



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 October 15, 2019

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

A. Employee Service Award Ceremony

Departments: CAO

30 minutes

(Steve Barwick, CAO) - Presentation by the Board of Supervisors, Steve Barwick, and Managers to Mono County employees, celebrating years of service to the County.

Recommended Action: Present awards, gratitude and congratulations to employees who have earned awards for years of service and dedication to the County.

Fiscal Impact: The cost of the awards is included in the CAO budget.

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. Mono Arts Council - California Arts Council's State-Local Partnership Program

Departments: Board of Supervisors

The State-Local Partnership Program (SLPP) provides general operating support and technical assistance for county-designated local arts agencies. The purpose of the SLPP is to foster cultural development on the local level through a partnership between the State and the counties of California.

Recommended Action: Approve resolution R19-____, Designating Mono Arts Council as the local partner for the California Arts Council's State-Local Partnership Program (SLPP) and supporting Mono Council for the Art's Council's 2020-2022 grant application.

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. Letter from Twin Lakes Resort

Departments: Clerk of the Board

Correspondence received from Twin Lakes Resort regarding flavored tobacco sales in Mono County.

B. Resolutions from MCOE and MUSD

Departments: Clerk of the Board

Resolutions received from the Mono County Office of Education and the Mammoth Unified School District regarding the sale of flavored tobacco.

C. Letter from R. Scot and Katherine Buell

Departments: Clerk of the Board

Letter received from R. Scot and Katherine Buell regarding power poles in the Antelope Valley.

7. REGULAR AGENDA - MORNING

A. PSPS Action Items Workshop

Departments: Information Technology / Sheriff

30 minutes

(Nate Greenberg, Ingrid Braun) - This item will be a workshop in which staff works collaboratively with the Board of Supervisors and public to develop and prioritize a list of tasks related to work being done by the County to address the impacts of Public Safety Power Shutoffs.

Recommended Action: Provide staff direction.

Fiscal Impact: None at this time.

B. Workshop on Mono County Code Chapter 7.92 Pertaining to the County's Smoking and Tobacco Policy

Departments: Public Health

1 hour

(Sandra Pearce) - Workshop on Mono County Code Chapter 7.92 Pertaining to the County's Smoking and Tobacco Policy

Recommended Action: 1. Receive presentation by staff on efforts to collaborate with the Town of Mammoth Lakes to develop consistent policies between the unincorporated and incorporated areas of Mono County and to work with retailers toward the ultimate goal of banning all flavored tobacco products as directed by the Board on July 10, 2018. 2. Following presentation, direct staff to proceed with one

of the following: a. Make no changes to the current ordinance. Mono County Code (MCC) Chapter 7.92.070 (E) shall sunset and menthol cigarettes and flavored cigars, little cigars, cigarillos, snuff and chewing tobacco will be banned. Retailers will no longer be able to order any new flavored tobacco products effective 11/1/19 but could sell the remainder of their inventory; b. Extend the sunset clause in MCC Chapter 7.92.070(E) to a date determined by the Board; retailers will be able to continue purchasing and selling menthol cigarettes and flavored cigars, little cigars, cigarillos, snuff and chewing tobacco until the new sunset date; c. Remove the sunset provision entirely and retailers can continue purchasing and selling menthol cigarettes and flavored cigars, little cigars, cigarillos, snuff and chewing tobacco indefinitely; and, d. Provide any desired direction to staff.

Fiscal Impact: There is no impact to the Mono County General Fund.

C. Proposed Senate Bill 2 Application for Funds Targeted at Increased Housing Production

Departments: Community Development

30 minutes

(Bentley Regehr) - Presentation by Bentley Regehr regarding Senate Bill 2, the Building Homes and Jobs Act, planning grant application.

Recommended Action: 1. Provide direction to staff on the proposed application for SB-2 funds. 2. Modify as desired and approve the proposed SB-2 application to fund a) prescriptive designs for accessory dwelling units and b) an update to the County's greenhouse gas emissions data and creation of a CEQA streamlining checklist.

Fiscal Impact: SB-2 funds \$160,000 of eligible housing programs that otherwise would have been funded by the General Fund.

D. Housing Mitigation Ordinance (HMO) Workshop

Departments: Community Development / Finance

1 hour

(Wendy Sugimura, Megan Mahaffey) - Presentation regarding updating the Housing Mitigation Ordinance.

Recommended Action: 1. Provide direction on the desired mitigation measures and direct staff to bring back a Housing Mitigation Ordinance (HMO) for adoption consideration with the supporting nexus and fee studies; or 2. Direct staff to rescind the Housing Mitigation Ordinance (HMO). 3. Provide any other direction to staff.

Fiscal Impact: None at this time except for staff time. A new HMO would provide revenue for housing program implementation.

E. Contribution to Mammoth Lakes Basin Fuels Reduction Project

Departments: Board of Supervisors

10 minutes

(Dave Easterby and Betty Hylton, Mammoth Lakes Fire Safe Council) - Proposed payment of \$30,425 to the Mammoth Lakes Fire Safe Council in support of the Lakes Basin Fuel Reduction Project.

Recommended Action: Approve County payment of \$30,425 to the Mammoth Lakes Fire Safe Council in support of the Lakes Basin Fuel Reduction Project and direct staff to take necessary steps to finalize payment agreement, and return to the Board for necessary approvals, for the appropriation and transfer of said funds.

Fiscal Impact: The requested contribution is \$30,425.

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): Steve Barwick, Stacey Simon, 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 - Existing Litigation

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: County of Mono v. Amerisourcebergen Drug Corp. Cardinal Health, McKesson Corporation, Purdue Pharma L.P., Purdue Pharma, Inc, The Purdue Frederick Co., Inc. et al., U.S. Dist. Court for Eastern California, Case No. 2:18-cv-00149-MCE-KJN.

C. Closed Session - Public Employment

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

D. Closed Session - Public Employment

PUBLIC EMPLOYEE DISCIPLINE, DISMISSAL, RELEASE. Government Code

section 54957.

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.
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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.

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