



# AGENDA

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

Regular Meetings: The First, Second, and Third Tuesday of each month. Location of meeting is specified just below.

MEETING LOCATION Mammoth Lakes Suite Z, 437 Old Mammoth Rd, Suite Z, Mammoth Lakes, CA 93546

### Regular Meeting July 16, 2019

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#### TELECONFERENCE LOCATIONS:

1) First and Second Meetings of Each Month: Mammoth Lakes CAO Conference Room, 3rd Floor Sierra Center Mall, 452 Old Mammoth Road, Mammoth Lakes, California, 93546; 2) Third Meeting of Each Month: Mono County Courthouse, 278 Main, 2nd Floor Board Chambers, Bridgeport, CA 93517.

Board Members may participate from a teleconference location. Note: Members of the public may attend the open-session portion of the meeting from a teleconference location, and may address the board during any one of the opportunities provided on the agenda under Opportunity for the Public to Address the Board.

**NOTE:** In compliance with the Americans with Disabilities Act if you need special assistance to participate in this meeting, please contact Shannon Kendall, Clerk of the Board, at (760) 932-5533. Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting (See 42 USCS 12132, 28CFR 35.130).

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). 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 (Annex I - 74 North School Street, Bridgeport, CA 93517). **ON THE WEB:** You can view the upcoming agenda at <http://monocounty.ca.gov>. If you would like to receive an automatic copy of this agenda by email, please subscribe to the Board of Supervisors Agendas on our website at <http://monocounty.ca.gov/bos>.

***UNLESS OTHERWISE SPECIFIED BY TIME, ITEMS SCHEDULED FOR EITHER THE MORNING OR AFTERNOON SESSIONS WILL BE HEARD ACCORDING TO AVAILABLE TIME AND PRESENCE OF INTERESTED PERSONS. PUBLIC MAY COMMENT ON AGENDA ITEMS AT THE TIME THE ITEM IS HEARD.***

9:00 AM Call meeting to Order

Pledge of Allegiance

#### 1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

on items of public interest that are within the subject matter jurisdiction of the Board.  
(Speakers may be limited in speaking time dependent upon the press of business)

and number of persons wishing to address the Board.)

**2. RECOGNITIONS - NONE**

**3. COUNTY ADMINISTRATIVE OFFICE**

CAO Report regarding Board Assignments

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

**4. DEPARTMENT/COMMISSION REPORTS**

**5. CONSENT AGENDA**

(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item.)

**A. Board Minutes**

Departments: Clerk of the Board

Approval of minutes of the Regular Meeting held on July 2, 2019.

**Recommended Action:** Approve the minutes of the Regular Meeting held on June 2, 2019.

**Fiscal Impact:** None.

**B. Board Minutes**

Departments: Clerk of the Board

Approval of minutes of the Special Meeting held on July 8, 2019.

**Recommended Action:** Approve the minutes of the Special Meeting held on July 8, 2019.

**Fiscal Impact:** None.

**C. Resolution Authorizing the Acceptance of Mono County's Noncompetitive Allocation Award under the No Place Like Home (NPLH) Program**

Departments: Behavioral Health

Proposed resolution allows Mono County (or Mono County with another entity as Development Sponsor) to apply for its \$500,000 NPLH Noncompetitive Allocation no later than February 15, 2021.

**Recommended Action:** Adopt proposed resolution R19-\_\_\_, Authorizing the Acceptance of Mono County's Noncompetitive Allocation Award under the No Place Like Home Program. Submitting this resolution is one of the first steps in applying for No Place Like Home (NPLH) funding. Provide any desired direction to staff.

**Fiscal Impact:** No impact to general fund. Future fiscal impact is \$500,000 of additional resources, if the grant is received, towards Behavioral Health's goal to provide permanent supportive housing.

**D. Hackney Drive and South Landing Road Projects**

Departments: Public Works

The Hackney Drive Project will rehabilitate Hackney Drive, Shop Road and a portion of Mule Deer Road, and, as a bid alternate, the parking lot of the Senior Center and Thrift store on Mule Deer Road in Walker. The South Landing Drive Project will provide a new asphalt overlay, and crack mitigation on South Landing Road, South of US 395 in Crowley Lake, and as a bid alternate, the portion of South Landing road North of 395 extending to the Fish Camp. Approval of the bid documents at this meeting will allow advertising to take place and completion of the project during the 2019 construction season.

**Recommended Action:** Approve bid package, including the project manual and project plans, for the Hackney Drive and South Landing Road Projects. Authorize the Public Works Department to advertise an Invitation for Bids and issue the project for bid.

**Fiscal Impact:** Total project budget is approximately \$690,000, anticipated to be paid primarily with Senate Bill No. 1 (SB1). The bid alternate for additional repaving work in the Walker Senior Center parking lot is included in the 2019-2020 Recommended budget from the Capital Improvement Projects. Exact amounts will be based on actual bids received. The General Fund is obligated to pay an annual maintenance of effort of \$522,033 to the Road Fund as a condition of retaining a proportionate share of the SB 1 funding currently earmarked for this project.

**E. County Medical Services Program (CMSP) Health Systems Development Grant**

Departments: Health Department

Proposed contract with County Medical Services Program Governing Board pertaining to the Health Systems Development Grant Program.

**Recommended Action:** Approve County entry into proposed County Medical Services Program (CMSP) Health Systems Development Grant Program contract and authorize the Public Health Director to execute said contract on behalf of the County. Additionally, provide authorization for the Public Health Director to sign future amendments for the grant that shift funds between budget categories without changes to the grant allocation. Provide any desired direction to staff.

**Fiscal Impact:** There is no fiscal impact to the General Fund. Mono County Health Department will receive \$300,000 over the contract period of 6/1/19 to 4/30/22.

**F. Solid Waste Transfer Station Operations Agreement**

Departments: Public Works - Solid Waste Division

Approval of agreement with D&S Waste for services related to operation of County solid waste transfer stations.

**Recommended Action:** Approve County entry into proposed agreement with D&S Waste and authorize Interim County Administrative Officer to execute said transfer station operations agreement on behalf of the County.

**Fiscal Impact:** Approximately \$324,000 (plus any allowable CPI adjustments) per year through December 31, 2022, cost to the Solid Waste Enterprise Fund.

**G. Irrevocable Offer of Dedication to the Town of Mammoth Lakes for Thompsons Way**

Departments: Public Works

If approved and accepted by the Town of Mammoth Lakes, the northern portion of Thompsons Way (adjacent to the Mammoth Court parking lot) would become part of the Town's maintained road system.

**Recommended Action:** Approve and authorize County Administrator to execute an irrevocable offer of dedication for road and right-of-way purposes over APN 035-010-067 (Thompsons Way) to the Town of Mammoth Lakes substantially in the form shown in the attached document, with only those minor modification which may be made to the Exhibit and/or legal description in final survey/engineering review.

**Fiscal Impact:** The Town of Mammoth Lakes will receive partial gas tax funding for snow removal and maintenance when accepted into their road system. The Mono County/Town of Mammoth Lakes Property Use Agreement dated March 9, 2019 anticipates the sharing of some costs under future agreements.

**H. Revised Letter to FERC Settlement Parties Regarding Mill and Wilson Creeks**

Departments: County Counsel

Review and approval of letter from Board of Supervisors to Federal Energy Regulatory Commission (FERC) settlement parties regarding their proposed water management plans and decisions on Mill and Wilson Creeks.

**Recommended Action:** Approve and authorize Chair to sign letter to FERC settlement parties regarding proposed water management plans on Mill and Wilson Creeks.

**Fiscal Impact:** None.

**6. CORRESPONDENCE RECEIVED**

All items listed are located in the Office of the Clerk of the Board, and are available for review. Direction may be given to staff regarding, and/or the Board may discuss, any item of correspondence listed on the agenda.

**A. MLH Comments on CalHome Program Draft Guidelines**

Mammoth Lake Housing's (MLH) comments regarding the CalHome Program draft guidelines. The CalHome Program is a state program through the Department of Housing and Community Development (HCD) with the purpose of providing housing to low-income households.

**B. Liberty Utilities Public Participation Hearings for Request to Increase Rates**

Notice of public participation hearings for Liberty Utilities (Calpeco Electric) LLC's request to increase rates for its 2019-2021 General Rate Case Application (A.18-12-001).

**7. REGULAR AGENDA - MORNING**

**A. Cannabis Operation Permit 19-003 - Tioga Green**

Departments: Community Development  
15 minutes

(Bentley Regehr) - Consider and potentially approve Cannabis Operation Permit 19-003 (Tioga Green), a retail cannabis operation located at 51005 Highway 395, Lee Vining, APN 021-080-022.

**Recommended Action:** 1. Find that the project qualifies as a Categorical Exemption under CEQA guidelines section 15303 and direct staff to file a Notice of Exemption. 2. Make the findings contained in the staff report and approve Cannabis Operation Permit 19-003 (subject to conditions) as recommended, or with desired modifications.

**Fiscal Impact:** The proposed project will generate an incremental increase in cannabis taxes.

**B. 2019-2020 Budget Hearing**

Departments: Finance  
PUBLIC HEARING: 9:30 AM (30 minutes)

(Janet Dutcher) - Public hearing and adoption of the 2019-2020 County of Mono Recommended Budget, as presented or amended. The Mono County Recommended Budget for fiscal year 2019-2020 is available on the Mono County Website: <https://www.monocounty.ca.gov/auditor/page/2019-2020-recommended-budget-portal>. The document may also be accessed on the Mono County website home page by clicking the "2019-2020 Recommended Budget Portal" link under "Spotlight."

**Recommended Action:** 1. Conduct public budget hearing. 2. Adopt resolution R19-\_\_\_\_, A Resolution of the Mono County Board of Supervisors Adopting the Final Mono County Budget for Fiscal Year 2019-2020, as presented or amended.

**Fiscal Impact:** The Recommended budget includes \$129,801,874 in expenditures, \$101,554,592 in revenues, and relies on \$28,247,312 in carryover balance. The General Fund component includes \$40,287,430 in expenditures, \$37,287,430 in revenues, and relies on \$3,000,000 in carryover fund balance.

**C. Cannabis Operation Permit 18-003 - BASK Ventures, Inc.**

Departments: Community Development - Planning

20 minutes

(Kelly Karl) - Consider approval of Cannabis Operation Permit 18-003 (BASK Ventures, Inc.), an adult-use commercial cannabis cultivation operation located at 474 Industrial Circle, APN 037-260-004. The property will contain one 21,858-square foot indoor facility designed for 18,067 square feet of warehouse space for cannabis cultivation, 10,000 square feet of which will consist of flowering canopy and the remaining 8,067 square feet will consist of vegetative, drying, processing/trimming, and storage/vault rooms, and an additional 3,791 square feet will be provided for general office use.

**Recommended Action:** Find that the project qualifies as a CEQA Exemption pursuant to CEQA Guideline 15183 and file a Notice of Exemption. Make the findings contained in the staff report and approve Cannabis Operation Permit 18-003 subject to the conditions as recommended or with desired modifications.

**Fiscal Impact:** The proposed project will generate an incremental increase in cannabis taxes.

**D. Employment Contract for Deputy District Attorney**

Departments: Human Resources

5 Minutes

(Dave Butters) - Proposed resolution approving a contract with Todd Graham as Deputy District Attorney III, and prescribing the compensation, appointment and conditions of said employment.

**Recommended Action:** Announce Fiscal Impact. Approve Resolution #R19-\_\_\_, Approving a contract with Todd Graham as Deputy District Attorney III, and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

**Fiscal Impact:** Fiscal Impact: This position is funded out of the general fund. The cost for this position for the remainder of FY 2018-2019 (April 24 to June 30th) is approximately \$36,601 of which \$21,538 is salary, and \$15,063 is the cost of the benefits and is included in the approved budget. Total cost for a full fiscal year (2019-2020) would be \$199,644 of which \$117,480 is annual salary, and \$82,164 is the cost of the benefits, and is included in the 2019-2020 Recommended Budget.

**E. Establishing 2-1-1 Service in Mono County**

Departments: Information Technology / Sheriff

30 minutes (15 minute presentation; 15 minute discussion)

(Nate Greenberg) - This item would authorize staff to move forward in conjunction with the California Public Utilities Commission to engage 2-1-1 Ventura County in order to deliver 2-1-1 services in Mono County.

**Recommended Action:** Approve and sign a letter of endorsement to 2-1-1 Ventura County indicating Mono County's interest in establishing a 2-1-1 system.

**Fiscal Impact:** There is no cost to the County for the first three years of Disaster Only 2-1-1. Should the County be interested in continuing this service the cost to do so in years four and five would be \$5,000 each. Should the County be interested in scaling up to a full fledged 2-1-1 system a more exact quote would be needed, though the cost is expected to be approximately \$7,500 per year.

**F. MOU between Marine Corp and Mono County Related to Social Services**

Departments: Social Services

15 minutes (5 minute presentation, 10 minute discussion)

(Michelle Raust, Social Services; Marine Corps Representatives) - Memorandum of Understanding between the Marine Corps Mountain Warfare Training Center and County of Mono, Social Services, describing the terms and conditions that the parties agree to comply with in order to receive, maintain, and collaborate on mutually supportive services to protect endangered children, and preserve, and strengthen families.

**Recommended Action:** Authorize David Wilbrecht, Interim CAO, to execute the MOU on behalf of the County of Mono.

**Fiscal Impact:** There is no fiscal impact related to the signing of this MOU.

**8. 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.)

**9. CLOSED SESSION**

**A. Closed Session - Human Resources**

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Stacey Simon, Dave Wilbrecht, Dave Butters, Janet Dutcher, and Anne Larsen. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39 - majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO), and Mono County Sheriff Department's Management Association (SO Mgmt). Unrepresented

employees: All.

**B. Closed Session - Public Employment**

PUBLIC EMPLOYMENT. Government Code section 54957. Title: County Administrative Officer (CAO).

**C. Closed Session - Existing Litigation**

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: *The People of the State of California and County of Mono, et al. v. Los Angeles Department of Water and Power, et al.*, Mono County Sup. Ct. No. 10088.

**D. Closed Session - Exposure to Litigation**

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code section 54956.9. Number of potential cases: one.

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

**10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**

on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.)

**11. REGULAR AGENDA - AFTERNOON**

**A. Civic Center Update**

Departments: Public Works  
20 minutes

(Tony Dublino, Director of Public Works) - Update by Tony Dublino on the County's Civic Center project at 96 Thompsons Way in Mammoth Lakes.

**Recommended Action:** None. Informational only.

**Fiscal Impact:** None. Informational only.

**12. BOARD MEMBER REPORTS**

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

**ADJOURN**