



# 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 July 9, 2024

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#### TRIBAL LAND ACKNOWLEDGMENT

*In respect to the Indigenous People and Tribal Elders, past, and present, the Bridgeport Indian Colony, Mono Lake Kutzadika Tribe, and Utu Utu Gwaitu Tribe are the indigenous People who live within this, their ancestral homeland from time immemorial to the present and have been the caretakers of these lands, waters, and all natural resources for the benefit of the environment and of all living things. We who live in Mono County offer this land acknowledgment with a spirit of mutual respect and collaboration.*

#### 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. Teleconference Location Supervisor Gardner - 3075 Carlsbad Blvd, Unit 316, Carlsbad, CA, 92008;
4. 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/86184622677> or visit <https://www.zoom.us/>, click on "Join A Meeting" and enter the Zoom Webinar ID 861 8462 2677.

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 861 8462 2677.

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=714fe04d-98f2-4e11-b476-233e3caea796](https://monocounty.granicus.com/MediaPlayer.php?publish_id=714fe04d-98f2-4e11-b476-233e3caea796)

**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. Wastewater Surveillance Memorandum of Understanding (MOU) with Mammoth Community Water District**

Departments: Health and Human Services (HHS)

Approval of Agreement and First Amendment to MOU between County and Mammoth Community Water District regarding Wastewater Sampling and Analysis.

**Recommended Action:** Approve Agreement and First Amendment to MOU between County and Mammoth Community Water District regarding Wastewater Sampling and Analysis for new term January 20, 2023, to June 30, 2026, and authorize Board Chair to sign.

**Fiscal Impact:** None. This is a no-cost MOU between the parties.

**B. Training Funds Request for Supervisor-Elect McFarland**

Departments: Clerk of the Board

Under State law and the County Code, upon request of a Supervisor-Elect, county general fund moneys may be used prior to the assumption of office by that Supervisor-elect, for training and orientation including the payment of course fees, travel and per diem expenses, course materials, and consultant fees.

**Recommended Action:** Approve request for training funds, not to exceed \$2,500, for Supervisor-Elect McFarland to attend relevant professional training and orientation including the payment of course fees, travel and per diem expenses, course materials, and consultant fees between November 17, 2024 and January 6, 2025.

**Fiscal Impact:** Not to exceed \$2,500, which is included in the Board of Supervisors travel, conferences and training budget for FY 2024-2025.

**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: General Plan Amendment 24-02 - North County Water Transaction Criteria Policies**

Departments: Community Development - Planning Division

PUBLIC HEARING: 9:00 AM (20 minutes)

(Wendy Sugimura, Community Development Director) - Consider policies to be added to the Mono County General Plan Conservation/Open Space Element that identify criteria for water transactions with less-than-significant environmental impacts that redirect water from current uses in the Antelope and Bridgeport valleys to Walker Lake to raise the water level. California Environmental Quality Act (CEQA) exemptions §15307 and §15308 are proposed.

**Recommended Action:** 1. Conduct a public hearing on GPA 24-02 and receive any additional public comments; 2. Deliberate the project and additional public comments and make any desired modifications; 3. Approve Resolution, finding the project exempt from CEQA under §15307 and §15308 and adopting GPA 24-02. Direct staff to file a notice of exemption and provide any additional direction to staff.

**Fiscal Impact:** No fiscal impact expected other than staff time to administer and implement the policies.

**B. Air Service Presentation**

Departments: Economic Development

20 minutes

(John Urdi, Executive Director, Mammoth Lakes Tourism) - Presentation by John Urdi, Executive Director of Mammoth Lakes Tourism, regarding regional air service.

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

**Fiscal Impact:** None at this time. Policy request included in the requested FY 2024-25 budget.

**C. Fish and Game Fine Fund Expenditure**

Departments: Economic Development

15 minutes

(Liz Grans, Interim Economic Development Director) - Staff received two applications for the Mono County Fish and Game Fine Fund Local Program Funding. Clean Up the Lake has requested \$21,475 to complete underwater clean-up efforts at Convict Lake and perform pilot research (four dives over two days to assess litter) at Virginia Lakes. Wildcare Eastern Sierra has requested \$5,000 to support operating costs for wildlife rehabilitation.

**Recommended Action:** The Board considers and approves two funding requests in the amount of \$21,475 for Clean Up the Lake and \$5,000 for Wildcare Eastern Sierra.

**Fiscal Impact:** Mono County receives roughly \$7,500. on an annual basis from the California Department of Fish and Wildlife. Currently \$44,139 is available for the 2024-25 fiscal year. If approved, the \$26,475 expenditure would bring the remaining available balance in this account to \$17,664.

**D. Election Update**

Departments: Elections

10 minutes

(Queenie Barnard, Clerk-Recorder-Registrar) - Update on the November 5, 2024, General Election.

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

**Fiscal Impact:** None.

**E. Proposal to Increase the Transient Occupancy Tax Rate**

Departments: County Counsel; CAO

30 minutes

(Emily Fox, Assistant County Counsel) - Presentation by ECM Research and Props and Measures regarding a proposal to submit an increase in the Transient Occupancy Tax rate for unincorporated Mono County to the voters in November.

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

**F. Project 9646-4 Site Preparation in Support of the Bridgeport Jail Project.**

Departments: Public Works

5 minutes

(Paul Roten, Public Works Director) - Public Works recently opened bids for the site preparation project, in support of the New Jail Project. One bid was received, which was much higher than the estimated cost. The County must decide whether to award the contract to the apparent low bidder Olcesse Construction Co. of Carson City NV, or to reject all bids and re-bid the project.

**Recommended Action:** Reject all bids received and direct the Public Works department to re-bid work as necessary.

**Fiscal Impact:** If the Board decides to award the project to the apparent low bidder, the project will cost \$1,666,850. Available in the budget of the Criminal Justice Facility Capital Projects Fund is \$319,104. The project has local fund reserves of \$813,779. Utilizing these funds eliminates the fund balance contingency and expenditure cushion established early on in the project. The remaining amount will need to be paid from the General fund. It is uncertain how much funding is available in the General Fund given current estimates of the 2024-25 budget deficit. Other sources of funding include the County's economic stabilization reserves or defunding other funded projects. If the Board decides to reject all bids and rebid the project, a new estimate will be prepared.

**G. Mono County Public Works Standards**

Departments: Public Works

5 minutes

(Paul Roten, Public Works Director) - Proposed resolution, Adopting the Mono County Department of Public Works Standards Dated March 18, 2024 to Supersede the Department of Public Works – County Of Mono Road Improvement Standards September 1981.

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

**Fiscal Impact:** None.

**H. Agreement and First Amendment to the Employment Agreement of Anne L. Frievalt as Temporary, Non-Benefitted, Staff Attorney for Mono County**

Departments: County Counsel

5 minutes

(Christopher Beck, County Counsel) - Proposed resolution approving an Agreement and First Amendment to the Employment Agreement of Anne L. Frievalt as Temporary, Non-Benefitted, Staff Attorney for Mono County.

**Recommended Action:** Announce Fiscal Impact. Approve Resolution, approving an Agreement and First Amendment to the Employment Agreement of Anne L. Frievalt as Temporary, Non-Benefitted, Staff Attorney for Mono County. Authorize the Board Chair to execute said contract on behalf of the County.

**Fiscal Impact:** The total cost of salary and benefits approximately \$91,341, of which \$80,491 is salary and \$10,850 is benefits. This is included in the Department's FY 2024-25 preliminary budget.

**I. Terms and Conditions of Employment for Jack Loera as District Attorney Investigator**

Departments: District Attorney

5 minutes

(David Anderson, District Attorney) - Proposed resolution approving a contract with Jack Loera as District Attorney Investigator, and prescribing the compensation, appointment, and conditions of said employment.

**Recommended Action:** Announce Fiscal Impact. Approve Resolution, approving a contract with Jack Loera as District Attorney Investigator, 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 fiscal impact for this position for the fiscal year is \$201,101 of which \$125,040 is salary and \$76,061 is benefits. This is included in the Department's 2024/2025 Requested Budget.

**8. CLOSED SESSION**

**A. Closed Session - Labor Negotiations**

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Sandra Moberly, Oliver Yee, Christopher Beck, Janet Dutcher, and Christine Bouchard. 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.  
Subdivision (a) of Government Code section 54956.9. Name of case: Workers' Compensation Claim of Ricci Reigle.

**C. Closed Session - Existing Litigation**

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

**D. 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**