



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

### Regular Meeting February 12, 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 the Board Minutes for the regular meeting on January 22, 2019.

**Recommended Action:** Approve the Board Minutes for the regular meeting on January 22, 2019.

**Fiscal Impact:** None.

**B. Public Health Department Staff Allocation**

Departments: Public Health

Proposed resolution authorizing the County Administrative Officer to amend the County of Mono list of allocated positions for the Department of Public Health.

**Recommended Action:** Approve the proposed resolution R19-\_\_\_, Authorizing the County Administrative Officer to amend the County of Mono list of allocated positions for the Department of Public Health to remove one WIC Nutrition Assistant Health Program Coordinator (WNA HPC), remove one FTS IV, and add two FTS IV WIC Nutrition Assistant (FTS IV WNA) positions.

**Fiscal Impact:** There is no fiscal impact to the County General Fund. Funding for these changes comes from WIC and Public Health 1991 Realignment.

**C. Inmate Welfare Fund Annual Report, Fiscal Year 2017-2018**

Departments: Sheriff/Coroner

California Penal Code Section 4025 (e) states: The money and property deposited in the inmate welfare fund shall be expended by the sheriff primarily for the benefit, education, and welfare of the inmates confined within the jail. An itemized report of these expenditures shall be submitted annually to the Board of Supervisors.

**Recommended Action:** Receive the Inmate Welfare Fund Annual Report for Fiscal Year 2017-2018.

**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. California Board of Forestry and Fire Protection Notice of Preparation**

This Notice of Preparation of an Environmental Impact Report (EIR) is from the California Board of Forestry and Fire Protection for the California Vegetation Treatment Program Draft Environmental Impact Report. The public comment period is January 30, 2019 to March 1, 2019.

**B. Mono Lake Committee (MLC) Response to the Los Angeles Department of Water and Power Temporary Urgency Change Petition**

A letter from MLC in response to the January 22 Temporary Urgency Change Petition from the Los Angeles Department of Water and Power.

**7. REGULAR AGENDA - MORNING**

**A. PUBLIC HEARING: General Plan Amendment 19-01**

Departments: Wendy Sugimura

9:30 AM (1.5 hours)

(Wendy Sugimura, Bentley Regehr) - General Plan Amendment 19-01 A & B: A) Multi-Family Land Use Designation: modifications to reduce minimum lot sizes for certain types of developments (e.g., condominium uses) and add language permitting historically allowed transient rental uses with no new construction, and B) Short-term rental regulations: eliminate Type II (non-owner occupied rentals) and modify area plan policies to reflect community-specific permitting which would result in Type III (non-owner occupied rentals, with valid use and activity permits - except in Antelope Valley) being allowed in certain areas of the County. Non-owner occupied rentals would not be allowed in Mono City, parts of June Lake, Crowley Lake, Tom's Place/Sunny Slopes, Paradise, Swall Meadows, and the Tri-Valley.

**Recommended Action:** 1. Conduct public hearing on GPA 19-01 A & B. 2. Following the public hearing and deliberations, make the following findings: a. That the General Plan Amendment, including all text changes to the Land Use Element of the Mono County General Plan pertaining to A) Multi-Family Residential Land Use Designation and B) Short-Term Rentals, is consistent with the General Plan and all applicable area plans; and b. That the proposed area plan text amendments are consistent with the countywide General Plan. 3. Adopt the

Addendum for GPA 19-01 A & B. 4. Introduce, read title, and waive further reading of proposed ordinance ORD19-\_\_ adopting GPA 19-01 A & B, with any desired changes.

**Fiscal Impact:** No impact due to MFR amendment, although additional units would result in increased property taxes. Increased staff time for enforcement and permitting could result in increased costs; increased compliance and new rentals could result in additional transient occupancy tax revenue for the County.

**B. Elimination of Septic Tank Destruction Permit Fee**

Departments: Health Department

30 minutes

(Louis Molina) - Elimination of permit fee for the destruction or removal of septic tanks. A permit would still be required for the destruction of a septic tank, and an inspection conducted, but the permit fee would no longer be charged.

**Recommended Action:** Adopt proposed resolution R19-\_\_\_\_, Resolution to Eliminate Septic Tank Destruction Permit Fee. Provide any desired direction to staff.

**Fiscal Impact:** No General Fund impact. A potential loss of revenue to the Health Department of less than \$81 per year, on average.

**C. Resolution Approving Caltrans Agreements for Federal-Aid Projects (including Airport Rd Rehab Project)**

Departments: Public Works

10 minutes (5 minute presentation, 5 minute discussion)

(Garrett Higerd) - Resolution approving and directing the Mono County Public Works Director to execute and process agreements with the California Department of Transportation necessary for the County receiving federal-aid funding for transportation projects, including the Airport Road Rehab Project.

**Recommended Action:** Adopt attached resolution "A Resolution of the Mono County Board of Supervisors Authorizing the Execution of Agreements with the California Department of Transportation for Federal and State Aid Funding for the Airport Road Rehabilitation Project"; provide any desired direction to staff.

**Fiscal Impact:** Total project cost is \$1,566,000 to be paid by the State and Federal Projects budget and reimbursed by federal-aid received from the California Department of Transportation. (Environmental and Permits \$31,000; Plans, Specs and Estimate \$135,000; and, Construction \$1,400,000).

**D. Schedule for the Inyo National Forest Plan Revision Objection Resolution Process**

Departments: Community Development

5 minutes

(Wendy Sugimura) - The Inyo National Forest transmitted the schedule for the Forest Plan revision objection resolution process on Feb. 1, 2019. The topics the County objected to are scheduled for Wed., Feb. 20.

**Recommended Action:** Provide direction to staff regarding participation in the process.

**Fiscal Impact:** No impacts other than staff time.

**E. Mono County Law Library Board of Trustees**

Departments: County Counsel

10 minutes (5 minute presentation, 5 minute discussion)

(Stacey Simon) - Presentation regarding Mono County Law Library and appointments to the Law Library Board of Trustees.

**Recommended Action:** Re-appoint Tim Kendall and Stacey Simon, and appoint Sophie Bidet, to the Mono County Law Library Board of Trustees for a one-year term expiring in January 2020. Provide any desired direction to staff.

**Fiscal Impact:** The Mono County Law Library has an approved budget of \$13,150 for FY2018-19. Of that amount approximately \$4,000 is funded by fees charged to litigants in the Superior Court and approximately \$9,150 is funded by operating transfers from the County General Fund. All funds are used for the acquisition of materials or for library staff costs. Trustees are not compensated.

**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, Leslie Chapman, 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: Mineral County, et al. v. Lyon County (NV), Centennial Livestock, et al.

**C. Closed Session - Performance Evaluation, County Counsel**

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

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

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**11. REGULAR AGENDA - AFTERNOON**

**A. Legislative Platform Update**

Departments: CAO

1 hour

(Leslie Chapman) - Mono County Legislative Platform annual update.

**Recommended Action:** 1) Review draft 2019 Mono County Legislative platform; and 2) Propose amendments and adopt 2019 Mono County Legislative Platform with amendments, or 3) Direct staff to present the amended document at the February 19th Board meeting for adoption.

**Fiscal Impact:** Minimal publishing costs are included in the CAO budget.

**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**