Project. I do recommend we ask the District to come to our Board with a briefing about their work in the County, including air quality generally, and their efforts on the east side of Mono Lake.
- On Friday May 6 with Supervisor Corless I participated in a special meeting of the Eastern Sierra Council of Governments. We approved two contracts, one to provide National Environmental Policy Act services for the Eastern Sierra Pace and Scale Accelerator, and the other for the Buttermilk Infrastructure and Recreation Planning Initiative.
- Also, on Friday I attended the monthly meeting of the Kutzadika Tribal Council in Lee Vining. Topics at that meeting included an update on the status of the Kutzadika Federal Recognition bill, and a briefing from NuComm, an Eastern Sierra Tribal Coalition Broadband initiative.

ADJOURNED AT 10:42 AM in memory of Clinton Hershey

ATTEST

BOB GARDNER
CHAIR OF THE BOARD

DANIELLE PATRICK
ASSISTANT CLERK OF THE BOARD

Note:

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**DRAFT MEETING MINUTES
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
May 17, 2022**

Backup Recording	Zoom
Minute Orders	M22-092 – M22-099
Resolutions	R22-039- R22-047
Ordinance	ORD22-03 USED

9:03 AM Call meeting to Order By: Chair Gardner

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

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>

Janet Dutcher, Mono County Director of Finance:

“Believe you can and you’re halfway there”
- Theodore Roosevelt

Pledge of Allegiance led by Supervisor Kreitz

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Note:
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Opportunity for the public to address the Board on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.) Please refer to the Teleconference Information section to determine how to make public comment for this meeting via Zoom.

- **No one called in.**

2. RECOGNITIONS

A. Recognition of Alicia Vennos

Departments: CAO

(Robert C. Lawton, CAO) - Proposed proclamation in appreciation and recognition of Alicia Vennos, Mono County Economic Development Director/Film Commissioner.

- **Chair Gardner** – Read Proclamation
- **Bob Lawton** – Presented Item

Supervisors and Staff:

- Expressed their appreciation, admiration, and Alicia will be missed!

Action: Approved proposed proclamation recognizing Alicia Vennos.

Kreitz motion. Duggan seconded.

Vote: 4 yes, 0 no, and 1 absent.

M22-092

3. COUNTY ADMINISTRATIVE OFFICER

CAO Report regarding Board Assignments

Receive brief oral report by County Administrative Officer (CAO) regarding work activities.

Robert C. Lawton, CAO:

- Reminder 5/23, 9am Budget Workshops in Mammoth – Civic Center
- Prepared with Department Heads for Budget Workshop
- Preparing for provisions after the workshop
- Thanks CAO, HR staff and Department Heads for all their work for Budget Workshop
- Met with Bryan Wheeler and Dr. Caryn Slack – Tioyobe Clinic to discuss the needs of their clinic in Bridgeport
- Met with Wendy Sugimura, Community Development Director - Requests for tax sharing arrangements
- Met with IT Director, Nate Greenberg – California OES funding and options for radio system
- Public Works – Solid Waste Parcel Fees
- Five new employees

Note:

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Supervisor Kreitz:

- Would like to speak about update on ARPA funds – sometime in the future

4. DEPARTMENT/COMMISSION REPORTS

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

Scheereen Dedman, Clerk-Recorder-Registrar:

- JEDI Update – Deferred to next meeting 6/7
- Ballots are out – Voting 6/7

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.)

Kreitz motion. Duggan seconded.

Vote: 4 yes, 0 no, and 1 absent.

Kreitz – To pull items B and F from Consent.

A. Contract with Robert L. Marshall, Esq. for Criminal Defense Services

Departments: CAO

Proposed contract with Robert L. Marshall, Esq. pertaining to the provision of indigent services in the case of People v. Cory Scott Spurlock.

Action: Approved and authorized Chair to sign, contract with Robert L. Marshall for indigent defense services in the case of People v. Cory Scott Spurlock for the period May 1, 2022, through case termination and a not-to-exceed amount of \$560,000 total or \$180,000 per any 12-month period.

Kreitz motion. Duggan seconded.

Vote: 4 yes, 0 no, and 1 absent.

M22-093

Peters absent

B. Resolution Making Findings under AB 361 Related to Remote Meetings

Departments: County Counsel

Proposed resolution making the findings required by AB 361 for the purpose of making available the modified Brown Act teleconference rules set forth in AB 361 for the period of May 17, 2022, through June 16, 2022.

Action: Adopted proposed resolution.

Note:

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Duggan motion. Gardner seconded.

Vote: 3 yes, 1 no, and 1 absent.

R22-41

Item moved from Consent (Kreitz)

Item heard after item #5E.

Roll Call:

Corless – Y

Duggan- Y

Gardner- Y

Kreitz- N

Peters- Absent

Supervisor Corless:

- Hybrid meeting are still a good idea, are we going notice meetings in Bridgeport and Mammoth?
One in person and one teleconference

CAO Lawton:

- Would like to have a discuss when all five Supervisors are available for discussion

C. Sierra Nevada Conservancy Grant - Dispersed Camping Collaborative Action

Departments: Public Works

The regional Dispersed Camping Collaborative seeks to build upon the initial grassroots success of the “Camp Like a Pro” program with targeted investments from the Sierra Nevada Conservancy that support the region’s tourism-based economy, protect resources, and reduce risk of human-caused wildland fire surrounding communities through managed use of front-country recreation areas. Application for funding includes a three-year budget request of \$150,000 to better delineate dispersed camping areas, install educational and regulatory signs and kiosks, pilot waste management solutions for the region, restore areas impacted by legal and illegal dispersed camping, and continue distribution of “Camp Like a Pro” educational tools and public outreach strategies. This project was identified as a priority for funding by the Eastern Sierra Sustainable Recreation Partnership (ESSRP) – Sustainable Recreation and Tourism Initiative (SRTI) and a full proposal for was submitted by Mono County to the Sierra Nevada Conservancy, January 31, 2022. This application will be considered by the Sierra Nevada Conservancy Governing Board June 1-2, at their regularly scheduled quarterly meeting, hosted in Mono County.

Action:

- 1) Authorized the filing of an application for Sierra Nevada Conservancy (SNC) Vibrant Recreation and Tourism grant funding to implement Dispersed Camping Collaborative/ Camp Like a Pro Action Plan;
- 2) Found that the project is categorically exempt from review under the California Environmental Quality Act under 14 CCR 15301 – Minor Alterations to Land and 14 CCR 15333 – Small Habitat Restoration Projects and direct staff to file a notice of exemption; and
- 3) Delegated authority to the County Administrative Officer, in consultation with County Counsel, to conduct all negotiations, sign and submit all documents, including

Note:

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but not limited to applications, agreements, amendments, and payment requests, in support of the Grant Scope, provided they are substantially consistent with the staff report and agenda attachments.

Kreitz motion. Duggan seconded.

Vote: 4 yes, 0 no, and 1 absent.

M22-094

D. Off-Highway Motor Vehicle Grant for Restoration Activities

Departments: Public Works

Request for Authorization to apply for grant funds from the California Off-Highway Motor Vehicle Recreation Division, for off-highway vehicle restoration efforts. State Parks OHMVR Division funding is provided from fuel taxes which are attributable to the recreational use of vehicles off highway, OHV registration fees (commonly referred to as “California Green Sticker” registration), and fees collected at State Vehicular Recreation Areas. These revenues are used for acquisition of new OHV areas, development and operation of existing OHV areas, enforcement of rules and regulations, and protection of natural resources.

Action:

- 1) Adopted proposed Resolution authorizing the filing of an application for CA State Parks Off Highway Motor Vehicle Recreation (OHMVR) Division grant funding for Off-Highway Vehicle (OHV) “Restoration” activities in Mono County. The three-year restoration grant will not exceed \$374,275, which includes \$329,357 of grant funding and \$44,918 of local matching funds.
- 2) Found that the activity is exempt from review under the California Environmental Quality Act under 14 CCR 15301(c) (Minor Alterations to Land) and direct staff to file the prepared Notice of Exemption.

Kreitz motion. Duggan seconded.

Vote: 4 yes, 0 no, and 1 absent.

M22-095

R22-039

E. Resolution Approving Pension Rate Stabilization Trust with Public Agencies Retirement Services (PARS)

Departments: Finance

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

(Janet Dutcher, Finance Director) - Pursuant to the workshop conducted on March 15, 2022 illustrating the use of the Pension Rate Stabilization Trust (PRST) as a strategy mitigating CalPERS pension contribution rate volatility and periodically reducing the County's unfunded pension liability, this item effectuates establishment of the PRST by proposing a resolution approving the adoption of the Public Agencies Post-Employment Benefits Trust administered by PARS to establish an irrevocable Section 115 PRST to pre-fund CalPERS pension obligations.

Action: Adopted proposed resolution.

Kreitz motion. Duggan seconded.

Vote: 4 yes, 0 no, and 1 absent.

R22-040

F. Out-of-State Travel Authorization

Departments: Clerk of the Board of Supervisors

Per Resolution 20-27, travel outside of California and Nevada by elected officials must be approved by the Board of Supervisors. This item seeks travel approval for members of the Board of Supervisors to travel to the National Association of County's Annual Conference in Adams County (Aurora), Colorado, scheduled for July 21-24, 2022.

Action: Approved out-of-state travel for all Supervisors to the National Association of County's Annual Conference in Adams County (Aurora), Colorado, scheduled for July 21-24, 2022.

- *Supervisor Kreitz will not be attending*

Kreitz motion. Duggan seconded.

Vote: 4 yes, 0 no, and 1 absent.

M22-096

*Item pulled from Consent – Kreitz
Item heard after item #5B.*

6. CORRESPONDENCE RECEIVED – NONE.

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

7. REGULAR AGENDA - MORNING

A. Mammoth Hospital Cares Community Engagement Presentation

Departments: Board of Supervisors

(Tom Parker, CEO Mammoth Hospital) - Mammoth Hospital Cares Community Engagement Presentation by Tom Parker, Mammoth Hospital CEO. The presentation aims to provide information about the current state of the hospital and receive feedback.

Action: None

Note:

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Tom Parker, CEO Mammoth Hospital:

- Presented Item
- Thanked the community for survey participation
- Clarifies the District Boarder, residents can still utilize services

Supervisor Duggan:

- What are the district boarders?

B. Mono County Child Care Council - Zip Code Priority Report for 2022-2023

Departments: Mono County Office of Education

(Courtney Walsh, Mono County Child Care Council Coordinator) - Presentation on 2022-2023 Zip Code Priority Report by Courtney Walsh, Mono County Child Care Council Coordinator. Pursuant to Welfare and Institutions Code (WIC) 10486. (b)(3)(3) the Mono County Child Care Council is mandated to set zip code priorities each year. This report sets the priority in which a zip code would receive funding should funding coming available for subsidized General Child Care (CCTR) for infant and toddler care or after school care and the California State Preschool Program (CSPP).

Action: Approved, and authorized Chair to sign, Local Planning Council (LPC) County Priorities Report Form.

Courtney Walsh, Mono County Child Care Council Coordinator:

- Presented Item

Duggan motion. Kreitz seconded.

Vote: 4 yes, 0 no, and 1 absent

M22-097

C. COVID-19 (Coronavirus) Update

Departments: CAO, Public Health

(Robert C. Lawton, CAO, Bryan Wheeler, Public Health Director, Dr. Caryn Slack, Public Health Officer) - Update on Countywide response and planning related to the COVID-19 pandemic.

Action: None.

Bryan Wheeler, Public Health Director:

- Presented Item
- Biden approved 8 Covid Tests per household – provided the link for free tests
- Boosters – Civic Center, North County
- Optium Serve has Test to Treat – need a doctors prescription

Chair Gardner:

- Vaccinations could have saved many lives

Supervisor Coreless:

- Discusses availability of anti-viral medicine

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

D. Employment Agreement with Christopher L. Beck

Departments: County Counsel

(Stacey Simon, County Counsel) - Proposed resolution approving a contract with Christopher L. Beck as Assistant County Counsel, and prescribing the compensation, appointment and conditions of said employment.

Stacey Simon, County Counsel

- Presented Item
- Introduced Chris Beck and provided background
- Ask that the motion be contingent upon background check approval

Action: Announced Fiscal Impact. Approved Resolution #R22-042, approving a contract with Christopher L. Beck as Assistant County Counsel, and prescribing the compensation, appointment, and conditions of said employment. Contingent upon successful complete

Background Check Policy. Authorized the Board Chair to execute said contract on behalf of the County.

Fiscal Impact: Total cost of salary and benefits for FY 2021-22 is \$14,292, of which \$11,673 is salary, and \$3,256 is benefits. This is included in the FY 2021-22 budget. The cost for an entire fiscal year would be approximately \$179,143 of which \$140,077 is salary and \$39,066 is the cost of benefits and is included in the Department's proposed budget for FY 2022-23.

Kreitz motion. Duggan seconded.

Vote: 4 yes, 0 no, and 1 absent

R22-042

E. Employment Agreement with Valentine Vega

Departments: Public Works

(Tony Dublino, Director of Public Works) - Proposed resolution approving a contract with Valentine Vega as Project Manager for the Public Works Department, and prescribing the compensation, appointment, and conditions of said employment.

Action: Announced Fiscal Impact. Approved Resolution #R22-043, approving a contract with Valentine Vega as Project Manager, and prescribing the compensation, appointment, and conditions of said employment. Authorized the Board Chair to execute said contract on behalf of the County.

Fiscal Impact: Total cost of salary and benefits for FY 2021-22 is \$18,519, of which \$13,000 is salary, and \$5,519 is benefits. This is included in the FY 2021-22 budget. The cost for an entire fiscal year would be approximately \$111,113 of which \$78,000 is salary and \$33,113 is the cost of benefits and is included in the Department's proposed budget for FY 2022-23.

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

Tony Dublino, Public Works Director:

- Presented Item
- Introduced Val and provided background

Corless motion. Kreitz seconded.

Vote: 4 yes, 0 no, and 1 absent.

R22-043

F. Employment Agreement with Jason Davenport

Departments: Public Works

(Tony Dublino, Director of Public Works) - Proposed resolution approving a contract with Jason Davenport as Parks and Facilities Superintendent, and prescribing the compensation, appointment, and conditions of said employment.

Recommended Action: Announced Fiscal Impact. Approved Resolution #R22-044, approving a contract with Jason Davenport as Parks and Facilities Superintendent, and prescribing the compensation, appointment and conditions of said employment. Authorized the Board Chair to execute said contract on behalf of the County.

Fiscal Impact: Total cost of salary and benefits for FY 2021-22 is \$10,652, of which \$7,901 is salary, and \$2,752 is benefits. This is included in the FY 2021-22 budget. The cost for an entire fiscal year would be approximately \$127,827 of which \$94,809 is salary and \$33,018 is the cost of benefits and is included in the Department's proposed budget for FY 2022-23.

Tony Dublino, Public Works Director:

- Presented Item
- Introduced Val and provided background

Duggan motion. Kreitz seconded.

Vote: 4 yes, 0 no, and 1 absent

R22-044

G. Solid Waste Tipping Fee Adjustment Proposal - Workshop and Board Direction

Departments: Public Works - Solid Waste

(Justin Nalder, Solid Waste Superintendent and Tony Dublino, Director of Public Works) - Presentation of a proposal to adjust Solid Waste Tipping Fees charged at County Transfer Stations and Landfills. The proposed adjustment is intended to balance the Solid Waste Enterprise Fund which has operated at a deficit for the last 3 years. There have been no increases to the tipping fees on major waste streams since 2012. If tipping fees are not increased, future General Fund subsidies to the Solid Waste program are expected.

Action: Directed Staff to prepare public noticing and adopting resolution in support of

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

Alternative A.

Justin Nalder, Solid Waste Superintendent:

- Presented Item

- 3 Supervisors in support of. 1 not in support

Chair Gardner:

- Clarifies that the increase is per ton

Break Session: 11:15am

Reconvened: 11:22 am

H. Mountain View Fire Update and Review of Emergency Declarations

Departments: Mountain View Fire Emergency Operations Center

(Justin Nalder, MVF EOC Director) - Review of continuing need for Board of Supervisor's November 17, 2020, Declaration of Local Emergency of and Mono County Health Officer's November 19, 2020, Declaration of Local Health Emergency for the Mountain View Fire.

Action: Heard report from Incident Command and involved staff regarding status of Mountain View Fire response and recovery efforts. Find that there is a need to continue the local state of emergency declared on November 17, 2020 and/or the local health emergency declared on November 19, 2020 (ratified by the Board on November 24, 2020).

Duggan motion. Kreitz seconded.

Vote: 4 yes, 0 no, and 1 absent.

M22-98

I. Proposed Waiver of County Fees for an Approved Residential and Commercial Project in June Lake

Item Skipped, heard after Item 7K.

Departments: Community Development

(Bentley Regehr, Planning Analyst) - Discussion of potential fee waiver for fees associated with Use Permit 20-003 - which approved the development of twelve residential units and associated commercial space on Cherokee Lake off Highway 158 in June Lake.

Bentley Regehr, Planning Analyst:

- Presented Item
- Clarifies

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

Supervisor Kreitz:

- In support resolution and staff recommendations
- Staff needs to work with applicant and then bring it back to the board

Chair Gardner:

- Concerned about short term rentals
- Perhaps we wait and come back with a full proposal: **CAO Lawton** – works fine for staff

Supervisor Corless:

- In support today

Stacey Simon, County Counsel:

- Fee Waiver could be structured as a loan

*Direction – Encouraged staff to bring this item back
Heard Item 8 – Closed Session*

Action: 1) Adopted proposed resolution waiving staff time costs/permit fee for Use Permit 20-003, in the amount of \$3,910.50, consistent with Housing Element Program 2.10; 2) Discussed potential options for fee waivers for other projects in the future.

J. FY2021-22 Budget Third Quarter Adjustments

Item heard after Item 7H.

Departments: CAO

(John Craig, Assistant CAO; Megan Mahaffey, Accountant III) - This item is to approve Third Quarter budget adjustments requested by departments and project year end Fund Balance that can be used to balance the FY2022-23 budget.

Action: Received report and approved recommended budget adjustments. (4/5ths vote required).

John Craig, Assistant CAO:

- Presented Item

Duggan motion. Corless seconded.

Vote: 4 yes, 0 no, and 1 absent.

M22-099

K. Adopting a Revised Salary Matrix Applicable to At-Will Employees and Elected Department Heads to add Three Positions within Human Resources and Superseding and Replacing R21-45

Item heard after Item 7J.

Departments: CAO

(John Craig, Assistant CAO) - A Resolution of the Mono County Board of Supervisors Adopting a Revised Salary Matrix Applicable to At-Will Employee and Elected Department Heads to add Three Positions Within Human Resources, Reclassify One Position, and Superseding and Replacing R21-45

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

Action: Adopted proposed resolution.

John Craig, Assistant CAO:

- Presented Item

Kreitz motion. Duggan seconded.

Vote: 4 yes, 0 no, and 1 absent.

R22-045

8. CLOSED SESSION

Closed Session: 12:01 PM

Reconvened: 1:32 PM

A. Closed Session - Labor Negotiations

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Bob Lawton, Stacey Simon, Janet Dutcher, John Craig, Patty Francisco, and Oliver Yee. 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 Correctional Deputy Sheriffs' Association. Unrepresented employees: All.

B. Closed Session - Initiation of Litigation

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code section 54956.9. Number of potential cases: one.

- **Direction was given to staff to initiate litigation. The action, the defendants, and the other particulars shall, once formally commenced, be disclosed to any person upon inquiry, unless to do so would jeopardize the agency's ability to effectuate service of process on one or more unserved parties, or that to do so would jeopardize its ability to conclude existing settlement negotiations to its advantage.**

C. Closed Session - Public Employee Evaluation

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

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

THE AFTERNOON SESSION WILL RECONVENE FOLLOWING CLOSED SESSION OR, IF TIME ALLOWS, ITEMS MAY BE TAKEN UP DURING THE MORNING SESSION PRIOR TO CLOSED SESSION.

9. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Opportunity for the public to address the Board on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.) Please refer to the Teleconference Information section to determine how to make public comment for this meeting via Zoom.

10. REGULAR AGENDA - AFTERNOON

A. Public Hearing - Resolutions Declaring Intention to Become Groundwater Sustainability Agency

Departments: County Counsel, Community Development

PUBLIC HEARING: 1:30P.M. (20 minutes)

Public Hearing Session: 1:40 PM

Public Hearing Closed: 1:45 PM

Stacey Simon, County Counsel:

- Presented Item
- Did publish public notice for hearing
- No barrier in regard to Mono Basin

Supervisor Duggan:

- Thanked staff for their efforts

Public Comment – Lynn:

- In support of, recommend that we proceed with this
- Why wouldn't you include Mono Basin?

Public Comment – Carol:

- 40-year resident of Mono County – in support of
- Believe that this is the best solution and encourages to pass the resolutions

(Stacey Simon, County Counsel; Wendy Sugimura, Community Development Director)
- Declaration of intent to serve as groundwater sustainability agency (GSA) for portions of the Owens Valley groundwater basin and for the Long Valley groundwater basin.

Action: Conducted public hearing and adopted proposed resolutions (1) declaring the County's intention to become the groundwater sustainability agency for all portions of the Owens Valley groundwater basin within Mono County but outside the boundaries of

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

the Tri-Valley Groundwater Management District; and (2) declared the County's intention to become the groundwater sustainability agency for the Long Valley groundwater basin of Mono County. Find that adoption of the resolutions is not a project under the California Environmental Quality Act (CEQA) because it would not result in any physical change to the environment; and alternatively, that it qualifies for an exemption from CEQA under 14 CCR 15307; 15308 (actions to protect the environment and natural resources); and 15320 (changes in organization of local agencies).

Duggan motion. Corless seconded.

Vote: 4 yes, 0 no, and 1 absent.

R22-046

R22-047

11. BOARD MEMBER REPORTS

The Board may, if time permits, take Board Reports at any time during the meeting and not at a specific time.

Supervisor Duggan:

- Met with Sanjay Choudhrie, Housing Opportunities Manager
- Attended the Eastern Sierra Transit Authority Board of Directors meeting

Chair Gardner:

- On Wednesday May 11 I participated in the monthly meeting of the Mono Basin RPAC. The main topic at that meeting was a proposal to create the Bodie Hills Conservation Area.
- On Friday May 13 I participated in the monthly meeting of the Eastern Sierra Transit Authority Board of Directors meeting. Besides the regular review of operations and financial reports, the Board discussed ESTA's proposed six-month service recommendations. This included continuation of the Reds Meadow Shuttle and termination of the Bishop Creek Shuttle. The Board decided to not terminate the Bishop Creek Shuttle but continue it for a year and seek opportunities for additional funding and savings.
- On Sunday May 15 I participated in the June Lake Chamber of Commerce Clean-up Day event. Thanks to the many residents who turned out to help our community look better.
- Yesterday I participated in a special meeting of the Yosemite Area Regional Transportation Authority Board of Directors. We approved a new contract for operations and maintenance for the YARTS bus system and approved the

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

YARTS budget for the upcoming 2022-23 fiscal year. YARTS has a structural deficit dilemma which must be addressed in the next year if it is to continue in its present status. The Board will be reviewing possible options this fall to respond to this problem. Fare increases and some service reductions have already been implemented, but other revenue or savings are needed to support current operations.

- Last night we held the second session of the Citizens Wildfire Academy. Our topic was fire ecology and we had two excellent speakers, Malcolm North, and Craig Thomas. There were just under 50 participants in this session. Thanks to Queenie Barnard for her help in supporting the session, and for the ongoing help from Justin Caporusso for the publicity about the Academy sessions.

-

ADJOURNED AT 1:46 PM

ATTEST

BOB GARDNER
CHAIR OF THE BOARD

DANIELLE PATRICK
ASSISTANT CLERK OF THE BOARD

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

County Counsel
Stacey Simon

Assistant County Counsel
Anne L. Frievalt
Christopher Beck

Deputy County Counsel
Emily R. Fox

OFFICE OF THE
COUNTY COUNSEL
Mono County

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

Telephone
760-924-1700

Risk Manager
Jay Soane

Paralegal
Kevin Moss

To: Board of Supervisors

From: Jay Sloane

Date: July 19, 2022

Re: Claim for damages filed by Ian Wilson

Discussion:

On June 16, 2022, the Clerk of the Board received a claim filed by the Law Offices of Todd M. Friedman on behalf of Ian Wilson. The claim makes various allegations regarding Mr. Wilson's employment as a volunteer with the June Lake Fire Protection District. This claim is misdirected, as the June Lake Fire Protection District is a separate legal entity from Mono County.

Recommended Action:

Deny the claim and direct the Risk Manager, in consultation with County Counsel, to send the denial notice to Law Offices of Todd M. Friedman.

Fiscal Impact:

None.



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

REGULAR AGENDA REQUEST

Print

MEETING DATE July 19, 2022

Departments: Community Development

TIME REQUIRED

SUBJECT Cannabis Delivery in Unincorporated
Areas of Mono County

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

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

Proposed ordinance continuing temporary suspension of prohibition on cannabis delivery established by Mono County Code Section 5.60.140(L) until public outreach and input occur and a long-term policy either allowing or prohibiting cannabis delivery is implemented by the County.

RECOMMENDED ACTION:

Adopt proposed ordinance.

FISCAL IMPACT:

This ordinance continues and expands opportunities for unincorporated Mono County Cannabis operators to collect revenues, which brings an incremental increase in cannabis tax revenues to the County.

CONTACT NAME: Stacey Simon

PHONE/EMAIL: 7606483270 / ssimon@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
Staff Report
Ordinance

History

Time	Who	Approval
7/13/2022 3:38 PM	County Counsel	Yes

7/14/2022 3:40 PM

Finance

Yes

7/15/2022 12:13 PM

County Administrative Office

Yes

County Counsel
Stacey Simon

Assistant County Counsel
Christopher L. Beck
Anne L. Frievalt

Deputy County Counsel
Emily R. Fox

Law Clerk
Scott Pease

**OFFICE OF THE
COUNTY COUNSEL**
Mono County

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

Telephone
760-924-1700

Risk Manager
Jay Sloane

Paralegal
Kevin Moss

To: Board of Supervisors

From: Stacey Simon, County Counsel

Re: Ordinance memorializing temporary suspension of Mono County Code section 5.60.140(L)

Recommended Action

Adopt proposed ordinance continuing the temporary suspension of the prohibition on cannabis delivery established by Mono County Code Section 5.60.140(L) until public outreach and input occur and a long-term policy (either prohibiting or allowing cannabis delivery) is implemented.

Strategic Plan Focus Areas Met

A Thriving Economy Safe and Healthy Communities
 Sustainable Public Lands Workforce & Operational Excellence

Discussion

At its meeting on June 21, 2022, the Board directed staff to return with an ordinance to memorialize the temporary suspension of subdivision (L) of Section 5.60.140 of the Mono County Code in order to continue to allow cannabis delivery within unincorporated Mono County by licensed cannabis retailers until such time as public outreach occurs and the County implements a longer-term policy regarding cannabis delivery.

This item implements the Board's direction.

If you have any questions regarding this item prior to your meeting, please call me at 760-924-1704 or Wendy Sugimura at 760-924-1814.



ORDINANCE NO. ORD22-__

**AN ORDINANCE OF THE MONO COUNTY BOARD OF SUPERVISORS
TEMPORARILY SUSPENDING THE PROHIBITION ON CANNABIS
DELIVERY WITHIN UNINCORPORATED MONO COUNTY
ESTABLISHED BY MONO COUNTY CODE SECTION 5.60.140(L)
TO ENABLE PUBLIC OUTREACH AND INPUT INTO A LONG-TERM
DECISION BY THE COUNTY ON SUCH DELIVERY**

WHEREAS, Mono County Code Section 5.60.140(L), enacted by the Board of Supervisors in 2018, prohibits the delivery of cannabis or cannabis products by a licensee to a consumer within the unincorporated area of the County; and

WHEREAS, in response to the worldwide COVID-19 pandemic beginning in early 2020, various state executive orders and proclamations and state and local health officer orders limited the ability of the public to gather in indoor spaces or to circulate in public (collectively “the stay-at-home orders”) in order to slow the spread of the disease; and

WHEREAS, while the stay-at-home-orders were in effect, Mono County temporarily suspended application of the prohibition on cannabis delivery set forth in 5.60.140(L) of the Mono County Code in order to ensure that it’s residents could safely and legally continue to access cannabis products provided by permitted cannabis retailers; and

WHEREAS, after the stay-at-home orders were lifted, the County continued to allow cannabis delivery within the unincorporated areas, and directed staff to commence a public process to obtain input from the County’s communities regarding whether the County should implement a permanent change to the Mono County Code to allow for ongoing delivery; and

WHEREAS, the Board of Supervisors wishes to continue, and to memorialize by ordinance, the existing and ongoing suspension of the prohibition on cannabis delivery as set forth in Mono County Code Section 5.160.140(L), until such time as that community process has been completed and a final decision regarding cannabis delivery has been made and taken effect;

NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF MONO ORDAINS that:

SECTION ONE: Subdivision (L) of Section 5.60.140 of the Mono County Code, which currently provides in part that: “[t]he delivery of any cannabis or cannabis products by a licensee to a consumer is prohibited within the unincorporated area of the County” is hereby suspended.

1 **SECTION TWO:** The suspension enacted by Section One of this Ordinance shall remain
2 in effect until such time as the Board of Supervisors makes a final decision regarding whether to
3 allow cannabis delivery within unincorporated Mono County and such decision is in effect.

4 **SECTION THREE:** The Community Development Director is hereby authorized,
5 within her discretion, to allow businesses to make temporary modifications to their operations in
6 order to engage in cannabis delivery without the requirement to obtain a use permit or use permit
7 modification provided:

- 8 A. The temporary modification meets all applicable requirements of the Mono
9 County General Plan;
- 10 B. The temporary modification and any placement of temporary structures or signs
11 does not interfere with public safety, including but not limited to, pedestrian and
12 vehicular right-of-way;
- 13 C. All temporary structures, seating, signs, and other modifications are be kept in
14 good repair;
- 15 D. All temporary operations comply with applicable State standards;
- 16 E. All businesses implementing modifications understand and agree that all
17 modifications allowed pursuant to this Ordinance are strictly temporary and must
18 be removed on a date established by the Community Development Director unless
19 the Board of Supervisors makes a final decision allowing cannabis delivery within
20 unincorporated Mono County; and
- 21 F. Modifications that create a nuisance or are not in compliance with standards under
22 the Mono County General Plan are to be removed promptly.

23 **SECTION FOUR:** This ordinance shall become effective 30 days from the date of its
24 adoption and final passage, which appears immediately below. The Clerk of the Board of
25 Supervisors shall post this ordinance and also publish it in the manner prescribed by Government
26 Code Section 25124 no later than 15 days after the date of its adoption and final passage. If the
27 Clerk fails to publish this ordinance within said 15-day period, then the ordinance shall not take
28 effect until 30 days after the date of publication.

29 **PASSED, APPROVED and ADOPTED** this 12th day of July, 2022, by the following
30 vote, to wit:

31 **AYES:**

32 **NOES:**

ABSENT:

ABSTAIN:

Bob Gardner, Chair
Mono County Board of Supervisors

ATTEST:

APPROVED AS TO FORM:

Clerk of the Board

County Counsel



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

REGULAR AGENDA REQUEST

Print

MEETING DATE July 19, 2022

Departments: Economic Development

TIME REQUIRED

**PERSONS
APPEARING
BEFORE THE
BOARD**

SUBJECT FY 2021-22 Amended budget –
Appropriation Transfer Request

AGENDA DESCRIPTION:

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

This item is a request for appropriation increases in the Tourism budget unit.

RECOMMENDED ACTION:

Approve appropriation transfer request of \$14,495 from the Tourism fund balance of \$215,830 to the Tourism expenditure account as recommended in Attachment A (requires 4/5ths approval).

FISCAL IMPACT:

Tourism appropriations will increase by \$14,495, from \$327,807 to \$342,302, and fund balance decreases from \$215,830 to \$201,335.

CONTACT NAME: Jeff Simpson

PHONE/EMAIL: 760-924-4634 / jsimpson@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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Staff Report
Attachment A - Appropriation Transfer Request

History

Time	Who	Approval
7/13/2022 3:41 PM	County Counsel	Yes
7/14/2022 3:50 PM	Finance	Yes

7/15/2022 12:13 PM

County Administrative Office

Yes



MONO COUNTY

ECONOMIC DEVELOPMENT and SPECIAL PROJECTS

P.O. BOX 603, MAMMOTH LAKES, CALIFORNIA 93546
(760) 924-4634 • (760) 924-1697 (Fax)

Jeff Simpson
Economic Development Director
Jsimpson@mono.ca.gov
760-924-4634

STAFF REPORT

SUBJECT: FY 2021-22 Amended budget – Appropriation Transfer Request

RECOMMENDATION: Approve appropriation transfer request of \$14,494.58 from the Tourism fund balance to the Tourism expense account as recommended in Attachments A. (requires 4/5ths approval).

BACKGROUND: This item is a request for an appropriation adjustment in the Tourism budget unit. This appropriation is needed for marketing initiatives that were unknown at mid-year and 3rd quarter including COVID recovery marketing, sustainable tourism marketing and visitor safety/fire information. The fund balance as of July 13, 2022 is \$215,830.40.

FISCAL IMPACT: No general fund impact. If approved, \$14,494.58 will be transferred from the Tourism fund balance of \$215,830.40, to the Tourism expense account for FY 21-22.



MONO COUNTY

ECONOMIC DEVELOPMENT and SPECIAL PROJECTS

P.O. BOX 603, MAMMOTH LAKES, CALIFORNIA 93546
(760) 924-4634 • (760) 924-1697 (Fax)

Jeff Simpson
Economic Development Director
Jsimpson@mono.ca.gov
760-924-4634

STAFF REPORT

SUBJECT: FY 2021-22 Amended budget – Appropriation Transfer Request

RECOMMENDATION: Approve appropriation transfer request of \$14,494.58 from the Tourism fund balance to the Tourism expense account as recommended in Attachments A. (requires 4/5ths approval).

BACKGROUND: This item is a request for an appropriation adjustment in the Tourism budget unit. This appropriation is needed for marketing initiatives that were unknown at mid-year and 3rd quarter including COVID recovery marketing, sustainable tourism marketing and visitor safety/fire information. The fund balance as of July 13, 2022 is \$215,830.40.

FISCAL IMPACT: No general fund impact. If approved, \$14,494.58 will be transferred from the Tourism fund balance of \$215,830.40, to the Tourism expense account for FY 21-22.

ED 7.12.22 Appropriation Transfer Request Form 2022 - 105 Tourism for FY 21-22

Final Audit Report

2022-07-14

Created:	2022-07-13
By:	Jeff Simpson (jsimpson@mono.ca.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAG7fuLFYhXvyxIraDAFuEW_hxUCgg5K2t

"ED 7.12.22 Appropriation Transfer Request Form 2022 - 105 Tourism for FY 21-22" History

-  Document created by Jeff Simpson (jsimpson@mono.ca.gov)
2022-07-13 - 7:52:22 PM GMT- IP address: 162.252.90.161
-  Document emailed to Jeff Simpson (jsimpson@mono.ca.gov) for signature
2022-07-13 - 7:52:54 PM GMT
-  Document emailed to Megan Mahaffey (mmahaffey@mono.ca.gov) for signature
2022-07-13 - 7:52:54 PM GMT
-  Document emailed to Janet Dutcher (jdutcher@mono.ca.gov) for signature
2022-07-13 - 7:52:54 PM GMT
-  Document emailed to Robert Lawton (rlawton@mono.ca.gov) for signature
2022-07-13 - 7:52:55 PM GMT
-  Document e-signed by Jeff Simpson (jsimpson@mono.ca.gov)
Signature Date: 2022-07-13 - 7:52:59 PM GMT - Time Source: server- IP address: 162.252.90.161
-  Email viewed by Megan Mahaffey (mmahaffey@mono.ca.gov)
2022-07-13 - 8:06:21 PM GMT- IP address: 162.252.88.209
-  Document e-signed by Megan Mahaffey (mmahaffey@mono.ca.gov)
Signature Date: 2022-07-13 - 8:06:46 PM GMT - Time Source: server- IP address: 162.252.88.209
-  Email viewed by Janet Dutcher (jdutcher@mono.ca.gov)
2022-07-14 - 3:40:33 PM GMT- IP address: 162.252.90.161
-  Document e-signed by Janet Dutcher (jdutcher@mono.ca.gov)
Signature Date: 2022-07-14 - 3:41:30 PM GMT - Time Source: server- IP address: 162.252.90.161



Document e-signed by Robert Lawton (rlawton@mono.ca.gov)

Signature Date: 2022-07-14 - 4:40:46 PM GMT - Time Source: server- IP address: 162.252.90.161



Agreement completed.

2022-07-14 - 4:40:46 PM GMT



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OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE July 19, 2022

Departments: Community Development

TIME REQUIRED

SUBJECT Amendment of Mono County Code
Section 5.65.160 - Revised fines for
Short-term Rental Violations

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

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

Proposed ordinance amending Chapter 5, Section 5.65.160 of the Mono County Code to increase fines for violation of Mono County Short Term Rental Ordinances and establish a process for requesting a hardship waiver or reduction.

RECOMMENDED ACTION:

Adopt proposed ordinance.

FISCAL IMPACT:

The proposed ordinance would increase the amount of fines for short-term rental violations from \$1,000 to \$1,500 for a first violation; and from \$2,000 for a second or subsequent violation within three years to \$3,000 for a second violation within one year and \$5,000 for each additional violation within one year. Additionally, the proposed ordinance would establish procedures for a person cited to claim a hardship waiver/reduction based on ability to pay and would exempt from fines a first violation based on failure to register or pay a business license fee, which would remain subject to the fines set forth in section 1.12.030.

CONTACT NAME: Stacey Simon

PHONE/EMAIL: x1704 / ssimon@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
<input type="checkbox"/> Staff report
<input type="checkbox"/> Ordinance
<input type="checkbox"/> Ordinance Exhibit A

History**Time**

7/13/2022 5:01 PM

7/14/2022 3:40 PM

7/15/2022 12:14 PM

Who

County Counsel

Finance

County Administrative Office

Approval

Yes

Yes

Yes

County Counsel
Stacey Simon

Assistant County Counsel
Christopher L. Beck
Anne L. Frievalt

Deputy County Counsel
Emily R. Fox

Law Clerk
Scott Pease

**OFFICE OF THE
COUNTY COUNSEL**
Mono County

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

Telephone
760-924-1700

Risk Manager
Jay Sloane

Paralegal
Kevin Moss

To: Board of Supervisors

From: Nick Criss and Stacey Simon

Date: July 19, 2022

Re: Ordinance Amending MCC 5.65.160 – Administrative Fines for Short-Term Rental Violations

Recommended Action

Adopt proposed ordinance amending Chapter 5, Section 5.65.160 of the Mono County Code pertaining to fines for violation of Mono County Short Term Rental Ordinances.

Strategic Plan Focus Areas Met

A Thriving Economy Safe and Healthy Communities
 Sustainable Public Lands Workforce & Operational Excellence

Discussion

SB 60 (which took effect September 24, 2021) amended Government Code Section 25132 to authorize an increase in the amount of administrative fines imposed by local agencies for violation of local ordinances and regulations related to short-term rentals. The County's current fines for such violations are \$1000 for a first violation and \$2000 for a second or subsequent violation within three years. Under SB 60, concurrently with any increase in fine amounts, local agencies must provide procedures for requesting a hardship waiver based on ability to pay the increased fines would not apply a first-time offense of failure to register or pay the business license fee, which would instead be subject to the fines set forth in section 1.12.030 (\$100 per day for the first five days of violation and \$500 per day thereafter).

The proposed ordinance would amend Section 5.65.160 of the Mono County Code to implement SB 60. Specifically, it would increase administrative fines for short-term rental violations to \$1500 for a first violation; to \$3000 for a second violation within one year and to \$5000 for each additional violation within one year. The proposed ordinance would also establish procedures for a person cited to claim a hardship waiver/reduction based on ability to pay and would exempt from the increased fines a first-time violation based on failure to register or pay a business

license fee, which would instead be subject to the fines set forth in section 1.12.030 and noted above.

If you have any questions regarding this item prior to your meeting, please call Stacey Simon at 760-924-1704 or Nick Criss at 760-924-1826.



ORDINANCE NO. 22 -__

**ORDINANCE OF THE MONO COUNTY BOARD OF SUPERVISORS
AMENDING CHAPTER 5, SECTION 5.65.160 OF THE MONO COUNTY CODE
PERTAINING TO FINES FOR VIOLATION OF MONO COUNTY SHORT TERM
RENTAL ORDINANCES**

WHEREAS, Mono County Code Chapter 5, Section 5.65.160 (“Section 5.65.160”) sets forth the administrative fine amounts imposed for violation of any Mono County short-term rental ordinance, including Chapter 5 and Chapters 25 and 26 of the Mono County General Plan; and

WHEREAS, the administrative fine amounts for violation any Mono County short-term rental ordinance are currently one thousand dollars (\$1,000) for a first violation, and two thousand dollars (\$2,000) for each additional violation within three years of the first violation; and

WHEREAS, the Mono County Board of Supervisors wishes to amend Section 5.65.160 in conformity with Government Code section 25132 to (a) increase the fines imposed for violation of any Mono County short-term rental ordinance, including Chapter 5 and Chapters 25 and 26 of the Mono County General Plan, to one thousand five hundred dollars (\$1,500) for a first violation, three thousand dollars (\$3,000) for a second violation within one year of the first violation and five thousand dollars (\$5,000) for each additional violation within one year of the first violation, (b) provide that such fines shall not apply to a first-time offense of failure to register or pay the business license fee, which shall instead be subject to the fines set forth in section 1.12.030, and (c) include a hardship waiver application process to reduce administrative fines where a bona fide effort to comply is made after the first violation and payment of the full amount of the fines would impose an undue financial burden;

NOW, THEREFORE, THE BOARD OF SUPERVISORS OF MONO COUNTY ORDAINS as follows:

SECTION ONE: Chapter 5, Section 5.65.160 of the Mono County Code is hereby amended in its entirety to read as set forth in Exhibit “A” attached hereto and incorporated herein by this reference.

SECTION TWO: This Ordinance shall become effective 30 days from the date of its adoption and final passage, which appears immediately below. The Clerk of the Board of Supervisors shall post this ordinance and also publish the ordinance in the manner prescribed by

1 Government Code section 25124 no later than 15 days after the date of its adoption and final
2 passage. If the Clerk fails to so publish this ordinance within said 15-day period, then the
3 ordinance shall not take effect until 30 days after the date of publication.

4 **PASSED, APPROVED and ADOPTED** this 19th day of July 2022, by the following
5 vote, to wit:

6 **AYES:**

7 **NOES:**

8 **ABSENT:**

9 **ABSTAIN:**

10
11
12
13 _____
14 Bob Gardner, Chair
15 Mono County Board of Supervisors

16 **ATTEST:**

17 **APPROVED AS TO FORM:**

18
19 _____
20 Clerk of the Board

21 _____
22 County Counsel

Exhibit A

5.65.160 Enforcement.

The remedies provided by this chapter are cumulative and in addition to any other remedies available at law or in equity.

- A. Any violation of a short-term rental ordinance of the County, including but not limited to, this Chapter and Chapters 25 and 26 of the Mono County General Plan, may be enforced through administrative citation and fines as provided in Chapter 1.12, except that the amount of the administrative fines shall be one thousand five hundred dollars (\$1,500) for a first violation, three thousand dollars (\$3,000) for a second violation within one year of the first violation and five thousand dollars (\$5,000) for each additional violation within one year of the first violation. The fines set forth in this section shall not apply to a first-time offense of failure to register or pay the business license fee, which shall instead be subject to the fines set forth in section 1.12.030.
- B. Any condition caused or allowed to exist in violation of any of the provisions of this chapter, the Mono County General Plan, use permit, or applicable state law or regulation is a public nuisance which shall, at the discretion of the county, be subject to abatement or other relief pursuant to Chapter 7.20 of the Mono County Code.
- C. Each and every violation of this chapter, the Mono County General Plan, or applicable state law or regulation shall constitute a separate violation per day and shall be subject to all remedies and enforcement measures authorized by the Mono County Code or otherwise authorized by law. Additionally, any violation shall be subject to injunctive relief, disgorgement to the county of any and all monies unlawfully obtained, costs of abatement, costs of restoration, costs of investigation, restitution, and any other relief or remedy available at law or in equity. The county, including the office of the district attorney and the office of the county counsel, may pursue any and all remedies and actions available and applicable under state and local laws for any violations.
- D. Hardship Waiver for Administrative Fines Under Section 5.65.160.A.

Any party fined under this Section 5.65.160 A may be granted a hardship waiver reducing the amount of the administrative fines if:

- 1. The party has made a bona fide effort to comply after the first violation; and
- 2. Payment of the full amount of the administrative fines would impose an undue financial burden on the party.

A hardship waiver request shall be filed on a hardship waiver application form made available upon request by the Office of Code Compliance and filed within ten business days after service of the administrative citation levying the fines. The completed application shall be filed with the Code Compliance Office together with a sworn affidavit, and any other supporting documents or materials, demonstrating why the requirements of Section 5.65.160(D)(1) and (D)(2) are satisfied. If the request and supporting materials demonstrate to the satisfaction of the Code

Compliance Officer or his or her designee that the requirements of Section 5.65.160(D)(1) and (D)(2) are satisfied, the fine shall be reduced to the amounts set forth in Section 1.12.030 or such other amount as the Code Compliance Officer or his or her designee deems appropriate. Any hardship waiver request not timely submitted shall be rejected, and the applicant shall be deemed to have waived his or her right to request a hardship waiver. The time for appeal of an administrative citation pursuant to Section 1.12 shall not be extended due to any fine reduction request pursuant to this paragraph.



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE July 19, 2022

TIME REQUIRED 15 minutes

SUBJECT COVID-19 (Coronavirus) Update

**PERSONS
APPEARING
BEFORE THE
BOARD**

Robert C. Lawton, CAO, Dr. Caryn
Slack, Public Health Officer

AGENDA DESCRIPTION:

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

Update on Countywide response and planning related to the COVID-19 pandemic.

RECOMMENDED ACTION:

None, informational only.

FISCAL IMPACT:

None.

CONTACT NAME: Robert C. Lawton

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

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

[Click to download](#)

No Attachments Available

History

Time	Who	Approval
7/12/2022 9:42 AM	County Counsel	Yes
6/29/2022 11:36 AM	Finance	Yes
7/15/2022 12:12 PM	County Administrative Office	Yes



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

REGULAR AGENDA REQUEST

Print

MEETING DATE July 19, 2022

Departments: Public Works - Solid Waste

TIME REQUIRED PUBLIC HEARING: 9:00 AM (30 minutes)

PERSONS APPEARING BEFORE THE BOARD

Justin Nalder, Solid Waste Superintendent and Paul Roten, Acting Director of Public Works

SUBJECT PUBLIC HEARING: Solid Waste Tipping Fee Adjustments

AGENDA DESCRIPTION:

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

Conduct public hearing regarding increase of gate fees for County Solid Waste Facility Services. Consider resolution adopting increased fees as proposed.

RECOMMENDED ACTION:

1) Conduct Public Hearing 2) Adopt Resolution No. R22-____, "A Resolution of the Mono County Board of Supervisors to Increase Certain Gate Fees for County Solid Waste Facility Services".

FISCAL IMPACT:

Projections indicate the tipping fee adjustment would increase revenue into the Solid Waste Enterprise Fund by \$373,500 annually, from \$1,630,000 to \$2,003,500, and reduce the annual deficit from \$1,109,000 to \$735,500.

CONTACT NAME: Justin Nalder

PHONE/EMAIL: 17609325453 / jnalder@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
<input type="checkbox"/> Tipping Fee Increase Staff Report
<input type="checkbox"/> Public Notice
<input type="checkbox"/> Tipping Fee Increase Resolution

History

Time

Who

Approval

7/13/2022 3:46 PM	County Counsel	Yes
7/14/2022 3:39 PM	Finance	Yes
7/15/2022 12:15 PM	County Administrative Office	Yes



MONO COUNTY DEPARTMENT OF PUBLIC WORKS

POST OFFICE BOX 457 • 74 NORTH SCHOOL STREET • BRIDGEPORT, CALIFORNIA 93517
760.932.5440 • Fax 760.932.5441 • monopw@mono.ca.gov • www.monocounty.ca.gov

To: Honorable Chair and Members of the Board of Supervisors
From: Justin Nalder – Solid Waste Superintendent / Environmental Manager
Date: July 19, 2022
Subject: Solid Waste Tipping Fee Adjustment Resolution

Recommended Action:

- 1) Conduct Public Noticing
- 2) Adopt Resolution No. R22-____, “A Resolution of the Mono County Board of Supervisors to Increase Certain Gate Fees for County Solid Waste Facility Services”

Fiscal Impact:

The recommended Solid Waste Tipping Fee increases are intended to balance the Solid Waste Enterprise Fund and avoid future General Fund subsidies. Projections indicate the tipping fee adjustment would increase revenue into the Solid Waste Enterprise Fund by \$373,500 annually.

Discussion:

The Solid Waste Division of Public Works is operated within the Solid Waste Enterprise Fund. This fund is separate from the General Fund, and generates its own revenue from grants, sale of recycled materials, parcel fees, and tipping fees. The tipping fees for Municipal Solid Waste and Construction and Demolition Waste (the primary tipping fee categories) have not been increased since December of 2012, but costs for labor, fuel, equipment, and contracts have meanwhile risen dramatically. The Solid Waste Enterprise Fund’s cash balance has been decreasing over the last two years, and if tipping fees are not adjusted, there will be a need for a General Fund subsidy in the near future.

In 2010 and 2011, following the economic meltdown of 2008-2010, the Solid Waste Enterprise Fund operated in the red and had to acquire loans from the General Fund that totaled \$1,950,000. In response to these financial needs, the Board increased tipping fees in December 2012 and since that adjustment, the Solid Waste Enterprise Fund has been on solid ground. The two General Fund loans were paid off, and funds have been set aside for closure of Benton Crossing Landfill. But that solid ground has been eroding over the last 2 years as increasing operational costs that have not been addressed by tipping fee adjustments.

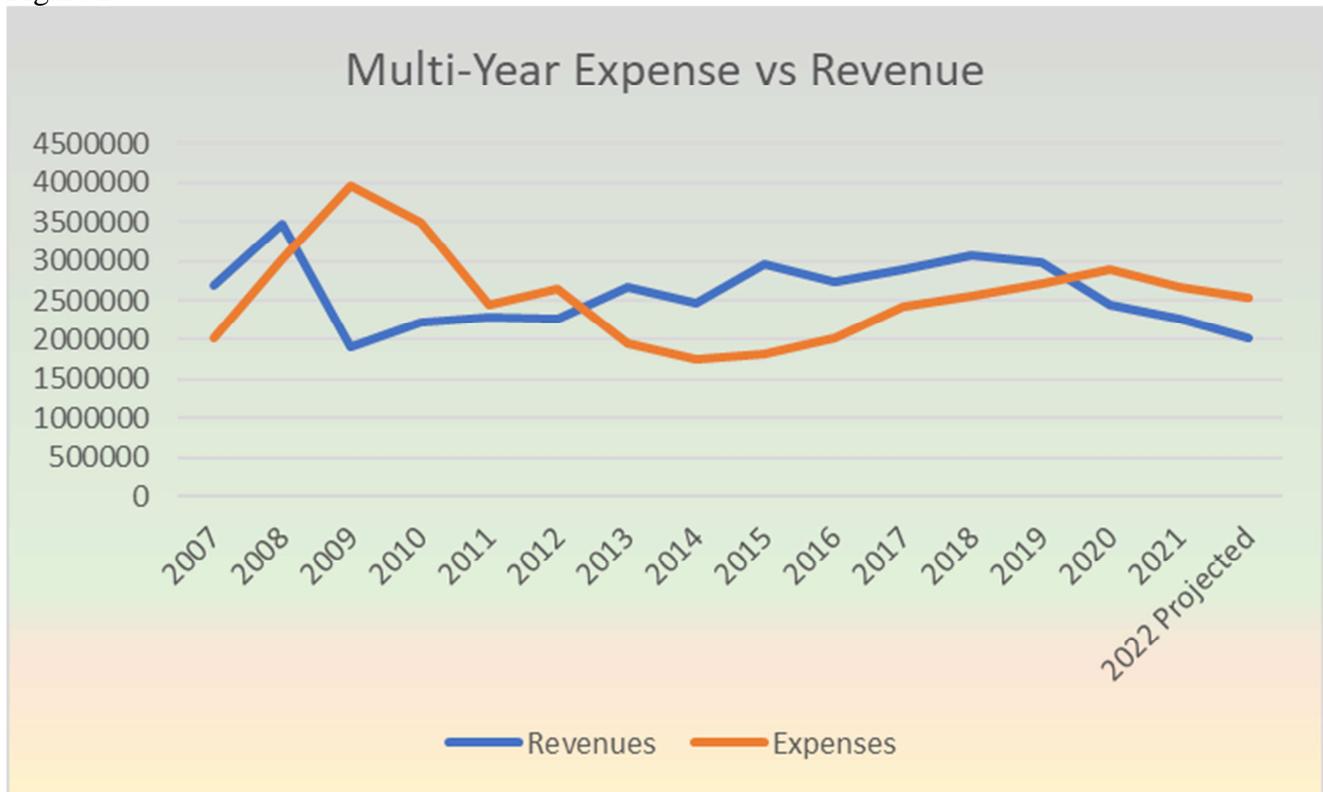
The current fees no longer represent the cost of operating the County’s landfills and transfer stations; nor do they reflect the individual waste stream costs of receiving / processing / storing / disposing / recycling. There have been many operational add-ons which take staff/equipment time (recycling and diversion programs), which do not come with additional revenues. A once robust cash balance of over

\$1m in the SWEF is now gone, and continuing operations will require additional revenue – either from increased tipping fees, or from the General Fund.

Staff has seen these trends developing over the last few years and have known the issue would need to be addressed – but the 5-year Flow Agreement (2017-2022) with the Town of Mammoth Lakes restricted the modification of the tipping fees for the extent of the agreement. The flow agreement was important as it allowed the County to accurately project waste volumes and to design and fund the closure plan for Benton Crossing Landfill, but the Flow Agreement is no longer in effect and staff’s attention has turned to implementing a fee structure that reflects the County’s current cost of providing services.

As we look forward and prepare for the transition away from Benton Crossing Landfill, the development of the Pumice Valley Landfill, implementing comprehensive contract services, and addressing new state legislation, it is essential that the Enterprise Fund is appropriately funded.

Figure 1



A multi-year expense vs revenue chart is presented above. The last decade of operation has seen a moderate increase of expenses which was expected. The revenue followed a similar trend through 2019 where we see a sharp decline. This was not necessarily due to any drastic operation change, rather it was likely a modification to the way that money is transferred internally as it relates to parcel fees being dedicated to both the closure fund and the accelerated closure fund which are separate from the operation fund. We must also consider the impacts of Covid19 on waste flow during 2020 and 2021 both from the residential as well as the commercial industry. Major revenue sources for the operational fund include tipping fees, recyclable sales, exported waste fees and franchise fees. The revenues presented in Figure 1 do not include parcel fees, which are primarily dedicated to closure/post closure funds, nor do they provide a representation of reserves, cash on hand.

Under our current model we have to rely on increases in volume to increase revenues to cover increasing operational costs. Unfortunately, volume has not been increasing. One interesting factor that influences annual expenses is the Consumer Price Index (CPI) adjustments that are applied to several of the larger service agreements that the County manages -- an average of 4% CPI for each year over the last ten years adds up. That adds up to quite a bit considering we have annual contracts that range from \$100k to \$400k. The result is that costs for properly handling respective waste streams have gone up, but we have not adjusted the tipping fee to properly reflect the change. Had the tipping fee been adjusted by an equal factor to the CPI, it would now be \$125/ton.

Several methods of re-calculating tipping fees were considered and compared, and the results were quite similar. The structure of our current fee schedule can be called a 'recycling incentive' approach. It considers total operational costs and assigns tipping fees on the largest volume waste streams (i.e. municipal solid waste and construction / demolition waste) to allow lower prices on other waste streams that are intended to incentivize diversion and recycling.

Staff compared the 'recycling incentive' approach to an 'actual cost by waste type' approach. Those were subsequently compared to a 'flat rate increase' and a 'cost by percent of total volume' approach.

Staff analyzed the different methods of calculation, considering potential impacts to customers. The goal is to more equitably spread costs across the types of waste received, more accurately reflect the costs of handling, all the while considering perceived consumer thresholds (above which may increase illegal dumping).

Board direction from meeting on May 17th, 2022 was for staff to prepare a Public Notice and corresponding Resolution reflecting a tipping fee increase based on the staff recommendation, Alternative A, which utilized a combination of methods for adjustment. The recommended Alternative A is aimed at adjusting current tipping fees to reflect full cost recovery *by waste stream* and addresses elements of the current cost structure that fail to reflect the actual costs of waste processing that have become an integral part of the operations over the last 5 years. Attachment A is the Notice of Public Hearing on Proposed Solid Wastes Tipping Fee Increases for today's Board meeting. The notice contains a table of all fee increase by location and waste type.

If you have any questions regarding this item, please contact me at (760) 932-5453 or jnalder@mono.ca.gov



Justin Nalder
Solid Waste Superintendent / Environmental Manager

Attachment A – NOTICE OF PUBLIC HEARING ON PROPOSED SOLID WASTE TIPPING FEE INCREASES

**Attachment B - A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS
TO INCREASE CERTAIN GATE FEES FOR COUNTY SOLID WASTE FACILITY SERVICES**

NOTICE OF PUBLIC HEARING ON PROPOSED SOLID WASTE TIPPING FEE INCREASES

NOTICE IS HEREBY GIVEN pursuant to Government Code Sections 66016 and 66018, that at the regular meeting of the Mono County Board of Supervisors to be held at the Mono Lake Room, 1st Fl., County Civic Center, 1290 Tavern Rd., Mammoth Lakes, CA 93546 on July 19, 2022 at 9:00AM or as soon thereafter as the matter may be heard, the Board of Supervisors will conduct a public hearing at which oral and written presentations may be made, regarding a proposed resolution imposing new or increased fees for the disposal of solid waste and related materials at the County’s landfill and/or transfer stations. Participation by Zoom will also be available through the July 19, 2022 meeting agenda link found at https://monocounty.ca.gov/meetings?field_microsite_tid=407 . Public data indicating the costs or the estimated costs required to provide the services for which the proposed fees are to be levied and the revenue sources anticipated to provide the services, including Solid Waste Enterprise Fund revenues, are available for inspection by appointment in the offices of the Solid Waste Superintendent, located in Courthouse Annex I at 74 N. School St., Bridgeport, California. The description of the services and the proposed new or increased fees are as follows:

Mono County – Solid Waste - Tipping Fees					
#	Description	Current Fee/Charge	Unit	Proposed Fee/Charge	Unit
1	Poison Liquids or Solids, Other exceeding 2 gallon limit	\$ 4.75	per gallon	\$ 6.00	per gallon
2	Aerosols exceeding 10 can limit	\$ 3.75	per gallon	\$ 4.75	per gallon
3	Antifreeze exceeding 2 gallon limit	\$ 2.25	per gallon	\$ 3.00	per gallon
4	Flammable Liquid exceeding 5 gallon limit	\$ 2.00	per gallon	\$ 2.50	per gallon
5	Non Paint Care Products exceeding 2 gallon limit	\$ 2.00	per gallon	\$ 2.50	per gallon
6	Alkaline Batteries exceeding 1 gallon limit	\$ 10.00	per gallon	\$ 12.50	per gallon
7	Fluorescent Tubes exceeding 15 tube limit	\$ 1.50	per tube	\$ 2.00	per tube
8	Compact Fluorescent tubes exceeding 10 tube limit	\$ 0.50	per tube	\$ 0.75	per tube
9	Ballasts exceeding 5 ballast limit	\$ 0.50	per ballast	\$ 0.75	per ballast
10	Paint Care Products exceeding 10 gallon limit	\$ 0.25	per gallon	\$ 0.50	per gallon
11	Benton Crossing: Animal Carcass- Large each	\$ 25.00	each	\$ 31.50	each
12	Benton Crossing: Animal Carcass- Medium each	\$ 10.00	each	\$ 12.50	each
13	Benton Crossing: Animal Carcass- Small each	\$ 5.00	each	\$ 6.50	each
14	Benton Crossing: Auto Bodies	\$ 16.50	each	\$ 20.00	each
15	Benton Crossing: Auto Bodies: plus	\$ 17.25	per ton	\$ 20.00	per ton
16	Benton Crossing: Boats & Personal Watercraft	\$ 74.00	per ton	\$ 95.00	per ton
17	Benton Crossing: Cathode Ray Tubes (TV & computer monitors)	\$ 5.50	each	\$ 7.00	each

18	Benton Crossing: Cathode Ray Tubes (TV & computer monitors): plus	\$ 17.25	per ton	\$ 21.75	per ton
19	Benton Crossing: Inert Construction Clean Loads crusher ready small broken asphalt, concrete, ceramics, brick, block, pavers	\$ 11.00	per ton	\$ 15.00	per ton
20	Benton Crossing: Inert Construction Clean Loads (per load) gavel, soil or asphalt grinding	\$ 5.00	per load	\$ 8.00	per load
21	Benton Crossing: Minimum Gate Fee	\$ 5.00	per trip	\$ 5.00	per trip
22	Benton Crossing: Mixed Construction & Demolition	\$ 74.00	per ton	\$ 95.00	per ton
23	Benton Crossing: Mixer inert debris or loads of Large concrete/asphalt chunks	\$ 33.00	per ton	\$ 35.00	per ton
24	Benton Crossing: Mobile Homes, House Trailers & Campers	\$ 74.00	per ton	\$ 95.00	per ton
25	Benton Crossing: Non-Refrigerated Appliances	\$ 11.50	each	\$ 14.00	each
26	Benton Crossing: Organics	\$ 5.00	per load	\$ 40.00	per ton
27	Benton Crossing: Oversized tires & tractor tires dia. > 42" or >11" width	\$ 65.75	each	\$ 83.00	each
28	Benton Crossing: Oversized tires & tractor tires dia. > 42" or >11" width: plus	\$ 17.25	per ton	\$ 21.75	per ton
29	Benton Crossing: Passenger car/truck tire dia. < 42" or < 11" width	\$ 5.50	each	\$ 7.00	each
30	Benton Crossing: Passenger car/truck tire dia. < 42" or < 11" width: plus	\$ 17.25	per ton	\$ 21.75	per ton
31	Benton Crossing: Refrigerated Appliances	\$ 24.75	each	\$ 30.00	each
32	Benton Crossing: Refrigerated Appliances: plus	\$ 17.25	per ton	\$ 20.00	per ton
33	Benton Crossing: Scrap Metal	\$ 17.25	per ton	\$ 20.00	per ton
34	Benton Crossing: Special Handling-Add'l 1/2 hour charge to process	\$ 20.00	per half hour	\$ 25.00	per load
35	Benton Crossing: Special Handling-Base Rate	\$ 74.00	per ton	\$ 100.00	per ton
36	Benton Crossing: Special Handling-Large Load surcharge	\$ 100.00	per load	\$ 125.00	per load
37	Benton Crossing: Tire on Rim surcharge	\$ 5.50	each	\$ 7.00	each
38	Benton Crossing: Tire on Rim surcharge: plus	\$ 17.25	per ton	\$ 20.00	per ton

39	Benton Crossing: Tree Trunks >18" & Stumps	\$ 74.00	per ton	\$ 95.00	per ton
40	Benton Crossing: Wood	\$ 17.25	per ton	\$ 35.00	per ton
42	Solid Waste Fee Appeal	\$ 407.00	each	\$ 450.00	each
43	Tipping Fees	\$ 74.00	per ton	\$ 100.00	per ton
44	Transfer Station by Volume: 1st Garbage Can up to 80 gallons	\$ 5.00	per load	\$ 5.00	per load
45	Transfer Station by Volume: Add'l garbage Can up to 40 gallons	\$ 2.50	per load	\$ 3.00	per load
46	Transfer Station by Volume: C&D all other loads of inert debris	\$ 47.50	per CY	\$ 60.00	per CY
47	Transfer Station by Volume: C&D Clean loads of gravel, soil or asphalt	\$ 5.00	per load	\$ 8.00	per load
48	Transfer Station by Volume: C&D Waste mixed	\$ 16.50	per CY	\$ 20.75	per CY
49	Transfer Station by Volume: Cathode Ray Tubes (TV & computer monitors)	\$ 5.75	each	\$ 7.25	each
50	Transfer Station by Volume: Minimum Gate Fee	\$ 5.00	per trip	\$ 5.00	per trip
51	Transfer Station by Volume: Mixed Waste	\$ 11.75	per CY	\$ 14.75	per CY
52	Transfer Station by Volume: Non-Refrigerated Appliances	\$ 8.50	each	\$ 14.00	each
53	Transfer Station by Volume: Organics	\$ 5.00	per load	\$ 11.50	per CY
54	Transfer Station by Volume: Oversized tires & tractor tires dia. > 42" or >11" width	\$ 68.50	each	\$ 86.50	each
55	Transfer Station by Volume: Passenger car/truck tire dia. < 42" or < 11" width	\$ 5.75	each	\$ 7.25	each
56	Transfer Station by Volume: Refrigerated Appliances	\$ 27.00	each	\$ 30.00	each
57	Transfer Station by Volume: Scrap Metal	\$ 5.00	per cubic yrd	\$ 6.25	per cubic yrd
58	Transfer Station by Volume: Special Handling-Add'l 1/2 hour charge to process	\$ 20.00	per half hour	\$ 25.00	per half hour
59	Transfer Station by Volume: Special Handling-Base Rate	\$ 8.50	per cubic yrd	\$ 10.50	per cubic yrd
60	Transfer Station by Volume: Special Handling-Large Load surcharge	\$ 100.00	per load	\$ 125.00	per load
61	Transfer Station by Volume: Tire on Rim surcharge	\$ 5.75	each	\$ 7.25	each
62	Transfer Station by Volume: Wood - Clean	\$ 8.50	per cubic yard	\$ 17.25	per cubic yard

63	Transfer Station by Weight: Cathode Ray Tubes (TV & computer monitors)	\$ 5.50	each	\$ 7.00	each
64	Transfer Station by Weight: Cathode Ray Tubes (TV & computer monitors): plus	\$ 37.25	per ton	\$ 47.00	per ton
65	Transfer Station by Weight: Minimum Gate Fee	\$ 5.00	per trip	\$ 5.00	per trip
66	Transfer Station by Weight: Mixed Household & Commercial Waste	\$ 94.00	per ton	\$ 100.00	per ton
67	Transfer Station by Weight: Non-Refrigerated Appliances	\$ 11.50	each	\$ 14.00	each
68	Transfer Station by Weight: Non-Refrigerated Appliances: plus	\$ 37.25	per ton	\$ 47.00	per ton
69	Transfer Station by Weight: Organics	\$ 5.00	per load	\$ 40.00	per load
70	Transfer Station by Weight: Oversized tires & tractor tires dia. > 42" or >11" width	\$ 65.75	each	\$ 83.00	each
71	Transfer Station by Weight: Oversized tires & tractor tires dia. > 42" or >11" width: plus	\$ 17.25	per ton	\$ 21.75	per ton
72	Transfer Station by Weight: Passenger car/truck tire dia. < 42" or < 11" width	\$ 5.50	each	\$ 7.00	each
73	Transfer Station by Weight: Passenger car/truck tire dia. < 42" or < 11" width: plus	\$ 37.25	per ton	\$ 47.00	per ton
74	Transfer Station by Weight: Refrigerated Appliances	\$ 24.75	each	\$ 30.00	each
75	Transfer Station by Weight: Refrigerated Appliances: plus	\$ 37.25	per ton	\$ 47.00	per ton
76	Transfer Station by Weight: Scrap Metal	\$ 37.25	per ton	\$ 47.00	per ton
77	Transfer Station by Weight: Special Handling-Add'l 1/2 hour charge to process	\$ 20.00	per half hour	\$ 25.00	per half hour
78	Transfer Station by Weight: Special Handling-Base Rate	\$ 94.00	per ton	\$ 100.00	per ton
79	Transfer Station by Weight: Special Handling-Large Load surcharge	\$ 100.00	per load	\$ 125.00	per load
80	Transfer Station by Weight: Tire on Rim surcharge	\$ 5.50	each	\$ 7.00	each
81	Transfer Station by Weight: Tire on Rim surcharge: plus	\$ 37.25	per ton	\$ 47.00	per ton
82	Transfer Station by Weight: Wood	\$ 14.25	per ton	\$ 35.00	per ton
83	Transportation Fees (Transfer Stations)	\$ 20.00	per ton	\$ 25.00	per ton



R22-__

**A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS
TO INCREASE CERTAIN GATE FEES FOR COUNTY SOLID WASTE FACILITY
SERVICES**

WHEREAS, state law authorizes counties to acquire, construct, improve, operate, maintain, repair, or manage all or any part of an “enterprise,” which term is defined as including garbage “dumps” and “other disposal facilities;” and

WHEREAS, Mono County’s Solid Waste Program consists of the acquisition, construction, improvement, operation, maintenance, repair, and/or management of solid waste facilities – specifically, garbage “dumps” (i.e., landfills) and “other disposal facilities” (e.g., transfer stations); and

WHEREAS, state law authorizes counties to “prescribe, revise, and collect charges for the services furnished by the enterprise,” provided such charges are not “excessive” nor “discriminatory” and do not exceed the reasonable costs of providing those services; and

WHEREAS, charges for solid waste facility services may fairly be based on the weight or volume of garbage being brought into solid waste facilities (“gate fees”) and, in the case of certain items of garbage requiring special handling, on a per-item basis (“special waste fees”); and

WHEREAS, it is necessary to prescribe charges in the form of such “gate fees,” “special waste fees,” and “non-participant surcharges” for the services furnished by County solid waste facilities in order to fund the County’s Solid Waste Program; and

WHEREAS, the Board of Supervisors has previously adopted Resolution Nos. 98-27, R00-110, R01-068, R02-103, R06-37, R09-49, R11-24, R12-89, which have incorporated a fee schedule establishing “gate fees,” “special waste fees,” and “non-participant surcharges”

1 to be charged by the County’s Department of Public Works to recover its costs to operate
2 County solid waste facilities; and
3

4 **WHEREAS**, the existing parcel fee imposed by Mono County and the current “gate
5 fees,” “special waste fees” and “non-participant surcharges” are inadequate to fully fund the
6 cost of Mono County’s Solid Waste Program; and
7

8
9 **NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF**
10 **MONO RESOLVES that:**

- 11 1. The charges described “Exhibit A” which is attached hereto and incorporated by this
12 reference, are neither discriminatory nor excessive, do not exceed the County’s
13 reasonable costs to provide the services, and are necessary to fund the County’s Solid
14 Waste Program.
15
- 16 2. A public hearing regarding such charges was properly noticed and held by the Board of
17 Supervisors in compliance with Government Code Section 54354.5.
18
- 19 3. “ Exhibit A” is hereby adopted and the gate fees set forth therein shall replace those gate
20 fees previously adopted by Resolutions No. 98-27, R00-110, R01-068, R02-103, R06-37,
21 R09-49, R11-24, and R12-89.
- 22 4. The Director of Public Works or his designee is hereby authorized and directed to collect
23 such revised charges on behalf of the County from all persons or entities using County
24 solid waste facilities beginning on August 1, 2022. The charges collected pursuant to this
25 resolution shall be deposited into the Mono County Solid Waste Enterprise Fund,
26 previously established by Resolution No. 98-28.
27
- 28 5. This resolution shall supersede any prior Board resolutions with which it may be
29 inconsistent, including, but not limited to, Resolutions No. 98-27, R00-110, R01-068,
30 R02-103, R06-37, R09-49 and R11-24, R12-89. In the event that a portion of this
31 resolution is ever declared unconstitutional, invalid, or otherwise unenforceable by a court
32 of competent jurisdiction, such portion shall be severable from the remaining provisions

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of this resolution, which the Board of Supervisors declares it would have adopted even without the severed portion(s).

PASSED, APPROVED and ADOPTED this ____ day of _____, 2022, by the following vote, to wit:

- AYES:**
- NOES:**
- ABSENT:**
- ABSTAIN:**

Bob Gardner, Chair
Mono County Board of Supervisors

ATTEST:

APPROVED AS TO FORM:

Clerk of the Board

County Counsel

EXHIBIT A

Mono County – Solid Waste - Tipping Fees					
#	Description	Current Fee/Charge	Unit	Proposed Fee/Charge	Unit
1	Poison Liquids or Solids, Other exceeding 2 gallon limit	\$ 4.75	per gallon	\$ 6.00	per gallon
2	Aerosols exceeding 10 can limit	\$ 3.75	per gallon	\$ 4.75	per gallon
3	Antifreeze exceeding 2 gallon limit	\$ 2.25	per gallon	\$ 3.00	per gallon
4	Flammable Liquid exceeding 5 gallon limit	\$ 2.00	per gallon	\$ 2.50	per gallon
5	Non Paint Care Products exceeding 2 gallon limit	\$ 2.00	per gallon	\$ 2.50	per gallon
6	Alkaline Batteries exceeding 1 gallon limit	\$ 10.00	per gallon	\$ 12.50	per gallon
7	Fluorescent Tubes exceeding 15 tube limit	\$ 1.50	per tube	\$ 2.00	per tube
8	Compact Fluorescent tubes exceeding 10 tube limit	\$ 0.50	per tube	\$ 0.75	per tube
9	Ballasts exceeding 5 ballast limit	\$ 0.50	per ballast	\$ 0.75	per ballast
10	Paint Care Products exceeding 10 gallon limit	\$ 0.25	per gallon	\$ 0.50	per gallon
11	Benton Crossing: Animal Carcass- Large each	\$ 25.00	each	\$ 31.50	each
12	Benton Crossing: Animal Carcass- Medium each	\$ 10.00	each	\$ 12.50	each
13	Benton Crossing: Animal Carcass- Small each	\$ 5.00	each	\$ 6.50	each
14	Benton Crossing: Auto Bodies	\$ 16.50	each	\$ 20.00	each
15	Benton Crossing: Auto Bodies: plus	\$ 17.25	per ton	\$ 20.00	per ton
16	Benton Crossing: Boats & Personal Watercraft	\$ 74.00	per ton	\$ 95.00	per ton
17	Benton Crossing: Cathode Ray Tubes (TV & computer monitors)	\$ 5.50	each	\$ 7.00	each
18	Benton Crossing: Cathode Ray Tubes (TV & computer monitors): plus	\$ 17.25	per ton	\$ 21.75	per ton

1	19	Benton Crossing: Inert Construction Clean Loads crusher ready small broken asphalt, concrete, ceramics, brick, block, pavers	\$ 11.00	per ton	\$ 15.00	per ton
2	20	Benton Crossing: Inert Construction Clean Loads (per load) gavel, soil or asphalt grinding	\$ 5.00	per load	\$ 8.00	per load
3	21	Benton Crossing: Minimum Gate Fee	\$ 5.00	per trip	\$ 5.00	per trip
4	22	Benton Crossing: Mixed Construction & Demolition	\$ 74.00	per ton	\$ 95.00	per ton
5	23	Benton Crossing: Mixer inert debris or loads of Large concrete/asphalt chunks	\$ 33.00	per ton	\$ 35.00	per ton
6	24	Benton Crossing: Mobile Homes, House Trailers & Campers	\$ 74.00	per ton	\$ 95.00	per ton
7	25	Benton Crossing: Non- Refrigerated Appliances	\$ 11.50	each	\$ 14.00	each
8	26	Benton Crossing: Organics	\$ 5.00	per load	\$ 40.00	per ton
9	27	Benton Crossing: Oversized tires & tractor tires dia. > 42" or >11" width	\$ 65.75	each	\$ 83.00	each
10	28	Benton Crossing: Oversized tires & tractor tires dia. > 42" or >11" width: plus	\$ 17.25	per ton	\$ 21.75	per ton
11	29	Benton Crossing: Passenger car/truck tire dia. < 42" or < 11" width	\$ 5.50	each	\$ 7.00	each
12	30	Benton Crossing: Passenger car/truck tire dia. < 42" or < 11" width: plus	\$ 17.25	per ton	\$ 21.75	per ton
13	31	Benton Crossing: Refrigerated Appliances	\$ 24.75	each	\$ 30.00	each
14	32	Benton Crossing: Refrigerated Appliances: plus	\$ 17.25	per ton	\$ 20.00	per ton
15	33	Benton Crossing: Scrap Metal	\$ 17.25	per ton	\$ 20.00	per ton
16	34	Benton Crossing: Special Handling-Add'l 1/2 hour charge to process	\$ 20.00	per half hour	\$ 25.00	per load
17	35	Benton Crossing: Special Handling-Base Rate	\$ 74.00	per ton	\$ 100.00	per ton
18	36	Benton Crossing: Special Handling-Large Load surcharge	\$ 100.00	per load	\$ 125.00	per load

37	Benton Crossing: Tire on Rim surcharge	\$ 5.50	each	\$ 7.00	each
38	Benton Crossing: Tire on Rim surcharge: plus	\$ 17.25	per ton	\$ 20.00	per ton
39	Benton Crossing: Tree Trunks >18" & Stumps	\$ 74.00	per ton	\$ 95.00	per ton
40	Benton Crossing: Wood	\$ 17.25	per ton	\$ 35.00	per ton
42	Solid Waste Fee Appeal	\$ 407.00	each	\$ 450.00	each
43	Tipping Fees	\$ 74.00	per ton	\$ 100.00	per ton
44	Transfer Station by Volume: 1st Garbage Can up to 80 gallons	\$ 5.00	per load	\$ 5.00	per load
45	Transfer Station by Volume: Add'l garbage Can up to 40 gallons	\$ 2.50	per load	\$ 3.00	per load
46	Transfer Station by Volume: C&D all other loads of inert debris	\$ 47.50	per CY	\$ 60.00	per CY
47	Transfer Station by Volume: C&D Clean loads of gravel, soil or asphalt	\$ 5.00	per load	\$ 8.00	per load
48	Transfer Station by Volume: C&D Waste mixed	\$ 16.50	per CY	\$ 20.75	per CY
49	Transfer Station by Volume: Cathode Ray Tubes (TV & computer monitors)	\$ 5.75	each	\$ 7.25	each
50	Transfer Station by Volume: Minimum Gate Fee	\$ 5.00	per trip	\$ 5.00	per trip
51	Transfer Station by Volume: Mixed Waste	\$ 11.75	per CY	\$ 14.75	per CY
52	Transfer Station by Volume: Non-Refrigerated Appliances	\$ 8.50	each	\$ 14.00	each
53	Transfer Station by Volume: Organics	\$ 5.00	per load	\$ 11.50	per CY
54	Transfer Station by Volume: Oversized tires & tractor tires dia. > 42" or >11" width	\$ 68.50	each	\$ 86.50	each
55	Transfer Station by Volume: Passenger car/truck tire dia. < 42" or < 11" width	\$ 5.75	each	\$ 7.25	each
56	Transfer Station by Volume: Refrigerated Appliances	\$ 27.00	each	\$ 30.00	each
57	Transfer Station by Volume: Scrap Metal	\$ 5.00	per cubic yrd	\$ 6.25	per cubic yrd
58	Transfer Station by Volume: Special Handling-Add'l 1/2 hour charge to process	\$ 20.00	per half hour	\$ 25.00	per half hour

59	Transfer Station by Volume: Special Handling-Base Rate	\$ 8.50	per cubic yrd	\$ 10.50	per cubic yrd
60	Transfer Station by Volume: Special Handling-Large Load surcharge	\$ 100.00	per load	\$ 125.00	per load
61	Transfer Station by Volume: Tire on Rim surcharge	\$ 5.75	each	\$ 7.25	each
62	Transfer Station by Volume: Wood - Clean	\$ 8.50	per cubic yard	\$ 17.25	per cubic yard
63	Transfer Station by Weight: Cathode Ray Tubes (TV & computer monitors)	\$ 5.50	each	\$ 7.00	each
64	Transfer Station by Weight: Cathode Ray Tubes (TV & computer monitors): plus	\$ 37.25	per ton	\$ 47.00	per ton
65	Transfer Station by Weight: Minimum Gate Fee	\$ 5.00	per trip	\$ 5.00	per trip
66	Transfer Station by Weight: Mixed Household & Commercial Waste	\$ 94.00	per ton	\$ 100.00	per ton
67	Transfer Station by Weight: Non-Refrigerated Appliances	\$ 11.50	each	\$ 14.00	each
68	Transfer Station by Weight: Non-Refrigerated Appliances: plus	\$ 37.25	per ton	\$ 47.00	per ton
69	Transfer Station by Weight: Organics	\$ 5.00	per load	\$ 40.00	per load
70	Transfer Station by Weight: Oversized tires & tractor tires dia. > 42" or >11" width	\$ 65.75	each	\$ 83.00	each
71	Transfer Station by Weight: Oversized tires & tractor tires dia. > 42" or >11" width: plus	\$ 17.25	per ton	\$ 21.75	per ton
72	Transfer Station by Weight: Passenger car/truck tire dia. < 42" or < 11" width	\$ 5.50	each	\$ 7.00	each
73	Transfer Station by Weight: Passenger car/truck tire dia. < 42" or < 11" width: plus	\$ 37.25	per ton	\$ 47.00	per ton
74	Transfer Station by Weight: Refrigerated Appliances	\$ 24.75	each	\$ 30.00	each
75	Transfer Station by Weight: Refrigerated Appliances: plus	\$ 37.25	per ton	\$ 47.00	per ton
76	Transfer Station by Weight: Scrap Metal	\$ 37.25	per ton	\$ 47.00	per ton
77	Transfer Station by Weight: Special Handling-Add'l 1/2 hour charge to process	\$ 20.00	per half hour	\$ 25.00	per half hour

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78	Transfer Station by Weight: Special Handling-Base Rate	\$ 94.00	per ton	\$ 100.00	per ton
79	Transfer Station by Weight: Special Handling-Large Load surcharge	\$ 100.00	per load	\$ 125.00	per load
80	Transfer Station by Weight: Tire on Rim surcharge	\$ 5.50	each	\$ 7.00	each
81	Transfer Station by Weight: Tire on Rim surcharge: plus	\$ 37.25	per ton	\$ 47.00	per ton
82	Transfer Station by Weight: Wood	\$ 14.25	per ton	\$ 35.00	per ton
83	Transportation Fees (Transfer Stations)	\$ 20.00	per ton	\$ 25.00	per ton



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

REGULAR AGENDA REQUEST

Print

MEETING DATE July 19, 2022

Departments: CDD

TIME REQUIRED 10 minutes

PERSONS APPEARING BEFORE THE BOARD Wendy Sugimura

SUBJECT Letter of Support for Caltrans District 9 Grant Application

AGENDA DESCRIPTION:

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

Letter of support for Caltrans District 9 application to the Federal Reconnecting Communities Pilot Program

RECOMMENDED ACTION:

1. Make any desired changes and authorize the Chair to sign the letter of support for Caltrans District 9's application to the Federal Reconnecting Communities Pilot Program.
2. Provide any additional direction to staff.

FISCAL IMPACT:

A successful application could result in staff time to collaborate on the project, but would also fund planning and/or construction projects in Mono County.

CONTACT NAME: Wendy Sugimura

PHONE/EMAIL: 760-924-1814 / wsugimura@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
staff report
Letter of Support

History

Time	Who	Approval
7/13/2022 3:37 PM	County Counsel	Yes

7/14/2022 3:40 PM

Finance

Yes

7/15/2022 12:14 PM

County Administrative Office

Yes

Mono County Community Development

P.O. Box 347
Mammoth Lakes, CA 93546
(760) 924-1800, fax 924-1801
commdev@mono.ca.gov

P.O. Box 8
Bridgeport, CA 93517
(760) 932-5420, fax 932-5431
www.monocounty.ca.gov

July 19, 2022

To: Mono County Board of Supervisors

From: Wendy Sugimura, Director

Re: LETTER OF SUPPORT FOR CALTRANS DISTRICT 9 APPLICATION TO THE FEDERAL RECONNECTING COMMUNITIES PILOT PROGRAM

RECOMMENDATION

1. Make any desired changes and authorize the Chair to sign the letter of support for Caltrans District 9's application to the Federal Reconnecting Communities Pilot Program.
2. Provide any additional direction to staff.

FISCAL IMPACT

No direct impacts. A successful application could result in grant funds awarded to Caltrans for planning or construction projects within Mono County.

BACKGROUND

The Infrastructure Investment and Jobs Act (IIJA), also known as the Bipartisan Infrastructure Law (BIL), was enacted by Congress in November 2021 and provides up to \$108 billion to modernize public transportation, including roads, bridges, transit, rail, ports, and airports. Broadband, drinking water, and wastewater infrastructure are also included.

The transportation funding is being funneled through the California State Transportation Agency (CalSTA) via a variety of different programs, including allocation and competitive grants to state, local, and other agencies.

DISCUSSION

The IIJA/BIL established the new Reconnecting Communities Pilot discretionary grant program, funded with \$1 billion over the next 5 years. The intent is to help reconnect communities that were previously cut off from economic opportunities by transportation infrastructure. Funding supports planning grants and capital construction grants, as well as technical assistance, to restore community connectivity through the removal, retrofit, mitigation, or replacement of eligible transportation infrastructure facilities. (Visit <https://www.transportation.gov/grants/reconnecting-communities> for more information.)

Caltrans District 9 is applying to the program and the potential exists to incorporate various projects identified in Mono County on the state highway system. As a result, the recommendation is for Mono County to provide a letter of support to Caltrans District 9 and then, if the grant is awarded, collaborate on the project.

Please contact Wendy Sugimura at (760) 924-1814 or wsugimura@mono.ca.gov with questions.

ATTACHMENTS:

1. Letter of Support to Caltrans District 9



Jennifer Kreitz ~ District One Rhonda Duggan ~ District Two Bob Gardner ~ District Three
John Peters ~ District Four Stacy Corless ~ District Five

BOARD OF SUPERVISORS COUNTY OF MONO

P.O. BOX 715, BRIDGEPORT, CALIFORNIA 93517

(760) 932-5530

BOS@mono.ca.gov

Scheereen Dedman, Clerk of the Board

July 19, 2022

Neil Peacock
Senior Transportation Planner
Caltrans, District 9
500 South Main Street
Bishop, CA 93514

Transmitted via email to neil.peacock@dot.ca.gov.

**RE: CALTRANS DISTRICT 9 FEDERAL RECONNECTING COMMUNITIES
PILOT PROGRAM APPLICATION**

Dear Mr. Peacock:

Mono County is pleased and excited that Caltrans District 9 is applying to the Federal Reconnecting Communities Pilot program on behalf of the Eastern Sierra US 395 corridor. This transportation corridor not only provides access for millions of visitors annually to our world-class recreational opportunities, but is also critical to the life-safety, connectivity, mobility, and health of our rural local communities and residents.

The Federal Reconnecting Communities program is intended to restore community connectivity equitably and safely through innovative and transformative projects that alleviate impacts to tribal and local communities resulting from transportation infrastructure. Over the years, portions of the US 395 corridor have been converted to four lanes, primarily for safety reasons to reduce head-on collisions from attempted passing. While generally supported by Mono County, the four-lane projects have also impacted connectivity and mobility within and around local communities, including tribal communities, resulting in isolated neighborhoods and reduced use of transportation facilities by pedestrians, bicyclists, and other non-motorized users. Reconnecting these portions of our communities through non-vehicular facilities supports statewide goals related to the California Transportation Plan, complete streets policies, and greenhouse gas emissions and vehicle miles traveled reductions, with related public health co-benefits due to healthier and more active lifestyles.

The following are just a couple examples of potential issues and projects that could be addressed by Caltrans District 9's program:

- Bridgeport: Increased multi-modal connectivity and street design improvements to continue implementing the 2013 Main Street Revitalization Plan, which resulted in a “road diet” project that earned the 2015 Caltrans Excellence in Transportation Award in the Highway as a Main Street category.
- Lee Vining: Multi-modal connectivity between the townsite of Lee Vining and a property at the corner of US Highway 395 and State Route 120 where popular music events were held, housing had been proposed, and a 120-room hotel is approved for future development.
- Increased connectivity between community areas, neighborhoods, or destinations and the main townsites of Bridgeport and Lee Vining.

Some of these connectivity projects may have the community consensus and design work to consider under construction funding, and others will need to be vetted and explored further through a planning process. Other communities may also have connectivity opportunities, such as a multi-modal pathway in the Tom’s Place/Sunny Slopes area from Crowley Lake Drive to Lower Rock Creek Road, which would improve the safety and comfort of a popular cycling route between communities by bypassing US 395.

Mono County will be contributing our time and effort as part of the local match requirements for this grant program. Further, Mono County supports connectivity improvements throughout the US 395 corridor including communities in Inyo County such as Bishop, Big Pine, Independence, and Lone Pine, which often face the same connectivity and fragmentation challenges as Mono County.

In conclusion, Mono County appreciates Caltrans District 9 applying to the Federal Reconnecting Communities grant and enthusiastically supports the application. Mono County intends to be a fully cooperative and collaborative partner in the project if the funding is awarded.

Please feel free to contact Wendy Sugimura, Community Development Director, at (760) 924-1814 or wsugimura@mono.ca.gov with any questions.

Respectfully,

Bob Gardner
Chair



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

REGULAR AGENDA REQUEST

Print

MEETING DATE July 19, 2022

Departments: CAO

TIME REQUIRED 5 minutes

PERSONS APPEARING BEFORE THE BOARD Robert C. Lawton, CAO

SUBJECT Allocation List Amendment - Office of the CAO

AGENDA DESCRIPTION:

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

Proposed resolution authorizing the County Administrative Officer to amend the County of Mono List of Allocated Positions to change the title of Emergency Operations Manager to Director of Emergency Management and to adjust the salary range accordingly.

RECOMMENDED ACTION:

Adopt proposed resolution. Provide any desired direction to staff.

FISCAL IMPACT:

The recommended action's personnel costs would increase from a range of \$90,295-\$109,754 to a range of \$133,406-\$162,156, to be paid for by a combination of funds from the following sources: Homeland Security Grant funds; Emergency Management Performance Grant funds; American Rescue Plan Act funds; and County General Funds

CONTACT NAME: John Craig, Assistant CAO

PHONE/EMAIL: 760-932-5414 / jcraig@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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Staff Report
Resolution

History

Time

Who

Approval

7/15/2022 4:03 PM	County Counsel	Yes
7/15/2022 3:59 PM	Finance	Yes
7/15/2022 4:05 PM	County Administrative Office	Yes



COUNTY ADMINISTRATIVE OFFICER
COUNTY OF MONO
Robert C. Lawton
PO Box 696
Bridgeport, CA 93517-0696
(760) 932-5410
rlawton@mono.ca.gov
www.mono.ca.gov

BOARD OF SUPERVISORS

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Jennifer Kreitz / District 1

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Malinda Huggins

BEHAVIORAL HEALTH

Robin Roberts

COMMUNITY DEVELOPMENT

Wendy Sugimura

COUNTY CLERK-RECORDER

Scheereen Dedman

COUNTY COUNSEL

Stacey Simon, Esq.

ECONOMIC DEVELOPMENT

Jeff Simpson

EMERGENCY MEDICAL SERVICES

Chief Chris Mokracek

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Janet Dutcher

CPA, CGFM, MPA

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Nate Greenberg

PROBATION

Karin Humiston

PUBLIC HEALTH

Bryan Wheeler

PUBLIC WORKS

Paul Roten

SOCIAL SERVICES

Kathy Peterson

To: Mono County Board of Supervisors
From: Robert C. Lawton, County Administrative Officer
Date: July 19, 2022
Re: Office of Emergency Services Allocation List Amendment

Background

In November of 2021 the Board authorized creating two new positions on the Allocation List in the Office of Emergency Services. Staff now sees the need to change the title of the Emergency Operations Manager to the Director of Emergency Management.

Fiscal Impact

The recommended action's personnel costs would increase from a range of \$90,295-\$109,754 to a range of \$133,406-\$162,156, to be paid for by a combination of funds from the following sources: Homeland Security Grant funds; Emergency Management Performance Grant funds; American Rescue Plan Act funds; and County General Funds



R22-__

**A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS
AUTHORIZING THE COUNTY ADMINISTRATIVE OFFICER TO AMEND THE
COUNTY OF MONO LIST OF ALLOCATED POSITIONS TO REMOVE THE
ALLOCATION OF EMERGENCY SERVICES MANAGER AND ADD THE
ALLOCATION OF EMERGENCY SERVICES DIRECTOR IN THE OFFICE OF THE
COUNTY ADMINISTRATIVE OFFICER**

WHEREAS, the County of Mono maintains a list, of County job classifications, the pay ranges or rates for those job classifications, and the number of positions allocated by the Board of Supervisors for each of those job classifications on its List of Allocated Positions (or “Allocated List”); and

WHEREAS, the Allocation List identifies approved vacancies for recruitment and selection by Human Resources and implements collective bargaining agreements related to job classifications and pay rates; and

WHEREAS, the County seeks to provide public services in the most efficient and economical manner possible, which at times requires the modification of job classifications on the Allocation List; and

WHEREAS, it is currently necessary to amend the Allocation List as part of maintaining proper accountability for hiring employees to perform public services;

NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF MONO RESOLVES that:

The County Administrative Officer shall be authorized to amend the County of Mono List of Allocated Positions to reflect the following changes:

Remove one (1) Emergency Operations Manager position (At-Will Salary Range 12 \$90,295 - \$109,754) and replace it with one (1) Director of Emergency Management position (At-Will Salary Range 20 \$133,406 - \$162,156) in the County Administrative Office.

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PASSED, APPROVED and ADOPTED this 19th day of July, 2022, by the following vote, to wit:

AYES:
NOES:
ABSENT:
ABSTAIN:

Bob Gardner, Chair
Mono County Board of Supervisors

ATTEST:

APPROVED AS TO FORM:

Clerk of the Board

County Counsel



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

REGULAR AGENDA REQUEST

Print

MEETING DATE July 19, 2022

Departments: CAO

TIME REQUIRED 5 minutes

PERSONS APPEARING BEFORE THE BOARD Robert C. Lawton, CAO

SUBJECT Employment Agreement - Interim
Director of Emergency Management

AGENDA DESCRIPTION:

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

Proposed resolution approving a contract with Chris Mokracek as Interim Director of Emergency Management, and prescribing the compensation, appointment and conditions of said employment.

RECOMMENDED ACTION:

Announce Fiscal Impact. Approve Resolution R22-_____, approving an amendment to the employment contract with Chris Mokracek to temporarily appoint Mr. Mokracek as Interim Director of Emergency Management, and prescribe the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract amendment on behalf of the County.

FISCAL IMPACT:

Total cost of salary and benefits for FY 2022-23 is approximately \$176,990, of which \$140,077 is salary, and \$36,913 is benefits. This is included in the County Administrator's Recommended budget.

CONTACT NAME: John Craig, Assistant CAO

PHONE/EMAIL: 760-932-5414 / jcraig@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
<input type="checkbox"/> Staff Report
<input type="checkbox"/> Resolution
<input type="checkbox"/> Employment Agreement
<input type="checkbox"/> Current Employment Agreement

History

Time	Who	Approval
7/15/2022 4:06 PM	County Counsel	Yes
7/15/2022 2:22 PM	Finance	Yes
7/15/2022 4:07 PM	County Administrative Office	Yes



COUNTY ADMINISTRATIVE OFFICER
COUNTY OF MONO
 Robert C. Lawton
 PO Box 696
 Bridgeport, CA 93517-0696
 (760) 932-5410
rlawton@mono.ca.gov
www.mono.ca.gov

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 CPA, CGFM, MPA

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Nate Greenberg

PROBATION

Karin Humiston

PUBLIC HEALTH

Bryan Wheeler

PUBLIC WORKS

Paul Roten

SOCIAL SERVICES

Kathy Peterson

To: Board of Supervisors
 From: Robert C. Lawton, CAO
 Date: July 19, 2022
 Re: Employment Agreement with Chris Mokracek

Recommended Action

Adopt Resolution #R22-___, approving a contract with Chris Mokracek as Interim Director of Emergency Management, and prescribing the compensation, appointment, and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Discussion

With the creation of the new Office of Emergency Management under of CAO's office earlier this year, there is a need to fill the vacancy. Mr. Mokracek has been asked to serve in the position on an interim basis while the permanent position is advertised. Mr. Mokracek has extensive experience working in the County and we are excited about having him continue his work for the County as the Interim Director of Emergency Management position.



RESOLUTION NO. R22-

**A RESOLUTION OF THE MONO COUNTY
BOARD OF SUPERVISORS APPROVING AN AMENDMENT TO
THE EMPLOYMENT AGREEMENT WITH CHRISTOPHER MOKRACEK
AND PRESCRIBING THE COMPENSATION, APPOINTMENT,
AND CONDITIONS OF SAID EMPLOYMENT**

WHEREAS, the Mono County Board of Supervisors has the authority under Section 25300 of the Government Code to prescribe the compensation, appointment, and conditions of employment of County employees;

NOW, THEREFORE, BE IT RESOLVED by the Mono County Board of Supervisors, that the Employment Agreement of Christopher Mokrcek, adopted by Resolution R21-06 on January 5, 2021, is hereby amended as set forth in the Agreement and First Amendment to Employment Agreement of Christopher Mokrcek ("First Amendment"), a copy of which is attached hereto as an exhibit and incorporated herein by this reference as though fully set forth. The Chair of the Board of Supervisors shall execute said First Amendment on behalf of the County.

PASSED AND ADOPTED this 15th day of July, 2022, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

Clerk of the Board

Bob Gardner, Chair
Board of Supervisors

APPROVED AS TO FORM:

COUNTY COUNSEL

**AGREEMENT AND FIRST AMENDMENT TO
AGREEMENT REGARDING EMPLOYMENT
OF CHRISTOPHER MOKRACEK**

This Agreement and First Amendment is entered into by and between Christopher Mokracek and the County of Mono (collectively “the parties”) for the purpose of amending the Employment Agreement of Christopher Mokracek entered into on or about January 5, 2021 (“the Agreement”).

I. RECITALS

- A. The County currently employs Christopher Mokracek as its Emergency Medical Services Chief in accordance with the terms and conditions of the Agreement.
- B. The County now wishes to temporarily employ Mr. Mokracek as its Interim Director of Emergency Management pursuant to the terms and conditions set forth in this First Amendment. Mr. Mokracek is willing to accept such temporary appointment.

II. AGREEMENT

NOW, THEREFORE, the parties agree to amend the Agreement as follows:

- 1. The following is added to Section 2 of the Agreement:

“Notwithstanding anything to the contrary contained in this Agreement, commencing on July 15, 2022, and until otherwise directed by the Board of Supervisors or County Administrative Officer (CAO), Mr. Mokracek shall serve as Interim Director of Emergency Management for Mono County. In the event the Board or CAO notify Mr. Mokracek that he will no longer serve as Interim Director of Emergency Management, this First Amendment shall automatically terminate and Mr. Mokracek’s employment shall continue to be governed by the Agreement.”

- 2. The following is added to Section 3 of the Agreement:

“Notwithstanding anything to the contrary herein, during the period of Mr. Mokracek’s temporary appointment as Interim Director of Emergency Managements, his salary shall be Range 20, Step B, as set forth in the “Resolution Adopting and Implementing a Salary Matrix applicable to At-Will Employee and Elected Department Head Positions” (Resolution R21-45 adopted on June 15, 2021).”

- 3. All other provisions of the Agreement not hereby amended shall remain in full force and effect.

III. EXECUTION:

The parties hereby execute this Agreement and First Amendment as of July 15, 2022.

EMPLOYEE

MONO

THE COUNTY OF

Christopher Mokrcek

By: Bob Gardner, Chair
Board of Supervisors

APPROVED AS TO FORM:

County Counsel



R21-74

**A RESOLUTION OF THE MONO COUNTY
BOARD OF SUPERVISORS AUTHORIZING THE COUNTY ADMINISTRATIVE
OFFICER TO AMEND THE COUNTY OF MONO LIST OF ALLOCATED POSITIONS
TO ADD ONE (1) EMERGENCY OPERATIONS MANAGER AND ONE (1)
EMERGENCY OPERATIONS PLANNER**

WHEREAS, the County of Mono maintains a list of County job classifications, the pay ranges or rates for those job classifications, and the number of positions allocated by the Board of Supervisors for each of those job classifications on its List of Allocated Positions (or “Allocation List”); and

WHEREAS, the Allocation List identifies approved vacancies for recruitment and selection by Human Resources and implements collective bargaining agreements related to job classifications and pay rates; and

WHEREAS, the County seeks to provide public services in the most efficient and economical manner possible, which at times requires the modification of the job classifications on the Allocation List; and

WHEREAS, it is currently necessary to amend the Allocation List as part of maintaining proper accounting for hiring employees to perform public services.

NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF MONO RESOLVES that the County Administrative Officer is authorized to amend the County of Mono List of Allocated Positions to reflect the following changes:

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1 Add the allocation of one (1) full-time permanent, at-will, **Emergency Operations**
2 **Manager** (new total: one) (salary range \$90,295 - \$109,754 per annum), and one (1) full-time
3 permanent, at-will, **Emergency Operations Planner** (new total: one) (salary range \$78,000 -
4 \$94,809 per annum).

5 **PASSED, APPROVED and ADOPTED** this 2nd day of November, 2021, by the
6 following vote, to wit:

7 **AYES:** Supervisors Corless, Duggan, Gardner, and Peters.

8 **NOES:** Supervisor Kreitz

9 **ABSENT:** None.

10 **ABSTAIN:** None.

11 
12 Jennifer Kreitz (Nov 3, 2021 12:52 PDT)
13 Jennifer Kreitz, Chair
14 Mono County Board of Supervisors

15 **ATTEST:**

16 
17 Queenie Barnard (Nov 2, 2021 16:09 PDT)
18 Clerk of the Board

19 **APPROVED AS TO FORM:**

20 
21 Stacey Simon (Nov 2, 2021 17:34 PDT)
22 County Counsel
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**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE July 19, 2022

TIME REQUIRED

SUBJECT Closed Session - Labor Negotiations

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

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

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Bob Lawton, Stacey Simon, Janet Dutcher, John Craig, Patty Francisco, and Oliver Yee. 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 Correctional Deputy Sheriffs' Association. Unrepresented employees: All.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME:

PHONE/EMAIL: /

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

<p>Click to download</p> <p>No Attachments Available</p>
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History

Time

Who

Approval



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE July 19, 2022

TIME REQUIRED

SUBJECT Closed Session - Public Employee
Evaluation

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

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

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

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME:

PHONE/EMAIL: /

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

[Click to download](#)

No Attachments Available

History

Time

Who

Approval