



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: Board Chambers, 2nd Fl., County Courthouse, 278 Main St., Bridgeport, CA 93517

Regular Meeting April 4, 2023

TELECONFERENCE INFORMATION

This meeting will be held in person at the location listed above. Additionally, a teleconference location will be available where the public and members of the Board may participate by electronic means.

1. Mammoth Teleconference Location – for meetings held on the first and second Tuesday of each month - Mono Lake Room of the Mono County Civic Center, First Floor, 1290 Tavern Road, Mammoth Lakes, CA. 93546;
2. Bridgeport Teleconference Location – for meetings held on the third Tuesday of each Month - 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.

To join the meeting by computer:

Visit <https://monocounty.zoom.us/j/88595789548> or visit <https://www.zoom.us/>, click on "Join A Meeting" and enter the Zoom Webinar ID 885 9578 9548.

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 885 9578 9548. To provide public comment, press *9 to raise your hand and *6 to mute/unmute.

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: https://monocounty.granicus.com/MediaPlayer.php?publish_id=e7d204c7-e668-44f4-be12-b19e6bd13e27

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

A. Proclamation Designating the Month of April 2023 as Child Abuse Prevention Month

Departments: Clerk of the Board

10 minutes

(Kevin Lian, Mono County Child Care Council Program Coordinator) -
Proclamation designating April 2023 as Child Abuse Prevention Month.

Recommended Action: Approve the Proclamation designating April 2023 as Child Abuse Prevention Month.

Fiscal Impact: 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. Monthly Treasury Transaction Report

Departments: Finance

Treasury Transaction Report for the month ending 2/28/2023.

Recommended Action: Approve the Treasury Transaction Report for the month ending 2/28/2023.

Fiscal Impact: None.

B. Mono County Economic Development, Tourism, and Film Commission Reappointments

Departments: Economic Development

Reappoint Erinn Wells and Steve Morrison to four-year terms on the Mono County Economic Development, Tourism, and Film Commission.

Recommended Action: Reappoint Erinn Wells and Steve Morrison to the Mono County Economic Development, Tourism, and Film Commission for 4-year terms beginning April 30, 2023 and ending April 30, 2027.

Fiscal Impact: None.

C. Correction of Term Expiration Date for Jacinda Croissant's Reappointment to the Mono County Child Care Council

Departments: Clerk of the Board

On February 21, 2022, the Board of Supervisors approved the reappointment of Jacinda Croissant for a two-year term to the Mono County Child Care Council. Unfortunately, the recommended action contained a typo, with the term expiring February 21, 2024, instead of two years from the date of approval, February 21, 2025. This item seeks to correct the term expiration date for this reappointment.

Recommended Action: Reappoint Jacinda Croissant to the Mono County Child Care Council, for a two-year term expiring February 21, 2025.

Fiscal Impact: None.

6. CORRESPONDENCE RECEIVED

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

A. Letter of Support for the Mono Lake Kutzadika'a Tribe Funding Request

Letter of support from the Mono County Board of Supervisors regarding the Mono Lake Kutzadika'a Tribe is seeking funding to purchase a private parcel of 160 acres located ten miles east of Yosemite National Park and five miles west of Mono Lake, California, and bring the parcel back to tribal ownership to manage the buildings and scenic landscape for multiple uses, executed by Chair Duggan.

B. Letter of Support for Mono County Ambulance Replacement

Letter of Support for Mono County Ambulance Replacement on behalf of the Mono County Board of Supervisors to Congressman Kiley, executed by Chair Duggan.

C. Letters Seeking Assistance in Securing Federal Funding for Projects in Mono County

Letters to Senator Padilla, Senator Feinstein and Congressman Kiley requesting federal funding in FY2024 to replace Mono County's Medic 7 Paramedic Station in Bridgeport, executed by Chair Duggan. The letters are consistent with the Board's adopted legislative platform.

D. Letter of Support for G.C. Forest Products' Grant Application

Letter of support for G.C. Forest Products' Application to FY 2022-2023 Business and Workforce Development Grant Program executed by Chair Duggan on behalf of the Mono County Board of Supervisors Supervisors consistent with the County's legislative platform and policies.

7. REGULAR AGENDA - MORNING

A. PUBLIC HEARING: Appeal of the Planning Commission's Approval of an Accessory Structure Over 20' in Height

Departments: Community Development

PUBLIC HEARING: 9:00 AM (10 minutes)

(Wendy Sugimura, Community Development Director) - Appeal of the Planning Commission's approval of Use Permit 23-001/Sherer for a garage over 20' and less than 35' in height at 1273 Swall Meadows Road, APN 064-140-014-000. The appeal was schedule to comply with General Plan timeframes; the appellant has requested the hearing be continued to May 2, 2023.

Recommended Action: 1. The appellant has requested the appeal hearing be continued to May 2, 2023. The Board may defer the staff report to the May 2 meeting, open the public hearing and take any public comment, and then continue the hearing to May 2 at 9:30 am. OR 2. Hold a public hearing, consider the appeal, and take one of the following actions: (1) adopt resolution denying the appeal and affirming the Planning Commission's approval of Use Permit 23-001/Sherer for an accessory structure over 20' in height; (2) grant the appeal in part and deny the appeal in part, thereby affirming a portion of the Planning Commission's action and reversing a portion, as specified; or (3) grant the appeal, thereby reversing the Planning Commission's approval of Use Permit 23-001/Sherer. If the Board's intention is to grant the appeal in whole or in part, staff recommends that the Board move to tentatively grant the appeal and direct staff to return with written findings within 30 days.

Fiscal Impact: The cost of Community Development staff to work on the appeal

is paid by the appellant. Minor costs to other departments are covered by their regular budgets.

B. Winter Storm Update

Departments: Emergency Management

45 minutes

(Chris Mokracek, Director of Emergency Management) - Presentation by Chris Mokracek providing an update on the impacts of and response to the winter storms impacting Mono County in 2023.

Recommended Action: None, informational only. Provide any desired direction to staff.

Fiscal Impact: None.

C. Ordinance Amending Mono County Code Section 2.60.090 - Office of Emergency Services

Departments: CAO

10 minutes

(Mary Booher, Acting County Administrative Officer) - Proposed ordinance amending existing section 2.06.090 of the Mono County Code to memorialize the establishment of the Office of Emergency Services within the Office of the County Administrator and designate the County Administrative Officer, or his or her designee, as the Director of Emergency Services, thereby replacing the Mono County Sheriff as the Director of Emergency Services and the Sheriff's Department as the Office of Emergency Services.

Recommended Action: Introduce, read title, and waive further reading of proposed ordinance. Provide any desired direction to staff.

Fiscal Impact: None.

D. Consolidation of Public Health and Social Services Departments

Departments: CAO

30 minutes

(Mary Booher, Acting County Administrative Officer) - Presentation by Mary Booher regarding consolidation of Public Health and Social Services.

Recommended Action: The Board (1) receive a report from staff regarding possible consolidation of Public Health and Social Services into a consolidated agency; (2) direct staff to establish positions for the consolidated agency Director and consolidated agency lead fiscal position; (3) direct staff to develop the recommended organizational structure for the Consolidated agency; and (4) direct County Counsel to make the necessary ordinance changes to effectuate the creation of a consolidated agency.

Fiscal Impact: None.

E. Employment Agreement - Interim County Administrative Officer

Departments: County Counsel

5 minutes

(Stacey Simon, County Counsel) - Proposed resolution approving a contract with Mary Booher as Interim County Administrative Officer, and prescribing the compensation, appointment and conditions of said employment.

Recommended Action: Announce Fiscal Impact. Approve Resolution approving a contract with Mary Booher as Interim County Administrative Officer, and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Fiscal Impact: The estimated cost of this retired annuitant contract for the remainder of the fiscal year is \$78,030, of which \$76,016 is salary and \$2,014 is payroll taxes. The total cost for an entire fiscal year is approximately \$100,012, of which \$97,430 is salary and \$2,582 is payroll taxes. There is enough budget savings in the County Administration FY 2022/23 budget to cover the cost of this contract.

F. Employment Agreement - Assistant Director of Finance - Auditor/Controller

Departments: Finance

5 minutes

(Janet Dutcher, Director of Finance) - Proposed resolution approving a contract with Kim Bunn as Assistant Director of Finance - Auditor/Controller, and prescribing the compensation, appointment, and conditions of said employment.

Recommended Action: Announce Fiscal Impact. Approve Resolution, approving a contract with Kim Bunn as Assistant Director of Finance - Auditor-Controller, 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: Estimated cost of this position for the remainder of the fiscal year is \$39,228, of which \$28,482 is salary and \$10,746 is benefits. The full cost of salary and benefits for an entire fiscal year is approximately \$169,990, of which \$123,424 is salary and \$46,566 is benefits. This is included in the Finance FY 2022/23 budget.

G. Board Ad Hoc Committees

Departments: CAO

10 minutes

(Mary Booher, Acting County Administrative Officer) - Establishment of Board ad hoc committees on the following topics: (1) evaluation of potential locations for county-supported housing development ("Housing Ad Hoc Committee"); (2) negotiation of a tax-sharing agreement related to an annexation of property by the Mammoth Community Water District ("Tax Sharing Ad Hoc Committee"); and (3) negotiation of an Educational Revenue Augmentation Fund (ERAF) calculation adjustment with the Long Valley Fire Protection District (LVFPD) ("ERAF Committee").

Recommended Action: Establish Housing Ad Hoc Committee, Tax Sharing Ad Hoc Committee and ERAF Ad Hoc Committee and appoint two members of the Board of Supervisors to each committee.

Fiscal Impact: None.

H. Contract with Municipal Resource Group, LLC

Departments: CAO

10 minutes

(Mary Booher, Acting County Administrative Officer) - Proposed contract with Municipal Resource Group, LLC (MRG) pertaining to the provision of consulting support and project services. This contract supersedes and replaces two prior agreements between the County and MRG.

Recommended Action: Approve, and authorize the County Administrative Officer to sign, contract with Municipal Resource Group, LLC for consulting support and project services for the period February 1, 2023, through December 31, 2023 and a not-to-exceed amount of \$210,000.

Fiscal Impact: Up to \$210,000, over this and the next fiscal years

I. County Contribution to the National Center for Public Lands Counties

Departments: CAO

15 minutes

(Mary Booher, Acting County Administrative Officer) - Presentation by Mary Booher regarding the National Center for Public Lands Counties which was recently established by the National Association of Counties (NACo), Western Interstate Region (WIR) for the purpose of pursuing programs of interest to counties with significant areas of public land.

Recommended Action: Board approve a contribution of \$55,887 to the National Center for Public Lands Counties, using Local Assistance and Tribal Consistency Funds and direct staff to include appropriations in the final budget adjustments for the FY 2022-23 budget. Provide any additional direction to staff.

Fiscal Impact: Approval of this action would result in the use of \$55,887 of the General Fund. There are potential positive long-term benefits to the General Fund from the County's participation in NACo's National Center for Public Lands

Counties.

8. CLOSED SESSION

A. Closed Session - Labor Negotiations

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Mary Booher, Stacey Simon, Janet Dutcher, Jack Conry, 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 - 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 Corporation; Cardinal Health, Inc.; McKesson Corporation; Purdue Pharma L.P.; Purdue Pharma, Inc., et al., United States District Court, Eastern District of California, Case No. 2:18-cv-01149-MCE-KJN

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: *SCE v. State Board of Equalization* (Orange County Superior Court Case Nos.: 30-2022-01258057-CU-MC-CJC and 30-2022-01258109-CU-MC-CJC).

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.

E. Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: County Administrative Officer recruitment.

F. Closed Session - Public Employee Evaluation

PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Government Code section 54957. Title: (1) Interim Assistant County Administrative Officer; (2) County Counsel.

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.

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