



# 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 May 7, 2019

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#### TELECONFERENCE LOCATIONS:

1243 E. Taft Ave, Orange, CA, 92865.

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. California State Association of Counties Technology Executive Credential - Kirk Hartstrom**

Departments: Information Technology

5 minutes

(Nate Greenberg; Kirk Hartstrom) - CSAC Institute for Excellence in County Government is a professional, practical continuing education program for senior county staff and elected officials. The CSAC Technology Credential program is focused on management level technology professionals who are interested in furthering their skills at overseeing the complexities of the evolving technology space while simultaneously managing staff. Kirk Hartstrom recently completed the CSAC Technology Credential program and was presented with an award during a recent CCISDA meeting in Monterey.

**Recommended Action:** Recognize Kirk Hartstrom for his completion of the CSAC Technology Credential program.

**Fiscal Impact:** 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 April 9, 2019.

**Recommended Action:** Approval the minutes of the Regular Meeting held on April 9, 2019.

**Fiscal Impact:** None.

**B. Board Minutes**

Departments: Clerk of the Board

Approval of minutes of Special Meeting held on April 11, 2019.

**Recommended Action:** Approve minutes of the Special Meeting held on April 11, 2019.

**Fiscal Impact:** None.

**C. Board Minutes**

Departments: Clerk of the Board

Approval of minutes of Regular Meeting held on April 16, 2019, and the Adjourned Meeting held on April 17, 2019.

**Recommended Action:** Approve the minutes from the April 16, and April 17, 2019 meetings.

**Fiscal Impact:** None.

**D. Board Minutes**

Departments: Clerk of the Board

Approval of minutes of Special Meeting held on April 18, 2019.

**Recommended Action:** Approve the minutes of Special Meeting held on April 18, 2019.

**Fiscal Impact:** None.

**E. Cooperative Agreements Pertaining to Assistance with Tioga Pass Spring Opening**

Departments: Public Works

The National Park Service and Caltrans have both initiated snow removal operations on Highway 120 this year. As of the writing of this report, no formal requests for assistance have been received, but this approval will enable the Department of Public Works to act immediately if/when such requests emerge.

**Recommended Action:** Adopt proposed resolution R19-\_\_\_\_, Authorizing the Public Works Director to execute and administer cooperative agreements to enable Department of Public Works personnel and equipment to assist with snow removal activities associated with Spring openings of Highway 120, Tioga Pass Highway.

**Fiscal Impact:** Fiscal impact this year and in future years will depend upon whether requests for assistance are made, and the associated depth of snow, weather conditions, and road debris. All project work (if requested) would be completed during the normal work day and no overtime is allowed. Any fiscal impact will result from personnel salaries and fuel already budgeted in the Road Fund. A chart

detailing previous Mono County costs associated with the opening of Tioga Pass is attached as Exhibit 1.

**F. FY 19-20 Boating Safety and Enforcement Financial Aid Program Agreement**

Departments: Sheriff

The purpose of the Boating Safety and Enforcement Financial Aid Program is to provide State financial aid to local governmental agencies whose waterways have high usage by transient boaters and an insufficient tax base to fully support a boating safety and enforcement program. The program is intended to augment existing local resources for boating safety and enforcement activities and is not intended to fully fund Boating Safety and Enforcement programs.

**Recommended Action:** Approve Resolution 19-\_\_\_, Authorizing the Mono County Sheriff-Coroner, Mono County Sheriff's Office Emergency Services Coordinator, and/or the Mono County Sheriff's Office Finance Officer to apply for and administer the Boating Safety and Enforcement Financial Aid Program Agreement for Fiscal Year 2019-20.

**Fiscal Impact:** The award will not exceed \$131,065. There is no match requirement for this grant. In previous years, this grant was used to pay on-going costs associated with regular boating patrol on 23 lakes and to enforce California boating laws applicable to our area. Past grant expenditures include salaries, overtime, benefits, maintenance, supplies, training, vehicle expenses, utilities, and occasionally replacement of equipment. Costs incurred and not covered by the grant are transferred to the Sheriff's budget.

**G. Second Amendment to MOU with Deputy Sheriff's Association**

Departments: Human Resources

Proposed Resolution Adopting and Approving Second Amendment to Memorandum of Understanding with Mono County Deputy Sheriff's Association, related to the County's deferred compensation plan.

**Recommended Action:** Adopt proposed resolution R19-\_\_\_, Adopting and Approving Second Amendment to Memorandum of Understanding with Mono County Deputy Sheriff's Association, related to the County's deferred compensation plan.

**Fiscal Impact:** There is no fiscal impact to approving this amendment to the MOU with the DSA related to the implementation of the previous 401(a) deferred compensation. This amendment returns to the deferred compensation model which existed prior to the current MOU. Throughout this process the County modeled similar costs for the 401(a) as compared to the ICMA Vantage Care plan.

**H. Mono County Fish and Wildlife Commission Appointments**

Departments: Economic Development



(Jeff Simpson) - On April 1, 2019 the appointments of Jim King and Jeff Parker to the Mono County Fish and Wildlife Commission expired. In addition to those expiring terms, commissioner Dan Anthony sent in his resignation from the commission on February 5, 2019.

A Notice of Vacancy was published in local newspapers on the second week of March, resulting in one new application from James Ricks of Coleville. Mr. King and Mr. Parker wish to remain on the commission and be re-appointed for a new four-year term.

**Recommended Action:** The Board consider and appoint James Ricks and reappoint Jim King and Jeff Parker to a 4-year term on the Mono County Fish and Wildlife Commission starting May 1, 2019 and ending April 30, 2023.

**Fiscal Impact:** None.

**I. Mono County Economic Development, Tourism and Film Commission Appointments**

Departments: Economic Development

(Jeff Simpson ) - The appointment of Steve Morrison to the Mono County Economic Development, Tourism and Film Commission recently expired. In addition to that expiring term, commissioner Jimmy Little sent in his resignation from the commission January 29, 2019.

A Notice of Vacancy was published in local newspapers on the second week of March, resulting in one new application from Erinn Wells of Bridgeport. Mr. Morrison wishes to remain on the commission and be re-appointed for a new four-year term.

**Recommended Action:** The Board consider and appoint Erinn Wells and reappoint Steve Morrison to 4-year terms on the Mono County Economic Development, Tourism and Film Commission starting May 7, 2019 and ending April 30, 2023.

**Fiscal Impact:** None.

**J. Monthly Treasury Transaction Report**

Departments: Finance

Treasury Transaction Report for the month ending 3/31/2019.

**Recommended Action:** Approve the Treasury Transaction Report for the month ending 3/31/2019.

**Fiscal Impact:** None.

**K. Quarterly Investment Report**

Departments: Finance

Investment Report for the Quarter ending 3/31/2019.

**Recommended Action:** Approve the Investment Report for the Quarter ending 3/31/2019.

**Fiscal Impact:** None.

**L. Public Defender Investigator Contract**

Departments: CAO

Contract with Brian Grice for Public Defender Investigator Services from May 1, 2019 through April 30, 2021.

**Recommended Action:** Approve County entry into proposed contract and authorize Chair to execute said contract on behalf of the County. Provide any desired direction to staff.

**Fiscal Impact:** The not to exceed amount of the contract is \$90,000 in year one and \$91,800 in year two, including a 2% Cost of Living increase in the second year. This amount will be included in the 2019- 20 and 2020-21 budget requests for the Public Defender budget.

**M. Letter to Madera County re: County Boundary Adjustment**

Departments: CAO

On April 17, 2019, our Board received an update on efforts to work with Madera County to pursue a county boundary adjustment following several miscues related to emergency services in the Reds Meadow Valley/Middle Fork San Joaquin River area of Madera County in 2017 and 2018. The draft letter presented at that time has been updated to request that the Madera County Board of Supervisors formally consider our Board's request to adjust the county boundary at a time when members of our Board and other Eastside partners can be in attendance and provide testimony.

**Recommended Action:** Approve proposed letter to Madera County regarding the proposed County boundary adjustment and authorize Board Chair to sign.

**Fiscal Impact:** None at this time. However, the County expects dedicating significant staff time and resources to this project should the course of action chosen be to undertake an adjustment to the Mono-Madera county boundary or to develop and execute an updated MOU for public services in the area in question.

**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 to California Department of Fish and Wildlife from Long Valley Fire**

## **Protection District re: Proposed New Fishing Regulations**

A letter to the California Department of Fish and Wildlife from the Long Valley Fire Protection District regarding the proposed new fishing regulations, discussing safety issues with year-round fishing.

### **B. Inyo - Mono 4-H Road Runner Newsletter Spring 2019**

The Inyo-Mono 4-H Road Runner Newsletter for Spring 2019.

### **C. Agricultural Commissioner's Office Department Update May 2019**

May 2019 Department Update from the Inyo and Mono Counties Agricultural Commissioner's Office.

### **D. Letter to LADWP re: Mono County Superior Court Case No. 10088**

A letter from California Deputy Attorney General Nichole Rinke, Mono County District Attorney Tim Kendall, and Mono County Counsel Stacey Simon to Los Angeles Department of Water and Power (LADWP) acknowledging receipt of quarterly progress reports from LADWP and asking to arrange a call with LADWP to receive an update on its remaining tasks.

### **E. Caltrans Notice of Conway Ranch Shoulders Surveys**

A letter from the California Department of Transportation (Caltrans) notifying the Board of Supervisors of studies / surveys that will be conducted for the proposed "Conway Ranch Shoulders" project, which are anticipated to start in May and be completed prior to November 2019.

## **7. REGULAR AGENDA - MORNING**

### **A. Short-Term Rental (STR) Activity Permit 19-002/Thompson**

Departments: Community Development

PUBLIC HEARING: 9:20 AM (20 minutes)

(Hailey Lang) - Public hearing regarding Short-Term Rental (STR) Activity Permit 19-002/Thompson, an owner-occupied short-term rental use involving one bedroom in an existing Single-Family Residential (SFR) house with a total of three bedrooms at 1613 Eastside Lane (APN 002-130-047) in Coleville.

**Recommended Action:** Conduct public hearing. Consider and: 1. Find that the project qualifies as a Categorical Exemption under CEQA guidelines 15301 and file a Notice of Exemption; 2. Make required findings; approve STR Activity Permit 19-002 (subject to the findings and conditions) as recommended or with desired modifications.

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

**B. Presentation by Trout Unlimited**

Departments: Board of Supervisors

20 minutes

(Sam Sedillo) - A presentation by Sam Sedillo, California Public Lands Organizer of Trout Unlimited on current activities and initiatives.

**Recommended Action:** None, informational only.

**Fiscal Impact:** None.

**C. History of Fish Stocking in Mono County**

Departments: Economic Development

30 Minutes

(Jeff Simpson) - Presentation by Jeff Simpson regarding the history of fish stocking in Mono County, as well as an update on current status of Mono County trophy trout stocking program.

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

**Fiscal Impact:** None at this time.

**D. California Department of Fish and Wildlife Proposed Fishing Regulations**

Departments: Economic Development

45 Minutes

(Jeff Simpson) - Presentation by Jeff Simpson regarding the new proposed fishing regulations by the California Department of Fish and Wildlife.

**Recommended Action:** None (informational only). The Board receive the presentation, as well as recommendations from the Mono County Fish & Wildlife Commission, and provide direction to staff.

**Fiscal Impact:** None at this time.

**E. 2019 – 2024 Mono County Strategic Plan**

Departments: Information Technology

30 minutes (15 minute presentation; 15 minute discussion)

(Nate Greenberg) - The 2019 – 2024 Mono County Strategic Plan is rooted in the organization's Vision, Mission, and Values – the underpinnings which describe *why* and *how* we do what we do. Articulated through five Initiatives, underlying Goals,

and associated Outcomes, these are the major areas the County intends to move forward in the next five years through tactical work efforts by each department.

**Recommended Action:** Adopt the 2019-2024 Mono County Strategic Plan.

**Fiscal Impact:** None at this time.

**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).

**10. REGULAR AGENDA - AFTERNOON**

**A. Notice of Preparation for the Walker Basin Water Transaction Program EIR**

Departments: Community Development

60 minutes

(Iain Fisher) - Presentation by Iain Fisher of Panorama Environmental, Inc., regarding a potential water transfer program for the restoration of Walker Lake and scoping of environmental impacts for a future Environmental Impact Report.

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

**Fiscal Impact:** None.

**B. Premium Energy, LLC's Application to the Federal Energy Regulatory Commission (FERC) for the Owens Valley Pumped Storage Project**

Departments: Community Development

20 minutes

(Supervisor Stump, Michael Draper) - Discussion regarding the Owens Valley Pumped Storage Project application that has been filed with FERC and FERC's approval process.

**Recommended Action:** 1. None (informational only). Staff will file a comment requesting FERC hold a local meeting for public input if the application is accepted, and draft a comment letter for Board approval and signature at a later date if the application is accepted and the 60-day comment period is opened. 2. Provide staff any other desired direction.

**Fiscal Impact:** None.

**C. Comment Letter on LADWP "Field Data Collection in Long Valley" Project**

Departments: Board of Supervisors

10 minutes

Comment letter on Los Angeles Department of Water and Power's (LADWP) "Field Data Collection in Long Valley, Mono County" Project, which would involve the installation of 40 monitoring wells in the Long Valley Area. LADWP issued a Notice of Exemption under the California Environmental Quality Act on April 5, 2019.

**Recommended Action:** Approve and authorize the Chair to sign comment letter, as drafted or as modified.

**Fiscal Impact:** None.

**D. Amendment to Employment Agreement with David Wilbrecht**

Departments: County Counsel

10 minutes (5 minute presentation; 5 minute discussion)

(Stacey Simon) - Proposed resolution approving an amendment to the contract with David G. Wilbrecht as Interim County Administrative Officer (CAO) and prescribing the compensation, appointment and conditions of said employment.

**Recommended Action:** Announce Fiscal Impact. Adopt Resolution #R19-\_\_\_, approving an amendment to the contract with David G. Wilbrecht 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 amendment would increase Mr. Wilbrecht's hourly rate by \$10.39. As a retired PERS annuitant filling a vacancy during an active recruitment, Mr. Wilbrecht may not work in excess of 960 hours in a fiscal year. The cost to the County for this position remains less than the cost for the previous CAO, because Mr. Wilbrecht receives no benefits.

**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.

**ADJOURN**



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** May 7, 2019

**Departments: Information Technology**

**TIME REQUIRED** 5 minutes

**PERSONS APPEARING BEFORE THE BOARD** Nate Greenberg; Kirk Hartstrom

**SUBJECT** California State Association of  
Counties Technology Executive  
Credential - Kirk Hartstrom

### AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

CSAC Institute for Excellence in County Government is a professional, practical continuing education program for senior county staff and elected officials. The CSAC Technology Credential program is focused on management level technology professionals who are interested in furthering their skills at overseeing the complexities of the evolving technology space while simultaneously managing staff. Kirk Hartstrom recently completed the CSAC Technology Credential program and was presented with an award during a recent CCISDA meeting in Monterey.

### RECOMMENDED ACTION:

Recognize Kirk Hartstrom for his completion of the CSAC Technology Credential program.

### FISCAL IMPACT:

None.

**CONTACT NAME:** Nate Greenberg

**PHONE/EMAIL:** (760) 924-1819 / ngreenberg@mono.ca.gov

### SEND COPIES TO:

### MINUTE ORDER REQUESTED:

YES  NO

### ATTACHMENTS:

[Click to download](#)  
No Attachments Available

#### History

Time	Who	Approval
4/26/2019 9:29 AM	County Administrative Office	Yes



4/24/2019 2:02 PM

County Counsel

Yes

4/2/2019 2:53 PM

Finance

Yes



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** May 7, 2019

**Departments: Clerk of the Board**

**TIME REQUIRED**

**SUBJECT** Board Minutes

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Approval of minutes of the Regular Meeting held on April 9, 2019.

**RECOMMENDED ACTION:**

Approval the minutes of the Regular Meeting held on April 9, 2019.

**FISCAL IMPACT:**

None.

**CONTACT NAME:** Scheereen Dedman

**PHONE/EMAIL:** x5538 / sdedman@Mono.ca.gov

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

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<a href="#">4-9-19 DRAFT Minutes</a>

**History**

Time	Who	Approval
4/26/2019 10:40 AM	County Administrative Office	Yes
4/24/2019 2:00 PM	County Counsel	Yes
4/23/2019 4:01 PM	Finance	Yes



**DRAFT MEETING MINUTES  
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  
April 9, 2019**

<b>Flash Drive</b>	<b>Board Room Recorder</b>
<b>Minute Orders</b>	<b>M19-69 – M19-75</b>
<b>Resolutions</b>	<b>R19-16</b>
<b>Ordinance</b>	<b>ORD19-02 Not Used</b>

9:00 AM Meeting called to order by Chair Peters.

*Supervisors Present: Corless, Gardner, Halferty, Peters, and Stump.*

*Supervisors Absent: None.*

The Mono County Board of Supervisors stream all of their meetings live on the internet and archives them afterward. To listen to any meetings from June 2, 2015 forward, please go to the following link: <http://www.monocounty.ca.gov/meetings>.

Pledge of Allegiance led by Justin Nalder.

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

No one spoke.

**Supervisor Stump:**

- Asked to adjourn the meeting in memory of Carne Lowgren.

**2. RECOGNITIONS**

**A. Recognition of Mono County CAO Leslie Chapman**

Proposed resolution in appreciation and recognition of County Administrative Officer Leslie Chapman.

**Note:**

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

**Action:** Approve Resolution of Appreciation and Recognition for Ms. Leslie Chapman.

**Stump moved; Corless seconded**

**Vote: 5 yes; 0 no**

**M19-68**

**Supervisor Peters:**

- Resolution read into the record.

Comments and accolades from the Board.

Janet Dutcher, Stacey Simon, Sandra Pearce, and Rebecca Buccowich spoke.

### **3. COUNTY ADMINISTRATIVE OFFICE**

CAO Report regarding Board Assignments

**Leslie Chapman, CAO:**

- Deferring her report to next week.

### **4. DEPARTMENT/COMMISSION REPORTS**

**Justin Nalder, Solid Waste Superintendent:**

- Taking info to schools of lifecycle and recycling of plastics
- Community collection even on April 20, SWD will be onsite.
- SW RFP is on its way to CC review.

**Janet Dutcher, Finance Director:**

- March 29, issued financial report and single audit - clean opinion and no findings.

**Tony Dublino, Public Works Director:**

- Roads division update, working on Virginia Lakes Rd, Rock Creek Rd will begin to be plowed soon, Lundy Lake Rd is plowed. Focusing on performance and measurement criteria with roads.

### **5. CONSENT AGENDA**

#### **A. Appointments to the Bridgeport Valley Regional Planning Advisory Committee (RPAC)**

Departments: Community Development

(Supervisor Peters) - Board of Supervisors' consideration and possible approval of appointments to the Bridgeport Valley Regional Planning Advisory Committee (RPAC).

**Action:** Appoint Jimmy Little, Nick Way, Bill Campbell, and Brianna Brown to the Bridgeport Valley Regional Planning Advisory Committee (RPAC).

**Halferty moved; Gardner seconded**

**Vote: 5 yes; 0 no**

**M19-69**

**Note:**

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

## **B. Monthly Treasury Transaction Report**

Departments: Finance

Treasury Transaction Report for the month ending 2/28/2019

**Action:** Approve the Treasury Transaction Report for the month ending 2/28/2019.

**Halferty moved; Gardner seconded**

**Vote: 5 yes; 0 no**

**M19-70**

## **C. Proposed Resolution Amending the County List of Allocated Positions to Change a Deputy Probation Officer IV to a Deputy Probation Officer V position in the Probation Department**

Departments: Probation

(Karin Humiston) - Because of the more recent demands of juvenile supervision, the Deputy Probation Officer (DPO) IV's role has expanded into a manager role. By eliminating the DPO IV and adding the DPO V incorporates the additional responsibility of increasing duties of management.

**Action:** Consider and potentially adopt Resolution No. 19-16, Authorizing the County Administrative Officer to amend the List of Allocated Positions to remove the Deputy Probation Officer IV and add Deputy Probation Officer V in the Department of Probation.

**Stump moved; Gardner seconded**

**Vote: 5 yes; 0 no**

**R19-16**

**Supervisor Stump:**

- Pulled item.
- Wanted to give Karen Humiston the opportunity to state that this is in response to State level requirements.

**Karin Humiston, Probation Chief:**

- So many new laws, her officers work frequently with Social Services, working with difficult issues, new responsibilities on her officer's shoulders.

## **6. CORRESPONDENCE RECEIVED**

All items listed are located in the Office of the Clerk of the Board, and are available for review.

*The Board acknowledged receipt of the correspondence.*

## **A. Agricultural Commissioner's Office Department Update April 2019**

**Note:**

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

April 2019 Department Update from the Inyo and Mono Counties Agricultural Commissioner's Office.

**B. Application for Alcoholic Beverage License - Dos Alas Cuba Rican Cafe and Lounge**

An application to the State of California Department of Alcoholic Beverage Control for Alcoholic Beverage License(s) from Dreamers Do, LLC for Dos Alas Cuba Rican Cafe and Lounge located at 1 Sherwin Creek Rd., Mammoth Lakes, CA. 93546.

**C. Application for Alcoholic Beverage License - Three 95 Mexican Cafe**

An application to the State of California Department of Alcoholic Beverage Control for Alcoholic Beverage License(s) from Three 95 Mexican Cafe located on 21 Hays, Bridgeport, CA., 93517.

**D. Board of Supervisors Update Winter 2018/2019**

Board of Supervisors newsletter/update for Winter 2018/2019.

**E. California Fish and Game Commission Notice of Proposed Regulatory Actions Continuation**

Notice from the California Fish and Game Commission that the proposed regulatory actions relative to "Mammal Hunting Regulations" for Elk and Bighorn Sheep may be continued to the Commission's teleconference meeting on May 16, 2019.

**F. Proposed Amendment to the Los Angeles Department of Water and Power's (LADWP) Temporary Urgency Change Petition Dated January 22, 2019**

A letter to Mr. Erik Ekdahl, Deputy Director of the Division of Water Rights of the State Water Resources Control Board (SWRCB), from LADWP requesting that the SWRCB approve the Proposed Amendment to LADWP's Temporary Urgency Change Petition dated January 22, 2019.

**7. REGULAR AGENDA - MORNING**

**A. California Highway Patrol - Bridgeport Commander Mairs**

Departments: Board of Supervisors

(Chuck Mairs) - Introducing Chuck Mairs, the new California Highway Patrol - Bridgeport Commander.

**Action:** Informational only.

**Chuck Mairs:**

- Introduced himself, gave his background.

**Note:**

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

## **B. Workshop on Structure and Function of County Administrative Office (Mono County Code Chapter 2.84)**

Departments: County Counsel

(Stacey Simon) - Discussion regarding the structure and function of the County Administrative Office, including review of Chapter 2.84 of the County Code ("County Administrator").

**Action:** Direct staff to return to Board with revisions (if any) to Chapter 2.84 and/or other policies and guidelines applicable to the County Administrative Office. Provide any other desired direction to staff.

**Stacey Simon, County Counsel:**

- Item was recommended from the governance workshop by Bill Schiat. Background on past ordinance, changes made over the years. Spoke about each section of ordinance.
- Took direction from Board. Will work with staff to produce red-lined version for second discussion.

*Break: 10:31 AM*

*Reconvene: 10:42 AM*

## **C. Statement of Employee Compensation Philosophy**

Departments: CAO

(Leslie Chapman) - A compensation philosophy is simply a formal statement documenting an organization's position about employee compensation. It explains the "why" behind employee pay and benefits, and creates a framework for consistency in decision making about pay and benefits. Employers use their compensation philosophy to attract, retain and motivate employees. In the case of public sector employers, compensation philosophy statements are used to also communicate with citizens, as well as employees, in helping them to understand the context and rationale in which decisions about public employee pay and benefits are made.

**Action:** Review and consider approval of the Mono County Statement of Employee Compensation Philosophy.

**Corless moved; Gardner seconded**

**Vote: 5 yes; 0 no**

**M19-71**

**Leslie Chapman:**

- Overview of proposed compensation philosophy.

## **D. Transfer 2018-19 Recreational Appropriations to the Geothermal Royalty Fund**

Departments: Finance, Public Works

(Janet Dutcher) - The 2018-19 amended budget includes \$50,000 for the joint recreational position appropriated in the General Fund's general contributions and transfers budget unit. It also includes \$30,000 for trails and other recreational activities, appropriated in the Community Support Programs fund.

**Note:**

**These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors**

Both initiatives are funded with the County's geothermal royalty revenues. This item requests Board approval to consolidate these recreational related appropriations in the County's Geothermal Royalties fund (requires 4/5ths approval).

**Action:** Transfer \$50,000 of appropriations for support of the joint recreational position from the General Fund contributions and transfers budget unit to the Geothermal Royalties fund, transfer \$30,000 for trails and other recreational activities from the Community Support Programs fund to the Geothermal Royalties fund, and cancel the transfer of geothermal royalties into the General Fund.

**Gardner moved; Stump seconded**

**Vote: 5 yes; 0 no**

**M19-72**

**Janet Dutcher:**

- Introduced item.

## **8. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**

No one spoke.

## **9. CLOSED SESSION at 10:58 AM**

### **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 - Real Property Negotiations**

CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Government Code section 54956.8. Property: 452 Old Mammoth Road, Mammoth Lakes. Agency negotiator: Leslie Chapman and Stacey Simon. Negotiating parties: Mono County and 452 OM RD Investors, LLC. Under negotiation: Terms and price.

### **C. Closed Session - Public Employment**

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

**Note:**

**These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors**



#### **D. Closed Session - Existing Litigation**

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: Claim for damages filed by Harold Schell against Mono County.

#### **E. Closed Session - Performance Evaluation, County Administrative Officer**

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

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

*Reconvene: 1:24 PM*

Nothing to report out of Closed Session.

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

No one spoke.

#### **11. REGULAR AGENDA – AFTERNOON**

##### **A. Claim for Damages - Harold Schell**

Departments: Risk Management

(Jay Sloane) - Claim for damages filed by Harold Schell against the County of Mono for an alleged injury near the Silver Lake Boat Ramp, which is not a County owned or maintained property.

**Action:** Deny the claim submitted by Harold Schell on March 22, 2019, and authorize the Risk Manager, in consultation with County Counsel, to send notice of denial to Mr. Schell.

**Stump moved; Corless seconded**

**Vote: 5 yes; 0 no**

**M19-73**

**Jay Sloane, Risk Manager:**

- Introduced item.

##### **B. Sierra Center Mall Lease Extension**

Departments: CAO

(Leslie Chapman) - Agreement and Third Amendment to Lease for Sierra Center Mall in Mammoth Lakes extending the term through March 31, 2020, pursuant to the same terms and conditions as contained in the existing lease. Direction to staff regarding exercise of 10-year lease extension.

**Note:**

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

**Action:** Approve County entry into proposed Agreement and Third Amendment to lease for the Sierra Center Mall, extending the term of the lease until March 31, 2020, and authorize Chair to execute said agreement on behalf of the County. Provide any other desired direction to staff.

**Corless moved; Gardner seconded**

**Vote: 5 yes; 0 no**

**M19-74**

**Leslie Chapman:**

- Introduced item. Lease extension until 2020.

### **C. FY 2019-2020 Budget Update**

Departments: Finance

(Janet Dutcher) - Finance Director will update the Board of Supervisors on the FY 2019-2020 budget development and process.

**Action:** Receive information and provide direction to staff, if desired.

**Janet Dutcher:**

- Overview of 19-20 budget.

Kendall, Roberts, Greenberg, and Braun spoke to the general positive experience this budget cycle has been, the collaboration between Finance and their departments.  
General board questions and discussion.

### **D. Proposal to Create an Executive Leadership Team**

Departments: Information Technology, Behavioral Health

(Nate Greenberg, Robin Roberts) - Proposal to create an Executive Management Team.

**Action:** Consider proposal to create an Executive Leadership Team and provide staff direction.

Staff members spoke:

Robin Roberts

Nate Greenberg

Janet Dutcher

Tim Kendall

Tony Dublino

Ingrid Braun

Leslie Chapman

Board members consensus was this concept of a team was a good idea, but not at this juncture of time.

## **12. BOARD MEMBER REPORTS**

**Supervisor Corless:**

- 4/2: Mammoth Lakes Fire Safe Council: selecting contractor for Lakes Basin project
- 4/3: Diversity, Equity, Inclusion training – thank you to Sofia Flores/Mono County Behavioral Health and the dept's Cultural Advisory Committee for this important work.

**Note:**

**These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors**

- 4/5: Mono Lake Kutzadika'a Tribal Council Meeting: compelling discussion w/ DWP staff regarding the Long Valley lease project; support for Indigenous Peoples' Day resolution, would like to get tribal participation in crafting the resolution.
- 4/8: YARTS—
- Voted to invite Tuolumne County to JPA
- Renewed contract with Merced County Assoc. of Governments
- Approved 19/20 budget
- Approved applying for grant for electric buses
- New stop in June Lake at junction—working with Caltrans to change signage
- Ridership down compared to last year—numbers haven't recovered from Ferguson Fire
- Reservations for summer so far: 459 reservations, 958 ticketed passengers, \$9480 in revenue
- United airlines partnership at Mammoth and Fresno, free YARTS w boarding pass within 14 day window
- Yosemite NP report: (Jim Donovan) Mariposa Grove reopening soon; storm damage in valley/half of the tent cabins destroyed in Curry Village, also campground damage/upper pines; 100 inches of snow at Tuolumne, snow removal process has begun, looking at opening after Memorial Day, not sure if high camps will open; White Wolf Lodge will be closed; reconstruction of Big Oak Flat entrance station; summer

**Supervisor Gardner:**

- Last Wednesday April 3 I attended with Supervisor Peters the Mono County Fish and Wildlife Commission meeting in June lake. There was a lively discussion about the proposed new state DFW fishing regulations. Participants were encouraged to submit comments using the website or other opportunities.
- Also last Wednesday I attended the June Lake Citizens Advisory Committee meeting. We discussed several issues, including public transit options in June Lake.
- On Thursday the 4<sup>th</sup>, I attended the June Lake Trails Committee meeting. The Committee is working with a vendor to update one of the June Lake loop trail maps. The Committee is also working on planning for the June Lake Trails Day on Saturday, June 22.
- On Friday April 5 I participated in a conference call with the ESCOG JPA subcommittee. We discussed the latest draft agreement for enabling the ESCOG to become a Joint Powers Authority. This draft agreement will be presented to the ESCOG Board next week at its April meeting.
- I also met during last week with several June Lake residents to talk about their concerns including, snow removal and storage, parking availability, and the closing of June Mountain on April 7.
- Finally, Yesterday I attended with Supervisor Corless the quarterly meeting of the YARTS Board. We reviewed the schedule for this summer, which includes a second daily run from Mammoth to Yosemite Valley in July and August. To save time the YARTS buses will also not be going around the June lake Loop but will provide service at the June Lake South junction.

**Supervisor Halferty:**

- On April 8th, I attended the Local Transportation Commission (LTC) meeting during the first half of the day, and later that afternoon I attended the California Coalition for Rural Housing's Program Committee meeting.
- At LTC, we heard a presentation from Austin West on Caltrans' Intelligent Transportation System (ITS). I requested that Caltrans look at adding a Pedestrian Hybrid Beacon at the Post Office crossing on Hwy 203/Main Street, similar to the one at The Village. Today, LTC received an email that Caltrans is recommending that addition and at Laurel Mountain Road to their ITS Plan.
- Eastern Sierra Transit Authority Director, Phil Moores is visiting all the RPACs and will

**Note:**

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be at the Mammoth Lakes Planning and Economic Development Commission tomorrow, gathering input for residents on the unmet needs in transit. Also at tomorrow's Town Planning Commission meeting, April 10th, will be a presentation on the Town's Draft Housing Element Update.

**Supervisor Peters:**

- 3<sup>rd</sup> Liberty Energy Town Hall
- 3<sup>rd</sup> Fisheries
- 3<sup>rd</sup> Phil Touchstone
- 4<sup>th</sup> CSAC Justin Garrett IHSS & Kathy Peterson
- 4<sup>th</sup> Walker Road issue Pine Nut Phil Touchstone
- 4<sup>th</sup> NM Hospice
- 4<sup>th</sup> AV RPAC
- 8<sup>th</sup> LTC
- 8<sup>th</sup> Tom Parker Mammoth Hospital
- Forest Service – Campgrounds in Bridgeport drainage
- DFW Chuck Bonham April 23<sup>rd</sup>
- **Upcoming:**
- CSA #5 Tonight
- BP RPAC Tonight (5 New Members from Bridgeport Planning Area)
- Jan Cutts HT Wednesday

**Supervisor Stump:**

- 3-26 - Attended the CSA 1 meeting
- 3-27 - Attended the Tri Valley Water Commission meeting. Thank you to the BOS for confirming the new Commissioner last week.
- 4-8 - Attended the LTC meeting
- I would like to adjourn today's meeting in the memory of Chalfant resident Carne Lowgren. Carne was riding a bike on Hwy 6 and was killed when he was struck by a car.

**ADJOURNED in Memory of Carne Lowgren at 3:34 PM**

**ATTEST**

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**JOHN PETERS  
CHAIR OF THE BOARD**

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**HELEN NUNN  
ASSISTANT CLERK OF THE BOARD**



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** May 7, 2019

**Departments: Clerk of the Board**

**TIME REQUIRED**

**SUBJECT** Board Minutes

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

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### AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Approval of minutes of Special Meeting held on April 11, 2019.

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### RECOMMENDED ACTION:

Approve minutes of the Special Meeting held on April 11, 2019.

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### FISCAL IMPACT:

None.

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**CONTACT NAME:** Shannon Kendall

**PHONE/EMAIL:** x5533 / skendall@mono.ca.gov

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### SEND COPIES TO:

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### MINUTE ORDER REQUESTED:

YES  NO

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### ATTACHMENTS:

Click to download

[4/11/19 draft sp mins](#)

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### History

Time	Who	Approval
4/26/2019 9:34 AM	County Administrative Office	Yes
4/24/2019 1:58 PM	County Counsel	Yes
4/23/2019 3:55 PM	Finance	Yes



**DRAFT MEETING MINUTES  
BOARD OF SUPERVISORS, COUNTY OF MONO  
STATE OF CALIFORNIA**

MEETING LOCATION Suite Z, 2nd Floor Minaret Mall, 437 Old Mammoth Rd., Suite Z, Mammoth Lakes, CA 93546

**Special Meeting  
April 11, 2019**

<b>Flash Drive</b>	<b>Board Room Recorder</b>
<b>Minute Orders</b>	<b>M19-75 Not used</b>
<b>Resolutions</b>	<b>R19-17 Not Used</b>
<b>Ordinance</b>	<b>ORD19-02 Not Used</b>

8:02 AM Meeting called to order by Chair Peters.  
*Supervisors Present: Corless, Gardner, Halferty, Peters, and Stump.*  
*Supervisors Absent: None.*

**The Mono County Board of Supervisors stream all of their meetings live on the internet and archives them afterward. To listen to any meetings from June 2, 2015 forward, please go to the following link:**  
<http://www.monocounty.ca.gov/meetings>.

Pledge of Allegiance led by District Attorney Tim Kendall.

**1 OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**

**Molly DesBaillets (First Five):**

- Inclusion of First Five in Strategic Plan – goal to create childcare slots in county; she’s happy to see that’s included.
- She sees avenues for county to increase child care slots. The strategic plan is currently aimed at Pre-K; can board consider increasing sentence to include infants and toddlers as well as Pre-K care.
- County is right on target with projections.

**2. AGENDA ITEMS**

**A. Strategic Planning Workshop**

Departments: All

(Nate Greenberg) - The exercise of Strategic Planning is a critically important aspect of increasing organizational maturity - forcing deliberate forward thinking about the direction that is desired and the methods to arrive there. Over the past

**Note:**  
These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

several years, Mono County has been working to better leverage the exercise of Strategic Planning to formally recognize our goals and prioritize our work efforts. Given the quantity of large and complex issues Mono County is, and will be working on, and our anticipated leadership transitions in the coming year, there is an even greater value to Strategic Planning for us as an organization. The current Mono County Strategic Planning built off much of the work done in 2018, referencing the five major Initiatives and underlying Goals previously identified. From there a half-day workshop which included the Board of Supervisors and Department Heads took place on March 18th, 2019. Facilitated by Bill Chiat from the California State Association of Counties, this initial session focused on identifying key Outcome measures for each of the Initiatives which help articulate what success looks like through work efforts. On March 22nd, Mono County Department Heads met again and worked through a process to further refine these Outcomes and begin talking about aligning work tactically to accomplish them, as well as initially identify Core Services for each department or division. The workshop on April 11th, 2019 will provide the Board and Department Heads an opportunity to review all of the work done to date and ensure that it accurately reflects our priorities and focus. Through facilitated discussion staff will gain meaningful feedback from the Board and Department Heads which will help solidify a final draft of the plan, which will be brought back to the Board for adoption. In addition to the presentation attached to this item, the content of the Strategic Plan can be viewed through an interactive online application at <http://bit.ly/MonoCountyStrategicPlan>. This tool contains all Core Services, Initiatives & Goals, Departmental Tactics, and expected Outcomes and allows users to quickly understand the contents of the plan and their inter-relationships.

**Action:** None.

**Nate Greenberg:**

- Gave historical information about this year's strategic priority efforts to date.
- Gave a power point presentation allowing staff and supervisors to provide input, ask questions and make edits throughout.
- Nate will incorporate all changes and produce new documentation; allowing staff to make edits to their originally submitted priority lists if necessary.
- Discussed importance of institutionalizing this process, making it a living document going forward allowing for updates. This will add more value to the process.
- Board members thanked Nate for all his work on this very complicated document.

**The Power Point presentation given by Nate Greenberg can be viewed on the Board of Supervisors web page by visiting this link:**

**<https://www.monocounty.ca.gov/bos/page/board-supervisors-special-meeting-11> and clicking on "Additional Documents".**

Break: 9:29 a.m.

Reconvene: 9:41 a.m.

**Note:**

**These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors**

**ADJOURNED at 11:55 p.m.**

**ATTEST**

---

**JOHN PETERS  
CHAIR OF THE BOARD**

---

**SHANNON KENDALL  
CLERK OF THE BOARD**





**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

# REGULAR AGENDA REQUEST

Print

**MEETING DATE**    May 7, 2019

**Departments: Clerk of the Board**

**TIME REQUIRED**

**SUBJECT**                    Board Minutes

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

### AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Approval of minutes of Regular Meeting held on April 16, 2019, and the Adjourned Meeting held on April 17, 2019.

### RECOMMENDED ACTION:

Approve the minutes from the April 16, and April 17, 2019 meetings.

### FISCAL IMPACT:

None.

**CONTACT NAME:** Scheereen Dedman

**PHONE/EMAIL:** x5538 / sdedman@mono.ca.gov

### SEND COPIES TO:

### MINUTE ORDER REQUESTED:

YES    NO

### ATTACHMENTS:

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<a href="#">4-16-19 DRAFT Minutes</a>

#### History

Time	Who	Approval
4/26/2019 10:40 AM	County Administrative Office	Yes
5/2/2019 11:29 AM	County Counsel	Yes
4/26/2019 8:46 AM	Finance	Yes



**DRAFT MEETING MINUTES  
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  
April 16, 2019**

<b>Flash Drive</b>	<b>Board Room Recorder</b>
<b>Minute Orders</b>	<b>M19-75 – M19-82</b>
<b>Resolutions</b>	<b>R19-17 – R19-25</b>
<b>Ordinance</b>	<b>ORD19-02 Not Used</b>

9:00 AM Meeting Called to Order by Chair Peters.  
*Supervisors Present: Corless, Gardner, Peters, and Stump.*  
*Supervisors Absent: Halferty.*

The Mono County Board of Supervisors stream all of their meetings live on the internet and archives them afterward. To listen to any meetings from June 2, 2015 forward, please go to the following link: <http://www.monocounty.ca.gov/meetings>.

Pledge of Allegiance led by Supervisor Corless.

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

No one spoke.

**2. RECOGNITIONS – NONE**

Moved to item 5.

**3. COUNTY ADMINISTRATIVE OFFICE**

CAO Report regarding Board Assignments

**Leslie Chapman, CAO:**

- This is her last Board meeting.
- Things are winding down – does not have a lot to report since last meeting.
- HR Director Butters and she have been working on putting the finishing touches on the compensation package.
- Have yet to negotiate with MCPE and Deputies Association.

**Note:**

**These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors**

- Presentation on the County Line Adjustment, a lot of work put into it by Kevin Carunchio. Next week will do a tour of the property to come up with recommendations.
- Thanked Nate Greenberg for his work on the Strategic Plan.

#### 4. DEPARTMENT/COMMISSION REPORTS

##### **Nate Greenberg, IT Director:**

- Radio updates: Acknowledgement of Eric Bucklin; he has had to go to Conway Summit for a couple of issues, requiring him to snow show and use a snow cat.
- Fire Chiefs meeting: will be debriefing that more trying to use the information that came out of that discussion.
- Trying to bring the JPA discussion to the Board. Spoke with Dan Holler – he prefers a joint meeting in workshop format.

##### **Stacy Simon, County Counsel:**

- CAO Recruitment update.

Moved to item 7d.

#### 5. CONSENT AGENDA

##### **A. Board Minutes**

Departments: Clerk of the Board

Approval of the Board Minutes for the regular meeting on March 19, 2019.

**Action:** Approve the Board Minutes for the regular meeting on March 19, 2019, as amended.

**Stump moved; Gardner seconded**

**Vote: 4 yes; 0 no; 1 absent**

##### **M19-75**

##### **Supervisor Corless:**

- Correction: Page 5. Item 7b, Vote was 4 yes, 0 no; 1 abstain.

##### **Kathy Peterson, Social Services Director:**

- Correction: Page 2 item 4, Jennifer Esparaza Department report, "Cal Fresh benefits, specifically new rules about expanding CalFresh to Seniors and People with Disabilities Receiving SSI."

##### **B. Board Minutes**

Departments: Clerk of the Board

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

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

**Gardner moved; Corless seconded**

**Vote: 3 yes; 0 no; 1 abstain; 1 absent**

##### **M19-76**

##### **Note:**

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

- Supervisor Stump abstained – was absent from meeting.

### **C. In-Home Supportive Services (IHSS) MOU and Rate Change Request**

Departments: Social Services

(Kathryn Peterson) - Memorandum of Understanding Between the IHSS Nonprofit Consortium (Community Service Solutions) and the United Domestic Workers of America, and submission of a PA/NPC rate change request.

**Action:** 1. Approve negotiated wage provisions of a Memorandum of Understanding (MOU) between the In-Home Supportive Services Nonprofit Consortium (Community Service Solutions) and The United Domestic Workers of America (UDWA), 2. Approve the Public Authority/Non-Profit Consortium (PA/NPC) Rate Change Request for submission to the California Department of Social Services.

**Corless moved; Gardner seconded**

**Vote: 4 yes; 0 no; 1 absent**

**M19-77**

### **D. Letter of Support for Assembly Bill 10**

Departments: Board of Supervisors

(John Peters) - This letter of support for AB 10, to Assembly Member Chiu, brings forward an Assembly Bill to increase the amount of state Low-Income Housing Tax Credit allocations by an additional \$500 million annually.

**Action:** Approve letter of support for AB 10, to Assembly Member Chiu, brings forward an Assembly Bill to increase the amount of state Low-Income Housing Tax Credit allocations by an additional \$500 million annually.

**Corless moved; Gardner seconded**

**Vote: 4 yes; 0 no; 1 absent**

**M19-78**

### **E. Letter of Support for Assembly Constitutional Amendment 1**

Departments: Board of Supervisors

(John Peters) - Assembly Constitutional Amendment 1 will reduce the voter threshold for approval of the imposition of a special tax by a local government that previously required approval of 2/3rd of voters to 55 percent. The taxes would help fund the construction, rehabilitation, or replacement of public infrastructure and affordable / permanent supportive housing projects. The California State Association of Counties has asked county Boards to send letters of support of ACA1 to the author of the bill, Assembly Member Aguiar-

**Note:**

**These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors**

Curry.

**Action:** Approve letter, as amended.

**Gardner moved; Corless seconded**

**Vote: 4 yes; 0 no; 1 absent**

**M19-81**

Item pulled by Supervisor Stump to be discussed the following day, April 17.

**Supervisor Stump:**

- The letter discusses a ballot measure to go to voters to decrease the threshold for bonds / tax approval.
- Finds the letter to be more promotional of the bill, and not just about getting it to ballot.
- Voters wanted protection from slim majorities imposing taxes on everyone.
- Believes it is too low of a threshold and too vague.
- Wants us to state that the County of Mono supports voters' rights to vote on ACA1. He would support a threshold of 60%. believes 60% would achieve the same goals as 55%.

**Supervisor Corless:**

- CC list has a typo in State Senator Borgeas's name.
- Supports making changes to the letter.

**Supervisor Gardner:**

- Disagrees - supports the letter. Taxes are the price we pay for civilized society. This change would benefit many disadvantaged people.

Letter changed to say in the last paragraph: "...the County of Mono is in strong support of our citizens' rights to vote for ACA 1..."

Moved to CAO Report.

**F. Letter of Support for Legislation re: State Funds to Augment County Public Administrators/Public Guardians/Public Conservators**

Departments: Social Services

(Kathryn Peterson) - Letter of support for a new budget proposal to provide \$68 million in State General Fund to counties to augment staffing and workload for County Public Administrators/Public Guardians/Public Conservators.

**Action:** Approve Letter of Support for a new budget proposal to provide \$68 million in State General Fund to counties to augment staffing and workload for County Public Administrators/Public Guardians/Public Conservators and authorize Board Chair to sign.

**Corless moved; Gardner seconded**

**Vote: 4 yes; 0 no; 1 absent**

**M19-79**

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

Departments: Board of Supervisors

**Note:**

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

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

**Action:** Approve resolution R19-17, Naming Mono Arts Council as Mono County's State-Local Partner for the California Arts Council's State-Local Partnership Program.

**Corless moved; Gardner seconded**

**Vote: 4 yes; 0 no; 1 absent**

**R19-17**

## **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. State Water Resources Control Board Notice of Petitions for Temporary Urgency Change of the City of Los Angeles, Department of Water and Power**

California State Water Resources Control Board notice of petitions for temporary urgency change for licenses 10191 and 10192 (applications 8042 and 8043) of the City of Los Angeles, Department of Water and Power for Rush Creek, Lee Vining Creek, Parker Creek, and Walker Creek.

**Supervisor Stump:**

- Wants to know how this relates to LADWP's requests in Mono Basin. Confused how to respond or if to respond. Received a letter from Mono Basin to object.

**Stacey Simon, County Counsel:**

- Will inquire with Mono Lake Committee regarding whether there are concerns about the petitions. If so, will carry forward to an agenda item.

## **7. REGULAR AGENDA - MORNING**

### **A. Civic Center Update**

Departments: Public Works

(Tony Dublino, Director of Public Works) - Update on the current status of the Mono County Civic Center project to be located on Sierra Park Road in Mammoth Lakes.

**Action:** None.

**Tony Dublino, Public Works Director:**

- Introduced item, provided update.

**Note:**

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

- Net position – the best thing available is the estimate (see staff report).
- Shell a Department - One of the departments would not get built out in terms of offices and square footage. That particular one has been identified but is not interested in pursuing. The intent is to have all departments fully built out at time of completion.

**Supervisor Stump:**

- What is the current net position on the building? Are we still \$201000 over budget? On items that have been removed, some appear to be ornamental items not necessarily related to the structure – want to make sure that we are diminishing the usability of the building for the public.

**Jack Benham, The Sheet:**

- On the undecided list there is “Shell a department” - what does that mean?

**B. Eastern Sierra Sustainable Recreation Partnership Update**

Departments: Public Works

(Matthew Paruolo, Eastern Sierra Sustainable Recreation Coordinator) - Brief update on the activities of the Eastern Sierra Sustainable Recreation Coordinator.

**Action:** None.

**Matt Paruolo, ESSRP:**

- Update on projects.
- \$30,000 set aside in support of sustainable recreation projects.
- \$10,000 for front country restroom facility needs in time for Fishmas. Contracting janitorial services at Shingle Mill day use area, and Virginia Lake trailhead. Humboldt – Toiyabe National Forest hoping to have staff by end of Memorial Day, hoping to fill that gap.
- Travertine Hot Springs is included in the program of work for the Bureau of Land Management. They are relying on Cal Fire Labor to fill gap. During peak fire season might be unable to staff and will look to the County to help.
- Last season Mono County helped fund multiple portable restroom units.
- The Forest Service and BLM are aware of the trash problem at Wild Willy's. He will continue to work with them.
- Cannot provide too much detail regarding tangle free waters.

**Supervisor Stump:**

- Thank you for Wild Willy's Hot Springs inclusion. There have been rambunctious people using that facility – is trash collection going to be addressed?
- Is tangle free waters still under consideration?

**Supervisor Peters:**

- Bridgeport Elementary School and Bridgeport Fish Enhancement Foundation partnership to purchase, with donations, 8 canisters and will be maintained in Bridgeport area by the elementary school.

**C. Transfer of Surplus Vehicle to Mammoth Lakes Recreation**

Departments: Public Works

**Note:**

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

(Tony Dublino) - Request for Board findings and authorization to transfer a surplus vehicle (Jeep Liberty) to Mammoth Lakes Recreation in support of the Eastern Sierra Sustainable Recreation Coordinator efforts.

**Action:**

1. Find that the donation of a 2003 Jeep Liberty Sport 4x4; Unit #0942, VIN#IJ4GL48K03W684398, (the "Vehicle") to Mammoth Lakes Recreation as described in this staff report supports the public purposes of enhancing the local economy, improving recreational experiences for residents and visitors and providing educational and service opportunities that enhance and protect the local environment.
2. Approve donation of the Vehicle to Mammoth Lakes Recreation.
3. Authorize the Public Works Director to prepare, process, and execute applicable documents on behalf of Mono County to transfer ownership of the Vehicle to Mammoth Lakes Recreation.

**Stump moved; Corless seconded**

**Vote: 4 yes; 0 no; 1 absent**

**M19-80**

**Tony Dublino:**

- Introduced item.
- Jeep would be used to support the ESSRP coordinator.
- Town has agreed to reimburse the County to pay the incidentals.

**Supervisor Stump:**

- Agrees with the transfer. Is MLR non-profit? How is this not a gift of public funds?

**Stacey Simon:**

- So long as there are public purpose for it, it is not a gift.

CORRECTED MOTION TO REFLECT THE STAFF REPORT.

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

No one spoke.

*Adjourned at 10:05 AM, April 16, 2019*

*Reconvened: 9:06 AM, April 17, 2019*

Pledge of Allegiance led by Supervisor Gardner.

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

No one spoke.

Moved to item 5e.

**D. Compensation Study Results and Proposed Salary Adjustments for At-Will**

**Note:**

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors



## **Employees**

Departments: CAO; Human Resources

(Leslie Chapman, Dave Butters) - Presentation regarding the Compensation Study methodology and results, along with a request to renew or amend specified contracts for At-Will employees based on results of the study.

### **Action:**

Approving a contract with Nate Greenberg as IT Director, and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

**Corless moved; Gardner seconded**

**Vote: 4 yes; 0 no; 1 absent**

### **R19-18**

Approving a contract with Janet Dutcher as Director of Finance, and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

**Corless moved; Gardner seconded**

**Vote: 5 yes; 0 no**

### **R19-19**

Approving a contract with Gerald Frank as Assistant Director of Finance, Treasurer Tax Collector, and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

**Corless moved; Gardner seconded**

**Vote: 5 yes; 0 no**

### **R19-20**

Approving a contract with Stephanie Butters 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.

**Corless moved; Gardner seconded**

**Vote: 5 yes; 0 no**

### **R19-21**

Approving a contract with Dave Butters and Director of Human Resources, and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

**Corless moved; Gardner seconded**

**Vote: 5 yes; 0 no**

### **R19-22**

Approving a contract with Jeff Simpson as Economic Development Manager,

#### **Note:**

**These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors**

and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

**Corless moved; Gardner seconded**

**Vote: 5 yes; 0 no**

**R19-23**

Approve amendments to the employment agreements of Tony Dublino, Robin Roberts, Wendy Sugimura, Stacey Simon, Karin Humiston, Sandra Pearce, Kathy Peterson, Chris Mokracek, Shannon Kendall, Alicia Vennos, Joe Blanchard, Jacob Sloane and Helen Nunn which implement revisions to compensation to reflect the results of the compensation study. Authorize the Board Chair to execute said contract amendments on behalf of the County.

**Gardner moved; Corless seconded**

**Vote: 5 yes; 0 no**

**M19-82**

**Fiscal Impact:** The impact of these salary equity adjustments is \$163,824 to the General Fund and \$63,160 to Non-General Fund departments. This represents a 4.6% overall increase in At-Will contract expenditures and 5% is included in the current budget and in the 2019-20 budget request.

*Fiscal Impact read into record by Chair Peters.*

**Leslie Chapman, CAO:**

- Introduced item.
- Spreadsheet in packet shows results of salary survey. Will discuss blank spaces.

**Dave Butters, Human Resources Director:**

- Went through presentation (available in additional documents).

*Break: 10:15 AM*

*Reconvene: 10:27 AM*

## **E. 2020 5-Year Road Capital Improvement Project and SB 1 Project List**

Departments: Public Works

(Garrett Higerd) - Review 5-Year Road CIP with updated funding estimates. Provide direction on project priorities and timing. Adopt a Road Maintenance and Rehabilitation Account (RMRA) Project List, meeting requirements to receive SB1 funding.

**Action:** Approve Resolution R19-24, Adopting a list of County transportation projects to receive funding in FY 2019-2020 pursuant to SB 1: The Road Repair and Accountability Act of 2017 (SB1).

**Gardner moved; Stump seconded**

**Vote: 4 yes; 0 no; 1 absent**

**Note:**

**These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors**

**R19-24**

**Garrett Higerd, Engineer:**

- Update on Capital Improvement Projects.
- RMRA and HUTA – Road Maintenance and Rehabilitation Account, Highway Users Tax Account.
- Packaging projects to get decent economy of scale when bidding.
- Standards have not been updated since 1991.
- Resolution adopts everything in the white portion of the chart (see staff report). RMRA funded in 19-20.

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

No one spoke.

**9. CLOSED SESSION at 11:04 AM**

**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 - Public Employment**

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

**C. 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.

**D. 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, Mono County et al. v. Los Angeles Department of Water and Power et al.*, Mono County Superior Case No. 10088.

**THE AFTERNOON SESSION WILL RECONVENE NO EARLIER THAN 1:00 PM**

**Note:**

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

*Reconvene: 1:04 PM*

Nothing to report out of closed session  
Supervisor Gardner left during Closed Session to have a meeting with the Forest Service.

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

No one spoke.

## **11. REGULAR AGENDA - AFTERNOON**

### **A. Mono-Madera County Boundary Adjustment Update & Direction**

Departments: CAO

(Kevin Carunchio) - Mono-Madera County Boundary Adjustment Update & Direction.

**Action:** None.

#### **Kevin Carunchio, Assistant CAO:**

- Introduced item.

#### **Chief Frank Frievalt, Mammoth Lakes Fire:**

- Typically takes 6 people to provide the needed help.
- Has no agreement with Madera County.
- Page 1, 3a of the MOU: concern with the wording "...Sheriff's Department will..." It's a statement of delegated responsibility, not authority. Financial responsibilities have to be reviewed by Madera County. Mono County has no authority to make real time decisions.
- Unified Commanders work in the same space, no way to do that in real time, so not sure it's the best practice.
- First request - whatever deliberations are had with Madera County, wishes the Fire department to be included.
- **Supervisor Corless:** Disaster response, fire particularly, are there are evacuation or shelters in place for that area?
- There is one road in there. If a fire is established in that area we can very quickly find that egressing people out of reds meadow is no longer possible. 600 – 800 people down there at any given time. Should discover what would work in the field first then determine how to make it work administratively, rather than the other way around.

#### **Sheriff Braun:**

- Sheriff's office had the original MOU, asked Madera to start paying for services rendered in their county.
- Prefers the adjustment for ease of access.
- Language amended to say "will to the best of our ability" would be preferable.
- Billed for deputy responses and vehicles and mileage. \$6,000 to \$10,000 a year.
- 

#### **Deanna Dulen, Superintendent, Devils Postpile:**

- The patient should come first. Public Safety should come first.
- This is one of the most important requests to respond to.

#### **Note:**

**These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors**

- The National Park Service helps out with the simple emergencies.
- Geographic reality is that Mono County are the first responders.

**Bobby Tanner, Reds Meadow Resort and Pack Station:**

- Been there since 1960's
- No one knew about Madera county prior to the 80s.
- Pays taxes to Madera County. Doesn't see Marketing or anything from the check he sends over there.
- There is precedence of everyone else recognizing the problem.
- CADFW zone moved; Sierra National Forest boundary.
- No fish stocking from Madera county either.
- Public Works guys are doing a great job.

**Tony Dublino:**

Solid Waste comes to Mono County and makes it ways to County landfills.

Sandy Hoven???

Glad Bob brought up TOT

Also interest tax, number of things like that that are losses that Mono County does. Think you need every little piece to be able to talk to Madera County about that.

**Leslie Chapman:**

- Madera's loss is about \$62,000.

**Lynda Salcido, Town of Mammoth Lakes Councilmember:**

- Believes a larger MOU should be considered.

**Supervisor Corless:**

- Wants to reframe the letter given the information we received today.
- There is a major public safety concern - extreme wild fire danger across the state that all local governments are being looked to address.
- Mono County should first request consideration of a boundary adjustment, then request the need to address the issues expressed today - as a short-term fix - with an amended MOU.
- We all have a responsibility to be the best stewards of this place.
- Asks to be authorized to work directly with Kevin on the letter and have the Board approve it later.

**Supervisor Stump:**

- The letter should address the possibility of Madera County saying no to the boundary adjustment.

Board direction to formally reach out to the Town to see if the Town would like to cosign our letter.

**B. Agreement for Interim County Administrative Officer**

Departments: County Counsel

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

**Note:**

**These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors**

**Action:** Announce Fiscal Impact. Approve Resolution #R19-25, Approving a contract with David Wilbrecht as Interim County Administrative Officer and prescribing the compensation, appointment and conditions of said interim employment. Authorize the Board Chair to execute said contract on behalf of the County.

**Fiscal Impact:** The cost of this contract is \$3,623 per week, which includes salary of \$3,334 and employer taxes of \$289. As the temporary employment of a CalPERS retiree incurs no benefits, there is a cost saving to the County of \$677 per week until the permanent CAO is hired.

**Stump moved; Corless seconded**

**Vote: 3 yes; 0 no; 2 absent**

**R19-25**

*Fiscal Impact read into record by Chair Peters.*

**Stacey Simon:**

- Introduced item. Discussed agreement for Dave Wilbrecht, former Mono County CAO.
- He will start April 29; CAO Chapman's last day is May 3.

## 12. BOARD MEMBER REPORTS

**Supervisor Corless:**

- 4/10: Mono County Behavioral Health "Strengths Model" meeting—County staff hosted the California Institute for Behavioral Health Solutions, Dr. Rick Gosha, and a group of 14 researchers and practitioners from Hong Kong met with our staff; Mono is leading in the state in implementing the strengths-based model of patient case management, which is part of our collaborative work with Inyo and Alpine Counties. Inspiring and informative to see our county staff in action. Thank you to Sal Montanez for the invitation.
- 4/16: Caltrans Fallen Worker Memorial
- 4/16: Wildlife Stewardship Team mtg: Convened by our Community Development Dept, this group is looking at moving forward with wildlife crossings/mitigation on 395 near Mammoth Airport. Caltrans will complete the project initiation document later this year, and Caltrans applied for prop 68 grant funding through the Wildlife Conservation Board for environmental work, need for project funding beyond that.

**Supervisor Gardner:**

- Last Thursday the 11th I attended with the Board and County leaders another Strategic Planning session. I found this time very useful in thinking about how best to serve our Mono County residents through development of thoughtful program and service goals and measurements. Thanks to Leslie, Nate Greenberg and others for their continued time and energy devoted to making our strategic planning effort successful.
- Last Friday I attended a meeting of the Eastern Sierra Council of Governments. We heard an excellent presentation from several public health advocates about the need for a regionwide approach to banning flavored tobacco. We also approved moving forward to each of the four ESCOG entities a proposed agreement making the ESCOG a Joint Powers Authority.
- On Friday I also attended with Supervisor Halferty a meeting of the Eastern Sierra Transit Authority. We discussed and acted on several items, including proposed service for the 2019 summer months, and approval of an ESTA charter service policy. Two notable items of discussion included terminating the June Lake winter and summer

**Note:**

**These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors**

ESTA shuttles, but with a commitment to work on creative solutions for future service in this area, and consideration of how to continue service to residents along the upper part of Old Mammoth Road. No decision on the latter issue was taken at the meeting, but a commitment was made to work on possible solutions.

- Finally, last night I attended a meeting of the Mono basin Fire Safe Council in lee vining. The Council has applied for a small grant from SCE that would support numerous public outreach programs to increase public awareness about wildfire prevention. The Council is also working on other activities including setting up chipper days and arranging for inspections of homes for fire resistance recommendations.

**Supervisor Halferty:**

- Absent.

**Supervisor Peters:**

- 10th Jan Cutts
- 11th Strategic Plan
- 11th Jim Erdman
- 11th David Griffith Alpine County
- 16th Cal Trans Workers Memorial
- Upcoming:
- 4/18 Regional Oversight committee on Child support
- DFW Chuck Bonham April 23rd
- CSAC Legislative Conference

**Supervisor Stump:**

- 4-11: Attended the Strategic Planning Workshop
- 4-15: Met with Tri Valley Farmers
- 4-15: Phone meeting with Aaron Steinwand, Executive Director of the OVGA
- 4-16: Phone meeting with the ESTA Director. Discussed Tri Valley needs and circumstances.
- Thank you to Public Works for their quick work on septic system repairs at the Chalfant Community Center. I visited the site last Wednesday and the problem had been located and a plan in the works to fix it.
- Thank you to Stacey Simon and Jason Canger for helping sort through another DWP emerging issue.
- Crowley Skate Park is clear of snow and being used. Congrats to the skaters themselves who swept the entire park.
- Fish Commission took comments on Fish regulations. Have a lot of concern focused on life safety and the impacts of these. At some time we need to weigh in on this.

**ADJOURNED at 2:48 PM**

**ATTEST**

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**JOHN PETERS  
CHAIR OF THE BOARD**

**Note:**

**These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors**

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**SCHEEREN DEDMAN**  
**SR. DEPUTY CLERK OF THE BOARD**





**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** May 7, 2019

**Departments: Clerk of the Board**

**TIME REQUIRED**

**SUBJECT** Board Minutes

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Approval of minutes of Special Meeting held on April 18, 2019.

**RECOMMENDED ACTION:**

Approve the minutes of Special Meeting held on April 18, 2019.

**FISCAL IMPACT:**

None.

**CONTACT NAME:**

**PHONE/EMAIL:** /

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

<p>Click to download</p> <p> <a href="#">4-18-19 DRAFT Minutes</a></p>
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**History**

Time	Who	Approval
4/26/2019 10:40 AM	County Administrative Office	Yes
5/2/2019 3:31 PM	County Counsel	Yes
4/26/2019 8:46 AM	Finance	Yes



**DRAFT MEETING MINUTES  
BOARD OF SUPERVISORS, COUNTY OF MONO  
STATE OF CALIFORNIA**

MEETING LOCATION Mammoth Lakes CAO Conference Room, 3rd Floor Sierra Center Mall, 452  
Old Mammoth Rd. Suite 306, Mammoth Lakes, CA 93546

**Special Meeting  
April 18, 2019**

<b>Flash Drive</b>	<b>Portable Recorder</b>
<b>Minute Orders</b>	<b>M19-83</b>
<b>Resolutions</b>	<b>R19-26 Not Used</b>
<b>Ordinance</b>	<b>ORD19-02 Not Used</b>

10:00 AM Meeting Called to Order by Chair Peters.  
*Supervisors Present: Corless, Gardner, Peters, and Stump.*  
*Supervisors Absent: Halferty.*

**The Mono County Board of Supervisors stream all of their meetings live on the internet and archives them afterward. To listen to any meetings from June 2, 2015 forward, please go to the following link: <http://www.monocounty.ca.gov/meetings>.**

Pledge of Allegiance led by Chair Peters.

**1 OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**

No one spoke.

**2. AGENDA ITEMS**

*Closed Session at 10:03 AM.*

**A. Closed Session - Public Employment**

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

**B. Closed Session - Initiation of Litigation**

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION.

**Note:**

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code section 54956.9. Number of potential cases: one.

### **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: *U.S.A. et al. v. Walker River Irrigation District et al.*, U.S. Ninth Circuit Court of Appeals, Case No. 15-16478 (and related cases).

*Reconvened: 11:52 AM*

Nothing to report out of Closed Session.

### **D. Letter of Support for AB 1010**

Departments: Board of Supervisors

(Supervisor Halferty) - AB 1010 would address the ambiguities and omissions in State law that currently limit access by California tribes and tribal entities to housing and community development programs operated by the California Department of Housing and Community Development (HCD). It would also reconstitute the California Indian Assistance Program at HCD. Given Mono County's rich history and currently active tribes, it is in the best interest of Mono County and its residents to support the expansion of funding available in Mono County to help address the shortage of safe, adequate and affordable housing. Supporting Assembly Bill 1010 would allow more of Mono County's citizens access to State housing funds.

**Action:** Approve and authorize Chair to sign letter of support as presented or as modified by the Board.

**Gardner moved; Stump seconded**

**Vote: 5 yes; 0 no**

**M19-83**

**Supervisor Halferty:**

- Introduced item. Given Mono County housing prices and its tribes, AB1010 supports tribes by allowing access to State funding.

**ADJOURNED at 11:55 AM**

**ATTEST**

---

**JOHN PETERS  
CHAIR OF THE BOARD**

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**SCHEEREN DEDMAN**

**Note:**

**These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors**

**SR. DEPUTY CLERK OF THE BOARD**



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** May 7, 2019

**Departments: Public Works**

**TIME REQUIRED**

**SUBJECT** Cooperative Agreements Pertaining  
to Assistance with Tioga Pass Spring  
Opening

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

The National Park Service and Caltrans have both initiated snow removal operations on Highway 120 this year. As of the writing of this report, no formal requests for assistance have been received, but this approval will enable the Department of Public Works to act immediately if/when such requests emerge.

**RECOMMENDED ACTION:**

Adopt proposed resolution R19-\_\_\_, Authorizing the Public Works Director to execute and administer cooperative agreements to enable Department of Public Works personnel and equipment to assist with snow removal activities associated with Spring openings of Highway 120, Tioga Pass Highway.

**FISCAL IMPACT:**

Fiscal impact this year and in future years will depend upon whether requests for assistance are made, and the associated depth of snow, weather conditions, and road debris. All project work (if requested) would be completed during the normal work day and no overtime is allowed. Any fiscal impact will result from personnel salaries and fuel already budgeted in the Road Fund. A chart detailing previous Mono County costs associated with the opening of Tioga Pass is attached as Exhibit 1.

**CONTACT NAME:** Tony Dublino

**PHONE/EMAIL:** 760.932.5459 / tdublino@mono.ca.gov

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

Click to download
<a href="#">Staff Report</a>
<a href="#">Resolution</a>

[MOU](#)

[Exhibit 1: Tioga Pass Assistance - historic costs](#)

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**History**

<b>Time</b>	<b>Who</b>	<b>Approval</b>
5/2/2019 11:50 AM	County Administrative Office	Yes
5/2/2019 11:34 AM	County Counsel	Yes
5/2/2019 9:43 AM	Finance	Yes



# MONO COUNTY

## DEPARTMENT OF PUBLIC WORKS

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POST OFFICE BOX 457 • 74 NORTH SCHOOL STREET • BRIDGEPORT, CALIFORNIA 93517  
760.932.5440 • Fax 760.932.5441 • [monopw@mono.ca.gov](mailto:monopw@mono.ca.gov) • [www.monocounty.ca.gov](http://www.monocounty.ca.gov)

**Date:** May 7, 2019  
**To:** Honorable Chair and Members of the Board of Supervisors  
**From:** Tony Dublino, Director of Public Works  
**Subject:** MOU with Yosemite National Park pertaining to snow removal assistance on Tioga Pass Highway

### Recommended Action:

1. Consider and potentially adopt Resolution No. R19-\_\_\_, A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE PUBLIC WORKS DIRECTOR TO EXECUTE AND ADMINISTER COOPERATIVE AGREEMENTS TO ENABLE DEPARTMENT OF PUBLIC WORKS PERSONNEL AND EQUIPMENT TO ASSIST WITH SNOW REMOVAL ACTIVITIES ASSOCIATED WITH SPRING OPENINGS OF HIGHWAY 120, TIOGA PASS HIGHWAY
2. Authorize the Department of Public Works' Personnel and Equipment to assist with the 2019 spring opening of Tioga Pass.
3. Provide any desired direction to staff.

### Fiscal Impact:

Fiscal impact this year and in future years will depend upon whether requests for assistance are made, and the associated depth of snow, weather conditions, and road debris. All project work (if requested) would be completed during the normal work day and no overtime is allowed. Any fiscal impact will result from personnel salaries and fuel already budgeted in the Road Fund. A chart detailing previous Mono County costs associated with the opening of Tioga Pass is attached as Exhibit 1.

### Discussion:

In prior years, the Mono County Board of Supervisors have authorized assistance to Caltrans and Yosemite National Park with the removal of snow along State Highway 120 over Tioga Pass. Such assistance requires individual agreements to be in place. An agreement with Caltrans is currently in place, and today's Resolution (Exhibit 2) would provide for agreements with Yosemite National Park and Mammoth Mountain Ski Area, as necessary.

These agreements will enable the County to consider, authorize, and act on future requests for assistance without having to go through delays associated with procuring these agreements. Future requests for assistance would continue come to the Board for authorization and could be acted upon immediately.

The early and expeditious removal of snow along this nationally designated transportation corridor has resulted in substantial benefits to the residents and businesses of Mono County, visitors to the Yosemite National Park, and the traveling public in general.

The National Park Service and Caltrans have both initiated snow removal operations on Highway 120 this year. As of the writing of this report, no formal requests for assistance have been received, but this approval will enable the Department of Public Works to act immediately if/when such requests emerge.

The proposed MOU establishes the framework for how the work will be performed, but does not obligate the County to provide the assistance now or in the future. The MOU with Yosemite National Park is attached as Exhibit 3. The MOU with Mammoth Mountain Ski Area, which would allow for the utilization of snow cats to assist in the efforts, is currently under review, and is not included at this time. Neither agreement involves the exchange of monies—just in-kind contributions of personnel and equipment.

If you have any questions regarding this item, please contact me, at 760.932.5459 [tdublino@mono.ca.gov](mailto:tdublino@mono.ca.gov).

Respectfully submitted,



Tony Dublino  
Director of Public Works

Attachments: Exhibit 1 – Mono County costs to assist YNP  
Exhibit 2 – Resolution  
Exhibit 3 – MOU







**RESOLUTION NO. R19-**

**A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS  
AUTHORIZING THE PUBLIC WORKS DIRECTOR TO EXECUTE AND ADMINISTER  
COOPERATIVE AGREEMENTS TO ENABLE DEPARTMENT OF PUBLIC WORKS  
PERSONNEL AND EQUIPMENT TO ASSIST WITH SNOW REMOVAL ACTIVITIES  
ASSOCIATED WITH SPRING OPENINGS OF HIGHWAY 120, TIOGA PASS HIGHWAY**

**WHEREAS**, Section 1670 of the California Streets and Highways Code authorizes the Board of Supervisors to enter into cooperative agreements with federal officers for the maintenance of highways within the county or outside county limits; and,

**WHEREAS**, in prior years, the Mono County Board of Supervisors has provided cooperative assistance to Yosemite National Park officials concerning the removal of snow along State Highway 120 over Tioga Pass and within Yosemite National Park; and,

**WHEREAS**, through the years the early and expeditious removal of snow along this nationally designated transportation corridor has resulted in substantial benefits to the residents and businesses of Mono County, visitors to the Yosemite National Park, and the traveling public in general.

**NOW, THEREFORE, BE IT RESOLVED** that the Mono County Board of Supervisors authorizes the Director of the Department of Public Works to execute and administer cooperative agreements, in consultation with County Counsel, and to work with California Department of Transportation and National Park Service officials in a cooperative effort to initiate the most cost-effective and expeditious method of implementing Spring snow removal operations on State Highway 120.

1 **APPROVED AND ADOPTED** this 14th day of May 2019, by the following vote of the Board of  
2 Supervisors, County of Mono:

3 **AYES** :  
4 **NOES** :  
5 **ABSENT** :  
6 **ABSTAIN** :

7  
8 \_\_\_\_\_  
9 John Peters, Chair  
10 Mono County Board of Supervisors

11 ATTEST: Approved as to Form:  
12  
13 \_\_\_\_\_  
14 Shannon Kendall  
15 Clerk of the Board  
16  
17 \_\_\_\_\_  
18 Stacey Simon  
19 County Counsel  
20  
21  
22  
23  
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28

**MEMORANDUM OF UNDERSTANDING BETWEEN THE UNITED STATES  
DEPARTMENT OF THE INTERIOR, NATIONAL PARK SERVICE  
AND THE COUNTY OF MONO (CALIFORNIA)**

This Memorandum of Understanding ("MOU") is entered into by and between the National Park Service, a bureau of the United States Department of the Interior ("NPS"), and the County of Mono (California), a political subdivision of the State of California ("Mono County"). Hereinafter, NPS and Mono County may be referred to individually as a "Party" and collectively as the "Parties".

**ARTICLE I – BACKGROUND AND OBJECTIVES**

The objective of this MOU is to document the relationship and establish the standards, terms, and conditions under which NPS has authorized Mono County to provide snow removal services along Tioga Road (also known as California State Route 120) over Tioga Pass and within Yosemite National Park to the Tuolumne Meadows area. **Nothing in this MOU shall require a Party to obligate or transfer funds to another Party.**

**ARTICLE II – AUTHORITY**

The Act of August 25, 1916, 54 USC §§100101, 100301-100303 (formerly 16 U.S.C. §§ 1, 2-4), and amendments thereto, authorizes NPS to promote and regulate the use of the federal areas known as national parks, monuments, and reservations by such means and measures as conform to the fundamental purpose of the parks, monuments and reservations, which purpose is to conserve the scenery and natural and historic objects and wildlife therein and to provide for the enjoyment of the same in such manner and by such means as will leave them unimpaired for the enjoyment of future generations.

**ARTICLE III – STATEMENT OF WORK**

A. Mono County will:

1. To the extent equipment, funds, and/or personnel are available, provide NPS with snow removal services to assist in the spring opening of the eastern entrance to Yosemite National Park. Specifically, Mono County will provide snow removal services starting at the east boundary of Yosemite National Park at Tioga Pass and ending where Tioga Road becomes passable for vehicular traffic. Mono County will provide such snow removal services only on Tioga Road, and NPS crews will clear side roads, campgrounds and housing areas.

2. Provide snow removal services at or above the same operating and safety standards for snow removal services established under the Tioga Pass Road Opening Plan, which is attached hereto as Attachment A and incorporated herein by this reference. All Mono County snow removal equipment will only work and travel within the paved road prism of Tioga Road.

3. Provide equipment at its own expense, including daily operation, maintenance, and repair or replacement costs, when snow removal services are provided. Mono County will ensure inspection of equipment for United States Department of Labor, Occupational Safety and Health Administration ("OSHA") compliance and suitability.

Additionally, Mono County's on-site contact person will be responsible for Mono County staff and employee compliance with the Tioga Pass Road Opening Plan (Attachment A). Mono County employees will be covered by Mono County's current workers compensation insurance policy.

- B. NPS will:
  - 1. Provide avalanche training at no cost to Mono County if requested.
  - 2. Through its Facilities Management Division, the Yosemite National Park Roads and Trails Branch Chief shall coordinate the scheduling of snow removal services between NPS and Mono County crews.

#### **ARTICLE IV – CONDITIONS OF AGREEMENT**

A. The Parties shall not provide each other false information; the provision or giving of false information by either Party will be considered a breach of conditions and be grounds for termination of this MOU.

B. Mono County shall provide snow removal services subject to the supervision of the Yosemite National Park Superintendent or his/her designee, and shall comply with all applicable federal, state, county, and municipal laws, ordinances, regulations, codes, and the terms and conditions of this MOU. Failure to do so may result in the immediate suspension of snow removal services and/or the termination of this MOU.

C. NPS, through the Yosemite National Park Superintendent or his/her designee, shall provide avalanche training and coordinate the provision and scheduling of Mono County snow removal services, and shall comply with all applicable federal, state, county, and municipal laws, ordinances, regulations, codes, and the terms and conditions of this MOU. Failure to do so may result in the immediate suspension of the Parties obligation and performance to provide services described in this MOU and/or the termination of this MOU.

D. If any provision of this MOU shall be found to be invalid or unenforceable, then the remainder of this MOU shall not be affected, and the other provisions of this MOU shall be valid and be enforced to the fullest extent permitted by law.

E. The Mono County Public Works Department Director is responsible for making all necessary contacts and arrangements with other governmental, public agency, and private entities to secure required inspections, permits, licenses, etc. necessary for Mono County to provide the snow removal services described in this MOU.

F. Failure to comply with any of the terms and conditions of this MOU may result in the immediate suspension snow removal services and/or the termination of this MOU.

G. This MOU is made upon the express condition that NPS, its agents, and employees shall be free from all liabilities and claims for damages and/or suits for or by reason of any injury, injuries, death or damage to any person or persons or property of any kind whatsoever, whether to the person or property of Mono County, its agents or employees, or third parties, from any cause or causes whatsoever while in or upon said premises or any part thereof during the term of this MOU

or occasioned by any occupancy or use of said premises or any activity carried on by Mono County in connection herewith. Likewise, this agreement MOU is made upon the express condition that Mono County, its agents, and employees shall be free from all liabilities and claims for damages and/or suits for or by reason of any injury, injuries, death or damage to any person or persons or property of any kind whatsoever, whether to the person or property of the NPS, its agents or employees, or third parties, from any cause or causes whatsoever while in or upon said premises or any part thereof during the term of this MOU or occasioned by any occupancy or use of said premises or any activity carried on by NPS in connection herewith.

H. Mono County will designate, in writing, an individual responsible that will be on-site during snow removal services. The Mono County individual in this MOU as being in charge of on-site snow removal services must have full authority to make any decision about the snow removal services and must remain on-site at all times. He/she shall be responsible for all individuals with Mono County involved with snow removal services on Tioga Road.

I. As a condition of acceptance of this MOU by Mono County and pursuant to 41 U.S. C. 22, "No Member of Congress shall be admitted to any share or part of any contract or agreement made, entered into, or accepted by or on behalf of the United States, or to any benefit to arise thereupon."

J. Nothing in this MOU shall be construed as binding NPS to expend in any one fiscal year any sum in excess of appropriations made by Congress or administratively allocated for the purpose of this MOU for the fiscal year, or to involve the NPS in any contract or other obligation for the further expenditure of money in excess of such appropriations or allocations.

K. This MOU may not be transferred or assigned without the prior written consent of both Parties.

#### **ARTICLE V – KEY OFFICIALS**

A. Key officials are essential to ensure maximum coordination and communication between the Parties involved and the snow removal services being provided. They include the following:

[CONTINUED ON NEXT PAGE]

**For NPS:**

Michael T. Reynolds  
Superintendent, Yosemite National Park  
P.O. Box 557  
Yosemite, CA 95389  
Office: (209) 372-0201  
Fax: (209) 372-0220  
[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)

**For Mono County:**

Tony Dublino  
Director, Mono County Public Works Dept.  
74 North School Street  
P.O. Box 457  
Bridgeport, CA 93517  
Office: (760) 932-5440  
Fax: (760) 932-5441  
[tdublino@mono.ca.gov](mailto:tdublino@mono.ca.gov)

**VACANT**

Chief, Facilities Management, Yosemite  
National Park  
P.O. Box 700  
El Portal, CA 93518  
Office: (209) 379-1063  
Fax: (209) 379-1006

Gene Smith  
Chief, Roads and Trails Branch, Yosemite  
National Park  
P.O. Box 700  
El Portal, CA 95318  
Office: (209) 379-1075  
Fax: (209) 379-1143  
[gene\\_smith@nps.gov](mailto:gene_smith@nps.gov)

B. Communications – The Mono County Public Works Department will address any communication regarding this MOU to the key officials. Communications that relate solely to routine operational matters described in the current Tioga Pass Road Opening Plan may be sent to Gene Smith, Roads and Trails Branch Chief (209-379-1075).

C. Changes in Key Officials – Neither Party may make any permanent change in a key official without written notice to the other Party reasonably in advance of the proposed change. The notice will include a justification with sufficient detail to permit evaluation of the impact of such a change on the scope of services specified within this MOU. Any permanent change in key officials will be made only by modification to this MOU.

**ARTICLE VI – MODIFICATION AND TERMINATION**

A. Only a written instrument executed by the Parties may modify this MOU.

B. Either Party may terminate this MOU without cause and at-will by providing the other Party with thirty (30) days advance written notice. In the event that one Party provides the other Party with notice of its intention to terminate, the Parties will meet promptly to discuss the reasons for the notice and to try to resolve their differences.

C. Notwithstanding any other term or condition herein, this MOU may be terminated at the discretion of the Yosemite National Park Superintendent or the Mono County Public Works Director upon 24 hours' notice, or without notice if damage to resources, facilities, or equipment is threatened or occurs.

**ARTICLE VII – STANDARD CLAUSES**

A. Civil Rights - During the performance of this MOU, the Parties agree to abide by the terms of U.S. Department of the Interior – Civil Rights Assurance Certification, non-discrimination and will not discriminate against any person because of race, color, religion, sex, or national origin. The participants will take affirmative action to ensure that applicants are employed without regard to their race, color, sexual orientation, national origin, disabilities, religion, age, or sex.

B. Public Information Release – NPS will provide information to the public regarding the snow removal services, projects, and efforts of the Parties in improving visitor experience in Yosemite National Park. Both Parties will provide information to the public regarding services provided under this MOU to the extent required by law.

**ARTICLE VIII – SIGNATURES**

IN WITNESS WHEREOF, the Parties have executed this MOU on the date(s) set forth below:

**FOR THE NATIONAL PARK SERVICE:**

**FOR THE COUNTY OF MONO:**

Signature: *Michael T. Reynolds*  
for: Michael T. Reynolds  
Superintendent, Yosemite National  
Park

Signature: \_\_\_\_\_  
Tony Dublino  
Director, Mono County Public  
Works Department

Date: 4/23/19

Date: \_\_\_\_\_



**Tioga Pass  
Mono County Snow Removal Costs**

<b>Year</b>	<b>Staff Wages</b>	<b>Equipment Charges</b>	<b>Total Costs</b>	<b>Opening Date</b>	<b>Snowpack as of April 1</b>
<b>2019</b>					<b>176%</b>
2018	0	0	0	21-May	0
2017	\$0	\$0	\$0	27-Jun	177%
2016	\$23,460	\$26,943	\$50,403	18-May	89%
2015	\$0	\$0	\$0	4-May	7%
2014	\$0	\$0	\$0	2-May	33%
2013	\$0	\$0	\$0	11-May	52%
2012	\$0	\$0	\$0	7-May	43%
2011	\$29,623	\$36,285	\$65,908	18-Jun	178%
2010	\$21,416	\$27,030	\$48,446	5-Jun	107%
2009	\$0	\$0	\$0	19-May	92%
2008	\$0	\$0	\$0	21-May	99%
2007	\$0	\$0	\$0	11-May	46%
2006	\$2,804	\$3,314	\$6,118	17-Jun	129%
2005	\$9,011	\$12,733	\$21,744	24-Jun	163%
2004	\$13,775	\$13,228	\$27,003	14-May	83%
2003	\$0	\$0	\$0	31-May	65%
2002	\$0	\$0	\$0	22-May	95%
2001	\$0	\$0	\$0	12-May	67%
2000	\$10,677	\$10,588	\$21,264	18-May	97%
1999	\$0	\$0	\$0	28-May	110%
1998	\$0	\$0	\$0	1-Jul	156%



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** May 7, 2019

**Departments: Sheriff**

**TIME REQUIRED**

**SUBJECT** FY 19-20 Boating Safety and Enforcement Financial Aid Program Agreement

**PERSONS APPEARING BEFORE THE BOARD**

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

The purpose of the Boating Safety and Enforcement Financial Aid Program is to provide State financial aid to local governmental agencies whose waterways have high usage by transient boaters and an insufficient tax base to fully support a boating safety and enforcement program. The program is intended to augment existing local resources for boating safety and enforcement activities and is not intended to fully fund Boating Safety and Enforcement programs.

**RECOMMENDED ACTION:**

Approve Resolution 19-\_\_\_, Authorizing the Mono County Sheriff-Coroner, Mono County Sheriff's Office Emergency Services Coordinator, and/or the Mono County Sheriff's Office Finance Officer to apply for and administer the Boating Safety and Enforcement Financial Aid Program Agreement for Fiscal Year 2019-20.

**FISCAL IMPACT:**

The award will not exceed \$131,065. There is no match requirement for this grant. In previous years, this grant was used to pay on-going costs associated with regular boating patrol on 23 lakes and to enforce California boating laws applicable to our area. Past grant expenditures include salaries, overtime, benefits, maintenance, supplies, training, vehicle expenses, utilities, and occasionally replacement of equipment. Costs incurred and not covered by the grant are transferred to the Sheriff's budget.

**CONTACT NAME:** Sarah Roberts

**PHONE/EMAIL:** 760-932-5279 / sroberts@monosheriff.org;

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

Click to download
<input type="checkbox"/> <a href="#">Staff Report</a>
<input type="checkbox"/> <a href="#">Boating Resolution</a>

**History**

<b>Time</b>	<b>Who</b>	<b>Approval</b>
4/26/2019 11:22 AM	County Administrative Office	Yes
4/24/2019 2:19 PM	County Counsel	Yes
4/25/2019 3:23 PM	Finance	Yes

**MONO COUNTY**  
**SHERIFF**  
*A Commitment to Community Safety and Service*



**Ingrid Braun**  
Sheriff-Coroner

**MONO COUNTY SHERIFF'S OFFICE**

**Phillip West**  
Undersheriff

DATE: May 7, 2019  
TO: The Honorable Board of Supervisors  
FROM: Ingrid Braun, Sheriff-Coroner  
SUBJECT: California Department of Parks and Recreation, Division of Boating and Waterways, Fiscal Year 2019-2020 Boating Safety and Enforcement Financial Aid Program Agreement

**RECOMMENDATION:**

Approve Resolution 19-xx authorizing the Mono County Sheriff-Coroner, Mono County Sheriff's Office Emergency Services Coordinator, and/or the Mono County Sheriff's Office Finance Officer to apply for and administer the Boating Safety and Enforcement Financial Aid Program Agreement for Fiscal Year 2019-20. The Boating Safety and Enforcement Financial Aid Program Agreement will not exceed \$131,065.00.

**DISCUSSION:**

The purpose of the Boating Safety and Enforcement Financial Aid Program is to provide State financial aid to local governmental agencies whose waterways have high usage by transient boaters and an insufficient tax base to fully support a boating safety and enforcement program. The program is intended to augment existing local resources for boating safety and enforcement activities and is not intended to fully fund Boating Safety and Enforcement programs. Eligible costs include personnel; operations, maintenance and equipment; and administration.

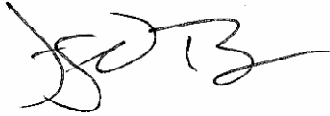
The California Department of Parks and Recreation, Division of Boating and Waterways, has requested a governing body resolution for participation in the Boating Safety and Enforcement Financial Aid Program Agreement. The resolution should specifically identify the following personnel as administrators to administer and sign documents related to the Boating Safety and Enforcement Financial Aid Program Agreement:

Mono County Sheriff-Coroner  
Mono County Sheriff's Office Emergency Management Coordinator  
Mono County Sheriff's Office Finance Officer

**FINANCIAL IMPACT:**

This resolution will assist with meeting the program guidance for participation in the Boating Safety and Enforcement Financial Aid Program Agreement for Fiscal Year 2019-2020. When the agreement is awarded, the award will not exceed \$131,065.00. There is no match requirement for this grant.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'IB', is written over a faint, illegible stamp.

Ingrid Braun, Sheriff-Coroner



R19-\_\_

**A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS  
AUTHORIZING THE COUNTY'S PARTICIPATION IN THE FY 2019-2020  
CALIFORNIA DEPARTMENT OF BOATING AND WATERWAYS GRANT  
PROGRAM AND DESIGNATING THE SHERIFF-CORONER AS AN AUTHORIZED  
AGENT TO SIGN FOR AND ADMINISTER THE GRANT**

**WHEREAS**, Mono County, a political subdivision of the State of California, wishes to participate in the 2019-2020 California Department of Boating and Waterways grant program and to authorize the Mono County Sheriff-Coroner to act as its agent to sign for and administer grants thereunder; and

**NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF MONO RESOLVES that:**

**SECTION ONE:** The County of Mono's participation in the 2019-2020 California Department of Boating and Waterways grant program is hereby authorized.

**SECTION TWO:** The Mono County Sheriff-Coroner, Mono County Sheriff's Emergency Management Coordinator, or the Mono County Sheriff's Office Finance Officer is authorized to execute for and on behalf of Mono County any documents necessary for the purpose of obtaining and administering financial assistance provided by the State of California Department of Boating and Waterways and to act as the County's agent with respect thereto.

**SECTION THREE:** The department shall not allocate funds to any county or a public agency within a county unless the department receives a resolution adopted annually by the board of supervisors authorizing the county to participate in the program and certifying that the county will expend for boating safety programs during that year not less than an amount equal to 100 percent of the amount received by the county from personal property taxes on vessels. The money allocated to a county pursuant to subdivision (a) shall be used only for boating safety and enforcement programs, as specified in subdivision (a), that are conducted in that county.

1 **PASSED, APPROVED** and **ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2019,  
2 by the following vote, to wit:

3 **AYES:**

4 **NOES:**

5 **ABSENT:**

6 **ABSTAIN:**

7  
8  
9  
10 \_\_\_\_\_  
11 John Peters, Chair  
12 Mono County Board of Supervisors

13 **ATTEST:**

14 **APPROVED AS TO FORM:**

15  
16 \_\_\_\_\_  
17 Clerk of the Board

18  
19 \_\_\_\_\_  
20 County Counsel



## **Boating Safety and Enforcement Financial Aid Program Agreement**

This agreement entered into this *1<sup>ST</sup> day of July, 2019*, by and between the CALIFORNIA DEPARTMENT OF PARKS AND RECREATION, DIVISION OF BOATING AND WATERWAYS, hereinafter called "Department," and the *COUNTY OF MONO*, hereinafter called "Agency";

### **WITNESSETH**

**WHEREAS**, Contingent on approval of the **Fiscal Year 2019-2020** budget, the Department intends to agree with Agency for the purpose of performing boating safety and enforcement activities as described in Title 14, California Code of Regulations Section 6593.3; and

**WHEREAS**, Agency is equipped, staffed and prepared to provide such services on the terms and conditions set forth in this agreement and in accordance with Title 14, California Code of Regulations Section 6593 et seq.; and

**WHEREAS**, pursuant to Title 14, California Code of Regulations Section 6593.6, Department shall enter into an annual agreement with each participating agency;

**NOW, THEREFORE**, it is mutually agreed as follows:

#### **I. Applicable Law**

Agency shall observe and comply with all applicable federal, state, and county statutes, ordinances, regulations, directives, and laws, including, but not limited to, Harbors and Navigation Code Section 663.7 and Section 6593 et seq. of Title 14, California Code of Regulations. Agreement shall be deemed to be executed within the State of California and construed and governed by the laws of the State of California.

#### **II. Description of Services**

Agency shall conduct boating safety and enforcement activities in the jurisdiction of the Agency in consideration of the payments hereinafter set forth.

#### **III. Payments**

- A. **Maximum Amount**. The amount the Department shall be obligated to pay for services rendered under this agreement shall not exceed **\$131,065.00** for the agreement term in full consideration of Agency's performance of the services described in this agreement.
- B. **Rate of Payment**. The Department shall reimburse Agency in accordance with the reimbursement procedures set forth in Title 14, California Code of Regulations Section 6593.9.



- C. Submission of Claims. Agency shall submit claims for reimbursement to the Department contact person identified in paragraph V of this contract on a \_\_\_monthly **OR** \_\_\_quarterly basis. **(Please check one)**
- D. Failure to Submit Claims. Claims for reimbursement shall be submitted within 60 days following the last day of the reporting period. Pursuant to Title 14, California Code of Regulations 6593.9 (i), the Department may reduce an Agency's allocation by five percent if the Agency exceeds the sixty-day billing period and an additional five percent for every thirty-day period thereafter that the Agency is late in filing a claim.

**IV. Records**

Agency shall maintain records pursuant to Section 6593.10 of Title 14, California Code of Regulations.

**V. Notice**

Notice shall be in writing and shall be deemed to have been served when it is deposited in the United States mail, first class postage prepaid, and addressed as follows:

***TO DEPARTMENT***

*Ms. Joanna Andrade*  
*Department of Parks and Recreation*  
*Division of Boating and Waterways*  
*One Capitol Mall, Suite 500*  
*Sacramento, CA 95814*

***TO AGENCY***

*Mono County Sheriff*  
*100 Bryant Street*  
*Bridgeport, CA 93517*

Either party may change the address to which subsequent notice and/or other communication can be sent by giving written notice designating a change of address to the other party.

**VI. Term**

This agreement shall be for the term beginning **July 1, 2019**, and ending **June 30, 2020**.

**VII. Prior Agreements**

All prior agreements regarding this subject matter between Department and Agency are hereby terminated effective June 30 prior to the term beginning date of this agreement.

**VIII. Amendment**

No amendment or variation of the terms of this agreement shall be valid unless made in writing and signed by the parties hereto.

**IX. Termination**

Agency may terminate this agreement without cause in writing at any time. Department may terminate this agreement without cause upon a sixty (60) days written notice served upon the Agency.

**X. Special Provisions**

- A. Agency hereby certifies that the obligations created by this agreement do not violate the provisions of Sections 1090 to 1096 of the Government Code.
- B. This agreement shall have no force or effect until signed by the Department, Agency, and approved by the Department of General Services Legal Department, if required.
- C. Agency shall continue with the responsibilities of this agreement during any dispute.
- D. In the event of an allocation reduction for this program, an equal allotment will be decrease from every participant.

IN WITNESS WHEREOF, the parties hereto have executed this agreement as of the day and year first above written.

CALIFORNIA DEPARTMENT OF PARKS AND RECREATION, DIVISION OF BOATING AND WATERWAYS


By: \_\_\_\_\_

*California Department of Parks and Recreation,  
Division of Boating and Waterways*

Date: \_\_\_\_\_

“Department”

COUNTY OF MONO

By: INGRID BRAUN 

Title: SHERIFF

Date: 4.3.19

“Agency”



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

## **REGULAR AGENDA REQUEST**

Print

**MEETING DATE** May 7, 2019

**Departments: Human Resources**

**TIME REQUIRED**

**SUBJECT** Second Amendment to MOU with  
Deputy Sheriff's Association

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

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### **AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Proposed Resolution Adopting and Approving Second Amendment to Memorandum of Understanding with Mono County Deputy Sheriff's Association, related to the County's deferred compensation plan.

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### **RECOMMENDED ACTION:**

Adopt proposed resolution R19-\_\_\_, Adopting and Approving Second Amendment to Memorandum of Understanding with Mono County Deputy Sheriff's Association, related to the County's deferred compensation plan.

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### **FISCAL IMPACT:**

There is no fiscal impact to approving this amendment to the MOU with the DSA related to the implementation of the previous 401(a) deferred compensation. This amendment returns to the deferred compensation model which existed prior to the current MOU. Throughout this process the County modeled similar costs for the 401(a) as compared to the ICMA Vantage Care plan.

---

**CONTACT NAME:** Dave Butters

**PHONE/EMAIL:** x5413 / dbutters@mon.ca.gov

---

### **SEND COPIES TO:**

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### **MINUTE ORDER REQUESTED:**

YES  NO

---

### **ATTACHMENTS:**

<b>Click to download</b>
<input type="checkbox"/> <a href="#">Staff Report</a>
<input type="checkbox"/> <a href="#">Resolution</a>
<input type="checkbox"/> <a href="#">Amendment</a>

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History

<b>Time</b>	<b>Who</b>	<b>Approval</b>
4/30/2019 3:32 PM	County Administrative Office	Yes
4/30/2019 12:55 PM	County Counsel	Yes
5/2/2019 9:56 AM	Finance	Yes



# County of Mono

## County Administrative Office

**David L. Wilbrecht**  
Interim County Administrative Officer

**Dave Butters**  
Human Resources Director

**Jay Sloane**  
Risk Manager

To: Honorable Board of Supervisors

From: Dave Butters

Date: May 7, 2019

Re: Agreement and Second Amendment to Memorandum of Understanding Between Mono County and the Deputy Sheriffs' Association

**Recommendation:** Adopt proposed resolution approving Agreement and Second Amendment to Memorandum of Understanding (MOU) between the County of Mono and the Mono County Deputy Sheriffs' Association (DSA).

**Fiscal Impact:** There is no fiscal impact to approving this amendment to the MOU with the DSA related to the implementation the previous 401(a) deferred compensation. This amendment returns to the deferred compensation model which existed prior to the current MOU. Throughout this process the County modeled similar costs for the 401(a) as compared to the ICMA Vantage Care plan.

**Discussion:** When the Memorandum of Understanding (MOU) between the County of Mono (County) and the Mono County Deputy Sheriffs' Association (Association) for the term of January 1, 2017 through December 31, 2021 was negotiated, it was agreed that the County would implement a Retiree Health Saving Program to be administered by ICMA Vantage Care.

The first amendment to the MOU modified the contribution model to better align with IRS discrimination testing requirements for this type of plan and pushed back the implementation date until January 1, 2019.

Support for ICMA Vantage Care plan among Association members was divided from the beginning but as it was only one component of many within an MOU which was agreeable to the membership it was adopted as part of the total package. During the implementation process a series of delays were experienced which increased Association member frustration with the process. Association leadership requested a pause in the implementation process so they could vote on whether to continue with the ICMA implementation or return to the 401(a) deferred compensation model that existed prior to the current MOU, effective as of January 1, 2017. The Association vote was overwhelming in support of returning to the 401(a) deferred compensation plan.

All Association members have had pretax deductions from payroll earnings taken since January 1, 2019 for the purpose of contributing to the ICMA plan, when implemented. Since the plan was never fully implemented those deductions are available for investment into a 401(a) plan with County match up to 3% of employee earnings or be returned to the employee as taxable income.

The Board adopted a resolution approving the Second Amendment at its April 2, 2019 meeting. However, after adoption, an error in the proposed amendment was discovered, and the Association did not sign that version. Accordingly, there is the need for the Board to approve a corrected version of the amendment, so that this matter can be finalized.



R19-\_\_

**A RESOLUTION OF THE MONO COUNTY  
BOARD OF SUPERVISORS ADOPTING AND APPROVING  
AGREEMENT AND SECOND AMENDMENT TO THE MEMORANDUM OF  
UNDERSTANDING BETWEEN THE COUNTY OF MONO AND  
THE MONO COUNTY DEPUTY SHERIFFS' ASSOCIATION**

**WHEREAS**, the Mono County Board of Supervisors has the authority under section 25300 of the Government Code to prescribe the compensation, appointment, and conditions of employment of County employees; and

**WHEREAS**, the County is required by the Meyers-Milias-Brown Act (sections 3500 et seq. of the Government Code) to meet and confer with recognized employee organizations before changing the terms and conditions of employment applicable to the employee classifications represented by those organizations; and

**WHEREAS**, following a meet-and-confer process, the County and the Mono County Deputy Sheriffs' Association (the "Association") entered into a Memorandum of Understanding governing the terms and conditions of employment for employee classifications represented by the Association, which is effective January 1, 2017 through December 31, 2021, and which was first amended on November 6, 2018 (the "MOU"); and

**WHEREAS**, County representatives and the Association met, conferred, and reached mutually-acceptable terms for a proposed second amendment to the MOU to replace provisions in Article 14 of the MOU regarding the establishment of an ICMA VantageCare account with provisions reinstating an Internal Revenue Code section 401(a) Plan consistent with the 401(a) Plan provided pursuant to the prior MOU between the County and the Association and the County approved Resolution R19-15 on April 2, 2019, to make the agreed-upon change; and

**WHEREAS**, following approval of R19-15, but before the amendment was executed by the Association, an error was identified in the wording of the proposed amendment which does not reflect the agreement between the parties and requires revision through approval by the Board of a revised Agreement and Second Amendment;

**NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF MONO RESOLVES** that:

**SECTION ONE:** The Agreement and Second Amendment to the Memorandum of Understanding between the County of Mono and the Mono County Deputy Sheriffs' Association for the period of January 1, 2017 through December 31, 2021, which is attached hereto as an Exhibit and incorporated by this reference, is hereby ratified, adopted and approved.

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**SECTION TWO:** The terms and conditions of employment set forth in the MOU, as modified by the Second Amendment, are hereby prescribed. The Chair of the Board of Supervisors shall execute said Agreement and Second Amendment to the MOU on behalf of the County.

**SECTION THREE:** This Resolution, including its incorporated Exhibit, shall supersede, and replace in its entirety, Resolution R19-15, which shall be of no further force and effect.

**PASSED, APPROVED and ADOPTED** this 7<sup>th</sup> day of May, 2019, by the following vote, to wit:

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAIN:**

\_\_\_\_\_  
John Peters, Chair  
Mono County Board of Supervisors

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Clerk of the Board

\_\_\_\_\_  
County Counsel



**AGREEMENT AND SECOND AMENDMENT TO MEMORANDUM OF  
UNDERSTANDING BETWEEN THE COUNTY OF MONO AND THE MONO  
COUNTY DEPUTY SHERIFF'S OFFICERS' ASSOCIATION (DSA)**

This Agreement and Second Amendment between the County of Mono (County) and the Mono County Deputy Sheriff's Officers' Association (DSA) modifies the current Memorandum of Understanding between the County and the DSA, effective January 1, 2017 through December 31, 2021, and first amended on November 6, 2018 (the "MOU").

The purpose of this Agreement and Second Amendment is to effectuate the parties' intent to eliminate the ICMA VantageCare account described in Article 14 of the MOU, reinstate provisions providing an Internal Revenue Code section 401(a) Plan as a vehicle for retirement savings and provide options for employees to redirect payroll deductions made since January 1, 2019, previously intended for deposit into the ICMA VantageCare account, to taxable income or into the County 457 Plan.

In furtherance of these goals, the parties agree to amend Paragraph 14 of the MOU to read as follows:

ARTICLE 14. 401(a) PLAN

A. Employees hired on or after May 1, 2001, are not eligible to earn or receive post-retirement health benefits provided by paragraph A of Article 15 but shall instead be eligible to receive County contributions into an Internal Revenue Code Section 401(a) Plan ("401(a) Plan") established by the County, as described more fully below. Any active Employee of the unit who was hired prior to May 1, 2001, may also elect to receive County contributions into a 401(a) Plan under this Article, if he or she waives and relinquishes any present or future rights to receive the post-retirement health benefits provided by paragraph A of Article 15.

B. The County shall contribute into the 401(a) Plan an amount on behalf of each Employee participating under this Article equal to the amount contributed by that Employee from his or her own pre-tax salary into one of the County's Section 457 deferred compensation plans ("457 Plan") or into the 401(a) Plan directly (if made available to Employee contributions) but not to exceed three percent (3%) of the Employee's pre-tax salary. Accordingly, if an Employee contributes a total of one to three percent (1- 3%) of his or her pre-tax salary to a 457 Plan, then the dollar amount of the County's 401(a) contribution would fully match the Employee's 457 contribution; if an Employee contributes more than three percent (3%) of his or her pre-tax salary to a 457 Plan, then the dollar amount of the County's 401(a) Plan contribution would be three percent (3%) (and not more) of the Employee's base pre-tax salary and would not fully match the Employee's 457 contribution. The Employee may direct the investment of said contributions in accordance with the options or limitations provided by the 401(a) Plan. The Employee's ability to withdraw the County's contributions into the 401(a) Plan is set forth in paragraph C.

C. The 401(a) Plan has the following vesting schedule for participating Employees to earn and be eligible to withdraw or otherwise receive a portion (or in some cases all) of his or her total account value at the time of termination:

<u>Years of County Service</u>	<u>Portion of Account Value Vested</u>
Less than 1 year	0 percent
1 year plus 1 day to 2 years	10 percent
2 years plus 1 day to 3 years	20 percent
3 years plus 1 day to 4 years	40 percent
4 years plus 1 day to 5 years	60 percent
5 years plus 1 day but less than 6 years	80 percent
6 years or more	100 percent

D. In addition to and notwithstanding the foregoing, Employees' options for withdrawing, "rolling over," and otherwise using account money -- and the tax consequences of such withdrawals and use -- shall be subject to any legal requirements or limitations of Internal Revenue Code Section 401(a) and any other applicable laws with which the County and the 401(a) Plan must comply.

E. Since January 1, 2019 (the "withholding period"), the County has deducted one percent (1%) of Employees' pre-tax salary each payroll period for the purpose of contribution to an ICMA VantageCare account. The amounts withheld shall not be deposited into an ICMA VantageCare account and shall instead be redirected in accordance with one of the following options:

Option 1- Return to the Employee through payroll as taxable income.

Option 2 – Contribution to an existing or new County 457 Plan. Such contribution would be matched by the County with a contribution to the 401(a) Plan as described in paragraph B of this Article. Additionally, the Employee may elect, by authorizing a payroll deduction, to contribute an amount greater than 1% of his or her pre-tax salary to a County 457 Plan for the withholding period, in order to increase the amount of the County's matching contribution to the 401(a) Plan, up to the maximum match amount described in paragraph B for the withholding period.

No later than by May 8, 2019, Employees shall select one of the above options and notify the Finance Director, or designee, in writing of the election and of any additionally authorized payroll deduction. In the event the Employee does not make a timely election, the County shall implement Option 1 for that Employee.

In witness thereof, the parties hereto, acting by and through their duly authorized representatives have executed this Side Letter this 7<sup>th</sup> day of May 2019.

\_\_\_\_\_  
 JOHN PETERS, CHAIR  
 Mono County Board of Supervisors

\_\_\_\_\_  
 BRENT GILLESPIE, PRESIDENT  
 Mono County Deputy Sheriffs' Association

\_\_\_\_\_  
 Date

\_\_\_\_\_  
 Date

Approved as to Form:

Approved as to Form:

\_\_\_\_\_  
 Stacey Simon, County Counsel

\_\_\_\_\_  
 Robb McCandlish, Association Negotiator



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** May 7, 2019

**Departments: Economic Development**

**TIME REQUIRED**

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

Jeff Simpson

**SUBJECT** Mono County Fish and Wildlife  
Commission Appointments

---

### AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

On April 1, 2019 the appointments of Jim King and Jeff Parker to the Mono County Fish and Wildlife Commission expired. In addition to those expiring terms, commissioner Dan Anthony sent in his resignation from the commission on February 5, 2019.

A Notice of Vacancy was published in local newspapers on the second week of March, resulting in one new application from James Ricks of Coleville. Mr. King and Mr. Parker wish to remain on the commission and be re-appointed for a new four-year term.

---

### RECOMMENDED ACTION:

The Board consider and appoint James Ricks and reappoint Jim King and Jeff Parker to a 4-year term on the Mono County Fish and Wildlife Commission starting May 1, 2019 and ending April 30, 2023.

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### FISCAL IMPACT:

None.

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**CONTACT NAME:** Jeff Simpson

**PHONE/EMAIL:** 760-924-4634 / jsimpson@mono.ca.gov

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### SEND COPIES TO:

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### MINUTE ORDER REQUESTED:

YES  NO

---

### ATTACHMENTS:

Click to download

[Staff Report](#)

[James Ricks Application](#)

**History**

<b>Time</b>	<b>Who</b>	<b>Approval</b>
4/26/2019 11:21 AM	County Administrative Office	Yes
4/24/2019 2:33 PM	County Counsel	Yes
4/25/2019 9:15 AM	Finance	Yes



# MONO COUNTY

## ECONOMIC DEVELOPMENT and SPECIAL PROJECTS

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P.O. BOX 603, MAMMOTH LAKES, CALIFORNIA 93546  
(760) 924-1743 • (760) 924-1701 (Fax)

---

Alicia Vennos  
Economic Development Director  
Avennos@mono.ca.gov  
760-924-1743

Jeff Simpson  
Economic Development Manager  
Jsimpson@mono.ca.gov  
760-924-4634

---

### STAFF REPORT

---

**SUBJECT:** Mono County Fish and Wildlife Commission Appointments

**RECOMMENDATION:** The Board consider and appoint James Ricks and reappoint Jim King and Jeff Parker to a 4-year term on the Mono County Fish and Wildlife Commission starting May 1, 2019 and ending April 30, 2023.

**BACKGROUND:** On April 1, 2019 the appointments of Jim King and Jeff Parker to the Mono County Fish and Wildlife Commission expired. In addition to those expiring terms, commissioner Dan Anthony sent in his resignation from the commission on February 5, 2019.

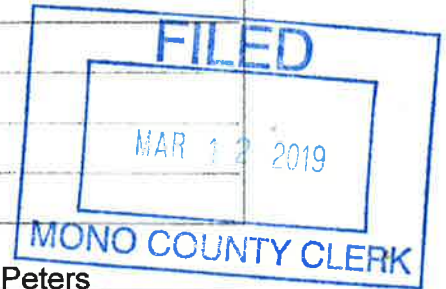
A Notice of Vacancy was published in local newspapers on the second week of March, resulting in one new application from James Ricks of Coleville. Mr. King and Mr. Parker wish to remain on the commission and be re-appointed for a new four-year term.

**DISCUSSION:** Mr. Ricks, Mr. King and Mr. Parker all have excellent backgrounds in fish and wildlife and will be great contributors to the Mono County Fish and Wildlife Commission and stewards for Mono County in the future.

**FISCAL IMPACT:** None.

# MONO COUNTY APPLICATION FOR APPOINTMENT TO BOARDS/COMMISSIONS/COMMITTEES

<b>DATE</b>	February 26, 2019
<b>NAME</b>	James Ricks
<b>POSITION APPLIED FOR:</b>	
Antelope Valley Commissioner For Fisheries Commission	
<b>RESIDENCE ADDRESS</b>	701 Meadow Dr Coleville, CA 96107
<b>PHONE</b>	775-221-0036
<b>BUSINESS ADDRESS</b>	95 E Mill Creek Lane Coleville, CA 96107
<b>PHONE</b>	775-221-0036
<b>OCCUPATION</b>	Pastor



How did you learn of the opening? From Supervisor John Peters

Please state briefly any experience of which you feel will be helpful when you serve in this appointment: Life time fisherman, outdoor enthusiast, good people skills

Other information may be submitted by resume if desired.

Summary of background and skills: As a pastor have dealt with a variety of people. I am in charge of a lot of volunteers, making sure they get the task accomplished as well as work together. I have experience putting together a budget and seeing the organization adheres to it.

Professional experience: See above question.

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Education: Bachelor of Science Degree

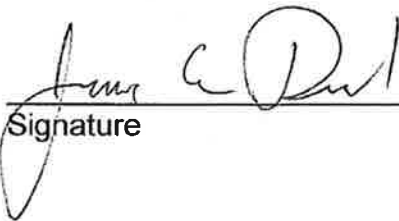
Professional and/or community organizations: Vice President of Northern Mono Chamber of Commerce, Vice President of Northern Mono County Hospice, Announcer and score keeper for Coleville High School Athletics

Personal interests and hobbies: Fishing, camping, just about anything outdoors, woodworking

Have you ever been convicted of a felony, which would disqualify you from appointment? (No) If you are appointed and cannot be bonded as required, your appointment will be revoked.

If you desire a personal interview or wish to address the Board, you may contact the Board of Supervisor's Office directly at (760) 932-5533.

Please return application to: Clerk of the Board  
County of Mono  
P. O. Box 715  
Bridgeport, CA 93517

  
Signature

2-26-18  
Date



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** May 7, 2019

**Departments: Economic Development**

**TIME REQUIRED**

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

Jeff Simpson

**SUBJECT** Mono County Economic  
Development, Tourism and Film  
Commission Appointments

---

### AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

The appointment of Steve Morrison to the Mono County Economic Development, Tourism and Film Commission recently expired. In addition to that expiring term, commissioner Jimmy Little sent in his resignation from the commission January 29, 2019.

A Notice of Vacancy was published in local newspapers on the second week of March, resulting in one new application from Erinn Wells of Bridgeport. Mr. Morrison wishes to remain on the commission and be re-appointed for a new four-year term.

---

### RECOMMENDED ACTION:

The Board consider and appoint Erinn Wells and reappoint Steve Morrison to 4-year terms on the Mono County Economic Development, Tourism and Film Commission starting May 7, 2019 and ending April 30, 2023.

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### FISCAL IMPACT:

None.

---

**CONTACT NAME:** Jeff Simpson

**PHONE/EMAIL:** 760-924-4634 / jsimpson@mono.ca.gov

---

### SEND COPIES TO:

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### MINUTE ORDER REQUESTED:

YES  NO

---

### ATTACHMENTS:

Click to download

[Staff Report](#)

[Commission Application](#)

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History



<b>Time</b>	<b>Who</b>	<b>Approval</b>
4/26/2019 10:47 AM	County Administrative Office	Yes
4/24/2019 2:32 PM	County Counsel	Yes
4/25/2019 9:17 AM	Finance	Yes



# MONO COUNTY

## ECONOMIC DEVELOPMENT and SPECIAL PROJECTS

---

P.O. BOX 603, MAMMOTH LAKES, CALIFORNIA 93546  
(760) 924-1743 • (760) 924-1701 (Fax)

---

Alicia Vennos  
Economic Development Director  
Avennos@mono.ca.gov  
760-924-1743

Jeff Simpson  
Economic Development Manager  
Jsimpson@mono.ca.gov  
760-924-4634

---

### STAFF REPORT

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**SUBJECT:** Mono County Economic Development, Tourism and Film Commission Appointments.

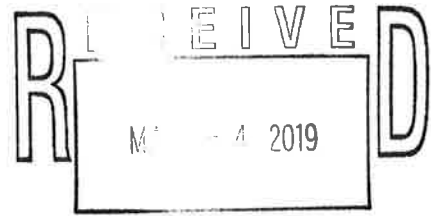
**RECOMMENDATION:** The Board consider and appoint Erinn Wells and reappoint Steve Morrison to a 4-year term on the Mono County Economic Development, Tourism and Film Commission starting May 7, 2019 and ending April 30, 2023.

**BACKGROUND:** The appointment of Steve Morrison to the Mono County Economic Development, Tourism and Film Commission recently expired. In addition to that expiring term, commissioner Jimmy Little sent in his resignation from the commission January 29, 2019.

A Notice of Vacancy was published in local newspapers on the second week of March, resulting in one new application from Erinn Wells of Bridgeport. Mr. Morrison wishes to remain on the commission and be re-appointed for a new four-year term.

**DISCUSSION:** Ms. Wells and Mr. Morrison both have excellent backgrounds in economic development, tourism and filming and will be great contributors to the Mono County Economic Development, Tourism and Film Commission and stewards for Mono County in the future.

**FISCAL IMPACT:** None.



# MONO COUNTY APPLICATION FOR APPOINTMENT TO BOARDS/COMMISSIONS/COMMITTEES

OFFICE OF THE CLERK

DATE	2.27.19
NAME	ERINN WELLS
POSITION APPLIED FOR:	
MONO COUNTY TOURISM MEMBER	

RESIDENCE ADDRESS	375 ASPEN LN. BRIDGEPORT, CA 93517
PHONE	760/616-4133
BUSINESS ADDRESS	100 MAIN ST. BRIDGEPORT, CA 93517
PHONE	760/932-7021
OCCUPATION	SMALL BUSINESS OWNER

How did you learn of the opening? JOHN PETERS

Please state briefly any experience of which you feel will be helpful when you serve in this appointment: I WAS RAISED IN BRIDGEPORT, IN THE HOSPITALITY INDUSTRY SINCE 1972. I HAVE A LOT OF KNOWLEDGE OF THE AREA AND HAVE BEEN INVOLVED

Other information may be submitted by resume if desired.

Summary of background and skills: → IN MARKETING MY OWN PROPERTIES. I OWN 3 LODGING ESTABLISHMENTS IN BRIDGEPORT - THE WALKER RIVER LODGE, SILVER MAPLE INN AND THE CAIN HOUSE. I ALSO WORKED IN COMMERCIAL PROPERTY IN THE 1990'S.

Professional experience: AS STATED ABOVE

Education: B.S. - UNIVERSITY OF SOUTHERN CALIFORNIA

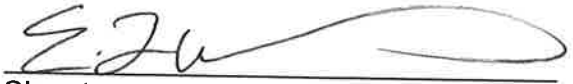
Professional and/or community organizations: BRIDGEPORT CHAMBER OF COMMERCE, FORMER BOARD MEMBER OF BRIDGEPORT PUD AND BRIDGEPORT RPAC

Personal interests and hobbies: TRAIL RUNNING, SKIING, HIKING, RAISING TWO CHILDREN.

Have you ever been convicted of a felony, which would disqualify you from appointment? If you are appointed and cannot be bonded as required, your appointment will be revoked. NO

If you desire a personal interview or wish to address the Board, you may contact the Board of Supervisor's Office directly at (760) 932-5533.

Please return application to: Clerk of the Board  
County of Mono  
P. O. Box 715  
Bridgeport, CA 93517

  
Signature

2.27.19  
Date



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** May 7, 2019

**Departments: Finance**

**TIME REQUIRED**

**SUBJECT** Monthly Treasury Transaction Report

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

---

### AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Treasury Transaction Report for the month ending 3/31/2019.

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### RECOMMENDED ACTION:

Approve the Treasury Transaction Report for the month ending 3/31/2019.

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### FISCAL IMPACT:

None.

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**CONTACT NAME:** Gerald Frank

**PHONE/EMAIL:** 7609325483 / gfrank@mono.ca.gov

---

### SEND COPIES TO:

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### MINUTE ORDER REQUESTED:

YES  NO

---

### ATTACHMENTS:

Click to download

[Treasury Transaction Report for the month ending 3/31/2019](#)

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### History

Time	Who	Approval
4/26/2019 10:49 AM	County Administrative Office	Yes
4/24/2019 2:40 PM	County Counsel	Yes
4/23/2019 3:57 PM	Finance	Yes



## Mono County Transaction Summary by Action Investment Portfolio

Begin Date: 2/28/2019, End Date: 3/31/2019

Action	Settlement Date	CUSIP	Face Amount / Shares	Description	Purchase Price	Principal	Interest / Dividends	YTM @ Cost	Total
<b>Buy Transactions</b>									
Buy	3/5/2019	32117BCX4	249,000.00	First National Bank Dama 2.8 5/5/2023	100.00	249,000.00	0.00	2.80	249,000.00
Buy	3/7/2019	359899AE1	245,000.00	Fulton Bank 2.85 3/7/2023	100.00	245,000.00	0.00	2.85	245,000.00
Buy	3/13/2019	69417ACG2	249,000.00	Pacific Crest Savings Bank 2.85 3/13/2024	100.00	249,000.00	0.00	2.85	249,000.00
<b>Subtotal</b>			<b>743,000.00</b>			<b>743,000.00</b>	<b>0.00</b>		<b>743,000.00</b>
Deposit	3/18/2019	LAIF6000Q	1,000,000.00	Local Agency Investment Fund LGIP	100.00	1,000,000.00	0.00	0.00	1,000,000.00
Deposit	3/29/2019	OAKVALLEY0670	10,414.53	Oak Valley Bank Cash	100.00	10,414.53	0.00	0.00	10,414.53
Deposit	3/29/2019	OAKVALLEY0670	11,413,307.66	Oak Valley Bank Cash	100.00	11,413,307.66	0.00	0.00	11,413,307.66
Deposit	3/31/2019	CAMP60481	42,798.68	California Asset Management Program LGIP	100.00	42,798.68	0.00	0.00	42,798.68
Deposit	3/31/2019	FIT	1,500,000.00	Funds in Transit Cash	100.00	1,500,000.00	0.00	0.00	1,500,000.00
<b>Subtotal</b>			<b>13,966,520.87</b>			<b>13,966,520.87</b>	<b>0.00</b>		<b>13,966,520.87</b>
<b>Total Buy Transactions</b>			<b>14,709,520.87</b>			<b>14,709,520.87</b>	<b>0.00</b>		<b>14,709,520.87</b>
<b>Interest/Dividends</b>									
Interest	3/1/2019	84485EAE7	0.00	Southwest Financial Federal CU 3.15 2/26/2021		0.00	601.69	0.00	601.69
Interest	3/1/2019	369674AX4	0.00	GE Credit Union 3 8/31/2020		0.00	573.04	0.00	573.04
Interest	3/1/2019	3130A9AK7	0.00	FHLB 1.375 9/1/2020-16		0.00	3,781.25	0.00	3,781.25
Interest	3/1/2019	155751CU2	0.00	Central Valley Support Services Joint Powers Agenc		0.00	16,163.55	0.00	16,163.55
Interest	3/1/2019	91435LAB3	0.00	University of Iowa Community Credit Union 3 4/28/2		0.00	563.84	0.00	563.84
Interest	3/1/2019	499724AD4	0.00	Knox TVA Employee Credit Union 3.25 8/30/2023		0.00	610.82	0.00	610.82
Interest	3/1/2019	798136TK3	0.00	City of San Jose CA Airport 4.75 3/1/2020- 11		0.00	11,875.00	0.00	11,875.00
Interest	3/3/2019	9497486Z5	0.00	WELLS FARGO BK NA SIOUXFALLS SD 1.6 8/3/2021		0.00	300.71	0.00	300.71
Interest	3/5/2019	31926GAL4	0.00	First Bank of Greenwich 3 11/8/2020		0.00	566.14	0.00	566.14
Interest	3/5/2019	981571CE0	0.00	Worlds Foremost Bk Sidney NE 1.75 5/5/2021		0.00	268.49	0.00	268.49
Interest	3/9/2019	313380GJ0	0.00	FHLB 2 9/9/2022		0.00	10,000.00	0.00	10,000.00
Interest	3/9/2019	59452WAE8	0.00	Michigan Legacy Credit Union 3.45 11/9/2023		0.00	659.00	0.00	659.00
Interest	3/9/2019	05580ALT9	0.00	BMW Bank North America 2.7 3/9/2022		0.00	3,280.32	0.00	3,280.32



## Mono County Transaction Summary by Action Investment Portfolio

Begin Date: 2/28/2019, End Date: 3/31/2019

Action	Settlement Date	CUSIP	Face Amount / Shares	Description	Purchase Price	Principal	Interest / Dividends	YTM @ Cost	Total
Interest	3/10/2019	25460FCF1	0.00	Direct Federal Credit Union 3.5 9/11/2023		0.00	668.55	0.00	668.55
Interest	3/10/2019	59013JZP7	0.00	Merrick Bank 2.05 8/10/2022		0.00	385.29	0.00	385.29
Interest	3/11/2019	20033APV2	0.00	COMENITY CAP BK SALT LAKE CITY UTAH 1.6 4/12/2021		0.00	300.71	0.00	300.71
Interest	3/13/2019	66736ABP3	0.00	Northwest Bank 2.95 2/13/2024		0.00	563.49	0.00	563.49
Interest	3/13/2019	3136G34X0	0.00	FNMA 1.15 9/13/2019		0.00	4,312.50	0.00	4,312.50
Interest	3/14/2019	88563LAG2	0.00	Three Rivers Federal Credit Union 2.8 11/14/2019		0.00	534.84	0.00	534.84
Interest	3/14/2019	45581EAR2	0.00	Industrial and Commercial Bank of China USA, NA 2.		0.00	498.05	0.00	498.05
Interest	3/15/2019	3136G3CU7	0.00	FNMA 1.55 6/15/2020-16		0.00	7,750.00	0.00	7,750.00
Interest	3/15/2019	20143PDV9	0.00	Commercial Bank Harrogate 3.4 11/15/2023		0.00	649.45	0.00	649.45
Interest	3/15/2019	55266CQE9	0.00	MB FINANCIAL BANK, NATIONAL ASSN 1.8 1/15/2021		0.00	338.30	0.00	338.30
Interest	3/15/2019	061785DY4	0.00	Bank of Deerfield 2.85 2/15/2024		0.00	544.39	0.00	544.39
Interest	3/15/2019	91159HHC7	0.00	US Bancorp 3 3/15/2022-22		0.00	7,500.00	0.00	7,500.00
Interest	3/15/2019	30257JAM7	0.00	FNB Bank Inc/Romney 3 1/16/2024		0.00	573.04	0.00	573.04
Interest	3/15/2019	62384RAF3	0.00	Mountain America Federal Credit Union 3 3/27/2023		0.00	563.84	0.00	563.84
Interest	3/16/2019	33640VCF3	0.00	First Service Bank 3.3 5/16/2023		0.00	630.35	0.00	630.35
Interest	3/16/2019	24422ESS9	0.00	John Deere Cap 2.3 9/16/2019		0.00	5,750.00	0.00	5,750.00
Interest	3/16/2019	36962G4R2	0.00	General Electric Co. 4.375 9/16/2020		0.00	10,937.50	0.00	10,937.50
Interest	3/17/2019	855736DA9	0.00	STATE BK & TR CO DEFIANCE OHIO 1.6 2/17/2021		0.00	300.71	0.00	300.71
Interest	3/17/2019	50116CBE8	0.00	KS Statebank Manhattan KS 2.1 5/17/2022		0.00	394.69	0.00	394.69
Interest	3/18/2019	22766ABN4	0.00	Crossfirst Bank 2.05 8/18/2022		0.00	385.29	0.00	385.29
Interest	3/18/2019	59161YAA4	0.00	Metro Credit Union 2.95 7/17/2020		0.00	563.49	0.00	563.49
Interest	3/19/2019	909557HX1	0.00	United Bankers Bank 3 9/21/2020		0.00	573.04	0.00	573.04
Interest	3/19/2019	560507AJ4	0.00	Maine Savings Federal Credit Union 3.3 5/19/2023		0.00	630.35	0.00	630.35
Interest	3/19/2019	310567AB8	0.00	Farmers State Bank 2.35 9/19/2022		0.00	441.67	0.00	441.67
Interest	3/20/2019	50625LAK9	0.00	Lafayette Federal Credit Union 3.5 11/20/2023		0.00	668.55	0.00	668.55
Interest	3/20/2019	32112UCW9	0.00	First National Bank of McGregor 2.85 2/21/2024		0.00	544.39	0.00	544.39



## Mono County Transaction Summary by Action Investment Portfolio

Begin Date: 2/28/2019, End Date: 3/31/2019

Action	Settlement Date	CUSIP	Face Amount / Shares	Description	Purchase Price	Principal	Interest / Dividends	YTM @ Cost	Total
Interest	3/20/2019	89236TFN0	0.00	Toyota Motor Credit Corp 3.45 9/20/2023-18		0.00	8,625.00	0.00	8,625.00
Interest	3/20/2019	87164WGC6	0.00	SYNCHRONY BANK 2 3/20/2020		0.00	2,429.86	0.00	2,429.86
Interest	3/21/2019	49254FAC0	0.00	Keesler Federal Credit Union 3.1 12/21/2020		0.00	592.14	0.00	592.14
Interest	3/21/2019	52248LAA4	0.00	Lebanon Federal Credit Union 3.2 9/21/2023		0.00	3,887.78	0.00	3,887.78
Interest	3/22/2019	061803AH5	0.00	Bank of Delight 2.85 2/22/2024		0.00	544.39	0.00	544.39
Interest	3/22/2019	90352RAC9	0.00	USAlliance Federal Credit Union 3 8/20/2021		0.00	563.84	0.00	563.84
Interest	3/22/2019	92535LCC6	0.00	Verus Bank of Commerce 2.8 2/22/2024		0.00	534.84	0.00	534.84
Interest	3/23/2019	33715LBE9	0.00	First Technology Federal Credit Union 2.3 8/23/201		0.00	432.27	0.00	432.27
Interest	3/24/2019	03753XBD1	0.00	Apex Bank 3.1 8/24/2023		0.00	582.63	0.00	582.63
Interest	3/24/2019	90348JEV8	0.00	UBS Bank USA 3.45 10/24/2023		0.00	659.00	0.00	659.00
Interest	3/25/2019	22230PBY5	0.00	Country Bank New York 3 1/25/2024		0.00	573.04	0.00	573.04
Interest	3/25/2019	330459BY3	0.00	FNB BANK INC 2 2/25/2022		0.00	375.89	0.00	375.89
Interest	3/26/2019	20070PHK6	0.00	COMMERCE ST BK WEST BEND WIS 1.65 9/26/2019		0.00	310.11	0.00	310.11
Interest	3/26/2019	88413QBD9	0.00	Third Federal Savings and Loan Assn. of Cleveland		0.00	2,186.88	0.00	2,186.88
Interest	3/26/2019	91330ABA4	0.00	UNITY BK CLINTON NJ 1.5 9/26/2019		0.00	281.92	0.00	281.92
Interest	3/27/2019	39115UBE2	0.00	Great Plains Bank 2.8 2/27/2024		0.00	534.84	0.00	534.84
Interest	3/27/2019	35637RCQ8	0.00	FREEDOM FIN BK W DES MOINES 1.5 7/26/2019		0.00	281.92	0.00	281.92
Interest	3/28/2019	080515CH0	0.00	Belmont Savings Bank 2.7 2/28/2023		0.00	507.45	0.00	507.45
Interest	3/28/2019	06062R4E9	0.00	Bank of Baroda New York 3.3 9/28/2023		0.00	4,009.27	0.00	4,009.27
Interest	3/28/2019	20786ABA2	0.00	CONNECTONE BK ENGLEWOOD 1.55 7/29/2019		0.00	291.32	0.00	291.32
Interest	3/28/2019	85916VBY0	0.00	STERLING BANK 1.7 7/26/2019		0.00	319.51	0.00	319.51
Interest	3/28/2019	59828PCA6	0.00	Midwest Bank of West IL 3.3 8/29/2022		0.00	630.35	0.00	630.35
Interest	3/29/2019	72247PAC0	0.00	Pine Bluff Cotton Belt FCU 2.8 8/31/2020		0.00	545.04	0.00	545.04
Interest	3/29/2019	01748DAX4	0.00	ALLEGIANCE BK TEX HOUSTON 2.15 9/29/2022		0.00	418.51	0.00	418.51
Interest	3/29/2019	3136G3VG7	0.00	FNMA 1.5 9/29/2020-17		0.00	1,875.00	0.00	1,875.00
Interest	3/29/2019	OAKVALLEY0670	0.00	Oak Valley Bank Cash		0.00	10,414.53	0.00	10,414.53





## Mono County Transaction Summary by Action Investment Portfolio

Begin Date: 2/28/2019, End Date: 3/31/2019

Action	Settlement Date	CUSIP	Face Amount / Shares	Description	Purchase Price	Principal	Interest / Dividends	YTM @ Cost	Total
Interest	3/30/2019	3133EJN62	0.00	FFCB 2.8 3/30/2020		0.00	11,666.67	0.00	11,666.67
Interest	3/31/2019	CAMP60481	0.00	California Asset Management Program LGIP		0.00	42,798.68	0.00	42,798.68
Interest	3/31/2019	LAIF6000Q	0.00	Local Agency Investment Fund LGIP		0.00	29,456.06	0.00	29,456.06
Interest	3/31/2019	17286TAC9	0.00	Citadel Federal Credit Union 3 10/30/2020		0.00	613.97	0.00	613.97
Interest	3/31/2019	3130A9MG3	0.00	FHLB 1.5 9/30/2021-16		0.00	7,500.00	0.00	7,500.00
Interest	3/31/2019	29278TCP3	0.00	Enerbank USA 3.2 8/30/2023		0.00	644.38	0.00	644.38
Interest	3/31/2019	67054NAM5	0.00	Numerica Credit Union 3.4 10/31/2023		0.00	719.03	0.00	719.03
Interest	3/31/2019	912828C65	0.00	T-Note 1.625 3/31/2019		0.00	12,187.50	0.00	12,187.50
Interest	3/31/2019	06426KAM0	0.00	Bank of New England 3.2 7/31/2023		0.00	671.30	0.00	671.30
Interest	3/31/2019	812541AA8	0.00	Seasons Federal Credit Union 3 10/30/2020		0.00	613.97	0.00	613.97
<b>Subtotal</b>			<b>0.00</b>			<b>0.00</b>	<b>245,525.22</b>		<b>245,525.22</b>
<b>Total Interest/Dividends</b>			<b>0.00</b>			<b>0.00</b>	<b>245,525.22</b>		<b>245,525.22</b>
<b>Sell Transactions</b>									
Matured	3/31/2019	912828C65	1,500,000.00	T-Note 1.625 3/31/2019	0.00	1,500,000.00	0.00	0.00	1,500,000.00
<b>Subtotal</b>			<b>1,500,000.00</b>			<b>1,500,000.00</b>	<b>0.00</b>		<b>1,500,000.00</b>
Withdraw	3/1/2019	FIT	500,000.00	Funds in Transit Cash	0.00	500,000.00	0.00	0.00	500,000.00
Withdraw	3/29/2019	OAKVALLEY0670	11,662,956.43	Oak Valley Bank Cash	0.00	11,662,956.43	0.00	0.00	11,662,956.43
<b>Subtotal</b>			<b>12,162,956.43</b>			<b>12,162,956.43</b>	<b>0.00</b>		<b>12,162,956.43</b>
<b>Total Sell Transactions</b>			<b>13,662,956.43</b>			<b>13,662,956.43</b>	<b>0.00</b>		<b>13,662,956.43</b>



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** May 7, 2019

**Departments:** Finance

**TIME REQUIRED**

**SUBJECT** Quarterly Investment Report

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Investment Report for the Quarter ending 3/31/2019.

**RECOMMENDED ACTION:**

Approve the Investment Report for the Quarter ending 3/31/2019.

**FISCAL IMPACT:**

None.

**CONTACT NAME:** Gerald Frank

**PHONE/EMAIL:** 7609325483 / gfrank@mono.ca.gov

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

Click to download
<a href="#">Investment Report for the Quarter ending 3/31/2019</a>

**History**

Time	Who	Approval
4/26/2019 10:49 AM	County Administrative Office	Yes
4/25/2019 4:05 PM	County Counsel	Yes
4/23/2019 4:00 PM	Finance	Yes



# DEPARTMENT OF FINANCE

## COUNTY OF MONO

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Gerald A. Frank  
Assistant Finance Director  
Treasurer-Tax Collector

Janet Dutcher, CPA, CGFM  
Finance Director

Stephanie Butters  
Assistant Finance Director  
Auditor-Controller

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**Date:** May 7, 2019  
**To:** Honorable Board of Supervisors  
Treasury Oversight Committee  
Treasury Pool Participants  
**From:** Gerald Frank  
**Subject:** Quarterly Investment Report

The Treasury Pool investment report for the quarter ended March 31, 2019 is attached pursuant to Government Code §53646(b) and includes the following reports:

- **Portfolio Holdings by Security Sector** - includes, among other information, the type of investment, issuer, date of maturity, par value, dollar amount invested in all securities and market value as calculated by Union Bank, in accordance with Government Code §53646(b)(1).
- **Distribution by Asset Category – Market Value** – Provides a graphic to make it easy to see the asset allocation by type of security.
- **Distribution by Maturity Range – Face Value** – Provides a bar graph to see the maturities of the various investments and gives the reader a sense of the liquidity of the portfolio.
- **Treasury Cash Balances as of the Last Day of the Most Recent 14 Months** – Shows growth in the current mix of cash and investments when compared to prior months and particularly the same time last year. Additionally, the section at the bottom shows maturity by month for all non-same day investments.
- **Mono County Treasury Pool Quarterly Yield Comparison** – Shows, at a glance, the county pool performance in comparison to two-year US Treasuries and the California Local Agency Investment Fund (LAIF).
- **Mono County Treasury Pool Participants** – Provides a graphic to make it easy to see the types of pool participants.

The County also has monetary assets held outside the County Treasury including:

- The Sheriff's Department has two accounts: The Civil Trust Account and the Sheriff's Revolving Fund. The balances in these accounts as of March 31, 2019 were \$29,408 and \$4,346 respectively.
- Mono County's OPEB (Other Post Employment Benefit) trust fund with PARS had a balance of \$20,629,178 as of February 28, 2019. This is an irrevocable trust to mitigate the liability for the County's obligation to pay for retiree health benefits.

The Treasury was in compliance with the Mono County Investment Policy on March 31, 2019.

Weighted Average Maturity (WAM) as of March 31, 2019 was 637 days.

It is anticipated that the County Treasury will be able to meet the liquidity requirements of its pooled participants for the next six months.

The investments are presented at fair market value in accordance with Government Accounting Standards Board (GASB) Statement No. 31, Accounting and Financial Reporting for Certain Investments and for External Pools. On the last day of the quarter, on a cost basis, the portfolio totaled \$113,972,092, and the market value was \$113,631,492.40 (calculated by Union Bank) or 99.70% of cost. Market value does not include accrued interest, which was \$407,020, on the last day of the quarter.

Investment Pool earnings are as shown below:

Quarter Ending	6/30/2018	9/30/2018	12/31/2018	3/31/2019
Average Daily Balance	\$99,054,354	\$87,416,898	\$105,707,557	\$113,596,251
Earned Interest (including accruals)	\$433,750	\$415,334	\$555,712	\$629,260
Earned Interest Rate	1.7564%	1.8850%	2.0857%	2.2466%
Number of Days in Quarter	91	92	92	90
Interest Received (net of amortized costs)	\$417,512	\$409,948	\$507,233	\$603,183
Administration Costs	\$10,736	\$10,841	\$11,286	\$19,093
Net Interest for Apportionment	\$406,776	\$399,107	\$495,947	\$584,090



## Mono County Portfolio Holdings by Security Sector As of March 31, 2019

Description	CUSIP	Settlement Date	Cost Value	Face Amount/Shares	Market Value	Coupon Rate	YTM @ Cost	Maturity Date	Days To Maturity	Credit Rating 1	Accrued Interest	% of Portfolio
<b>Cash</b>												
Oak Valley Bank Cash	OAKVALLEY0670	02/28/2009	5,454,195.03	5,454,195.03	5,454,195.03	2.442	2.442	N/A	1	None		4.80
<b>Sub Total / Average</b>			<b>5,454,195.03</b>	<b>5,454,195.03</b>	<b>5,454,195.03</b>	<b>2.442</b>	<b>2.442</b>		<b>1</b>		<b>0.00</b>	<b>4.80</b>
<b>Funds In Transit</b>												
Funds in Transit Cash	FIT	03/31/2018	1,500,000.00	1,500,000.00	1,500,000.00	0.000	0.000	N/A	1	None		1.32
<b>Sub Total / Average</b>			<b>1,500,000.00</b>	<b>1,500,000.00</b>	<b>1,500,000.00</b>	<b>0.000</b>	<b>0.000</b>		<b>1</b>		<b>0.00</b>	<b>1.32</b>
<b>Local Government Investment Pools</b>												
California Asset Management Program LGIP	CAMP60481	08/03/2017	19,362,992.49	19,362,992.49	19,362,992.49	2.610	2.610	N/A	1	None		17.03
Local Agency Investment Fund LGIP	LAIF6000Q	07/01/2014	2,651,340.95	2,651,340.95	2,651,340.95	2.436	2.436	N/A	1	NR		2.33
<b>Sub Total / Average</b>			<b>22,014,333.44</b>	<b>22,014,333.44</b>	<b>22,014,333.44</b>	<b>2.589</b>	<b>2.589</b>		<b>1</b>		<b>0.00</b>	<b>19.36</b>
<b>Local Government Notes</b>												
Hilton Creek Community Service District 3.3 7/15/2	LOANHCCSD	07/16/2018	90,714.57	90,714.57	90,714.57	3.300	3.300	45122	1,567	NR	615.12	0.08
Mono County 2.5 8/1/2022	LOAN2017	08/01/2017	159,696.80	159,696.80	159,696.80	2.500	2.500	44774	1,219	None	665.4	0.14
<b>Sub Total / Average</b>			<b>250,411.37</b>	<b>250,411.37</b>	<b>250,411.37</b>	<b>2.790</b>	<b>2.790</b>		<b>1,345</b>		<b>1,280.52</b>	<b>0.22</b>
<b>CD Negotiable</b>												
Affinity Federal Credit Union 2.7 8/16/2019	00832KAE9	08/17/2018	243,000.00	243,000.00	243,264.87	2.700	2.700	08/16/2019	138	None	4,062.43	0.21
ALLEGIANCE BK TEX HOUSTON 2.15 9/29/2022	01748DAX4	09/29/2017	245,000.00	245,000.00	239,568.35	2.150	2.150	09/29/2022	1,278	None	28.86	0.22
American Express Bank, FSB 2.35 5/3/2022	02587CEM8	05/03/2017	245,000.00	245,000.00	240,874.20	2.350	2.350	05/03/2022	1,129	None	2,334.55	0.22
AMERICAN EXPRESS CENTURION BK 1.85 4/29/2020	02587DXX9	04/29/2015	245,000.00	245,000.00	243,711.30	1.850	1.850	04/29/2020	395	None	1,899.92	0.22
Apex Bank 3.1 8/24/2023	03753XBD1	08/24/2018	245,000.00	245,000.00	246,937.95	3.100	3.100	08/24/2023	1,607	None	145.66	0.22
Bank Hapoalim B.M. 3.5 11/14/2023	06251AV31	11/14/2018	245,000.00	245,000.00	251,058.85	3.500	3.500	11/14/2023	1,689	None	3,218.56	0.22
Bank of Baroda New York 3.3 9/28/2023	06062R4E9	11/19/2018	243,652.50	245,000.00	248,956.75	3.300	3.423	09/28/2023	1,642	None	66.45	0.22
Bank of Deerfield 2.85 2/15/2024	061785DY4	02/15/2019	249,000.00	249,000.00	247,959.18	2.850	2.850	02/15/2024	1,782	None	311.08	0.22
Bank of Delight 2.85 2/22/2024	061803AH5	02/22/2019	249,000.00	249,000.00	247,941.75	2.850	2.850	02/22/2024	1,789	None	174.98	0.22
Bank of New England 3.2 7/31/2023	06426KAM0	08/09/2018	247,000.00	247,000.00	249,978.82	3.200	3.200	07/31/2023	1,583	None	0.00	0.22
Belmont Savings Bank 2.7 2/28/2023	080515CHO	02/28/2018	245,000.00	245,000.00	243,461.40	2.700	2.700	02/28/2023	1,430	None	54.37	0.22
BENEFICIAL BANK 2.15 10/18/2022	08173QBX3	10/18/2017	245,000.00	245,000.00	239,463.00	2.150	2.150	10/18/2022	1,297	None	2,366.77	0.22
BMW Bank North America 2.7 3/9/2022	05580ALT9	03/09/2018	245,000.00	245,000.00	244,764.80	2.700	2.700	03/09/2022	1,074	None	398.71	0.22
CAPITAL ONE BANK USA NATL ASSN 1.8 1/22/2020	140420RD4	01/26/2015	245,000.00	245,000.00	244,470.80	1.800	1.800	01/22/2020	297	None	821.59	0.22
CAPITAL ONE, NATIONAL ASSOCIATION 1.7 10/5/2021	14042RCQ2	10/05/2016	245,000.00	245,000.00	238,159.60	1.700	1.700	10/05/2021	919	None	2,019.74	0.22
CIT BK SALT LAKE CITY 2.25 11/26/2019	17284C4F8	11/26/2014	245,000.00	245,000.00	244,708.45	2.250	2.250	11/26/2019	240	None	1,887.84	0.22
Citadel Federal Credit Union 3 10/30/2020	17286TAC9	10/30/2018	249,000.00	249,000.00	251,079.15	3.000	3.000	10/30/2020	579	None	0.00	0.22
COMENITY CAP BK SALT LAKE CITY UTAH 1.6 4/12/2021	20033APV2	04/11/2016	245,000.00	245,000.00	242,258.45	1.600	1.600	04/12/2021	743	None	214.79	0.22
COMMERCE ST BK WEST BEND WIS 1.65 9/26/2019	20070PHK6	06/26/2015	245,000.00	245,000.00	244,240.50	1.650	1.650	09/26/2019	179	None	55.38	0.22
Commercial Bank Harrogate 3.4 11/15/2023	20143PDV9	11/15/2018	249,000.00	249,000.00	254,124.42	3.400	3.400	11/15/2023	1,690	None	371.11	0.22
Community Credit Union of Lynn 3.1 11/30/2020	20369AAG5	11/30/2018	246,000.00	246,000.00	248,555.94	3.100	3.100	11/30/2020	610	None	2,528.07	0.22



## Mono County Portfolio Holdings by Security Sector As of March 31, 2019

Description	CUSIP	Settlement Date	Cost Value	Face Amount/Shares	Market Value	Coupon Rate	YTM @ Cost	Maturity Date	Days To Maturity	Credit Rating 1	Accrued Interest	% of Portfolio
Compass Bank 3.1 11/30/2020	20451PVY9	11/28/2018	246,000.00	246,000.00	248,555.94	3.100	3.100	11/30/2020	610	None	2,569.86	0.22
CONNECTONE BK ENGLEWOOD 1.55 7/29/2019	20786ABA2	01/28/2015	245,000.00	245,000.00	244,762.35	1.550	1.550	07/29/2019	120	None	31.21	0.22
Country Bank New York 3 1/25/2024	22230PBY5	01/25/2019	249,000.00	249,000.00	249,694.71	3.000	3.000	01/25/2024	1,761	None	122.79	0.22
Crossfirst Bank 2.05 8/18/2022	22766ABN4	08/18/2017	245,000.00	245,000.00	239,061.20	2.050	2.050	08/18/2022	1,236	None	178.88	0.22
Direct Federal Credit Union 3.5 9/11/2023	25460FCF1	12/10/2018	249,000.00	249,000.00	255,107.97	3.500	3.500	09/11/2023	1,625	None	501.41	0.22
DISCOVER BK GREENWOOD DEL 1.9 5/6/2020	254672NC8	05/06/2015	245,000.00	245,000.00	243,458.95	1.900	1.900	05/06/2020	402	None	1,849.25	0.22
Dollar BK Fed Savings BK 2.9 4/13/2023	25665QAX3	04/13/2018	245,000.00	245,000.00	245,156.80	2.900	2.900	04/13/2023	1,474	None	3,289.71	0.22
Enerbank USA 3.2 8/30/2023	29278TCP3	08/31/2018	245,000.00	245,000.00	247,949.80	3.200	3.200	08/30/2023	1,613	None	0.00	0.22
EVERBANK 1.3 11/4/2019	29976DW48	11/04/2016	245,000.00	245,000.00	243,057.15	1.300	1.300	11/04/2019	218	None	1,282.73	0.22
Farmers State Bank 2.35 9/19/2022	310567AB8	01/19/2018	245,000.00	245,000.00	241,256.40	2.350	2.350	09/19/2022	1,268	None	189.29	0.22
First Bank of Greenwich 3 11/8/2020	31926GAL4	11/05/2018	246,000.00	246,000.00	248,073.78	3.000	3.000	11/08/2020	588	None	525.70	0.22
First Bank of Highland 2.2 8/9/2022	319141HD2	08/09/2017	245,000.00	245,000.00	240,320.50	2.200	2.200	08/09/2022	1,227	None	738.36	0.22
FIRST BUSINESS BK MADISON WIS 1.9 1/13/2021	31938QQ98	01/13/2016	245,000.00	245,000.00	242,616.15	1.900	1.900	01/13/2021	654	None	982.01	0.22
First Missouri State Bank 2.85 8/14/2023	32100LBY0	02/13/2019	246,000.00	246,000.00	245,426.82	2.850	2.850	08/14/2023	1,597	None	883.58	0.22
First National Bank Dama 2.8 5/5/2023	32117BCX4	03/05/2019	249,000.00	249,000.00	248,160.87	2.800	2.800	05/05/2023	1,496	None	496.64	0.22
First National Bank of McGregor 2.85 2/21/2024	32112UCW9	02/21/2019	249,000.00	249,000.00	247,944.24	2.850	2.850	02/21/2024	1,788	None	213.87	0.22
First Premier Bank 2.05 8/22/2022	33610RQY2	08/22/2017	245,000.00	245,000.00	239,051.40	2.050	2.050	08/22/2022	1,240	None	522.89	0.22
First Service Bank 3.3 5/16/2023	33640VCF3	11/16/2018	249,000.00	249,000.00	249,336.15	3.300	3.300	05/16/2023	1,507	None	337.68	0.22
First Technology Federal Credit Union 2.3 8/23/201	33715LBE9	02/23/2018	245,000.00	245,000.00	244,919.15	2.300	2.300	08/23/2019	145	None	123.51	0.22
FNB BANK INC 2 2/25/2022	330459BY3	08/25/2017	245,000.00	245,000.00	240,048.55	2.000	2.000	02/25/2022	1,062	None	80.55	0.22
FNB Bank Inc/Romney 3 1/16/2024	30257JAM7	01/16/2019	249,000.00	249,000.00	250,603.56	3.000	3.000	01/16/2024	1,752	None	327.45	0.22
FREEDOM FIN BK W DES MOINES 1.5 7/26/2019	35637RCQ8	01/27/2015	245,000.00	245,000.00	244,769.70	1.500	1.500	07/26/2019	117	None	40.27	0.22
Fulton Bank 2.85 3/7/2023	359899AE1	03/07/2019	245,000.00	245,000.00	244,796.65	2.850	2.850	03/07/2023	1,437	None	459.12	0.22
GE Credit Union 3 8/31/2020	369674AX4	08/31/2018	249,000.00	249,000.00	250,850.07	3.000	3.000	08/31/2020	519	None	613.97	0.22
GOLDMAN SACHS BK USA NEW YORK 1.9 4/22/2020	38148JRS2	05/05/2015	244,387.50	245,000.00	243,765.20	1.900	1.953	04/22/2020	388	None	2,040.55	0.22
Great Plains Bank 2.8 2/27/2024	39115UBE2	02/27/2019	249,000.00	249,000.00	247,359.09	2.800	2.800	02/27/2024	1,794	None	76.41	0.22
Healthcare Systems Federal Credit Union 3.2 1/18/2	42228LAC5	01/18/2019	245,000.00	245,000.00	248,023.30	3.200	3.200	01/18/2023	1,389	None	1,546.52	0.22
High Plains Bank 3 1/16/2024	42971GAA9	01/16/2019	245,000.00	245,000.00	245,688.45	3.000	3.000	01/16/2024	1,752	None	1,490.14	0.22
Home Savings Bank UT 2.85 2/12/2024	43733LBF3	02/12/2019	246,000.00	246,000.00	244,981.56	2.850	2.850	02/12/2024	1,779	None	902.79	0.22
Industrial and Commercial Bank of China USA, NA 2.	45581EAR2	02/14/2018	245,000.00	245,000.00	243,071.85	2.650	2.650	02/14/2023	1,416	None	302.39	0.22
Jefferson Financial Credit Union 3.35 10/19/2023	474067AQ8	10/19/2018	245,000.00	245,000.00	249,471.25	3.350	3.350	10/19/2023	1,663	None	3,665.27	0.22
Keesler Federal Credit Union 3.1 12/21/2020	49254FAC0	12/21/2018	249,000.00	249,000.00	251,701.65	3.100	3.100	12/21/2020	631	None	211.48	0.22
Knox TVA Employee Credit Union 3.25 8/30/2023	499724AD4	08/30/2018	245,000.00	245,000.00	248,456.95	3.250	3.250	08/30/2023	1,613	None	654.45	0.22
KS Statebank Manhattan KS 2.1 5/17/2022	50116CBE8	11/17/2017	245,000.00	245,000.00	240,092.65	2.100	2.100	05/17/2022	1,143	None	197.34	0.22
Lafayette Federal Credit Union 3.5 11/20/2023	50625LAK9	11/20/2018	249,000.00	249,000.00	255,207.57	3.500	3.500	11/20/2023	1,695	None	262.64	0.22
LCA Bank Corporation 2.3 1/12/2022	501798LJ9	01/12/2018	245,000.00	245,000.00	242,459.35	2.300	2.300	01/12/2022	1,018	None	1,204.19	0.22



## Mono County Portfolio Holdings by Security Sector As of March 31, 2019

Description	CUSIP	Settlement Date	Cost Value	Face Amount/Shares	Market Value	Coupon Rate	YTM @ Cost	Maturity Date	Days To Maturity	Credit Rating 1	Accrued Interest	% of Portfolio
Lebanon Federal Credit Union 3.2 9/21/2023	52248LAA4	09/21/2018	245,000.00	245,000.00	247,930.20	3.200	3.200	09/21/2023	1,635	None	214.79	0.22
MAHOPAC NATL BK N Y 1.45 7/30/2019	560160AQ6	01/30/2015	245,000.00	245,000.00	244,747.65	1.450	1.450	07/30/2019	121	None	583.97	0.22
Maine Savings Federal Credit Union 3.3 5/19/2023	560507AJ4	10/19/2018	249,000.00	249,000.00	252,981.51	3.300	3.300	05/19/2023	1,510	None	270.15	0.22
MARLIN BUSINESS BANK 1.4 10/28/2020	57116AMW5	10/28/2016	245,000.00	245,000.00	240,452.80	1.400	1.400	10/28/2020	577	None	1,447.18	0.22
MB FINANCIAL BANK, NATIONAL ASSN 1.8 1/15/2021	55266CQE9	01/15/2016	245,000.00	245,000.00	244,539.40	1.800	1.800	01/15/2021	656	None	193.32	0.22
MEDALLION BANK 2.15 10/11/2022	58404DAP6	10/11/2017	245,000.00	245,000.00	239,512.00	2.150	2.150	10/11/2022	1,290	None	2,482.22	0.22
Mercantil Bank NA 1.9 3/2/2020	58733AEJ4	08/29/2017	245,000.00	245,000.00	243,708.85	1.900	1.900	03/02/2020	337	None	395.36	0.22
Merrick Bank 2.05 8/10/2022	59013JZP7	08/10/2017	245,000.00	245,000.00	239,120.00	2.050	2.050	08/10/2022	1,228	None	288.97	0.22
Metro Credit Union 2.95 7/17/2020	59161YAA4	01/18/2019	249,000.00	249,000.00	250,521.39	2.950	2.950	07/17/2020	474	None	261.62	0.22
Michigan Legacy Credit Union 3.45 11/9/2023	59452WAE8	11/09/2018	249,000.00	249,000.00	254,654.79	3.450	3.450	11/09/2023	1,684	None	517.78	0.22
Midwest Bank of West IL 3.3 8/29/2022	59828PCA6	11/28/2018	249,000.00	249,000.00	253,018.86	3.300	3.300	08/29/2022	1,247	None	67.54	0.22
Morgan Stanley Bank 2.65 1/11/2023	61747MF63	01/11/2018	245,000.00	245,000.00	243,223.75	2.650	2.650	01/11/2023	1,382	None	1,405.23	0.22
Morgan Stanley Private Bank 3.55 11/8/2023	61760ARS0	11/08/2018	245,000.00	245,000.00	250,831.00	3.550	3.550	11/08/2023	1,683	None	3,407.51	0.22
Mountain America Federal Credit Union 3 3/27/2023	62384RAF3	03/27/2018	245,000.00	245,000.00	246,114.75	3.000	3.000	03/27/2023	1,457	None	322.19	0.22
Northland Area Federal Credit Union 2.6 2/13/2023	666496AB0	02/13/2018	245,000.00	245,000.00	242,633.30	2.600	2.600	02/13/2023	1,415	None	820.25	0.22
Northwest Bank 2.95 2/13/2024	66736ABP3	02/13/2019	249,000.00	249,000.00	249,094.62	2.950	2.950	02/13/2024	1,780	None	362.24	0.22
Numerica Credit Union 3.4 10/31/2023	67054NAM5	10/31/2018	249,000.00	249,000.00	254,111.97	3.400	3.400	10/31/2023	1,675	None	0.00	0.22
Pacific Crest Savings Bank 2.85 3/13/2024	69417ACG2	03/13/2019	249,000.00	249,000.00	247,886.97	2.850	2.850	03/13/2024	1,809	None	349.96	0.22
Pine Bluff Cotton Belt FCU 2.8 8/31/2020	72247PAC0	08/29/2018	245,000.00	245,000.00	246,134.35	2.800	2.800	08/31/2020	519	None	37.59	0.22
SALLIE MAE BK SALT LAKE CITY UT 1.8 2/18/2021	795450YG4	02/18/2016	245,000.00	245,000.00	242,949.35	1.800	1.800	02/18/2021	690	None	495.37	0.22
Seasons Federal Credit Union 3 10/30/2020	812541AA8	10/30/2018	249,000.00	249,000.00	251,079.15	3.000	3.000	10/30/2020	579	None	0.00	0.22
Southwest Financial Federal CU 3.15 2/26/2021	84485EAE7	11/28/2018	249,000.00	249,000.00	252,237.00	3.150	3.150	02/26/2021	698	None	644.67	0.22
State Bank of India-Chicago IL 3.6 11/29/2023	856283G59	11/29/2018	245,000.00	245,000.00	252,139.30	3.600	3.600	11/29/2023	1,704	None	2,948.05	0.22
STATE BK & TR CO DEFIANCE OHIO 1.6 2/17/2021	855736DA9	02/17/2016	245,000.00	245,000.00	243,397.70	1.600	1.600	02/17/2021	689	None	150.36	0.22
STERLING BANK 1.7 7/26/2019	85916VBY0	08/28/2017	245,000.00	245,000.00	244,468.35	1.700	1.700	07/26/2019	117	None	34.23	0.22
SYNCHRONY BANK 2 3/20/2020	87164WGC6	03/20/2015	245,000.00	245,000.00	243,909.75	2.000	2.000	03/20/2020	355	None	147.67	0.22
Third Federal Savings and Loan Assn. of Cleveland	88413QBD9	03/26/2015	245,000.00	245,000.00	243,956.30	1.800	1.800	03/26/2020	361	None	60.41	0.22
Three Rivers Federal Credit Union 2.8 11/14/2019	88563LAG2	11/14/2018	249,000.00	249,000.00	249,582.66	2.800	2.800	11/14/2019	228	None	324.72	0.22
UBS Bank USA 3.45 10/24/2023	90348JEV8	10/24/2018	249,000.00	249,000.00	254,642.34	3.450	3.450	10/24/2023	1,668	None	164.75	0.22
United Bankers Bank 3 9/21/2020	909557HX1	12/19/2018	249,000.00	249,000.00	250,927.26	3.000	3.000	09/21/2020	540	None	245.59	0.22
UNITY BK CLINTON NJ 1.5 9/26/2019	91330ABA4	05/26/2015	245,000.00	245,000.00	244,228.25	1.500	1.500	09/26/2019	179	None	50.34	0.22
University of Iowa Community Credit Union 3 4/28/2	91435LAB3	04/30/2018	245,000.00	245,000.00	246,078.00	3.000	3.000	04/28/2023	1,489	None	604.11	0.22
USAlliance Federal Credit Union 3 8/20/2021	90352RAC9	08/22/2018	245,000.00	245,000.00	247,454.90	3.000	3.000	08/20/2021	873	None	181.23	0.22
Verus Bank of Commerce 2.8 2/22/2024	92535LCC6	02/22/2019	249,000.00	249,000.00	247,374.03	2.800	2.800	02/22/2024	1,789	None	171.91	0.22
WELLS FARGO BK NA SIOUXFALLS SD 1.6 8/3/2021	9497486Z5	08/03/2016	245,000.00	245,000.00	238,909.30	1.600	1.600	08/03/2021	856	None	300.71	0.22
WEX BANK 2 10/19/2020	92937CGB8	10/18/2017	245,000.00	245,000.00	243,267.85	2.000	2.000	10/19/2020	568	None	2,201.64	0.22



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Whitney Bank 1.75 10/25/2019	966594BD4	10/25/2017	245,000.00	245,000.00	244,073.90	1.750	1.750	10/25/2019	208	None	1,844.21	0.22
Worlds Foremost Bk Sidney NE 1.75 5/5/2021	981571CE0	05/05/2016	200,000.00	200,000.00	196,808.00	1.750	1.750	05/05/2021	766	None	249.32	0.18
<b>Sub Total / Average</b>			<b>23,341,040.00</b>	<b>23,343,000.00</b>	<b>23,339,497.81</b>	<b>2.577</b>	<b>2.579</b>		<b>1,062</b>		<b>76,122.92</b>	<b>20.53</b>
<b>Corporate Bonds</b>												
Apple Inc 2.15 2/6/2022-15	037833AY6	10/20/2017	500,095.39	500,000.00	495,020.00	2.150	2.145	02/06/2022	1,043	Moody's-Aa1	1,552.78	0.44
Apple Inc 2.7 5/13/2022-15	037833BF6	11/13/2018	488,676.62	500,000.00	502,765.00	2.700	3.392	05/13/2022	1,139	Moody's-Aa1	5,175.00	0.44
Bank of New York Mellon 3.5 4/28/2023	06406RAG2	04/30/2018	500,250.92	500,000.00	512,720.00	3.500	3.489	04/28/2023	1,489	Moody's-A1	7,437.50	0.44
Bank of New York Mellon 5.45 5/15/2019	06406HBM0	04/20/2017	537,325.00	500,000.00	501,655.00	5.450	1.760	05/15/2019	45	Moody's-A1	10,294.44	0.44
Berkshire Hathaway Inc 3.4 1/31/2022	084670BF4	04/25/2017	528,500.00	500,000.00	513,505.00	3.400	2.135	01/31/2022	1,037	Moody's-Aa2	2,833.33	0.44
Cisco Systems Inc 2.45 6/15/2020-15	17275RAX0	01/23/2018	501,300.00	500,000.00	499,205.00	2.450	2.337	06/15/2020	442	Moody's-A1	3,606.94	0.44
Colgate-Palmolive 2.25 11/15/2022-17	19416QEL0	11/15/2017	499,805.00	500,000.00	497,050.00	2.250	2.258	11/15/2022	1,325	Moody's-Aa3	4,250.00	0.44
General Electric Co. 4.375 9/16/2020	36962G4R2	10/11/2016	553,655.00	500,000.00	509,515.00	4.375	1.550	09/16/2020	535	Moody's-Baa1	911.46	0.44
International Business Machine Corp 1.875 8/1/2022	459200HG9	10/19/2017	490,400.00	500,000.00	485,630.00	1.875	2.301	08/01/2022	1,219	Moody's-A1	1,562.50	0.44
John Deere Cap 2.3 9/16/2019	24422ESS9	01/16/2018	501,908.75	500,000.00	499,160.00	2.300	2.065	09/16/2019	169	Moody's-A2	479.17	0.44
Microsoft Corp 2 11/3/2020-20	594918BG8	12/28/2015	501,580.00	500,000.00	496,675.00	2.000	1.931	11/03/2020	583	Moody's-Aaa	4,111.11	0.44
Microsoft Corp 2.65 11/3/2022-22	594918BH6	11/03/2017	507,740.00	500,000.00	503,035.00	2.650	2.320	11/03/2022	1,313	Moody's-Aaa	5,447.22	0.44
Oracle Corp 2.5 5/15/2022-15	68389XBB0	11/13/2018	483,495.00	500,000.00	498,230.00	2.500	3.509	05/15/2022	1,141	Moody's-A1	4,722.22	0.44
Pfizer Corp 2.1 5/15/2019-14	717081DL4	01/19/2017	505,935.00	500,000.00	499,720.00	2.100	1.577	05/15/2019	45	Moody's-A1	3,966.67	0.44
Procter & Gamble Co 2.15 8/11/2022-17	742718EU9	10/29/2018	480,269.24	500,000.00	495,105.00	2.150	3.267	08/11/2022	1,229	Moody's-Aa3	1,493.06	0.44
Toyota Motor Credit 3.35 1/5/2024	89236TFS9	02/12/2019	506,560.00	500,000.00	513,560.00	3.350	3.059	01/05/2024	1,741	Moody's-Aa3	3,861.81	0.44
Toyota Motor Credit Corp 3.45 9/20/2023-18	89236TFN0	10/03/2018	499,217.02	500,000.00	515,435.00	3.450	3.484	09/20/2023	1,634	Moody's-Aa3	527.08	0.44
United Parcel Service 2.5 4/1/2023-23	911312BK1	04/05/2018	485,225.00	500,000.00	498,685.00	2.500	3.145	04/01/2023	1,462	Moody's-A1	6,250.00	0.44
US Bancorp 3 3/15/2022-22	91159HHC7	04/25/2017	517,195.00	500,000.00	505,000.00	3.000	2.253	03/15/2022	1,080	Moody's-A1	666.67	0.44
US Bank NA 2 1/24/2020-19	90331HNB5	01/08/2019	494,955.00	500,000.00	497,405.00	2.000	2.988	01/24/2020	299	S&P-AA-	1,861.11	0.44
US Bank NA 3.4 7/24/2023-23	90331HNV1	08/01/2018	498,910.00	500,000.00	512,240.00	3.400	3.448	07/24/2023	1,576	S&P-AA-	3,163.89	0.44
<b>Sub Total / Average</b>			<b>10,582,997.94</b>	<b>10,500,000.00</b>	<b>10,551,315.00</b>	<b>2.836</b>	<b>2.591</b>		<b>978</b>		<b>74,173.96</b>	<b>9.23</b>
<b>Municipal Bonds</b>												
California State GO UNLTD 2.367 4/1/2022	13063DAD0	04/27/2017	252,287.50	250,000.00	250,062.50	2.367	2.170	04/01/2022	1,097	Moody's-Aa3	2,958.75	0.22
California State GO UNLTD 2.367 4/1/2022	13063DAD0	04/27/2017	251,937.50	250,000.00	250,062.50	2.367	2.200	04/01/2022	1,097	Moody's-Aa3	2,958.75	0.22
Central Valley Support Services Joint Powers Agenc	155751CU2	09/04/2018	641,651.40	585,000.00	649,841.40	5.526	3.400	09/01/2023	1,615	S&P-A+	2,693.92	0.51
City of Ridgecrest California 5 6/1/2022	765761BH3	12/18/2018	463,478.40	440,000.00	467,548.40	5.000	3.351	06/01/2022	1,158	S&P-AA	6,294.44	0.39
City of San Jose CA Airport 4.75 3/1/2020-11	798136TK3	09/14/2016	550,655.00	500,000.00	510,080.00	4.750	1.724	03/01/2020	336	Moody's-A2	1,979.17	0.44
HAWTHORNE CA CTFS 2.096 8/1/2019	420507CF0	05/17/2016	252,680.00	250,000.00	249,580.00	2.096	1.751	08/01/2019	123	S&P-AA	873.33	0.22
Lancaster Ca Redev Agy 2.08 8/1/2019	513802EB0	04/18/2017	377,756.25	375,000.00	374,103.75	2.080	1.751	08/01/2019	123	S&P-AA	1,300.00	0.33
LANCASTER REDEV AGY A 2.125 8/1/2021	513802CE6	08/01/2016	661,995.40	655,000.00	645,869.30	2.125	1.900	08/01/2021	854	S&P-AA	2,319.79	0.58
Los Angeles Cnty Public Wks 6.091 8/1/2022-10	54473ENR1	07/12/2018	555,000.00	500,000.00	552,975.00	6.091	3.176	08/01/2022	1,219	Moody's-Aa2	5,075.83	0.44





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Description	CUSIP	Settlement Date	Cost Value	Face Amount/Shares	Market Value	Coupon Rate	YTM @ Cost	Maturity Date	Days To Maturity	Credit Rating 1	Accrued Interest	% of Portfolio
Monrovia CA Redev Agy 2 5/1/2019	611583CP8	04/18/2017	151,195.50	150,000.00	149,866.50	2.000	1.601	05/01/2019	31	S&P-AA	1,250.00	0.13
Palm Desert CA Redev 2.25 10/1/2020	696624CC7	04/26/2018	247,077.50	250,000.00	248,617.50	2.250	2.750	10/01/2020	550	S&P-AA	2,812.50	0.22
Rancho Cucamonga Ca Public Finance Authority 3 5/1	75213EAY0	02/14/2019	449,896.50	450,000.00	455,193.00	3.000	3.004	05/01/2023	1,492	S&P-AA	1,762.50	0.40
Riverside Unified School District-Ref 1.94 8/1/202	769059XS0	05/25/2016	387,156.00	385,000.00	381,046.05	1.940	1.801	08/01/2020	489	Moody's-Aa2	1,244.83	0.34
SALDEV 1.25 7/1/2019	794881BQ4	08/23/2016	159,774.40	160,000.00	159,232.00	1.250	1.300	07/01/2019	92	Fitch-AA+	500.00	0.14
San Bernardino City CA SCH Dist 4 8/1/2020	796711C56	01/16/2018	410,985.65	395,000.00	401,758.45	4.000	2.350	08/01/2020	489	Moody's-A2	2,633.33	0.35
San Jose RDA Successor Agency 2.828 8/1/2023	798170AF3	01/11/2019	302,776.55	305,000.00	307,275.30	2.828	3.000	08/01/2023	1,584	S&P-AA	1,437.57	0.27
University of California 2.836 5/15/2020-18	91412HDG5	08/21/2018	240,542.40	240,000.00	240,652.80	2.836	2.701	05/15/2020	411	Moody's-Aa3	2,571.31	0.21
Victor Valley CA Cmnty Clg Dist 1.324 8/1/2019	92603PEP3	05/05/2016	276,078.00	275,000.00	273,762.50	1.324	1.200	08/01/2019	123	Moody's-Aa2	606.83	0.24
Victor Valley CA Cmnty Clg Dist 1.676 8/1/2020	92603PEQ1	05/05/2016	261,869.40	260,000.00	256,874.80	1.676	1.500	08/01/2020	489	Moody's-Aa2	726.27	0.23
<b>Sub Total / Average</b>			<b>6,894,793.35</b>	<b>6,675,000.00</b>	<b>6,824,401.75</b>	<b>3.268</b>	<b>2.358</b>		<b>804</b>		<b>41,999.12</b>	<b>5.87</b>
<b>US Agency</b>												
FAMC 1.75 6/15/2020	3132X0BG5	01/04/2017	224,977.50	225,000.00	223,380.00	1.750	1.753	06/15/2020	442	None	1,159.38	0.20
FFCB 1.18 10/18/2019-16	3133EGLD5	07/18/2016	999,250.00	1,000,000.00	993,710.00	1.180	1.204	10/18/2019	201	Moody's-Aaa	5,342.78	0.88
FFCB 1.3 4/21/2020-16	3133EGNF8	07/22/2016	998,400.00	1,000,000.00	989,790.00	1.300	1.344	04/21/2020	387	Moody's-Aaa	5,777.78	0.88
FFCB 1.49 5/3/2021-17	3133EGC78	11/03/2016	999,250.00	1,000,000.00	982,500.00	1.490	1.507	05/03/2021	764	Moody's-Aaa	6,125.56	0.88
FFCB 2.08 11/1/2022	3133EHM91	11/15/2017	998,080.00	1,000,000.00	991,690.00	2.080	2.121	11/01/2022	1,311	Moody's-Aaa	8,666.67	0.88
FFCB 2.35 1/17/2023	3133EH7F4	01/17/2018	999,770.00	1,000,000.00	1,000,900.00	2.350	2.355	01/17/2023	1,388	Moody's-Aaa	4,830.56	0.88
FFCB 2.7 4/11/2023	3133EJKN8	04/11/2018	999,196.41	1,000,000.00	1,014,170.00	2.700	2.717	04/11/2023	1,472	Moody's-Aaa	12,750.00	0.88
FFCB 2.8 3/30/2020	3133EJN62	11/08/2018	998,770.00	1,000,000.00	1,003,340.00	2.800	2.891	03/30/2020	365	Moody's-Aaa	0.00	0.88
FFCB 3.05 10/2/2023	3133EJD48	10/17/2018	996,674.50	1,000,000.00	1,030,230.00	3.050	3.123	10/02/2023	1,646	Moody's-Aaa	15,165.28	0.88
FFCB 3.17 1/26/2024	3133EJM48	02/04/2019	1,023,543.68	1,000,000.00	1,037,370.00	3.170	2.662	01/26/2024	1,762	Moody's-Aaa	5,723.61	0.88
FHLB 1.125 6/21/2019	3130A8DB6	11/02/2018	990,820.00	1,000,000.00	997,160.00	1.125	2.588	06/21/2019	82	Moody's-Aaa	3,125.00	0.88
FHLB 1.375 9/1/2020-16	3130A9AK7	09/28/2016	549,862.50	550,000.00	542,113.00	1.375	1.381	09/01/2020	520	Moody's-Aaa	630.21	0.48
FHLB 1.5 9/30/2021-16	3130A9MG3	11/04/2016	998,750.00	1,000,000.00	976,490.00	1.500	1.526	09/30/2021	914	Moody's-Aaa	0.00	0.88
FHLB 1.55 12/20/2019	313383FF3	01/17/2018	990,510.00	1,000,000.00	993,710.00	1.550	2.055	12/20/2019	264	Moody's-Aaa	4,348.61	0.88
FHLB 2 9/9/2022	313380GJ0	09/29/2017	1,002,290.00	1,000,000.00	990,010.00	2.000	1.951	09/09/2022	1,258	Moody's-Aaa	1,222.22	0.88
FHLB 2.08 4/27/2022-18	3130AB6Q4	04/27/2017	1,000,000.00	1,000,000.00	991,590.00	2.080	2.080	04/27/2022	1,123	Moody's-Aaa	8,897.78	0.88
FHLB 3.25 6/9/2023	313383QR5	02/04/2019	461,340.00	450,000.00	466,875.00	3.250	2.632	06/09/2023	1,531	Moody's-Aaa	4,550.00	0.40
FHLMC 1.5 2/25/2021-16	3134GADG6	08/25/2016	1,250,000.00	1,250,000.00	1,230,150.00	1.500	1.500	02/25/2021	697	Moody's-Aaa	1,875.00	1.10
FHLMC 1.75 5/30/2019	3137EADG1	12/31/2015	1,007,770.00	1,000,000.00	998,890.00	1.750	1.516	05/30/2019	60	Moody's-Aaa	5,833.33	0.88
FHLMC 1.75 8/25/2021-16	3134G92E6	08/30/2016	1,000,000.00	1,000,000.00	985,790.00	1.750	1.750	08/25/2021	878	Moody's-Aaa	1,750.00	0.88
FHLMC 2.125 4/27/2022-17	3134GBKY7	04/27/2017	1,000,000.00	1,000,000.00	993,830.00	2.125	2.125	04/27/2022	1,123	Moody's-Aaa	9,090.28	0.88
FHLMC 2.375 1/13/2022	3137EADB2	01/13/2017	1,016,560.00	1,000,000.00	1,002,780.00	2.375	2.025	01/13/2022	1,019	Moody's-Aaa	5,145.83	0.88
FNMA 1.06 4/26/2019-17	3136G3F59	08/19/2016	999,490.00	1,000,000.00	999,030.00	1.060	1.079	04/26/2019	26	Moody's-Aaa	4,563.89	0.88
FNMA 1.15 9/13/2019	3136G34X0	11/05/2018	740,205.00	750,000.00	745,582.50	1.150	2.704	09/13/2019	166	Moody's-Aaa	431.25	0.66



## Mono County Portfolio Holdings by Security Sector As of March 31, 2019

Description	CUSIP	Settlement Date	Cost Value	Face Amount/Shares	Market Value	Coupon Rate	YTM @ Cost	Maturity Date	Days To Maturity	Credit Rating 1	Accrued Interest	% of Portfolio
FNMA 1.25 11/27/2019-17	3136G32J3	08/30/2016	1,250,000.00	1,250,000.00	1,240,037.50	1.250	1.250	11/27/2019	241	Moody's-Aaa	5,381.94	1.10
FNMA 1.25 5/6/2021	3135G0K69	10/26/2016	747,270.00	750,000.00	733,807.50	1.250	1.333	05/06/2021	767	Moody's-Aaa	3,776.04	0.66
FNMA 1.3 1/28/2020-16	3136G3L52	07/28/2016	1,000,000.00	1,000,000.00	990,800.00	1.300	1.300	01/28/2020	303	Moody's-Aaa	2,275.00	0.88
FNMA 1.32 8/26/2019-16	3136G2YB7	02/26/2016	1,000,000.00	1,000,000.00	995,390.00	1.320	1.320	08/26/2019	148	Moody's-Aaa	1,283.33	0.88
FNMA 1.375 10/7/2021	3135G0Q89	10/26/2016	997,470.00	1,000,000.00	977,900.00	1.375	1.428	10/07/2021	921	Moody's-Aaa	6,645.83	0.88
FNMA 1.4 8/24/2020-17	3135G0N66	08/24/2016	999,900.00	1,000,000.00	985,390.00	1.400	1.402	08/24/2020	512	Moody's-Aaa	1,438.89	0.88
FNMA 1.45 1/27/2021-17	3136G3H81	07/27/2016	999,100.00	1,000,000.00	984,450.00	1.450	1.471	01/27/2021	668	Moody's-Aaa	2,577.78	0.88
FNMA 1.5 11/30/2020	3135G0F73	12/31/2015	983,000.00	1,000,000.00	985,750.00	1.500	1.863	11/30/2020	610	S&P-AA+	5,000.00	0.88
FNMA 1.5 5/25/2021-17	3136G4GG2	11/23/2016	1,000,000.00	1,000,000.00	981,630.00	1.500	1.500	05/25/2021	786	Moody's-Aaa	5,250.00	0.88
FNMA 1.5 5/28/2021-17	3136G33W3	08/30/2016	1,000,000.00	1,000,000.00	980,030.00	1.500	1.500	05/28/2021	789	Moody's-Aaa	5,125.00	0.88
FNMA 1.5 9/29/2020-17	3136G3VG7	01/04/2017	245,627.50	250,000.00	246,887.50	1.500	1.988	09/29/2020	548	Moody's-Aaa	20.83	0.22
FNMA 1.55 6/15/2020-16	3136G3CU7	03/15/2016	1,000,000.00	1,000,000.00	989,420.00	1.550	1.550	06/15/2020	442	Moody's-Aaa	688.89	0.88
FNMA 1.55 7/28/2021-16	3136G3C78	07/28/2016	1,000,000.00	1,000,000.00	983,540.00	1.550	1.550	07/28/2021	850	Moody's-Aaa	2,712.50	0.88
FNMA 1.6 10/28/2021-17	3136G4EU3	10/28/2016	999,200.00	1,000,000.00	982,850.00	1.600	1.617	10/28/2021	942	Moody's-Aaa	6,800.00	0.88
FNMA 1.625 1/21/2020	3135G0A78	06/24/2015	997,400.00	1,000,000.00	993,550.00	1.625	1.684	01/21/2020	296	Moody's-Aaa	3,159.72	0.88
FNMA 1.625 10/28/2021-17	3136G4EV1	10/28/2016	1,000,000.00	1,000,000.00	983,470.00	1.625	1.625	10/28/2021	942	Moody's-Aaa	6,906.25	0.88
FNMA 1.875 12/28/2020	3135G0H55	12/31/2015	1,000,000.00	1,000,000.00	992,670.00	1.875	1.875	12/28/2020	638	Moody's-Aaa	4,843.75	0.88
FNMA 2 10/5/2022	3135G0T78	10/06/2017	999,340.00	1,000,000.00	990,570.00	2.000	2.014	10/05/2022	1,284	Moody's-Aaa	9,777.78	0.88
FNMA 2.375 1/19/2023	3135G0T94	01/23/2018	994,410.00	1,000,000.00	1,002,690.00	2.375	2.495	01/19/2023	1,390	Moody's-Aaa	4,750.00	0.88
<b>Sub Total / Average</b>			<b>40,458,227.09</b>	<b>40,475,000.00</b>	<b>40,201,913.00</b>	<b>1.759</b>	<b>1.831</b>		<b>757</b>		<b>195,418.55</b>	<b>35.59</b>
<b>US Treasury</b>												
T-Note 1.625 6/30/2019	912828WS5	01/09/2018	995,937.50	1,000,000.00	997,770.00	1.625	1.906	06/30/2019	91	Moody's-Aaa	4,040.06	0.88
T-Note 1.875 12/31/2019	9128283N8	11/05/2018	990,000.18	1,000,000.00	995,780.00	1.875	2.762	12/31/2019	275	Moody's-Aaa	4,661.60	0.88
T-Note 2.5 6/30/2020	912828XY1	11/08/2018	1,490,156.25	1,500,000.00	1,501,875.00	2.500	2.911	06/30/2020	457	Moody's-Aaa	9,323.20	1.32
<b>Sub Total / Average</b>			<b>3,476,093.93</b>	<b>3,500,000.00</b>	<b>3,495,425.00</b>	<b>2.071</b>	<b>2.581</b>		<b>300</b>		<b>18,024.86</b>	<b>3.08</b>
<b>Total / Average</b>			<b>113,972,092.15</b>	<b>113,711,939.84</b>	<b>113,631,492.40</b>	<b>2.297</b>	<b>2.263</b>		<b>637</b>		<b>407,019.93</b>	<b>100.00</b>



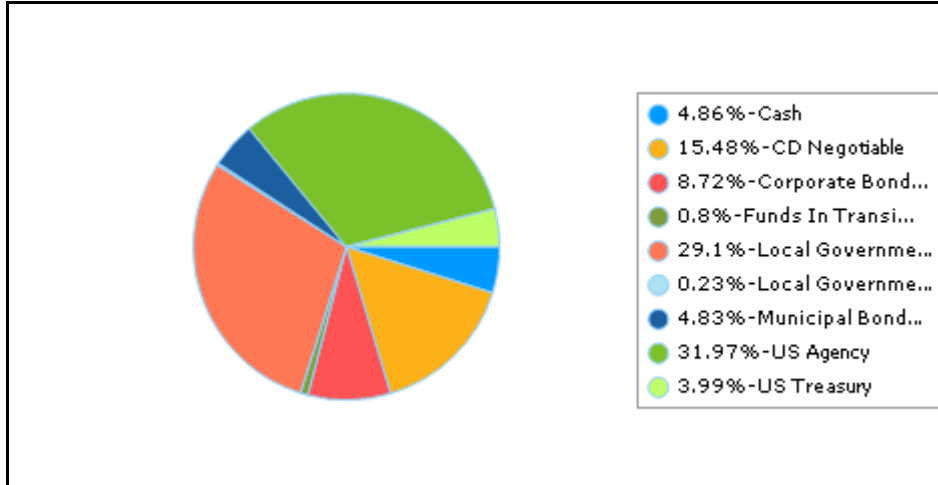
## Mono County Distribution by Asset Category - Market Value Investment Portfolio

Begin Date: 12/31/2018, End Date: 3/31/2019

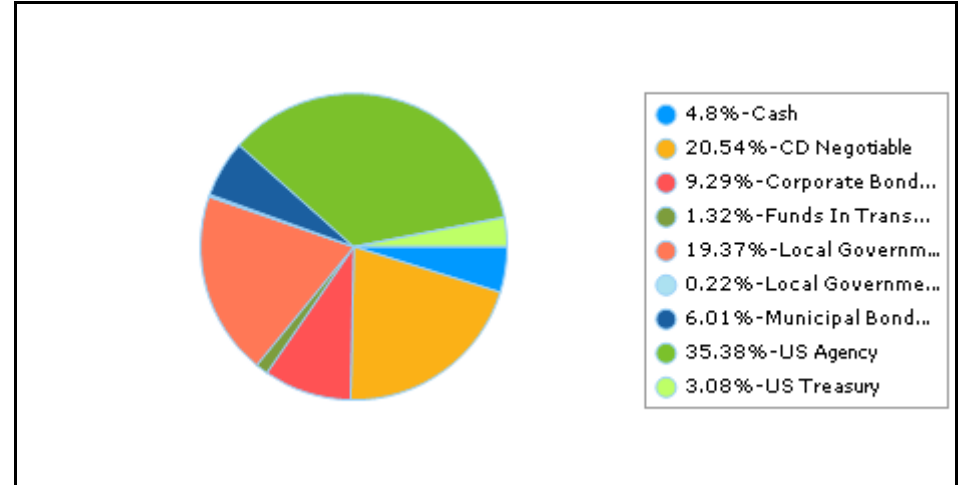
### Asset Category Allocation

Asset Category	Market Value 12/31/2018	% of Portfolio 12/31/2018	Market Value 3/31/2019	% of Portfolio 3/31/2019
Cash	6,070,069.14	4.86	5,454,195.03	4.80
CD Negotiable	19,323,934.63	15.48	23,339,497.81	20.54
Corporate Bonds	10,889,630.00	8.72	10,551,315.00	9.29
Funds In Transit	1,000,000.00	0.80	1,500,000.00	1.32
Local Government Investment Pools	36,325,998.61	29.10	22,014,333.44	19.37
Local Government Notes	281,398.01	0.23	250,411.37	0.22
Municipal Bonds	6,032,014.65	4.83	6,824,401.75	6.01
US Agency	39,909,389.25	31.97	40,201,913.00	35.38
US Treasury	4,984,090.00	3.99	3,495,425.00	3.08
<b>Total / Average</b>	<b>124,816,524.29</b>	<b>100.00</b>	<b>113,631,492.40</b>	<b>100.00</b>

**Portfolio Holdings as of 12/31/2018**

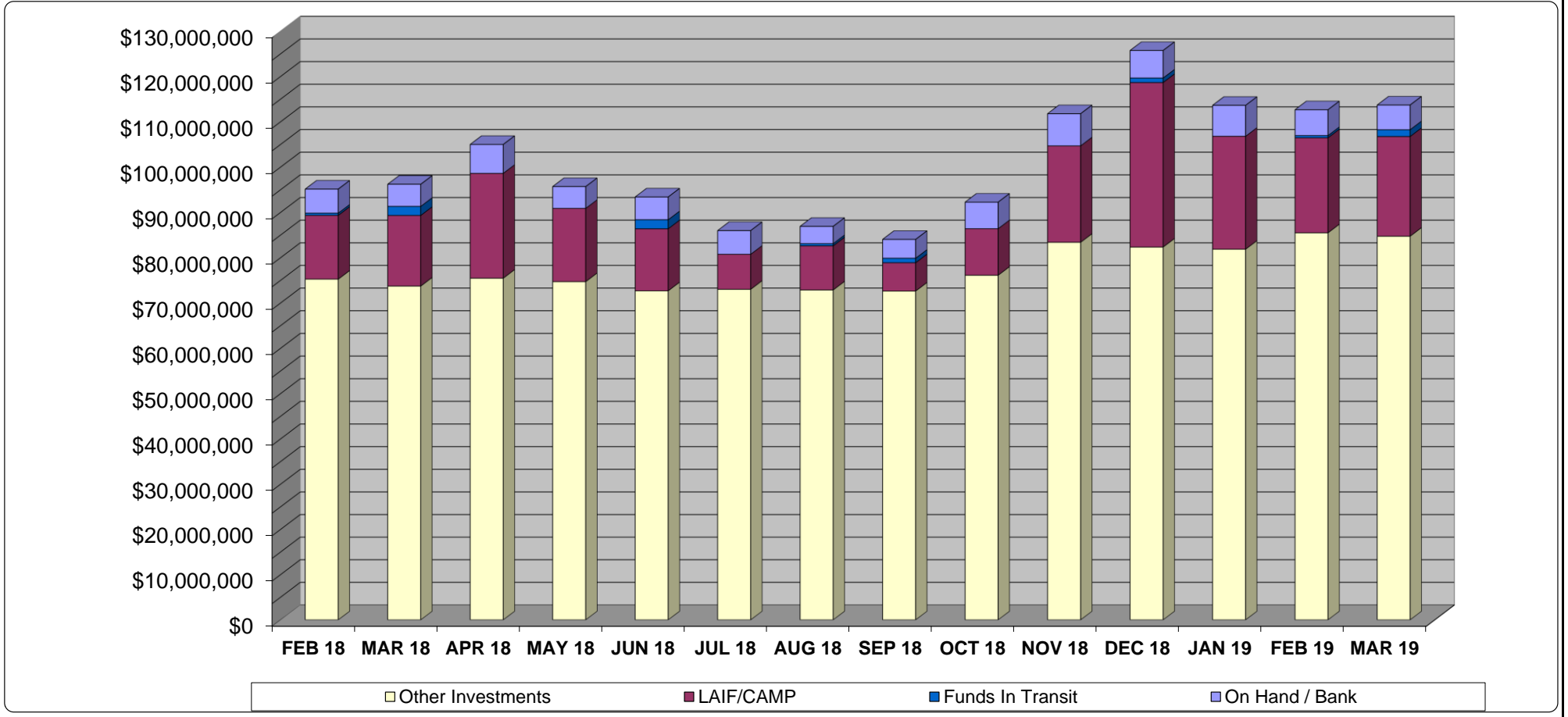


**Portfolio Holdings as of 3/31/2019**



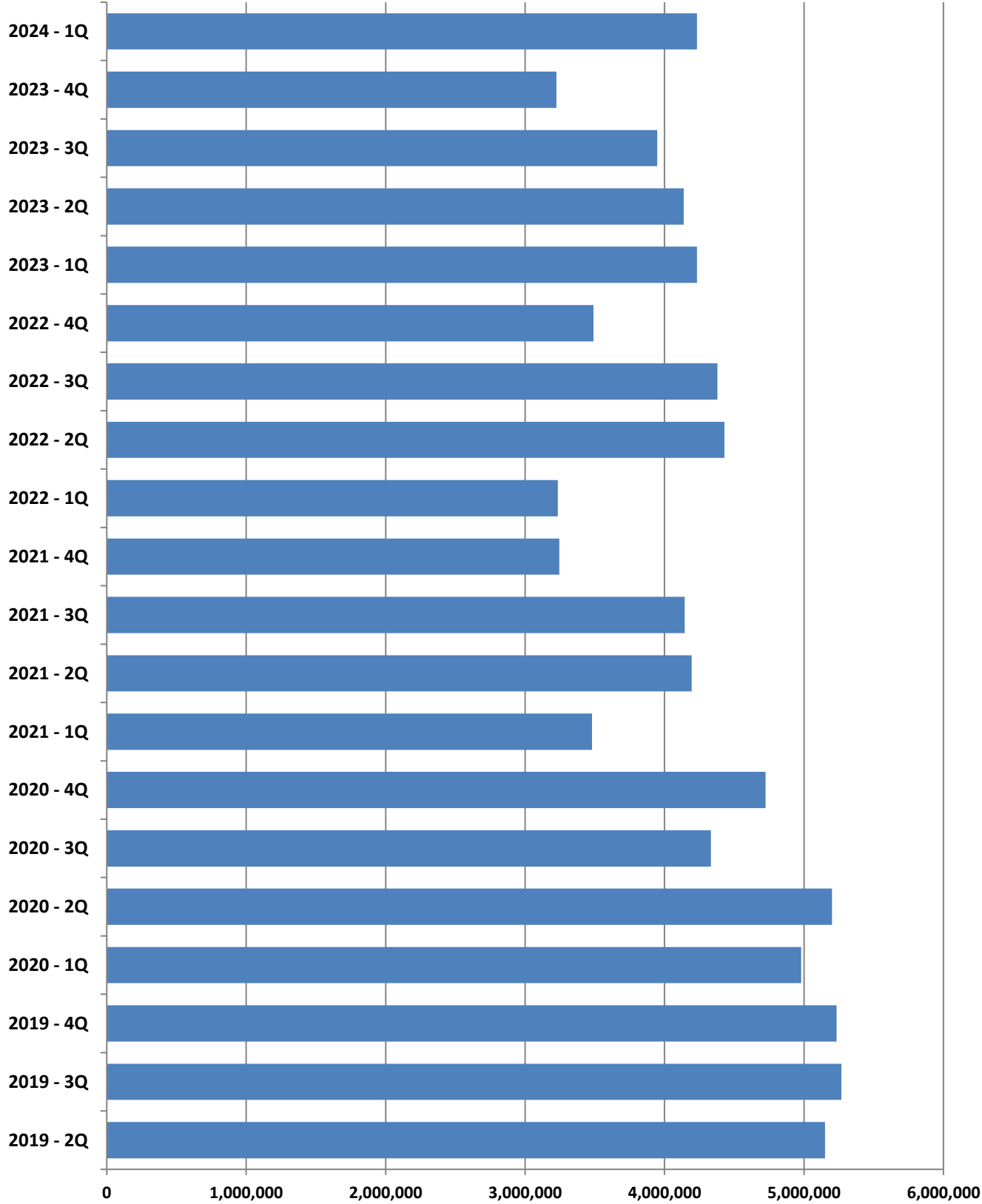
**TREASURY CASH BALANCES AS OF THE LAST DAY OF THE MOST RECENT 14 MONTHS**

	FEB 18	MAR 18	APR 18	MAY 18	JUN 18	JUL 18	AUG 18	SEP 18	OCT 18	NOV 18	DEC 18	JAN 19	FEB 19	MAR 19
On Hand / Bank	\$5,304,391	\$4,880,952	\$6,378,611	\$4,809,632	\$5,017,640	\$5,226,165	\$3,803,562	\$4,150,981	\$5,858,280	\$7,096,906	\$6,070,069	\$6,821,748	\$5,693,429	\$5,454,195
Funds In Transit	\$490,000	\$2,000,000			\$2,000,000		\$490,000	\$1,000,000			\$1,000,000		\$500,000	\$1,500,000
LAIF/CAMP	\$14,081,744	\$15,597,787	\$23,145,852	\$16,172,083	\$13,694,838	\$7,735,895	\$9,746,095	\$6,253,490	\$10,278,466	\$21,290,858	\$36,325,999	\$24,932,535	\$20,971,535	\$22,014,333
Other Investments	\$75,275,256	\$73,740,531	\$75,480,531	\$74,725,531	\$72,699,484	\$73,031,026	\$72,883,593	\$72,645,398	\$76,135,398	\$83,406,398	\$82,348,398	\$81,881,113	\$85,500,411	\$84,743,411
<b>TOTAL</b>	<b>\$95,151,390</b>	<b>\$96,219,270</b>	<b>\$105,004,994</b>	<b>\$95,707,246</b>	<b>\$93,411,962</b>	<b>\$85,993,086</b>	<b>\$86,923,250</b>	<b>\$84,049,870</b>	<b>\$92,272,144</b>	<b>\$111,794,163</b>	<b>\$125,744,466</b>	<b>\$113,635,396</b>	<b>\$112,665,375</b>	<b>\$113,711,940</b>

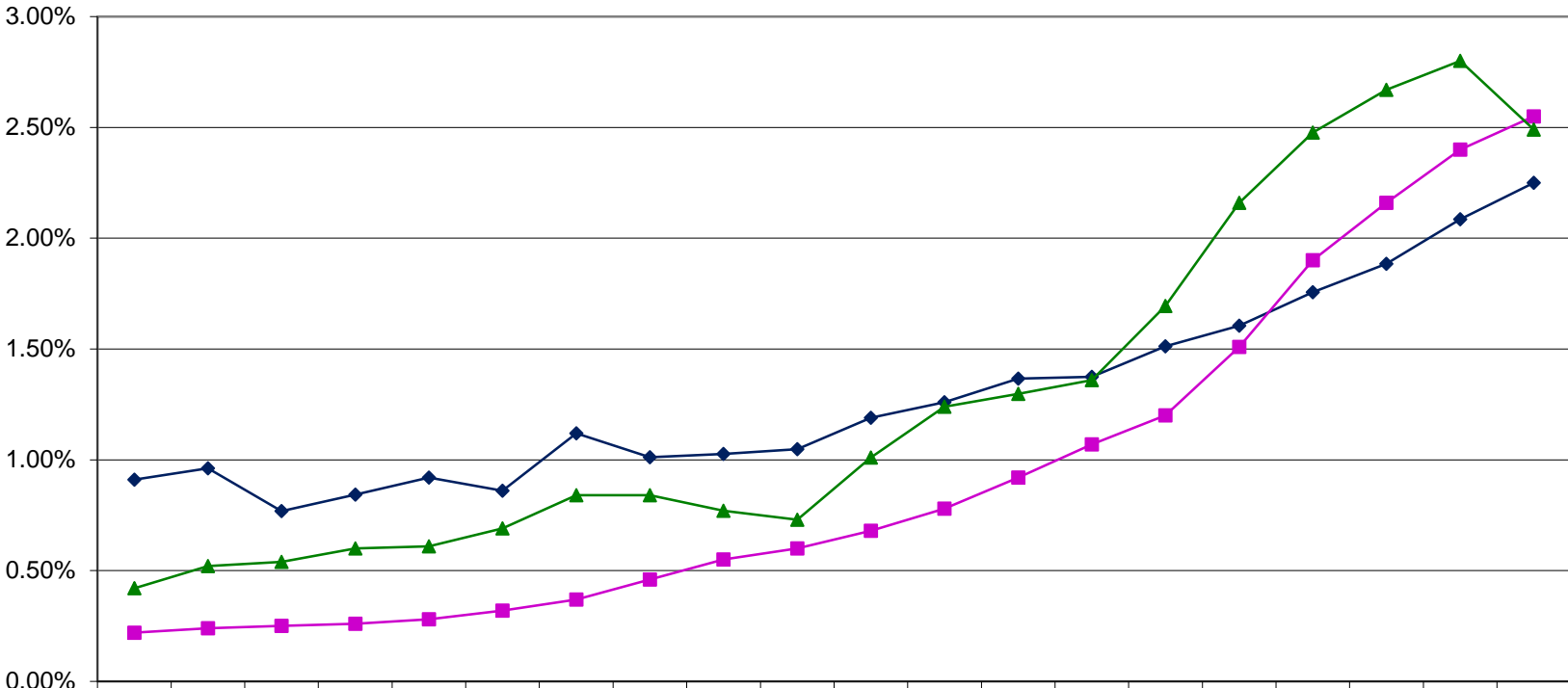


MATURITIES	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTALS
Calendar Year 2019				\$1,000,000.00	\$2,150,000.00	\$2,000,000.00	\$1,140,000.00	\$2,388,000.00	\$1,740,000.00	\$1,245,000.00	\$1,989,000.00	\$2,000,000.00	\$15,652,000.00
Calendar Year 2020	\$2,745,000.00		\$2,235,000.00	\$1,490,000.00	\$485,000.00	\$3,225,000.00	\$249,000.00	\$2,534,000.00	\$1,549,000.00	\$1,238,000.00	\$2,238,000.00	\$1,249,000.00	\$19,237,000.00
Calendar Year 2021	\$1,490,000.00	\$1,989,000.00		\$245,000.00	\$3,950,000.00		\$1,000,000.00	\$2,145,000.00	\$1,000,000.00	\$3,245,000.00			\$15,064,000.00
Calendar Year 2022	\$1,745,000.00	\$745,000.00	\$745,000.00	\$2,500,000.00	\$1,490,000.00	\$440,000.00		\$2,888,696.80	\$1,490,000.00	\$1,490,000.00	\$2,000,000.00		\$15,533,696.80
Calendar Year 2023	\$2,490,000.00	\$735,000.00	\$490,000.00	\$2,490,000.00	\$1,197,000.00	\$450,000.00	\$837,714.57	\$1,286,000.00	\$1,824,000.00	\$1,743,000.00	\$1,482,000.00		\$15,024,714.57
Calendar Year 2024	\$2,243,000.00	\$1,740,000.00	\$249,000.00										\$4,232,000.00
<b>TOTAL</b>													<b>\$84,743,411.37</b>

# Maturity Distribution As of 3/31/2019

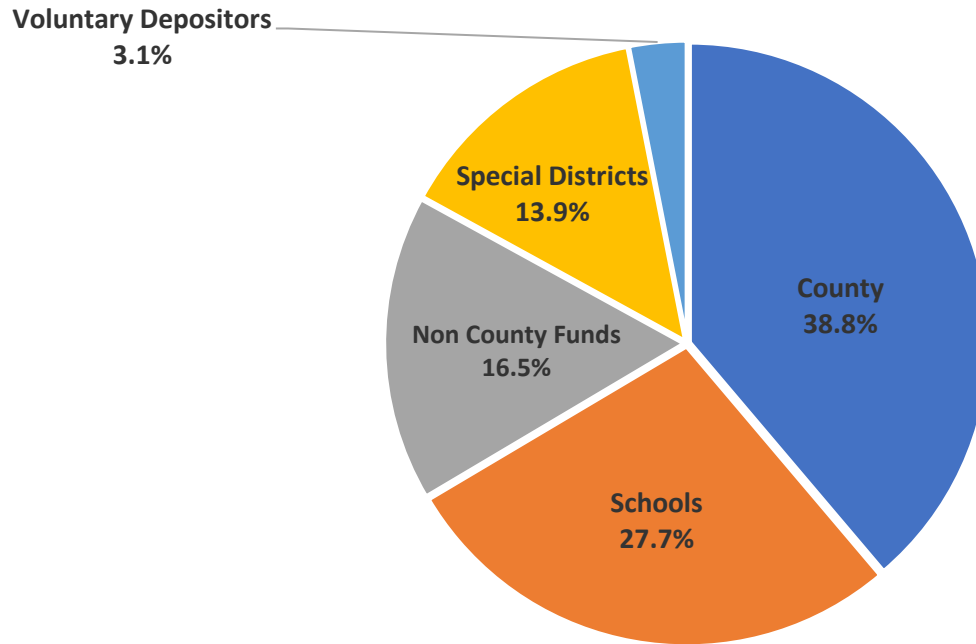


### MONO COUNTY TREASURY POOL QUARTERLY YIELD COMPARISON



	6/30 2014	9/30 2014	12/31 2014	3/31 2015	6/30 2015	9/30 2015	12/31 2015	3/31 2016	6/30 2016	9/30 2016	12/30 2016	3/31 2017	6/30 2017	9/30 2017	12/31 2017	3/31 2018	6/30 2018	9/30 2018	12/31 2018	3/31 2019
—◆— COUNTY	0.91%	0.96%	0.77%	0.84%	0.92%	0.86%	1.12%	1.01%	1.03%	1.05%	1.19%	1.26%	1.37%	1.38%	1.51%	1.60%	1.76%	1.89%	2.09%	2.25%
—■— LAIF	0.22%	0.24%	0.25%	0.26%	0.28%	0.32%	0.37%	0.46%	0.55%	0.60%	0.68%	0.78%	0.92%	1.07%	1.20%	1.51%	1.90%	2.16%	2.40%	2.55%
—▲— 2YR TREAS	0.42%	0.52%	0.54%	0.60%	0.61%	0.69%	0.84%	0.84%	0.77%	0.73%	1.01%	1.24%	1.30%	1.36%	1.69%	2.16%	2.48%	2.67%	2.80%	2.49%

## Investment Pool Participants as of 3/31/2019



The Pool is comprised of monies deposited by mandatory and voluntary participants. Mandatory participants include the County of Mono, School Districts, and Special Districts. Voluntary participants are those agencies that are not required to invest their monies in the County Pool and do so only as an investment option.

### Districts Participating in Pool

Antelope Valley Fire Protection District, Antelope Valley Water District, Birchim Community Service District, Bridgeport Fire Protection District, Chalfant Valley Fire Protection District, County Service Area #1, County Service Area #2, County Service Area #5, Hilton Creek Community Services District, June Lake Fire Protection District, Lee Vining Fire Protection District, Lee Vining Public Utility District, Long Valley Fire Protection District, Mammoth Community Service District, Mammoth Lakes Mosquito Abatement District, Mono City Fire Protection District, Mono County Resource Conservation District, Paradise Fire Protection District, Tri-Valley Ground Water Management District, Wheeler Crest Community Service District, Wheeler Crest Fire Protection District, White Mountain Fire Protection District.

### Districts Not Participating in Pool

Bridgeport Public Utility District, Inyo-Mono Resource Conservation District, June Lake Public Utility District, Mammoth Lakes Community Water District, Mammoth Lakes Fire Protection District, Southern Mono Healthcare District.



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** May 7, 2019

**Departments: CAO**

**TIME REQUIRED**

**SUBJECT** Public Defender Investigator Contract

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Contract with Brian Grice for Public Defender Investigator Services from May 1, 2019 through April 30, 2021.

**RECOMMENDED ACTION:**

Approve County entry into proposed contract and authorize Chair to execute said contract on behalf of the County. Provide any desired direction to staff.

**FISCAL IMPACT:**

The not to exceed amount of the contract is \$90,000 in year one and \$91,800 in year two, including a 2% Cost of Living increase in the second year. This amount will be included in the 2019- 20 and 2020-21 budget requests for the Public Defender budget.

**CONTACT NAME:** Dave Wilbrecht

**PHONE/EMAIL:** 7609325414 / dwilbrecht@mono.ca.gov

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

Click to download
<a href="#">Staff Report</a>
<a href="#">Contract</a>

**History**

Time	Who	Approval
4/30/2019 3:31 PM	County Administrative Office	Yes



5/2/2019 1:36 PM

County Counsel

Yes

5/2/2019 9:38 AM

Finance

Yes



# County of Mono

## County Administrative Office

**Dave Butters**

Human Resources Director

**Dave Wilbrecht**

Interim County Administrative Officer

**Jay Sloane**

Risk Manager

**Date:** May 7, 2019

**To:** Honorable Board of Supervisors

**From:** Dave Wilbrecht, Interim CAO

**Re:** Public Defender Investigator Contract with Brian Grice from may 1, 2019 through April 30, 2020.

**Recommended Action:** Approve Contract

**Discussion:** The County is required to provide investigator support for the Public Defenders. In response for a request for letters of intent and salary requirements that was distributed to the local newspapers and posted on the website, there were five responses, and three had the required qualifications and licensing. After review of the responsive letters and background information, along with feedback from the three Mono County contract Public Defenders, the attached contract was negotiated with Brian Grice.

**Fiscal Impact:** The not to exceed amount of the contract is \$90,000 in year one and \$91,800 in year two, including a 2% Cost of Living increase in the second year. This amount will be included in the 2019-20 and 2020-21 budget requests for the Public Defender budget.

**AGREEMENT BETWEEN COUNTY OF MONO  
AND BRIAN H. GRICE dba COAST CRIMINAL & CIVIL  
FOR THE PROVISION OF INVESTIGATOR SERVICES**

**INTRODUCTION**

WHEREAS, the County of Mono (hereinafter referred to as "County") may have the need for the private investigation services of Brian H. Grice dba. Coast Criminal & Civil, of Mammoth Lakes (hereinafter referred to as "Contractor"), and in consideration of the mutual promises, covenants, terms and conditions hereinafter contained, the parties hereby agree as follows:

**TERMS AND CONDITIONS**

**1. SCOPE OF WORK**

Contractor shall furnish to County, upon its request, those services and work set forth in Attachment A, attached hereto and by reference incorporated herein. Requests by County to Contractor to perform under this Agreement will be made by the following persons: (1) David D. Hammon of the Law Offices of David D. Hammon, (2) Sophie Charlotte Bidet as an individual and any Limited Liability Partnership (LLP) or corporation she may subsequently create, (3) Jeremy Ibrahim of the Law Firm of Liebersbach, Carney & Reed, and (4) such other attorneys, if any, as may be duly appointed from time to time by the court to represent indigent defendants in Mono County (hereinafter referred to collectively as "Public Defenders"), or an authorized representative thereof. Requests to Contractor for work or services to be performed under this Agreement will be based upon the Public Defenders' need for such services.

Services and work provided by Contractor at County's request under this Agreement will be performed in a manner consistent with the requirements and standards established by applicable federal, state, and county laws, ordinances, and resolutions. Such laws, ordinances, regulations, and resolutions include, but are not limited to, those that are referred to in this Agreement.

**2. TERM**

The term of this Agreement shall be from May 1, 2019, to April 30, 2021, unless sooner terminated as provided below.

**3. CONSIDERATION**

A. Compensation. County shall pay Contractor in accordance with the Schedule of Fees (set forth as Attachment B) for the services and work described in Attachment A that are performed by Contractor at the Public Defenders' request.

B. Travel and Per Diem. Contractor will not be paid or reimbursed for travel expenses or per diem that Contractor incurs in providing services and work requested by County under this Agreement, unless otherwise provided for in Attachment B.

C. No Additional Consideration. Except as expressly provided in this Agreement, Contractor shall not be entitled to, nor receive, from County, any additional consideration, compensation, salary, wages, or other type of remuneration for services rendered under this Agreement. Specifically, Contractor shall not be entitled, by virtue of this Agreement, to consideration in the form of overtime, health insurance benefits, retirement benefits, disability retirement benefits, sick leave, vacation time, paid holidays, or other paid leaves of absence of any type or kind whatsoever.

D. Limit upon amount payable under Agreement. The total sum of all payments made by County to Contractor for services and work performed under this Agreement shall not exceed \$181,800 (one hundred eighty one thousand dollars), not to exceed \$90,000 (ninety thousand dollars) in year one and \$91,800 (ninety one thousand eight hundred dollars) in year two (hereinafter referred to as "Contract Limit"). County expressly reserves the right to deny any payment or reimbursement requested by Contractor for services or work performed that is in excess of the Contract Limit.

E. Billing and Payment. Contractor shall submit to County, on a monthly basis, an itemized statement of all services and work described in Attachment A which were performed upon request of the Public Defenders. The statement to be submitted will cover the period from the first (1st) day of the preceding month through and including the last day of the preceding month. All statements submitted shall identify the date on which the services and work were performed and describe the nature of the services and work which were performed on each day and the case. Contractor will submit the itemized statement to the County within 5 days following the end of the month in which services were provided. County shall make payment in monthly installments payable within 5 days following the end of the month in which services were provided.

F. Federal and State Taxes.

(1) Except as provided in subparagraph (2) below, County will not withhold any federal or state income taxes or social security from any payments made by County to Contractor under the terms and conditions of this Agreement.

(2) County shall withhold California state income taxes from payments made under this Agreement to non-California resident independent contractors when it is anticipated that total annual payments to Contractor under this Agreement will exceed One Thousand Four Hundred Ninety-Nine dollars (\$1,499.00).

(3) Except as set forth above, County has no obligation to withhold any taxes or payments from sums paid by County to Contractor under this Agreement. Payment of all taxes and other assessments on such sums is the sole responsibility of Contractor. County has no responsibility or liability for payment of Contractor's taxes or assessments.

(4) The total amounts paid by County to Contractor, and taxes withheld from payments to non-California residents, if any, will be reported annually to the Internal Revenue Service and the California State Franchise Tax Board.

#### **4. WORK SCHEDULE**

Contractor's obligation is to perform, in a timely manner, those services and work identified in Attachment A that are requested by County. It is understood by Contractor that the performance of these services and work will require a varied schedule. Contractor, in arranging his/her schedule, will coordinate with County to ensure that all services and work requested by County under this Agreement will be performed within the time frame set forth by County.

#### **5. REQUIRED LICENSES, CERTIFICATES, AND PERMITS**

Any licenses, certificates, or permits required by the federal, state, county, or municipal governments, for Contractor to provide the services and work described in Attachment A must be procured by Contractor and be valid at the time Contractor enters into this Agreement. Further, during the term of this Agreement, Contractor must maintain such licenses, certificates, and permits in full force and effect. Licenses, certificates, and permits may include, but are not limited to, driver's licenses, professional licenses or certificates, and business licenses. Such licenses, certificates, and permits will be procured and maintained in force by Contractor at no expense to County. Contractor will provide County, upon execution of this Agreement, with evidence of current and valid licenses, certificates and permits that are required to perform the services identified in Attachment A. Where there is a dispute between Contractor and County as to what licenses, certificates, and permits are required to perform the services identified in Attachment A, County reserves the right to make such determinations for purposes of this Agreement.

## **6. OFFICE SPACE, SUPPLIES, EQUIPMENT, ETC**

Contractor shall provide such office space, supplies, equipment, vehicles, reference materials, support services and telephone service as is necessary for Contractor to provide the services identified in Attachment A to this Agreement. County is not obligated to reimburse or pay Contractor for any expense or cost incurred by Contractor in procuring or maintaining such items. Responsibility for the costs and expenses incurred by Contractor in providing and maintaining such items is the sole responsibility and obligation of Contractor.

## **7. COUNTY PROPERTY**

A. Personal Property of County. Any personal property such as, but not limited to, protective or safety devices, badges, identification cards, keys, uniforms, vehicles, reference materials, furniture, appliances, etc. provided to Contractor by County pursuant to this Agreement is, and at the termination of this Agreement remains, the sole and exclusive property of County. Contractor will use reasonable care to protect, safeguard and maintain such items while they are in Contractor's possession. Contractor will be financially responsible for any loss or damage to such items, partial or total, that is the result of Contractor's negligence.

B. Products of Contractor's Work and Services. Any and all compositions, publications, plans, designs, specifications, blueprints, maps, formulas, processes, photographs, slides, videotapes, computer programs, computer disks, computer tapes, memory chips, soundtracks, audio recordings, films, audio-visual presentations, exhibits, reports, studies, works of art, inventions, patents, trademarks, copyrights, or intellectual properties of any kind that are created, produced, assembled, compiled by, or are the result, product, or manifestation of, Contractor's services or work under this Agreement are, and at the termination of this Agreement shall remain, the sole and exclusive property of County. At the termination of the Agreement, Contractor will convey possession and title to all such properties to County.

## **8. WORKERS' COMPENSATION**

Contractor shall provide Statutory Workers' Compensation insurance coverage and Employer's Liability coverage for not less than One Million dollars (\$1,000,000.00) per occurrence for all employees engaged in services or operations under this Agreement. Any insurance policy limits in excess of the specified minimum limits and coverage shall be made available to County as an additional insured. The Workers' Compensation policy shall be endorsed with a waiver of subrogation in favor of County for all work performed by Contractor, its employees, agents, and subcontractors.

## **9. INSURANCE**

A. Contractor shall procure and maintain, during the entire term of this Agreement or, if work or services do not begin as of the effective date of this Agreement, commencing at such other time as may be authorized in writing by County's Risk Manager, the following insurance (as noted) against claims for injuries to persons or damages to property which may arise from or in connection with the performance of the work and/or services hereunder and the results of that work and/or services by Contractor, its agents, representatives, employees, or subcontractors:

- General Liability. A policy of Comprehensive General Liability Insurance which covers all the work and services to be performed by Contractor under this Agreement, including operations, products and completed operations, property damage, bodily injury (including death) and personal and advertising injury. Such policy shall provide limits of not less than One Million dollars (\$1,000,000.00) per claim or occurrence. If a general aggregate limit applies, either the general aggregate limit shall apply separately to this project or the general aggregate limit shall be twice the required occurrence limit.
- Automobile/Aircraft/Watercraft Liability Insurance. A policy of Comprehensive Automobile/Aircraft/Watercraft Liability Insurance for bodily injury (including death) and property damage which provides total limits of not less than One Million dollars (\$300,000) per claim or occurrence applicable to all owned, non-owned and hired vehicles/aircraft/watercraft. If the services provided under this Agreement include the transportation of hazardous materials/wastes, then the Automobile Liability policy shall be endorsed to include Transportation Pollution Liability insurance covering materials/wastes to be transported by Contractor pursuant to this Agreement. Alternatively, such coverage may be provided in Contractor's Pollution Liability policy.
- Professional Errors and Omissions Liability Insurance. A policy of Professional Errors and Omissions Liability Insurance appropriate to Contractor's profession in an amount of not less than One Million dollars (\$1,000,000.00) per claim or occurrence or Two Million dollars (\$2,000,000.00) general aggregate. If coverage is written on a claims-made form then: (1) the "retro date" must be shown, and must be before the beginning of contract work; (2) insurance must be maintained and evidence of insurance must be provided for at least five years after completion of the contract work; and (3) if coverage is cancelled or non-renewed, and not replaced with another claims-made policy form with a "retro date" prior to the contract effective date, then Contractor must purchase "extended reporting" coverage for a minimum of five years after completion of contract work.
- Pollution Liability Insurance. A policy of Comprehensive Contractors Pollution Liability coverage applicable to the work being performed and covering Contractor's liability for bodily injury (including death), property damage, and environmental damage resulting from "sudden accidental" or "gradual" pollution and related cleanup costs arising out of the work or services to be performed under this Agreement. Coverage shall provide a limit no less than One Million dollars (\$1,000,000.00) per claim or occurrence or Two Million dollars (\$2,000,000.00) general aggregate. If the services provided involve lead-based paint or asbestos identification/remediation, the Pollution Liability policy shall not contain lead-based paint or asbestos exclusions.

B. Coverage and Provider Requirements. Insurance policies shall not exclude or except from coverage any of the services and work required to be performed by Contractor under this Agreement. The required polic(ies) of insurance shall be issued by an insurer authorized to sell such insurance by the State of California, and have at least a "Best's" policyholder's rating of "A" or "A+". Prior to commencing any work under this agreement, Contractor shall provide County: (1) a certificate of insurance evidencing

the coverage required; (2) an additional insured endorsement for general liability applying to County, its agents, officers and employees made on ISO form CG 20 10 11 85, or providing equivalent coverage; and (3) a notice of cancellation or change of coverage endorsement indicating that the policy will not be modified, terminated, or canceled without thirty (30) days written notice to County.

C. Primary Coverage. For any claim made related to this Agreement or work and/or services performed or provided pursuant to this Agreement, Contractor's insurance coverage shall be primary insurance coverage at least as broad as ISO CG 20 01 04 13 as with respect to County, its officers, officials, employees, and volunteers. Any insurance or self-insurance maintained by County, its officers, officials, employees, or volunteers shall be excess of Contractor's insurance and shall not contribute with it.

D. Deductible, Self-Insured Retentions, and Excess Coverage. Any deductibles or self-insured retentions must be declared and approved by County. If possible, Contractor's insurer shall reduce or eliminate such deductibles or self-insured retentions with respect to County, its officials, officers, employees, and volunteers; or Contractor shall provide evidence satisfactory to County guaranteeing payment of losses and related investigations, claim administration, and defense expenses. Any insurance policy limits in excess of the specified minimum limits and coverage shall be made available to County as an additional insured.

E. Subcontractors. Contractor shall require and verify that all subcontractors maintain insurance (including Workers' Compensation) meeting all the requirements stated herein and that County is an additional insured on insurance required of subcontractors.

## **10. STATUS OF CONTRACTOR**

All acts of Contractor, its agents, officers, and employees, relating to the performance of this Agreement, shall be performed as an independent contractor, and not as an agent, officer, or employee of County. Contractor, by virtue of this Agreement, has no authority to bind or incur any obligation on behalf of, or exercise any right or power vested in, County, except as expressly provided by law or set forth in Attachment A. No agent, officer, or employee of County is to be considered an employee of Contractor. It is understood by both Contractor and County that this Agreement shall not, under any circumstances, be construed to create an employer-employee relationship or a joint venture. As an independent contractor:

A. Contractor shall determine the method, details, and means of performing the work and services to be provided by Contractor under this Agreement.

B. Contractor shall be responsible to County only for the requirements and results specified in this Agreement, and except as expressly provided in this Agreement, shall not be subjected to County's control with respect to the physical action or activities of Contractor in fulfillment of this Agreement.

C. Contractor, its agents, officers and employees are, and at all times during the term of this Agreement shall represent and conduct themselves as, independent contractors, and not employees of County.

## **11. DEFENSE AND INDEMNIFICATION**

Contractor shall defend with counsel acceptable to County, indemnify, and hold harmless County, its agents, officers, and employees from and against all claims, damages, losses, judgments, liabilities, expenses, and other costs, including litigation costs and attorney's fees, arising out of, resulting from or in connection with, the performance of this Agreement by Contractor, or Contractor's agents, officers, or employees. Contractor's obligation to defend, indemnify, and hold County, its agents, officers, and employees harmless

applies to any actual or alleged personal injury, death, damage or destruction to tangible or intangible property, including the loss of use. Contractor's obligation under this Paragraph 11 extends to any claim, damage, loss, liability, expense, or other costs that are caused in whole or in part by any act or omission of Contractor, its agents, employees, supplier, or anyone directly or indirectly employed by any of them, or anyone for whose acts or omissions any of them may be liable.

Contractor's obligation to defend, indemnify, and hold County, its agents, officers, and employees harmless under the provisions of this Paragraph 11 is not limited to, or restricted by, any requirement in this Agreement for Contractor to procure and maintain a policy of insurance and shall survive any termination or expiration of this Agreement.

## **12. RECORDS AND AUDIT**

A. Records. Contractor shall prepare and maintain all records required by the various provisions of this Agreement, federal, state, county, municipal, ordinances, regulations, and directions. Contractor shall maintain these records for a minimum of four (4) years from the termination or completion of this Agreement. Contractor may fulfill its obligation to maintain records as required by this Paragraph 12 by substitute photographs, micrographs, or other authentic reproduction of such records.

B. Inspections and Audits. Any authorized representative of County shall have access to any books, documents, papers, records, including, but not limited to, financial records of Contractor, that County determines to be pertinent to this Agreement, for the purposes of making audit, evaluation, examination, excerpts, and transcripts during the period such records are to be maintained by Contractor. Further, County has the right, at all reasonable times, to audit, inspect, or otherwise evaluate the work performed or being performed under this Agreement.

## **13. NONDISCRIMINATION**

During the performance of this Agreement, Contractor, its agents, officers, and employees shall not unlawfully discriminate in violation of any federal, state, or local law, against any employee, or applicant for employment, or person receiving services under this Agreement, because of race, religious creed, color, ancestry, national origin, physical disability, mental disability, medical condition, marital status, sex, age, or sexual orientation. Contractor and its agents, officers, and employees shall comply with the provisions of the Fair Employment and Housing Act (Government Code section 12900, et seq.), and the applicable regulations promulgated thereunder in the California Code of Regulations. Contractor shall also abide by the Federal Civil Rights Act of 1964 (P.L. 88-352) and all amendments thereto, and all administrative rules and regulations issued pursuant to said Act.

## **14. TERMINATION**

This Agreement may be terminated by County without cause, and at will, for any reason by giving to Contractor thirty (30) calendar days written notice of such intent to terminate. Contractor may terminate this Agreement without cause, and at will, for any reason whatsoever by giving to County thirty (30) calendar days written notice of such intent to terminate.

Notwithstanding the foregoing, if this Agreement is subject to General Conditions (set forth as an Exhibit hereto), then termination shall be in accordance with the General Conditions and this Paragraph 14 shall not apply.



## **15. ASSIGNMENT**

This is an agreement for the personal services of Contractor. County has relied upon the skills, knowledge, experience, and training of Contractor as an inducement to enter into this Agreement. Contractor shall not assign or subcontract this Agreement, or any part of it, without the express written consent of County. Further, Contractor shall not assign any moneys due or to become due under this Agreement without the prior written consent of County.

## **16. DEFAULT**

If Contractor abandons the work, fails to proceed with the work or services requested by County in a timely manner, or fails in any way as required to conduct the work and services as required by County, then County may declare Contractor in default and terminate this Agreement upon five (5) days written notice to Contractor. Upon such termination by default, County will pay to Contractor all amounts owing to Contractor for services and work satisfactorily performed to the date of termination.

## **17. WAIVER OF DEFAULT**

Waiver of any default by either party to this Agreement shall not be deemed to be a waiver of any subsequent default. Waiver or breach of any provision of this Agreement shall not be deemed to be a waiver of any other or subsequent breach, and shall not be construed to be a modification of the terms of this Agreement unless this Agreement is modified as provided in Paragraph 23.

## **18. CONFIDENTIALITY**

Contractor agrees to comply with various provisions of the federal, state, and county laws, regulations, and ordinances providing that information and records kept, maintained, or accessible by Contractor in the course of providing services and work under this Agreement, shall be privileged, restricted, or confidential. Contractor agrees to keep confidential, all such privileged, restricted or confidential information and records obtained in the course of providing the work and services under this Agreement. Disclosure of such information or records shall be made by Contractor only with the express written consent of County.

## **19. CONFLICTS**

Contractor agrees that he/she has no interest, and shall not acquire any interest, direct or indirect, that would conflict in any manner or degree with the performance of the work and services under this Agreement. Contractor agrees to complete and file a conflict-of-interest statement.

## **20. POST-AGREEMENT COVENANT**

Contractor agrees not to use any confidential, protected, or privileged information that is gained from County in the course of providing services and work under this Agreement, for any personal benefit, gain, or enhancement. Further, Contractor agrees for a period of two (2) years after the termination of this Agreement, not to seek or accept any employment with any entity, association, corporation, or person who, during the term of this Agreement, has had an adverse or conflicting interest with County, or who has been an adverse party in litigation with County, and concerning such, Contractor by virtue of this Agreement has gained access to County's confidential, privileged, protected, or proprietary information.

## **21. SEVERABILITY**

If any portion of this Agreement or application thereof to any person or circumstance shall be declared invalid by a court of competent jurisdiction, or if it is found in contravention of any federal, state, or county

statute, ordinance, or regulation, then the remaining provisions of this Agreement, or the application thereof, shall not be invalidated thereby, and shall remain in full force and effect to the extent that the provisions of this Agreement are severable.

## **22. FUNDING LIMITATION**

The ability of County to enter into this Agreement is based upon available funding from various sources. In the event that such funding fails, is reduced, or is modified, from one or more sources, County has the option to terminate, reduce, or modify this Agreement, or any of its terms within ten (10) days of notifying Contractor of the termination, reduction, or modification of available funding. Any reduction or modification of this Agreement effective pursuant to this provision must comply with the requirements of Paragraph 23.

## **23. AMENDMENT**

This Agreement may be modified, amended, changed, added to, or subtracted from, by the mutual consent of the parties hereto, if such amendment or change order is in written form, and executed with the same formalities as this Agreement or in accordance with delegated authority therefor, and attached to the original Agreement to maintain continuity.

## **24. NOTICE**

Any notice, communication, amendments, additions or deletions to this Agreement, including change of address of any party during the term of this Agreement, which Contractor or County shall be required, or may desire to make, shall be in writing and may be personally served, or sent by prepaid first-class mail or email (if included below) to the respective parties as follows:

County of Mono:  
County Administrative Officer  
P.O. Box 696  
Bridgeport, CA 93517  
[Click here to enter text.](#)

Contractor:  
Brian H. Grice  
Coast Criminal & Civil  
P.O. Box 703  
Mammoth Lakes, CA 93546  
[Click here to enter text.](#)

## **25. COUNTERPARTS**

This Agreement may be executed in two (2) or more counterparts (including by electronic transmission), each of which shall constitute an original, and all of which taken together shall constitute one and the same instrument.

## **26. ENTIRE AGREEMENT**

This Agreement contains the entire agreement of the parties, and no representations, inducements, promises, or agreements otherwise between the parties not embodied herein or incorporated herein by reference, shall

be of any force or effect. Further, no term or provision hereof may be changed, waived, discharged, or terminated, unless executed in writing by the parties hereto.

**IN WITNESS THEREOF, THE PARTIES HERETO HAVE SET THEIR HANDS AND SEALS THIS \_\_\_\_ DAY OF \_\_\_\_\_, \_\_\_\_\_.**

**COUNTY OF MONO**

**CONTRACTOR**

By: \_\_\_\_\_

By: \_\_\_\_\_

Title: \_\_\_\_\_

Title: \_\_\_\_\_

Dated: \_\_\_\_\_

Dated: \_\_\_\_\_

APPROVED AS TO FORM:

\_\_\_\_\_  
County Counsel

APPROVED BY RISK MANAGEMENT:

\_\_\_\_\_  
Risk Manager

## ATTACHMENT A

### AGREEMENT BETWEEN COUNTY OF MONO AND BRIAN H. GRICE dba. COAST CRIMINAL & CIVIL FOR THE PROVISION OF INVESTIGATOR SERVICES

#### TERM:

**FROM: May 1, 2019**      **TO: April 30, 2021**

#### SCOPE OF WORK:

Contractor shall provide private investigator services to the Mono County Public Defenders for any and all cases which are filed in Mono County, California, in connection with the representation of indigent parties entitled to receive legal representation under the law. Contractor shall be directly responsive to the Public Defenders and provide investigation services as required by them as follows:

1. Investigation services include, but are not limited to, interviews of clients, witnesses, and others identified by the Public Defenders, to the extent possible, such interviews should be in person; review and obtain law enforcement reports; service of subpoenas; assist in hearing and trial preparation; testify at hearings and trials when necessary; and such other services as may be reasonably required by the Public Defenders.
2. Contractor shall be available to provide investigative services within 24 hours notice by Public Defenders.
3. Contractor acknowledges that there are three contract Public Defenders and that he is required to provide investigative services for all three Public Defenders.
4. Contractor shall provide notice to the Public Defender(s) of any and all conflicts of interest immediately upon his becoming aware of any such conflict.
5. Contractor understands and acknowledges that the attorney-client and attorney-work product privileges as set forth in the California Evidence Code, and such other statutory and case law, apply to services provided to the Public Defenders under this contract, and agrees that he will maintain such privileges, and confidentiality.
6. For non-English speaking clients, Contractor shall utilize interpreter services at no cost to the County or to the Public Defenders.
7. Contractor will incur all expenses for Data Purchases and other reasonable expenses related to providing Investigative Services. Office space, supplies, equipment and mileage are the sole responsibility of the contractor.

8. Contractor agrees to extraordinary travel once per calendar year without additional compensation. For purposes of this paragraph, extraordinary travel means travel to a location within California but outside of Mono or Inyo Counties for a period of up to four nights and five days at the request of a Public Defender and approval by the Court. Extraordinary travel shall be reserved for violent crimes (murder, attempted murder, kidnapping, etc.), as determined by the Public Defenders. For extraordinary travel beyond the above amount, and upon presentation of a court order authorizing such travel, the County shall compensate Contractor as follows. Upon submission of receipts and a mileage log, County shall reimburse Contractor his actual costs for meals and lodging at the County's per diem rates then in effect, and for mileage at the IRS rate then in effect. In addition, County shall pay Contractor's hourly rate (\$60.00) for all time spent performing investigative services during the extraordinary travel.

**ATTACHMENT B**

**AGREEMENT BETWEEN COUNTY OF MONO  
AND BRIAN H. GRICE dba COAST CRIMINAL AND CIVIL  
FOR THE PROVISION OF INVESTIGATION SERVICES**

**TERM:**

**FROM: May 1, 2019      TO: April 30, 2021**

**SCHEDULE OF FEES:**

As full compensation for all services performed under this agreement, the County shall make payment in the amount of \$7,500 per month from May 1, 2019 through April 30, 2020, and \$7,650 per month from May 1, 2020 through April 30, 2021. In addition, County will pay extraordinary travel expenses as described in paragraph 8 of the Scope of Work.

See Attachment B1, incorporated herein by this reference (optional).



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** May 7, 2019

**Departments: CAO**

**TIME REQUIRED**

**SUBJECT** Letter to Madera County re: County  
Boundary Adjustment

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

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### AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

On April 17, 2019, our Board received an update on efforts to work with Madera County to pursue a county boundary adjustment following several miscues related to emergency services in the Reds Meadow Valley/Middle Fork San Joaquin River area of Madera County in 2017 and 2018. The draft letter presented at that time has been updated to request that the Madera County Board of Supervisors formally consider our Board's request to adjust the county boundary at a time when members of our Board and other Eastside partners can be in attendance and provide testimony.

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### RECOMMENDED ACTION:

Approve proposed letter to Madera County regarding the proposed County boundary adjustment and authorize Board Chair to sign.

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### FISCAL IMPACT:

None at this time. However, the County expects dedicating significant staff time and resources to this project should the course of action chosen be to undertake an adjustment to the Mono-Madera county boundary or to develop and execute an updated MOU for public services in the area in question.

---

**CONTACT NAME:** Kevin Carunchio

**PHONE/EMAIL:** 760-937-0300 / kcarunchio@mono.ca.gov

---

### SEND COPIES TO:

---

### MINUTE ORDER REQUESTED:

YES  NO

---

### ATTACHMENTS:

Click to download
<input type="checkbox"/> <a href="#">Staff Report</a>
<input type="checkbox"/> <a href="#">Letter</a>

**History**

<b>Time</b>	<b>Who</b>	<b>Approval</b>
5/2/2019 2:23 PM	County Administrative Office	Yes
5/2/2019 11:32 AM	County Counsel	Yes
5/2/2019 9:52 AM	Finance	Yes





# County of Mono

## County Administrative Office

**Dave Butters**  
Human Resources Director

**Leslie L. Chapman**  
County Administrative Officer

**Jay Sloane**  
Risk Manager

**Date:** May 7, 2019

**To:** Honorable Board of Supervisors

**From:** Supervisor Stacy Corless

**Re:** Mono-Madera County Boundary Adjustment Letter

**Recommended Action:**

1. Receive additional input, if any, from local partners about the public services they currently provide in the Reds Meadow/Middle Fork San Joaquin River area of Madera County, and what issues these entities would like to see addressed through an adjustment to the Mono-Madera county boundary or as topics in any new, comprehensive MOU
2. Consider sending a letter to the Madera County Board of Supervisors communicating Mono County's position and authorize the Board Chair to sign.

**Fiscal Impact:**

None. However, proceeding to undertake an adjustment to Mono-Madera county boundary, or developing and executing an updated and comprehensive MOU for public services in the Reds Meadow/Middle Fork San Joaquin River area of Madera County – a proposition being put forth by Madera County – is expected to require the County and, possibly, other local entities to devote significant time and resources to the effort, and could have ongoing costs.

**Discussion:**

On April 17, 2019, our Board received an update on efforts to work with Madera County to pursue a county boundary adjustment following several miscues related to emergency services in the Reds Meadow Valley/Middle Fork San Joaquin River area of Madera County in 2017 and 2018. The update was punctuated by testimony from representatives of other local and federal agencies about the services each provide in eastern Madera County, and pressing on the ground issues that need to be addressed as they pertain to a variety of emergency services and other public services. Subsequently, on April 23<sup>rd</sup>, the Collaborative Planning Team heard a similar presentation, during which participants offered additional insights for our consideration.

On the basis of this public input, and consistent with Board direction, I have worked with staff to update

the draft letter presented on April 17<sup>th</sup> to convey the growing scope of the problem and stress our Board's commitment to resolving the matter; preferably through a change in the boundaries of the county line shared by Mono and Madera counties. Toward this end, the attached draft requests that the Madera County Board of Supervisors formally consider our Board's request to adjust the county boundary at a time when members of our Board and other Eastside partners can be in attendance and provide testimony.



Jennifer Halferty ~ District One    Fred Stump ~ District Two    Bob Gardner ~ District Three  
John Peters ~ District Four    Stacy Corless ~ District Five

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## **BOARD OF SUPERVISORS COUNTY OF MONO**

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P.O. BOX 715, BRIDGEPORT, CALIFORNIA 93517  
(760) 932-5533 • FAX (760) 932-5531  
*Shannon Kendall, Clerk of the Board*

May 7, 2019

The Honorable Board of Supervisors  
County of Madera  
c/o Rhonda Cargill, Chief Clerk of the Board  
200 West 4th Street  
Madera, CA 93637

**SUBJECT:    Emergency and Public Services Provided in Eastern Madera County**

Dear Chairman Frazier and Members of the Board:

As local elected officials, keeping people safe is one of the serious responsibilities we share. Though our county seats are separated by hundreds of miles and the Sierra Nevada mountain range, Madera and Mono Counties also share a boundary and a mutual interest in the Reds Meadow Valley/Middle Fork San Joaquin River area of eastern Madera County. Accessible only from Mammoth Lakes and Mono County, the Reds Meadow area is a popular recreation and tourism destination, attracting tens-of-thousands of people a year to Devils Postpile National Monument, Rainbow Falls and the trails, lakes and peaks of the Inyo National Forest. As visitation to this beautiful place has increased, so have public safety concerns, including the threat of wildland fire and issues around search and rescue responses. These pressing public safety concerns and the need for better coordination between our two counties are why I am writing to you, respectfully requesting that the Madera County Board of Supervisors work with Mono County to assure optimal on-the-ground emergency response.

Background:

In January 2018, following a delayed search and rescue operation near Rainbow Falls, the Mono County Board of Supervisors directed staff to explore the feasibility of and process for moving the Mono-Madera county boundary to add lands in the Reds Meadow Valley/Middle Fork San Joaquin River area of Madera County to Mono County. The Board's action was informed by prior, informal conversations about the possibility of such an undertaking between individual Supervisors and staff from our two counties. And, the Board's action resulted in our staffs working together to detail how altering our shared county line might be accomplished, including

our respective County Counsel offices preparing a joint memo to both our Boards of Supervisors outlining the legislative process for altering the boundaries between our counties.

As you know, although Reds Meadow Valley and the upper reaches of the Middle Fork of the San Joaquin River are located in eastern Madera County, the road (open only in summer) accessing this remote but oft-visited part of Madera County is via Mono County and the Town of Mammoth Lakes. From Madera, this area is a six-hour drive through Yosemite National Park, or an 18-mile hike through the Ansel Adams Wilderness from the closest forest road (near Clover Meadow) on the Sierra National Forest. As a result of this geographic reality, our counties executed a memorandum of understanding in 1994 whereby Madera County authorized Mono County to provide first responder services, including search and rescue and paramedic services, as Mono's resources permit. The 1994 MOU remains in effect, and has well-served visitors to the Reds Meadow area in need of emergency services, and Madera County taxpayers. However, the difficulties both our counties experienced in coordinating emergency response and search and rescue operations in 2017 and again in 2018 led us to conclude that pursuing a change in the county boundary line might be the best means of assuring the most immediate responses to matters of public safety, and to efficiently coordinate the ever-burgeoning need for other public services in this area of Madera County—services that are difficult or impossible to provide from a distance, without road access.

#### Boundary Change Request:

Although the county boundary change proposal was initially met with enthusiasm and positivity on both sides of the Sierra Crest, we have recently been told that Madera County wants to abandon the effort in favor of attempting to restate and amend the 1994 MOU between our counties. While Mono County absolutely recognizes Madera County's jurisdiction over its territory, as well as policy, in the Reds Meadow area, we continue to believe that adjusting the county boundary is the best way forward.

The obligation we have to people visiting and working in the Reds Meadow area is to assure public safety, contain costs, facilitate multi-agency coordination, and efficiently provide public services; we must do this no matter where the administrative line between our two agencies is located. However, increasing wildland fire threats makes this a rapidly expanding public safety issue that must be addressed on the ground and not administratively across the Sierra Crest. Furthermore, since the 1994 MOU was executed, the demand for public services in this part of your county has intensified far beyond fundamental law enforcement needs, and now involves multiple local, state and federal agencies and other entities most of which are based in Mono County. Again, the need for on the ground coordination and cooperation is paramount, and lives are at stake if jurisdictional quibbles lead to lapses in emergency response.

For these reasons, the Mono County Board of Supervisors respectfully requests that, before both our counties and other public agencies devote what we believe will be a significant amount of time and staff resources to developing a new MOU, the Madera County Board formally consider Mono County's request to embark upon the county boundary adjustment process.

#### Multiple Emergency and Public Service Issues:

On April 17<sup>th</sup>, the Mono County Board of Supervisors received an update on this matter. During our meeting, the Board heard from representatives of some of the local and federal public agencies regarding the many services they provide, and the nearly-as-many issues associated with providing these services in this remote area of eastern Madera County.

The testimonies we received spoke to a vast array of public services extending far beyond the “law enforcement duties” contemplated in the 1994 MOU. The most pressing issue we heard about was the immediate need for comprehensive and coordinated emergency services planning and implementation. These unmet public safety and emergency preparedness and response issues add new urgency to the need for our counties to resolve this matter.

In listening to multiple stakeholders about the services they are providing in the Reds Meadow Valley/Middle Fork San Joaquin River area of Madera County, and what they believe are the needs that would best be addressed through the boundary change, or that should be included in any new MOU between our counties. Here is a partial list of the services being provided and concerns that need to be addressed:

- **Emergency Planning & Mutual Aid Agreements, including delegated authority for shelter-in-place planning and deployments, and training exercises** (California Office of Emergency Services, Town of Mammoth Lakes, Mammoth Lakes Fire Protection District, Inyo National Forest, Devils Postpile National Monument);
- **Search & Rescue, Law Enforcement & Patrol Agreements** (Town of Mammoth Lakes, Inyo National Forest, Devils Postpile National Monument etc.);
- **Road Improvements, Maintenance, Closures & Openings** (Town of Mammoth Lakes, Inyo National Forest, California Department of Transportation, Mammoth Mountain Ski Area, Eastern Sierra Transit Authority, etc.);
- **Winter (Recovery) Operations** (Mammoth Mountain Ski Area);
- **Public Transportation** (Eastern Sierra Transit Authority, Town of Mammoth Lakes, Inyo National Forest, California Department of Transportation, Devils Postpile National Monument, etc.)
- **Recreation Infrastructure** (Inyo National Forest, Town of Mammoth Lakes, Devils Postpile National Monument, numerous non-governmental organizations)
- **Waste & recycling regulation, fees and reporting** (State of California, federal land use agencies)
- **Environmental Health regulation & enforcement;**
- **Tourism Marketing** (Town of Mammoth Lakes, Mammoth Lakes Tourism, Mammoth Mountain Ski Area, other private businesses, etc.);
- **Fish Stocking** (California Department of Fish & Wildlife; Mono County Fish & Wildlife Commission; Mammoth Lakes Tourism, etc.);
- **Building Permits** (Town of Mammoth Lakes, etc.);
- **Air Quality** (San Joaquin Air Pollution Control District and Great Basin Air Pollution Control District, etc.)

Conclusion:

My purpose in writing to you is threefold. First, the Mono County Board of Supervisors wants to pledge its commitment to working with your Board, and your County to effectively address these critical public safety and public service issues in the Reds Meadow Valley/Middle Fork San Joaquin River area of Madera County as quickly as possible. Second, as described above, we request and will appreciate this matter being agendized for formal consideration by the Madera County Board of Supervisors at a time when representatives from our Board, as well some of the Eastern Sierra stakeholders affected by this issue, would be able to attend the meeting and address your Board. And, third, if our staffs are to begin to task of revamping our 1994 MOU, that the effort be expanded to include all of the services and all of the providers of those services in your County.

We sincerely thank you for your ongoing consideration of our requests, and look forward to working closely with you on these and other issues of importance to both our counties.

Respectfully,

John Peters, Chair  
Mono County Board of Supervisors

cc: Town of Mammoth Lakes  
Mammoth Lakes Fire Protection District  
Inyo National Forest  
Devils Postpile National Monument  
Eastern Sierra Transit Authority  
California Department of Transportation  
Great Basin Air Pollution Control District  
California Department of Fish & Wildlife  
Mono County Fish & Wildlife Commission  
Mammoth Mountain Ski Area  
Reds Meadow Resort and Pack Station  
Mammoth Lakes Recreation  
Mammoth Lakes Tourism  
Senator Andreas Borgeas  
Assembly Member Frank Bigelow



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** May 7, 2019

**TIME REQUIRED**

**SUBJECT**

Letter to California Department of Fish and Wildlife from Long Valley Fire Protection District re: Proposed New Fishing Regulations

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

A letter to the California Department of Fish and Wildlife from the Long Valley Fire Protection District regarding the proposed new fishing regulations, discussing safety issues with year-round fishing.

**RECOMMENDED ACTION:**

**FISCAL IMPACT:**

**CONTACT NAME:**

**PHONE/EMAIL:** /

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

Click to download
<a href="#">Letter</a>

**History**

Time	Who	Approval
4/26/2019 10:49 AM	County Administrative Office	Yes
4/24/2019 2:31 PM	County Counsel	Yes
4/23/2019 3:56 PM	Finance	Yes



**Long Valley Fire Protection District**

**3605 Crowley Lake Drive •  
Crowley Lake • California 93546-1145  
Ph. 760.935.4545  
longvalleyfd@gmail.com**

April 11, 2019

California Department of Fish & Wildlife  
3602 Inland Empire Blvd.  
Suite C-220  
Ontario, CA 91764

RE: Proposed New Fishing Regulations

To Whom It May Concern,

I am writing this letter on behalf of the Long Valley Fire Protection District where I am the Chair of the Board of Commissioners. The Fire Department is located in the Crowley Lake area of Mono County. Response to emergencies in our District comes from a dedicated group of volunteers. The Board of Commissioners recently became aware of the proposed new fishing regulations for our county which we are strongly opposed to for safety and economic reasons. It is our understanding that the lakes and waterways within our county will be open to year round fishing if these proposed regulations become law. Hopefully, those with the power to change the existing regulations are aware of the winter conditions within our county where the lakes and waterways are generally frozen over but the ice is never safe for such things as ice fishing.

Our Department is acutely aware of the dangers of being on unsafe ice, having lost Captain Vidar Anderson and nearly losing Chief Chris Baitx in the Convict Lake tragedy in February 1990 during an attempt to rescue others on the ice. Along with the loss of Captain Anderson, six others lost their lives that day including a U. S. Forest Ranger. (Reference: Convict Lake by Richard Mallard. "A true account of the Convict Lake rescue.") Just thinking of the number of people that would attempt to ice fish our lakes during the winter months when the California Department of Fish & Wildlife basically tells them it is ok to do so is frightening.

It is also a huge concern of all associated with our Fire District the effect these proposed regulations will have on the fishery of our county. Fishing is an important economic issue for Mono County and having people fishing during spawning and fish growing times that are currently illegal will eventually devastate the fishery.

The Long Valley Fire Protection Board of Commissioners and our Dedicated Volunteers urge you to reconsider the impact these new proposed regulations will have on people's safety and on the fishery of Mono County.

Sincerely,

Sharon M. Shaw  
Chair, Long Valley Fire Protection District Board of Commissioners

cc Fred Stump, Mono County Supervisor District 2





OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** May 7, 2019

**TIME REQUIRED**

**SUBJECT** Inyo - Mono 4-H Road Runner  
Newsletter Spring 2019

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

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### AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

The Inyo-Mono 4-H Road Runner Newsletter for Spring 2019.

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**RECOMMENDED ACTION:**

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**FISCAL IMPACT:**

---

**CONTACT NAME:**

**PHONE/EMAIL:** /

---

**SEND COPIES TO:**

---

**MINUTE ORDER REQUESTED:**

YES  NO

---

**ATTACHMENTS:**

Click to download

[Newsletter](#)

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#### History

Time	Who	Approval
4/26/2019 10:53 AM	County Administrative Office	Yes
4/25/2019 3:59 PM	County Counsel	Yes
4/25/2019 9:24 AM	Finance	Yes

# HEAD • HEART • HANDS • HEALTH

## Inyo-Mono 4-H Road Runner Newsletter

Spring 2019




University of California  
Agriculture and Natural Resources  
4-H Youth Development Program

4-H Office  
207 W. South Street  
Bishop, CA 93514

Office (760) 873-7854  
Fax (760) 873-7314  
<http://ceinyo-mono.ucanr.edu/>

### Important Dates:

- Apr. 18 - One Day Wonder, Patio Building, 2:30-4:30- Perler Bead spring crafts
- Apr. 23 - One Day Wonder, Patio Building, 4:30-5:30- How to Market Your Show Animal, Fair CEO Jen McGuire will be leading. RSVP 760-873-7854
- May 2 - Record Book Workshop, Patio Building, 3:30-4:30
- May 5 - Livestock Field Day, Bishop FFA Farm, 1:00pm
- May 5 - Ethics and Quality Assurance Training, Bishop FFA Farm, 2:30pm
- May 9 - Record Book Workshop, Patio Building, 3:30-4:30
-  May 11 - Fashion Review, JKBS- George Lozito Conference Room, 10:00am
- May 16 - Record Book Workshop, Le-Inyo School, room 17, 3:30-4:30
- May 23 - Record Book Workshop, 4-H Office, 3:30-4:30
- May 25 - Mule Day's Parade Magazine Sales 9:00am
- May 30 - Record Book Workshop, 4-H Office, 3:30-4:30
- June 26-28 - Mini Member Day Camp, Heritage Arts Building, 8:00-12:00
- June 29 - Summer Washer Board Tournament, Sale Barn, Tri-County Fairgrounds, 3:00
- July 9-13 - Junior Livestock Show & Auction, Tri-County Fairgrounds

←-----→  
**Mini Member Day Camp: June 26th - 28th from 8:00 - 12:00**

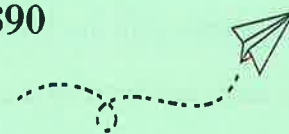
**Heritage Arts Building, Tri-County Fairgrounds**

4-H Member price: \$60, Non 4-H member price: \$90

**Let's Fly:**

All activities will be flight and wind related.

Plenty of crafts and STEM projects packed into a fun 3 day adventure.



# Important! Please Read:

**Livestock Field Day**

**May 5, 2019 at 1:00**

**Bishop FFA Farm**



**Mandatory for all 4-H members wanting to show at the  
Junior Livestock Show & Auction**

Mini Members are not required to attend, but are always welcome to participate.

**RSVP if you are not able to attend event.**

**Make-up assignments will assigned to all member who do not attend.**

**Livestock Field Day is MANDATORY for all 4-H members showing or selling an animal at the Junior Livestock Show and Auction.**

**Unable to attend 4-H Livestock Field Day?**

You must call the 4-H office by Thursday, May 2nd to excuse yourself. Each 4-H member who does not attend Livestock Field Day but wishes to show an animal at the Livestock Show will receive an alternative assignment. 4-H members who do not RSVP to the 4-H office prior to the event will have additional requirements added to their assignment.

**If you do not attend Livestock Field Day and do not complete an alternative assignment you will not be eligible to show your animal at the Junior Livestock Show and Auction.**

Questions? Call the 4-H Office at 760-873-7854.

**First time attending the 4-H Livestock Field Day? Here is what you get to look forward to!**

Registration: 12:45-1:00

Judging: will start promptly at 1:15pm and conclude around 3:00pm. Judging classes will include Market Lambs, Breeding Ewes, Market Swine, Market Steers, Meat Goats, and Quarter Horses.

When you arrive, you'll be assigned to a group with a leader. You must stay with your group the entire afternoon! You will receive a pencil, and labels for each station you will go to.

At each station, you will receive a judging card. Place 1 label on the card. A moderator will teach you how to judge the animals. You will then place the class in order of best to worst, and turn in your judging card.

Awards will be presented at the end of the event.

**See next page for information about Ethics & Quality Assurance Training.**



## New Requirements for 2019



### Youth Quality & Ethics Training for California Fairs

Effective 2019, the California Department of Food and Agriculture, Fairs & Expositions (F&E) Division, requires all junior livestock exhibitors in all district, citrus, and county fairs in California to participate annually in quality assurance and ethics trainings. The F&E has approved the **Youth for the Quality Care of Animals (YQCA)** program to fulfill this requirement. The goal of the YQCA is to help youth and their parents better understand what they can do to produce the safest food possible.

**This training is an annual mandatory requirement to show beginning this year at the Jr. Livestock Show & Auction. The cost is \$3, due at the time of the training.**

We will have a training immediately following the judging contest at Livestock Field Day. You will be required to sign-in and stay for the entire training. You will be given a certificate number upon completing the training, and that number must go on your entry to the JLSA.



# Results from County Field Day 2019

## Judging Contest Results

### Junior Division:

- 1st: Bo Tanner
- 2nd: Trent McGraw
- 3rd: Tannyr Ludwick

### Intermediate Division:

- 1st: Chase Gardea
- 2nd: Riley Phillips
- 3rd: Shealyn Ludwick

### Senior Division:

- 1st: Justin Brooks
- 2nd: Natalie Blakey
- 3rd: Haidon Brooks



# Important Announcements

## Mule Days Fundraisers:

4-H members will be selling Mule Days magazines again as a fundraiser for the County Council. We need your help! We need people to help put magazine displays up in local businesses, as well as selling along the parade route. Council uses this money to help pay for county level events and awards. Please sign-up with your community leader, or by calling the 4-H office. 760-873-7854.

## Mini Member Day Camp:

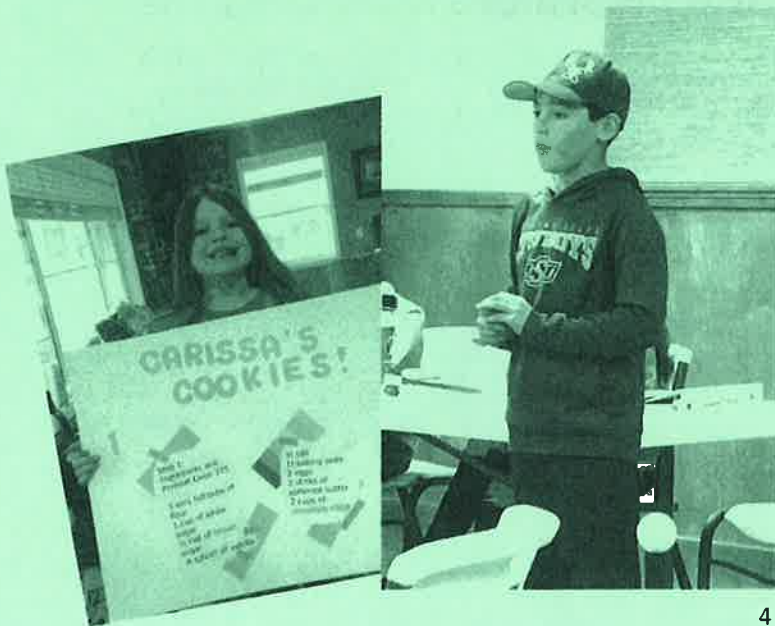
This year's Mini-Member Day Camp will be June 26-28 from 8:00-12:00 in the Heritage Arts Building. "Let's Fly!" will be the theme, and youth will be creating and exploring about all things that fly. Rockets that fly, homemade kites, bug crafts, are just a few of the things that campers will be exploring. Led by 4-H counselors and overseen by the 4-H office staff, this camp will be a soaring good time! 4-H members cost is only \$60, non 4-H members cost will be \$90. Register with the 4-H office.

## Summertime Washer Board Tournament:

**June 29 @ 3:00pm in the Sale Barn**

Parents we will need your help to make this fundraiser a success. Please contact your club leader about how you can help. Tickets are on sale now. So buy your tickets and tell your friends! \$50 per person, 26% of the entry fees brought in will go to awards payout.

# 2019 Field Day





# Fashion Review

**It's Back & it's better than ever!**

**Inyo-Mono Counties proudly presents:**

**2019 Fashion Review**

**Saturday, May 11**

**at 10:00 am in the George Lozito room, JKBS**

With categories that anyone can enter.

## **Traditional Category:**

Participants in this category will construct garment(s), showcasing sewing skills and the ability to coordinate an outfit. The outfit must contain at least one constructed garment; participants are encouraged to construct additional garments to complete the outfit.

The garment(s) in this category must be sewn by the member as part of the Clothing & Textiles/Sewing Project.

## **Consumer Science Purchased Category:**

Participants in this category will shop for an entire outfit, including shoes. The participant should plan the entire outfit and their reason for wearing the outfit. Example: Head to toe camo, for the ultimate hunting outfit. Jeans, shirt, and cowboy boots for a riding outfit. Be creative! Have fun!

There is no 4-H project requirement; *any 4-H member may enter this category.*

**Contact the 4-H office for entry information. [cjpeek@ucanr.edu](mailto:cjpeek@ucanr.edu)**

**760-873-7854**



### 4-H RoadRunner Newsletter

The RoadRunner sends you information on events, meetings, trainings, general interest and due dates. Specific club and project information can also be included.

We encourage clubs and individuals to submit articles and photos. **All information must be received in the 4-H office by the 3rd Thursday of the month for the next RoadRunner.** The best way to submit information is to email it to: [cjpeek@ucanr.edu](mailto:cjpeek@ucanr.edu)



<http://www.facebook.com/InyoMono4H>



**University of California**  
Agriculture and Natural Resources

**NONDISCRIMINATION AND AFFIRMATIVE ACTION POLICY STATEMENT FOR UNIVERSITY OF CALIFORNIA SINGLE PAGE FLYERS FOR EDUCATIONAL PROGRAMS ONLY** May, 2015 The following statement is the updated version to be used on single page publications advertising educational programs only. It is the policy of the University of California (UC) and the UC Division of Agriculture & Natural Resources not to engage in discrimination against or harassment of any person in any of its programs or activities (Complete nondiscrimination policy statement can be found at <http://ucanr.edu/sites/anrstaff/files/215244.pdf>) Inquiries regarding ANR's nondiscrimination policies may be directed to UCANR, Affirmative Action Compliance & Title IX Officer, University of California, Agriculture and Natural Resources, 2801 Second Street, Davis CA 95618, (530) 750-1397.



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**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** May 7, 2019

**TIME REQUIRED**

**SUBJECT** Agricultural Commissioner's Office  
Department Update May 2019

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

May 2019 Department Update from the Inyo and Mono Counties Agricultural Commissioner's Office.

**RECOMMENDED ACTION:**

**FISCAL IMPACT:**

**CONTACT NAME:**

**PHONE/EMAIL:** /

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

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<a href="#">May 2019 Department Report</a>

**History**

Time	Who	Approval
4/29/2019 11:48 AM	County Administrative Office	Yes
4/30/2019 12:50 PM	County Counsel	Yes
5/2/2019 9:43 AM	Finance	Yes





## DEPARTMENT REPORT

May 2019

### Agriculture

California Department of Food and Agriculture (CDFA) draft industrial hemp registration regulations were returned after review by the Office of Administrative Law (OAL). CDFA revised these draft regulations based on comments received from the OAL. The subsequent regulation package was approved, effective immediately, on April 26. Regulations regarding sampling, testing, and enforcement do not yet exist. CDFA hopes to have these in place before industrial hemp harvesting begins.

The most recent update on county industrial hemp policy indicated that 22 counties had moratoriums in place, four are considering moratoriums, one requires a use permit, two are considering a use permit, one considers industrial hemp cultivation registration to be in violation of the 2018 Farm Bill provisions and thus not allowed, and one has adopted regulations that consider all industrial hemp to be cannabis. All other counties have no local policy in place or being considered at this time.

Agriculture Department staff recently attended apiary inspection training in Davis. This training included information on how to detect dangerous bee diseases such as American Foul Brood and Varroa mite. Also discussed were best practices for handling bees. Both of our attending inspectors were impressed with the training.

During the first week of May, we will be visited by California Department of Pesticide Regulation staff. These Enforcement Branch Liaisons (EBLs) visit us from time to time to provide training and oversight. Our staff will conduct several inspections and will be assessed by the EBLs. The EBLs will also go through our pesticide permitting files and conduct an audit to ensure we are operating in compliance with state law.

With weather beginning to warm, we are also seeing a big rise in quarantine notices for incoming nursery stock shipments. When nursery stock crosses state lines or is delivered intrastate from an area where a pest quarantine is currently in place, we receive notice and send inspection staff out to make sure shipments are free of harmful pests. This can be a tedious process where even the soil and undersides of leaves are inspected.

### Weights and Measures

After a few months with very active issues involving credit card skimmers at retail fuel meters, things seems to be quieting down. No skimmers have been detected in recent weeks.

Weights and Measures staff have been conducting inspections of aggregate and concrete plants as they come back online this spring. We check the scales at these plants, which can range from platform scales used to measure water and other liquids, to vehicle scales, to hopper scales that measure aggregate batches of up to 100,000 lbs.



## Mosquito Abatement

Mosquito activity is really beginning to ramp up. As Owens River flows get larger and larger, we are seeing a massive increase in mosquito breeding. Crews have been working tirelessly in an attempt to spread larvicide in the hope that numbers can be reduced to acceptable levels making adulticiding unnecessary. The latest OVMAP/MLMAD [weekly report](#) of activities can be found on our website.

Staff attended a recent Mammoth Lakes Mosquito Abatement District (MLMAD) meeting. Items that were discussed included management activities for 2019 as well as adoption of the MLMAD budget.

A letter was sent recently to Los Angeles Department of Water and Power (LADWP) Chief Operating Office Marty Adams relating concerns that OVMAP has with water spreading associated with the high runoff forecasted this year. Similar water spreading caused many issues in 2017, which was the first year when a human case of West Nile virus was detected in Inyo County. By the end of the warm season, 4 human cases had been confirmed. Our letter requests that LADWP assist with controlling mosquitoes that are a result of water spreading by LADWP if needed. LADWP did provide resources in 2017 to conduct aerial applications of larvicide at the request of Inyo County.



## Invasive Plant Management

The invasive plant management program has been conducting some smaller activities in Inyo and Mono Counties. The busy season kicks off this month, with seasonal staff starting May 2.

## Inyo County Commercial Cannabis Permit Office

Code amendments associated with cannabis are set to be considered at the May 7 Inyo County Board of Supervisors Meeting in independence. We have been working to put together renewal information for current license holders. Our renewal period begins May 1, and ends on June 30, with the new license period beginning July 1. There is still no anticipated date for the next licensing window, but it will happen soon after code amendments are finalized.

### May 2019 Calendar

May 1

Mono Management Meeting  
(Lee Vining)

May 1

Inyo County Cannabis License Renewal  
Period Begins

May 1

California Department of Pesticide Regulation  
Liaison visit to Inyo and Mono Counties

May 7

Public Hearing and Inyo Code Amendments  
Pertaining to Cannabis at Inyo Board of Supervisors  
(Independence)

May 20-24

California Agricultural Commissioner and  
Sealer's Association Spring Conference (Santa Cruz)

May 27

Memorial Day  
OFFICE CLOSED



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** May 7, 2019

**TIME REQUIRED**

**SUBJECT** Letter to LADWP re: Mono County  
Superior Court Case No. 10088

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

A letter from California Deputy Attorney General Nichole Rinke, Mono County District Attorney Tim Kendall, and Mono County Counsel Stacey Simon to Los Angeles Department of Water and Power (LADWP) acknowledging receipt of quarterly progress reports from LADWP and asking to arrange a call with LADWP to receive an update on its remaining tasks.

**RECOMMENDED ACTION:**

**FISCAL IMPACT:**

**CONTACT NAME:**

**PHONE/EMAIL:** /

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

<p>Click to download</p> <p> <a href="#">Letter</a></p>
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**History**

Time	Who	Approval
5/2/2019 2:21 PM	County Administrative Office	Yes
5/2/2019 11:24 AM	County Counsel	Yes
5/2/2019 9:44 AM	Finance	Yes

**XAVIER BECERRA**  
*Attorney General*

*State of California*  
**DEPARTMENT OF JUSTICE**



1300 I STREET, SUITE 125  
P.O. BOX 944255  
SACRAMENTO, CA 94244-2550

Public: (916) 445-9555  
Telephone: (916) 210-7797  
Facsimile: (916) 327-2319  
E-Mail: Nicole.Rinke@doj.ca.gov

April 30, 2019

**Sent VIA U.S. Mail and Email**

Vaughn Minassian  
Deputy City Attorney  
Los Angeles Department of Water and Power  
111 North Hope Street, Suite 30  
Los Angeles, CA 90012

**RE: *People v. Los Angeles Department of Water and Power,*  
*Mono County Superior Court Case No. 10088***

Dear Mr. Minassian:

Thank you for transmitting to the California Department of Fish and Wildlife (CDFW), Mono County (County) and the District Attorney of Mono County (DA) (collectively, the Plaintiffs), on April 1, 2019, on behalf of your client the Los Angeles Department of Water and Power (LADWP), Quarterly Progress Report No. 5 regarding actions taken by LADWP in recent months toward compliance with the requirements of the Stipulation and Order entered by the Mono County Superior Court on January 7, 2015 (Stipulation and Order).

The Plaintiffs appreciate that LADWP has been submitting quarterly progress reports since the three-year facility upgrade period provided for in the Stipulation and Order closed on January 8, 2018. At that time, through discussions with CDFW, LADWP proposed a construction schedule for completing by the end of 2018 the unfinished facility upgrades it views necessary to restoring the flows in the river called for in the Stipulation and Order. At that time, LADWP also agreed to comply with other conditions including the payment of penalties and the submittal of quarterly progress reports. Believing that a cooperative approach would result in the most expeditious path to compliance, the Plaintiffs provisionally deferred prosecution of the Stipulation and Order. To date, unfortunately, the agreed upon schedule has not been met, the facility upgrades have not been completed, and the required flows pursuant to Paragraphs 2-5 of the Stipulation and Order have not been declared or implemented.

Quarterly Progress Report No. 5 indicates that the next remaining set of tasks will be completed by mid to late April 2019 and that all remaining tasks will be completed by mid to late July 2019. The Plaintiffs would like to schedule a call with you during the first week of May 2019 to receive an update on LADWP's progress on the remaining tasks. While the Plaintiffs remain hopeful that LADWP will complete the remaining tasks as scheduled, we intend to seek



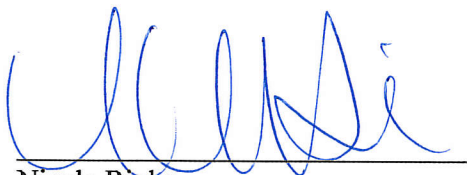
Vaughn Minassian  
Re: Mono County Superior Court Case No. 10088  
April 30, 2019  
Page 2

judicial intervention if the anticipated schedule is not maintained. Please note that if judicial intervention is sought, we intend to obtain LADWP's full compliance with the Stipulation and Order, including, but not limited to the following items, all of which have been brought to LADWP's attention via prior correspondence:

1. Construction of a fishway that complies with Paragraph 18/Exhibit F of the Stipulation and Order.
2. Immediate provision of real time flow data from all release points including releases from the Middle Gorge Powerplant, in compliance with Paragraph 10 of the Stipulation and Order.
3. Submittal of an annual report of releases for water year 2018-2019, ending March 31, 2019, in compliance with Paragraph 10 of the Stipulation and Order.
4. Implementation of all reasonable efforts to implement Below Normal Base Flows during the construction of facility upgrades pursuant to Paragraph 13 of the Stipulation and Order.
5. The prohibition on the release of flows at levels less than the uncontrolled sources, such as seepage from Long Valley Dam and springs that flow in the Upper Gorge pursuant to Paragraph 13 of the Stipulation and Order. The Plaintiffs (or CDFW) have received reports of periods of no flow in violation of this requirement on several occasions.
6. Monitoring, measuring, recording, and restoring cumulative diminished flows as of January 7, 2018, pursuant to Paragraph 12 of the Stipulation and Order.

We look forward to talking with you in early May.

Regards,



Nicole Rinke  
Deputy Attorney General

  
Tim Kendall  
Mono County District Attorney

Stacey Simon  
Mono County Counsel

Vaughn Minassian

Re: Mono County Superior Court Case No. 10088

April 30, 2019

Page 3

cc: *(via U.S. mail only)*

Martin Adams, Chief Operating Officer, LADWP

Reiko A. Kerr, Senior Asst. General Manager, Power System Engineering and Technical Services, LADWP

*(via U.S. mail and electronic mail)*

Eduardo Malacon and Elena Fuan, Project Management, LADWP

Mono County Board of Supervisors

*(via electronic mail only)*

Trisha Moyer, Habitat Conservation Supervisor, Inland Deserts Region, CDFW

Steve Parmenter, Senior Environmental Scientist, Inland Deserts Region, CDFW

Nick Buckmaster, Environmental Scientist, Inland Deserts Region, CDFW

Nancee Murray, Staff Counsel, CDFW



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** May 7, 2019

**TIME REQUIRED**

**SUBJECT** Caltrans Notice of Conway Ranch  
Shoulders Surveys

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

A letter from the California Department of Transportation (Caltrans) notifying the Board of Supervisors of studies / surveys that will be conducted for the proposed "Conway Ranch Shoulders" project, which are anticipated to start in May and be completed prior to November 2019.

**RECOMMENDED ACTION:**

**FISCAL IMPACT:**

**CONTACT NAME:**

**PHONE/EMAIL:** /

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

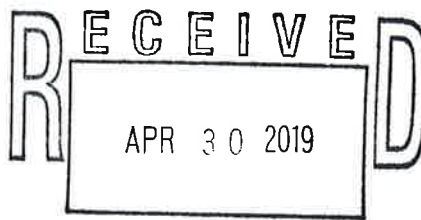
<p>Click to download</p> <p> <a href="#">Letter</a></p>
---

**History**

Time	Who	Approval
5/2/2019 11:48 AM	County Administrative Office	Yes
5/2/2019 11:05 AM	County Counsel	Yes
5/2/2019 9:44 AM	Finance	Yes

**DEPARTMENT OF TRANSPORTATION**

District 9 – Right of Way Branch  
500 South Main Street  
Bishop, California 93514  
PHONE (760) 872-0640  
FAX (760) 872-0755  
TTY 711  
Email: Lora.Rischer@dot.ca.gov  
www.dot.ca.gov

**OFFICE OF THE CLERK**

*Making Conservation a  
California Way of Life.*

April 26, 2019

File: Mono 395 PM 58.2/60.1  
EA: 09-366400  
Project No. 09-1600-0006  
"Conway Ranch Shoulders"

County of Mono – Board of Supervisors  
C/O Clerk of the Board  
Post Office Box 715  
Bridgeport, CA 93517

In October 2018 a letter was sent to your attention regarding the performance of preliminary environmental studies being conducted by Caltrans staff sometime between November 2018 and February 2019 for the proposed "Conway Ranch Shoulders" project located in Mono County. Some of these surveys have been delayed. We now anticipate they will start in May and be completed prior to November 2019. Property your agency administers, Mono County Assessor's Parcel Number 019-100-020 and 011-200-010, lies within the limits of this shoulder widening project and will be reviewed.

These studies/surveys will be conducted on foot and encompass the entire project limits. The surveys will mainly be observational in nature, with photo and note taking equipment being used. Any wetland features will be noted and, if needed, some small pits may be dug by hand with a small spade, eight inches in diameter by 12 inches in depth, to assist our scientists in characterizing subsurface soils. After the soil sample has been thoroughly examined it will then be replaced. Fenced properties will remain stock tight during and after the surveys. The information obtained from the studies will be used in assessing the impacts of the proposed project in a forthcoming environmental document.

As a courtesy we are notifying your agency and other property owners of this upcoming activity. Should you have any questions regarding this information or would like more information regarding the shoulder widening project, please contact me at (760) 872-0640 or via email at Lora\_Rischer@dot.ca.gov. Thank you.

Sincerely,

A handwritten signature in blue ink that reads "Lora Rischer".

LORA RISCHER  
Associate Right of Way Agent  
District 9 – Bishop



## DEPARTMENT OF TRANSPORTATION

District 9 – Right of Way Branch  
500 South Main Street, Bishop, California 93514  
PHONE (760) 872-0640  
FAX (760) 872-0755  
TTY 711  
Email: Lora\_Rischer@dot.ca.gov  
www.dot.ca.gov



*Making Conservation a  
California Way of Life.*

PTE 18-27

October 5, 2018

COPY

File: Mono 395 PM 58.2/60.1  
EA: 09-366400  
Project No. 09-1600-0006  
"Conway Ranch Shoulders"

County of Mono – Board of Supervisors  
C/O Clerk of the Board  
Post Office Box 715  
Bridgeport, CA 93517

The State of California, Department of Transportation will be conducting preliminary environmental surveys for the proposed Conway Ranch Shoulders project in Mono County soon, though actual construction is not expected until the 2023-24 year. Since property your agency administers lies within the limits of this shoulder widening project it will be reviewed. The area involved is shown on the attached map. Additionally, it is identified by the Mono County Assessor's Parcel Number 019-100-020.

The Conway Ranch Shoulders project proposes to improve roadway safety and to bring this section of US 395 to current design standards by widening the existing 2-4ft paved shoulders to 8ft, install skipped rumble strips for 1.7 miles, and correct a substandard compound curve at the north end of the project. The existing chain up area on northbound 395 at postmile 59.5 will be lengthened to the south by 500ft.

These studies/surveys will be conducted on foot and will be observation only, no ground disturbance will occur. Fenced properties will remain stock tight during and after the surveys. We anticipate that these will occur sometime between November 1, 2018 and February 1, 2019. The information obtained from the studies will be used in assessing the impacts of the proposed project in a forthcoming environmental document.

As a courtesy we are notifying your agency and other property owners of this upcoming activity. Should you have any questions regarding this information or would like more information regarding the shoulder widening project, please contact me at (760) 872-0640 or via email at Lora\_Rischer@dot.ca.gov. Thank you.

Sincerely,

  
LORA RISCHER

Associate Right of Way Agent  
District 9 – Bishop

## DEPARTMENT OF TRANSPORTATION

District 9 – Right of Way Branch  
500 South Main Street, Bishop, California 93514  
PHONE (760) 872-0640  
FAX (760) 872-0755  
TTY 711  
Email: Lora\_Rischer@dot.ca.gov  
www.dot.ca.gov



Making Conservation a  
California Way of Life.

PTE 18-27

October 5, 2018

COPY

File: Mono 395 PM 58.2/60.1  
EA: 09-366400  
Project No. 09-1600-0006  
"Conway Ranch Shoulders"

County of Mono – Public Works Department  
74 North School Street  
Post Office Box 457  
Bridgeport, CA 93517

Attention: Joe Blanchard, Parks & Facilities Superintendent

The State of California, Department of Transportation will be conducting preliminary environmental surveys for the proposed Conway Ranch Shoulders project in Mono County soon, though actual construction is not expected until the 2023-24 year. Since property your agency administers lies within the limits of this shoulder widening project it will be reviewed. The area involved is shown on the attached map. Additionally, it is identified by the Mono County Assessor's Parcel Number 019-100-020.

The Conway Ranch Shoulders project proposes to improve roadway safety and to bring this section of US 395 to current design standards by widening the existing 2-4ft paved shoulders to 8ft, install skipped rumble strips for 1.7 miles, and correct a substandard compound curve at the north end of the project. The existing chain up area on northbound 395 at postmile 59.5 will be lengthened to the south by 500ft.

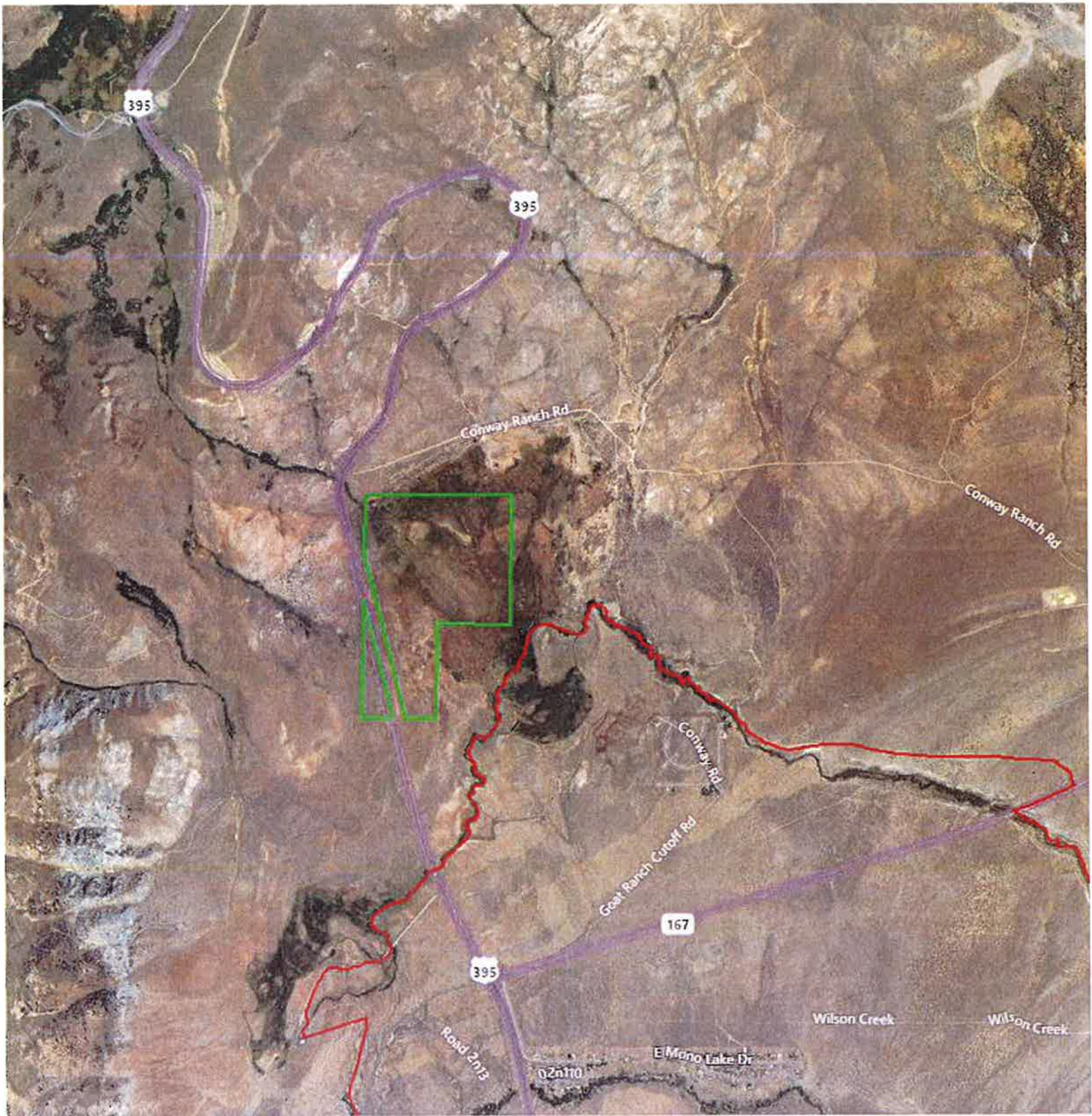
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Sincerely,

LORA RISCHER  
Associate Right of Way Agent  
District 9 – Bishop





PTE 18-27



PTF  
19-79

UNKNOWN ADDRESS, MONO CITY, CA 93541

Site Address  
Parcel No (APN) 011-200-010-000  
Land Use Cat MISCELLANEOUS  
Land Use Desc MISCELLANEOUS, MISCELLANEOUS  
Building Area  
Lot Area 2,772,821 SF (63.77 ACRES)  
Building/Lot Ratio  
No of Units  
Year Built  
Total Assd Value  
Owner 1 COUNTY OF MONO CHAIRPERSON  
Owner 2  
Owner Address PO BOX 715 BRIDGEPORT, CA 93517  
Last Transfer  
Last Market Sale

Location  
Site Address  
Parcel No (APN) 011-200-010-000  
Legal Information CONWAY RANCH PARCEL  
Subdivision  
Legal Lot  
Legal Block

Ownership  
Owner 1 COUNTY OF MONO CHAIRPERSON  
Owner 2  
Owner Address PO BOX 715 BRIDGEPORT, CA 93517  
Vesting Code



Mono APN 011-200-010



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** May 7, 2019

**Departments: Community Development**

**TIME REQUIRED** PUBLIC HEARING: 9:20 AM (20 minutes)

**PERSONS APPEARING BEFORE THE BOARD** Hailey Lang

**SUBJECT** Short-Term Rental (STR) Activity Permit 19-002/Thompson

### AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Public hearing regarding Short-Term Rental (STR) Activity Permit 19-002/Thompson, an owner-occupied short-term rental use involving one bedroom in an existing Single-Family Residential (SFR) house with a total of three bedrooms at 1613 Eastside Lane (APN 002-130-047) in Coleville.

### RECOMMENDED ACTION:

Conduct public hearing. Consider and: 1. Find that the project qualifies as a Categorical Exemption under CEQA guidelines 15301 and file a Notice of Exemption; 2. Make required findings; approve STR Activity Permit 19-002 (subject to the findings and conditions) as recommended or with desired modifications.

### FISCAL IMPACT:

The proposed project will generate an incremental increase in transient occupancy taxes.

**CONTACT NAME:** Hailey Lang

**PHONE/EMAIL:** 760-932-5415 / hlang@mono.ca.gov

### SEND COPIES TO:

### MINUTE ORDER REQUESTED:

YES  NO

### ATTACHMENTS:

Click to download
<a href="#">staff report</a>
<a href="#">Staff Report</a>
<a href="#">Attachment 2 - notices</a>

History

<b>Time</b>	<b>Who</b>	<b>Approval</b>
4/26/2019 11:20 AM	County Administrative Office	Yes
4/30/2019 1:17 PM	County Counsel	Yes
4/25/2019 9:11 AM	Finance	Yes

# Mono County Community Development Department

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PO Box 347  
Mammoth Lakes, CA 93546  
760- 924-1800, fax 924-1801  
commdev@mono.ca.gov

## Planning Division

PO Box 8  
Bridgeport, CA 93517  
760- 932-5420, fax 932-5431  
[www.monocounty.ca.gov](http://www.monocounty.ca.gov)

May 7, 2019

To: Mono County Board of Supervisors

From: Hailey Lang, Planning Analyst

Re: Short-Term Rental (STR) Activity Permit 19-002/Thompson

### RECOMMENDATION

It is recommended that Planning Commission take the following actions:

1. Find that the project qualifies as a Categorical Exemption under CEQA guidelines 15301 and file a Notice of Exemption; and
2. Approve STR Activity Permit 19-002 subject to the findings and conditions as recommended or with desired modifications.

### FISCAL IMPACT

The proposed project will generate an incremental increase in transient occupancy taxes.

### BACKGROUND

In March 2017, the Board adopted amendments to Chapter 25 as recommended by the Planning Commission, which regulated short-term rentals in certain residential land use designations. Subsequently, the Board enacted a 45-day, then a 10.5 month, followed by a one-year moratorium on Type II (non-owner occupied) short-term rentals, and directed staff to 1) first complete a public process to revise the June Lake area plan to address specific short-term rental issues in this community; and 2) revisit area plan policy discussions with other communities on where Type II rentals should be allowed/not allowed.

In April 2018, the Board adopted a General Plan Amendment revising the June Lake area plan and short-term rental regulations, at the recommendation of the Planning Commission, to address issues specific to June Lake. These regulations established a two-part permitting process: 1) a use permit approval by the Planning Commission under Chapter 25 of the General Plan, and 2) a Short-Term Rental Activity Permit approval by the Board of Supervisors under Mono County Code Chapter 5.65.

Finally, Mono County adopted General Plan Amendment 19-01 on February 12, 2019, prior to the moratorium ending, which identifies the types and locations of acceptable short-term rentals in the county. Mono County Code Chapter 5.65 establishes a Short-Term Rental Activity Permit governing the operation of rentals and making the approval non-transferrable if ownership changes. The Short-Term Rental Activity Permit is approved separately from the Use Permit by the Board of Supervisors and is also required prior to commencement of rental activity.

Owner-occupied and non-owner occupied are both allowed subject to use and activity permits in the Antelope Valley.

A Use Permit was approved for this project by the Planning Commission on March 21, 2019.

### **DISCUSSION**

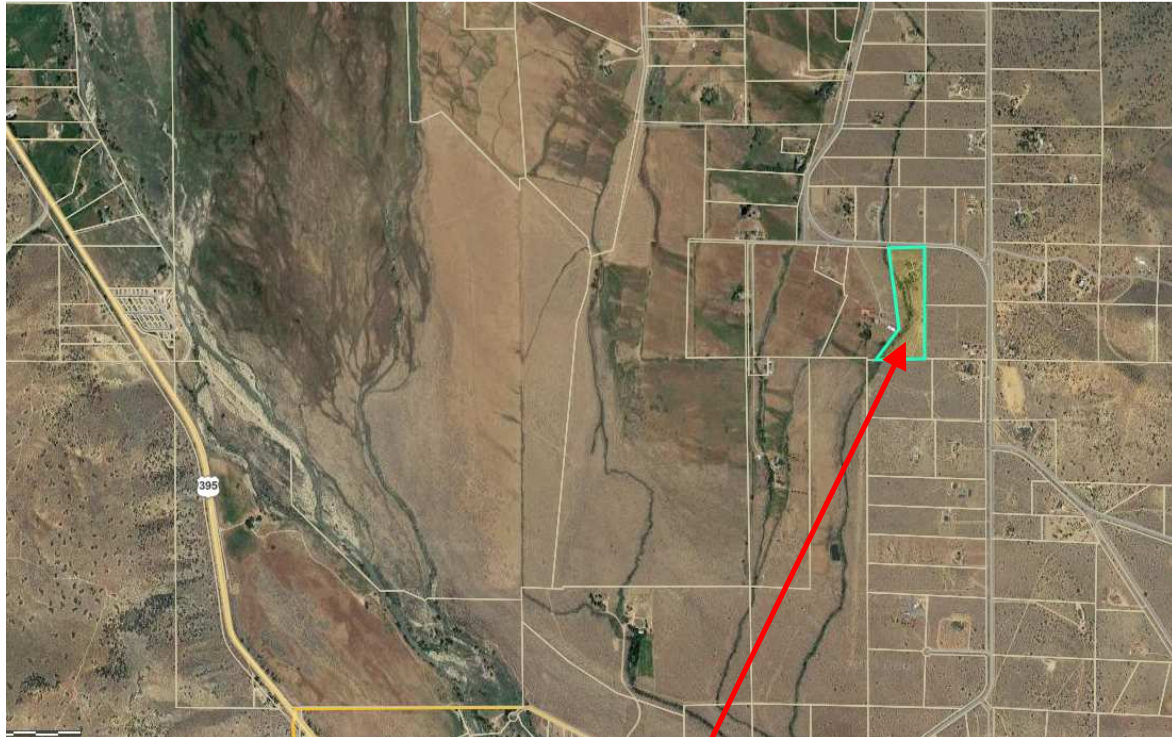
This proposal is for an owner-occupied Short-Term Rental (STR) located at 1613 Eastside Lane in Coleville. The property is within the appropriate Land Use Designation (LUD), Rural Residential (RR). The short-term rental use will involve one bedroom in an existing Single-Family Residential (SFR) house with a total of three bedrooms. The maximum occupancy for the one bedroom is limited to two people and two vehicles.

The property is owned by Timothy and Patricia Thompson and this will be the only STR Activity Permit granted to the Thompson's. Under penalty of perjury, the applicant has agreed to comply with all requirements of Mono County Code, Chapter 5.65, including section 5.65.110, "short-term rental (STR) standards and requirements". The property will be managed by the applicant/owner who will be onsite during all short-term rental activity. This permit is nontransferable and will terminate upon sale or transfer of the property or upon revocation of any corresponding Use Permit.

The Thompson's are in the process of obtaining a Mono County Business License and a Mono County Transient Occupancy Tax Certificate.



**FIGURE 1: LOCATION OF PROJECT, 1613 EASTSIDE LANE**



**Project Location**  
1613 Eastside Lane  
APN: 002-130-047

### **CEQA COMPLIANCE**

Project is consistent with a Class 1 California Environmental Quality Act (CEQ) exemption.

Class (1) 15301 consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination.

Examples include but are not limited to:

- Interior or exterior alternations involving such things as interior partitions, plumbing, and electrical conveyances,
- Accessory (appurtenant) structures including garages, carports, patios, swimming pools, and fences, and
- Conversion of a single-family residence into office use.

Single-family homes that are rented on a short-term basis (as an owner-occupied rental) will still be used as single-family homes in a matter that is not substantially difference from how they

would be used if they were occupied by full-time residents or long-term renters. In addition, short-term rentals are subject to compliance with regulations governing the management of these units stipulated in Mono County Code 5.65, which addresses the aesthetics, noise, parking, utilities, and other similar issues. As a result, rental of a single-family residence is not an expansion of use, and is no more intensive or impactful than, for example, the conversion of a single-family residence to office use.

### **ACTIVITY PERMIT FINDINGS**

Following the noticed public hearing to consider the approval of an STR Activity Permit, the Board must make the following findings to issue the permit (Mono County Code 5.65.080.C)

- 1. The short-term rental, as proposed, will comply with the requirements of state law and regulations, the Mono County General Plan, the Mono County Code, and this Chapter.*

In approving Use Permit 18-016/Thompson, the Planning Commission found that the project complies with the Mono County General Plan, and under the penalty of perjury, the applicant has certified that the property complies with all the requirements of Mono County Code Chapter 5.65. The home is equipped with interior and exterior signage notifying renters of these requirements, per MCC chapter 5.65.110.B, and the owner shall maintain property insurance coverage specific to short-term rentals. Since the property is north of Mountain Gate, the Mono County General Plan Dark Sky Regulations, Chapter 23, does not apply.

**FIGURE 2: ADDRESS SIGNAGE AT PROPERTY ENTRANCE**



**FIGURE 3: ADDRESS MARKED ON HOME**



**FIGURE 4: INTERIOR SIGNAGE**





**FIGURE 5: EXTERIOR SIGNAGE**



2. *The property has all necessary land use entitlements as required by the Mono County General Plan.*

The project has received a Use Permit to conduct the activity on March 21, 2019.

3. *The owner has demonstrated to the satisfaction of the Board the ability to comply with state law and regulation, the Mono County General Plan, the Mono County Code and MCC Chapter 5.65.*

The owner has demonstrated the ability to comply with the Mono County General Plan. This application has received a Use Permit and complies with Mono County General Plan policies. Under penalty of perjury, the applicant has agreed to comply with all the requirements under MCC 5.65.

4. *The Board determines that issuance of the permit is in the best interests of the community, the County, and the citizens of and visitors to Mono County based on the following:*

- *Whether there are specific and articulable positive or negative impacts on the surrounding community or adjacent properties from the proposed short-term rental;*
  - Public hearing notices were published for both the Use Permit and Short-Term Rental Activity permit hearings, and notices were mailed to property owners within 500' at least 30 days in advance of the use permit hearing. No comments from the public were received.

- The public hearing before the Board of Supervisors was noticed at least 10 days prior to the May 7, 2019, meeting, and no comments were received as of the drafting of this staff report.
- *Whether the property owner has demonstrated to the satisfaction of the Board the ability and capacity to manage the short-term rental in a way that minimizes articulable negative impacts on the surrounding community or adjacent properties. And be responsive to community concerns and complaints; and*
  - The applicants will be onsite for all short-term rentals in order to minimize negative impacts and respond to any community concerns or complaints. The applicants have been involved throughout the Use Permit and Short-Term Rental Activity process and have also been actively engaged in the Antelope Valley Regional Planning Advisory Committee (RPAC). Their involvement in RPAC has allowed for them to participate in short-term rental discussions relevant to their community.
- *The potential for the short-term rental to impact other community needs and issues, such as the availability of workforce housing units.*
  - Only one bedroom in the applicant's three-bedroom home will be utilized as a short-term rental. Since the entire home is not being utilized as a short-term rental, there is flexibility for the property owners to provide long-term rental housing or workforce housing.

The Board shall deny an application that meets any of the following criteria:

1. The owner has knowingly made a false statement of material fact, or has knowingly omitted a material fact, from the application.
2. A previous STR Activity Permit issued under this Chapter involving the same owner or any person having partial ownerships as described in subsection 5.65.070(C)(1), has been revoked by the County within the two (2) years preceding the date of the application and all opportunities for appeal of that determination have been exhausted or the time in which such appeals could have been filed has expired.
3. The owner, including any person with partial ownership as described in subsection 5.65.070(C)(1), has been determined, by an administrative hearing body or a court of competent jurisdiction, to have engaged in short-term rentals in violation of State or local law and all opportunities for appeal of that determination have been exhausted or the time in which such appeals could be filed has expired.
4. A person with an ownership interest in the property, as described in subsection 5.65.070(C)(1), has an existing STR Activity Permit on another property within Mono County.

None of the conditions stated above appear to apply to this property or the property owner.

This staff report has been reviewed by the Community Development Director.

#### **ATTACHMENTS**

1. Use Permit 18-016 Planning Commission Packet
2. Public Hearing Notice for May 7 Board meeting

**CONDITIONS OF APPROVAL**  
**Short-Term Rental Activity Permit 19-002/Thompson**

1. The address of the rental unit must be unobstructed at all times and clearly visible by passersby.
2. STR Activity Permits shall be limited to one per parcel and one per person regardless of whether the ownership interest is in whole or in part. In other words, an STR Activity Permit shall not be approved if a person with an ownership interest in the property, whether in whole or in part, has an existing STR Activity Permit on another property within Mono County.
3. An STR Activity Permit does not create any property interest in the property owner, is not transferable, and automatically terminates upon the transfer or upon revocation of any corresponding Use Permit.
4. An STR Activity Permit issued under this Chapter is an annual permit and shall expire on August 31<sup>st</sup> each year (unless renewed or revoked in accordance with this Chapter). Mono County Code Chapter 5.65.090 provides the process to follow for renewal or modifications to this permit.
5. The STR property must provide exterior and interior signage consistent with MCC 5.65.110.B.
6. The STR Activity Permit number, which shall be assigned at the time the permit is issued, shall be posted in the title of every short-term rental advertisement, whether online or in other promotional or advertising materials.
7. The rental property must comply with all requirements of the Mono County Building Division, Environmental Health Department, and Mono County Code 5.65.
8. Rental property shall comply with the Mono County General Plan and Conditional Use Permit 18-016.

# Mono County Community Development Department

---

PO Box 347  
Mammoth Lakes, CA 93546  
760- 924-1800, fax 924-1801  
commdev@mono.ca.gov

## Planning Division

PO Box 8  
Bridgeport, CA 93517  
760- 932-5420, fax 932-5431  
[www.monocounty.ca.gov](http://www.monocounty.ca.gov)

May 7, 2019

To: Mono County Board of Supervisors

From: Hailey Lang, Planning Analyst

Re: Short-Term Rental (STR) Activity Permit 19-002/Thompson

### RECOMMENDATION

It is recommended that the Board of Supervisors take the following actions:

1. Find that the project qualifies as a Categorical Exemption under CEQA guidelines 15301 and file a Notice of Exemption; and
2. Make required findings; approve STR Activity Permit 19-002 (subject to the findings and conditions) as recommended or with desired modifications.

### FISCAL IMPACT

The proposed project will generate an incremental increase in transient occupancy taxes.

### BACKGROUND

In March 2017, the Board adopted amendments to Chapter 25 as recommended by the Planning Commission, which regulated short-term rentals in certain residential land use designations. Subsequently, the Board enacted a 45-day, then a 10.5 month, followed by a one-year moratorium on Type II (non-owner occupied) short-term rentals, and directed staff to 1) first complete a public process to revise the June Lake area plan to address specific short-term rental issues in this community; and 2) revisit area plan policy discussions with other communities on where Type II rentals should be allowed/not allowed.

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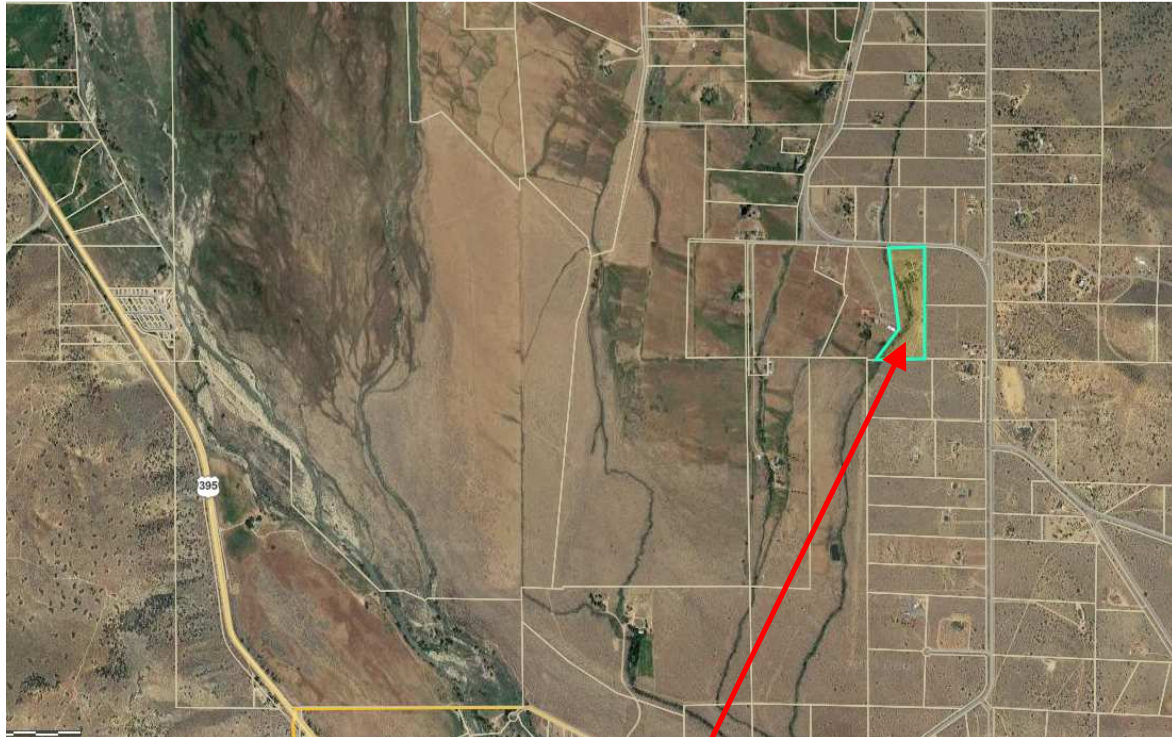
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**FIGURE 1: LOCATION OF PROJECT, 1613 EASTSIDE LANE**



**Project Location**  
1613 Eastside Lane  
APN: 002-130-047

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### **ACTIVITY PERMIT FINDINGS**

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- 1. The short-term rental, as proposed, will comply with the requirements of state law and regulations, the Mono County General Plan, the Mono County Code, and this Chapter.*

In approving Use Permit 18-016/Thompson, the Planning Commission found that the project complies with the Mono County General Plan, and under the penalty of perjury, the applicant has certified that the property complies with all the requirements of Mono County Code Chapter 5.65. The home is equipped with interior and exterior signage notifying renters of these requirements, per MCC chapter 5.65.110.B and the owner shall maintain the property insurance coverage specific to short-term rentals. Since the property is north of Mountain Gate, the Mono County General Plan Dark Sky Regulations, Chapter 23, does not apply.

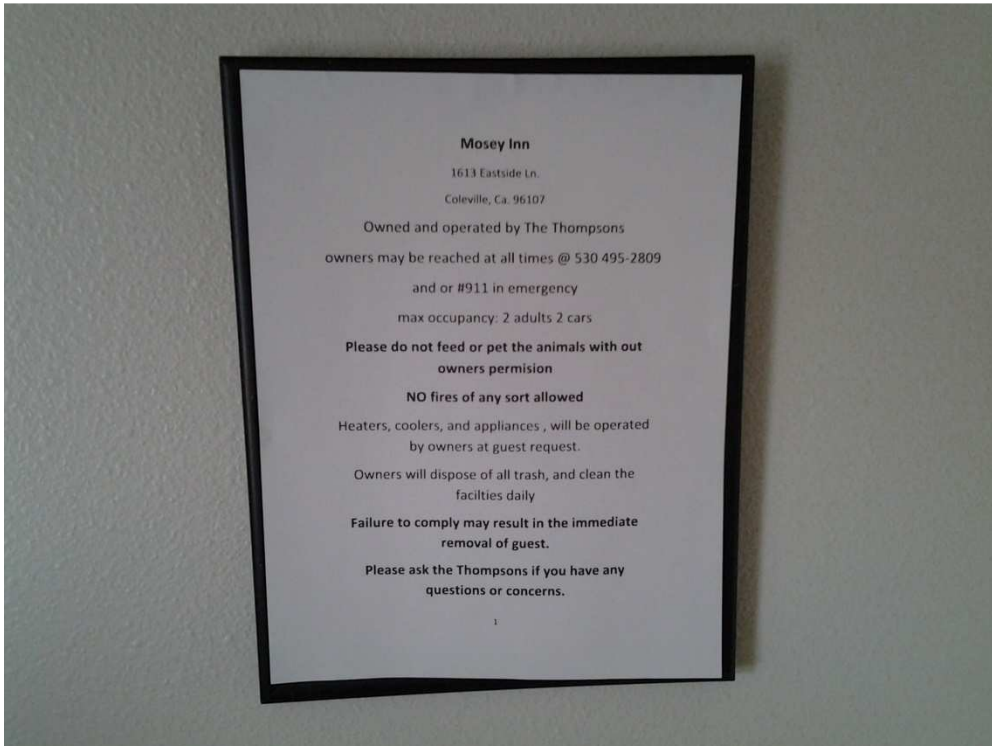
**FIGURE 2: ADDRESS SIGNAGE AT PROPERTY ENTRANCE**



**FIGURE 3: ADDRESS MARKED ON HOME**



**FIGURE 4: INTERIOR SIGNAGE**





**FIGURE 5: EXTERIOR SIGNAGE**



2. *The property has all necessary land use entitlements as required by the Mono County General Plan.*

The project has received a Use Permit to conduct the activity on March 21, 2019.

3. *The owner has demonstrated to the satisfaction of the Board the ability to comply with state law and regulation, the Mono County General Plan, the Mono County Code and MCC Chapter 5.65.*

The owner has demonstrated the ability to comply with the Mono County General Plan. This application has received a Use Permit and complies with Mono County General Plan policies. Under penalty of perjury, the applicant has agreed to comply with all the requirements under MCC 5.65.

4. *The Board determines that issuance of the permit is in the best interests of the community, the County, and the citizens of and visitors to Mono County based on the following:*

- *Whether there are specific and articulable positive or negative impacts on the surrounding community or adjacent properties from the proposed short-term rental;*
  - Public hearing notices were published for both the Use Permit and Short-Term Rental Activity permit hearings, and notices were mailed to property owners within 500' at least 30 days in advance of the use permit hearing. No comments from the public were received.

- *Whether the property owner has demonstrated to the satisfaction of the Board the ability and capacity to manage the short-term rental in a way that minimizes articulable negative impacts on the surrounding community or adjacent properties. And be responsive to community concerns and complaints; and*
  - The applicants will be onsite for all short-term rentals in order to minimize negative impacts and respond to any community concerns or complaints. The applicants have been involved throughout the Use Permit and Short-Term Rental Activity process and have also been actively engaged in the Antelope Valley Regional Planning Advisory Committee (RPAC). Their involvement in RPAC has allowed for them to participate in short-term rental discussions relevant to their community.
- *The potential for the short-term rental to impact other community needs and issues, such as the availability of workforce housing units.*
  - Only one bedroom in the applicant's three-bedroom home will be utilized as a short-term rental. Since the entire home is not being utilized as a short-term rental, there is flexibility for the property owners to provide long-term rental housing or workforce housing.

The Board shall deny an application that meets any of the following criteria:

1. The owner has knowingly made a false statement of material fact, or has knowingly omitted a material fact, from the application.
2. A previous STR Activity Permit issued under this Chapter involving the same owner or any person having partial ownerships as described in subsection 5.65.070(C)(1), has been revoked by the County within the two (2) years preceding the date of the application and all opportunities for appeal of that determination have been exhausted or the time in which such appeals could have been filed has expired.
3. The owner, including any person with partial ownership as described in subsection 5.65.070(C)(1), has been determined, by an administrative hearing body or a court of competent jurisdiction, to have engaged in short-term rentals in violation of State or local law and all opportunities for appeal of that determination have been exhausted or the time in which such appeals could be filed has expired.
4. A person with an ownership interest in the property, as described in subsection 5.65.070(C)(1), has an existing STR Activity Permit on another property within Mono County.

None of the conditions stated above appear to apply to this property or the property owner.

This staff report has been reviewed by the Community Development Director.

## **ATTACHMENTS**

1. Use Permit 18-016 Planning Commission Packet

**CONDITIONS OF APPROVAL**  
**Short-Term Rental Activity Permit 19-002/Thompson**

1. The address of the rental unit must be unobstructed at all times and clearly visible by passersby.
2. STR Activity Permits shall be limited to one per parcel and one per person regardless of whether the ownership interest is in whole or in part. In other words, an STR Activity Permit shall not be approved if a person with an ownership interest in the property, whether in whole or in part, has an existing STR Activity Permit on another property within Mono County.
3. An STR Activity Permit does not create any property interest in the property owner, is not transferable, and automatically terminates upon the transfer or upon revocation of any corresponding Use Permit.
4. An STR Activity Permit issued under this Chapter is an annual permit and shall expire on August 31<sup>st</sup> each year (unless renewed or revoked in accordance with this Chapter). Mono County Code Chapter 5.65.090 provides the process to follow for renewal or modifications to this permit.
5. The STR property must provide exterior and interior signage consistent with MCC 5.65.110.B.
6. The STR Activity Permit number, which shall be assigned at the time the permit is issued, shall be posted in the title of every short-term rental advertisement, whether online or in other promotional or advertising materials.
7. The rental property must comply with all requirements of the Mono County Building Division, Environmental Health Department, and Mono County Code 5.65.
8. Rental property shall comply with the Mono County General Plan and Conditional Use Permit 18-016.

# MONO COUNTY PLANNING COMMISSION

---

PO Box 347  
Mammoth Lakes, CA 93546  
760.924.1800, fax 924.1801  
commdev@mono.ca.gov

PO Box 8  
Bridgeport, CA 93517  
760.932.5420, fax 932.5431  
[www.monocounty.ca.gov](http://www.monocounty.ca.gov)

April 5, 2019

To: The Sheet

From: CD Ritter

Re: Legal Notice for **[DATE]** edition

Invoice: Jessica Workman, PO Box 347, Mammoth Lakes, CA 93546

---

## NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that Mono County Board of Supervisors will conduct a public hearing **May 7, 2019**, in the Board of Supervisors Chambers, Mono County Courthouse, Bridgeport, CA (videoconference at Town/County Conference Room, Minaret Village Mall, Mammoth Lakes, CA) to consider the following: **9:20 a.m. SHORT-TERM RENTAL ACTIVITY PERMIT 18-016/Thompson** for an owner occupied short-term rental use involving a one-bedroom in an existing Single-Family Residential (SFR) house with a total of three-bedrooms at 1613 Eastside Lane (APN 002-130-047) in Coleville. The Land Use Designation (LUD) is Rural Residential (RR) and maximum occupancy shall be limited to two persons and two vehicles. In accordance with the California Environmental Quality Act, a Notice of Exemption will be filed. The project files are available for public review at the Community Development Department offices in Bridgeport and Mammoth Lakes. INTERESTED PERSONS may appear before the Board of Supervisors to present testimony or, prior to or at the hearing, file written correspondence with: Clerk of the Board of Supervisors, PO Box 715, Bridgeport, CA 93517. If you challenge the proposed action(s) in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to Clerk of the Board of Supervisors at, or prior to, the public hearing.

###

# MONO COUNTY PLANNING COMMISSION

---

PO Box 347  
Mammoth Lakes, CA 93546  
760.924.1800, fax 924.1801  
commdev@mono.ca.gov

PO Box 8  
Bridgeport, CA 93517  
760.932.5420, fax 932.5431  
[www.monocounty.ca.gov](http://www.monocounty.ca.gov)

April 5, 2019

To: Mammoth Times

From: CD Ritter

Re: Legal Notice for **[DATE]** edition

Invoice: Jessica Workman, PO Box 347, Mammoth Lakes, CA 93546

---

## NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that Mono County Board of Supervisors will conduct a public hearing **May 7, 2019**, in the Board of Supervisors Chambers, Mono County Courthouse, Bridgeport, CA (videoconference at Town/County Conference Room, Minaret Village Mall, Mammoth Lakes, CA) to consider the following: **9:20 a.m. SHORT-TERM RENTAL ACTIVITY PERMIT 18-016/Thompson** for an owner occupied short-term rental use involving a one-bedroom in an existing Single-Family Residential (SFR) house with a total of three-bedrooms at 1613 Eastside Lane (APN 002-130-047) in Coleville. The Land Use Designation (LUD) is Rural Residential (RR) and maximum occupancy shall be limited to two persons and two vehicles. In accordance with the California Environmental Quality Act, a Notice of Exemption will be filed. The project files are available for public review at the Community Development Department offices in Bridgeport and Mammoth Lakes. INTERESTED PERSONS may appear before the Board of Supervisors to present testimony or, prior to or at the hearing, file written correspondence with: Clerk of the Board of Supervisors, PO Box 715, Bridgeport, CA 93517. If you challenge the proposed action(s) in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to Clerk of the Board of Supervisors at, or prior to, the public hearing.

###





**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** May 7, 2019

**Departments: Board of Supervisors**

**TIME REQUIRED** 20 minutes

**PERSONS APPEARING BEFORE THE BOARD** Sam Sedillo

**SUBJECT** Presentation by Trout Unlimited

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

A presentation by Sam Sedillo, California Public Lands Organizer of Trout Unlimited on current activities and initiatives.

**RECOMMENDED ACTION:**

None, informational only.

**FISCAL IMPACT:**

None.

**CONTACT NAME:** Sam Sedillo

**PHONE/EMAIL:** 408-718-9897 / samuel.sedillo@tu.org

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

<p><a href="#">Click to download</a></p> <p>No Attachments Available</p>
--

**History**

Time	Who	Approval
4/26/2019 9:28 AM	County Administrative Office	Yes
4/30/2019 12:55 PM	County Counsel	Yes
5/2/2019 9:56 AM	Finance	Yes



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** May 7, 2019

**Departments: Economic Development**

**TIME REQUIRED** 30 Minutes

**PERSONS APPEARING BEFORE THE BOARD** Jeff Simpson

**SUBJECT** History of Fish Stocking in Mono County

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Presentation by Jeff Simpson regarding the history of fish stocking in Mono County, as well as an update on current status of Mono County trophy trout stocking program.

**RECOMMENDED ACTION:**

None (informational only). Provide any desired direction to staff.

**FISCAL IMPACT:**

None at this time.

**CONTACT NAME:** Jeff Simpson

**PHONE/EMAIL:** 760-924-4634 / Jsimpson@mono.ca.gov

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

<p>Click to download</p> <p> <a href="#">Staff Report</a></p>
---

**History**

Time	Who	Approval
4/26/2019 11:20 AM	County Administrative Office	Yes
4/24/2019 5:39 PM	County Counsel	Yes
4/25/2019 9:00 AM	Finance	Yes



# MONO COUNTY

## ECONOMIC DEVELOPMENT and SPECIAL PROJECTS

---

P.O. BOX 603, MAMMOTH LAKES, CALIFORNIA 93546  
(760) 924-4634 • (760) 924-1697 (Fax)

---

Alicia Vennos  
Economic Development Director  
Avennos@mono.ca.gov  
760-924-1743

---

Jeff Simpson  
Economic Development Manager  
Jsimpson@mono.ca.gov  
760-924-4634

---

### STAFF REPORT

**SUBJECT:** Presentation by Jeff Simpson regarding the history of fish stocking in Mono County.

**RECOMMENDATION:** The Board receive the presentation and provide recommendations to staff on the Mono County fish stocking program.

**BACKGROUND:** This presentation was most recently provided to the Board on February 6, 2018. This report will include the current status of the Mono County trophy trout stocking program along with an historical record of fish stocking in Mono County including available pounds of fish planted by the Department of Fish and Wildlife, Alpers Trout, IAG, Desert Springs and private marina operators.

**DISCUSSION:** None.

**FISCAL IMPACT:** None.



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** May 7, 2019

**Departments: Economic Development**

**TIME REQUIRED** 45 Minutes

**PERSONS APPEARING BEFORE THE BOARD** Jeff Simpson

**SUBJECT** California Department of Fish and Wildlife Proposed Fishing Regulations

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Presentation by Jeff Simpson regarding the new proposed fishing regulations by the California Department of Fish and Wildlife.

**RECOMMENDED ACTION:**

None (informational only). The Board receive the presentation, as well as recommendations from the Mono County Fish & Wildlife Commission, and provide direction to staff.

**FISCAL IMPACT:**

None at this time.

**CONTACT NAME:** Jeff Simpson

**PHONE/EMAIL:** 760-924-4634 / jsimpson@mono.ca.gov

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

Click to download
<a href="#">Staff Report</a>

**History**

Time	Who	Approval
4/26/2019 10:48 AM	County Administrative Office	Yes
4/25/2019 3:58 PM	County Counsel	Yes

4/25/2019 9:19 AM

Finance

Yes



# MONO COUNTY

## ECONOMIC DEVELOPMENT and SPECIAL PROJECTS

P.O. BOX 603, MAMMOTH LAKES, CALIFORNIA 93546  
(760) 924-4634 • (760) 924-1697 (Fax)

Alicia Vennos  
Economic Development Director  
Avennos@mono.ca.gov  
760-924-1743

Jeff Simpson  
Economic Development Manager  
Jsimpson@mono.ca.gov  
760-924-4634

### STAFF REPORT

**SUBJECT:** Presentation by Jeff Simpson regarding the new proposed fishing regulations by the California Department of Fish and Wildlife.

**RECOMMENDATION:** The Board receive the presentation and provide recommendations to staff.

**BACKGROUND:** On March 8, 2019, California Department of Fish and Wildlife (CDFW) released a draft proposal for new fishing regulations in California. The proposal outlines several changes to trout fishing regulations with the intent of making them easier to understand, and to better align regulations with management objectives on each water.

The proposal would reduce the number of fishing seasons in California from 88 down to these 6 options:

- Open all year
- Closed to fishing all year
- Open the Saturday preceding Memorial Day through the last day in February
- Open the Saturday preceding Memorial Day through September 30
- Open from October 1 through Friday preceding Memorial Day
- Open from September 1 through November 30

Under the new proposal, the regular fishing season in Mono County would change from currently the last Saturday in April - November 15<sup>th</sup> to being open year-round with a 5 bag limit everywhere in Mono County outside of these select bodies of water: Bridgeport Reservoir stream tributaries, By-Day Creek and tributaries, Convict Creek, North Fork of Cottonwood Creek (White Mountains), Crooked Creek, Crowley Lake, Deadman Creek, Fish Slough, Hilton Creek, Hot Creek, Kirman Lake, Lane Lake, Laurel Lakes and tributaries, Lee Vining Creek from the Lee Vining conduit downstream to Mono lake, McGee Creek, McLeod Lake, Mill Creek, Upper Owens River, Parker Creek, Robinson Creek, Rock Creek Diversion Channel, Roosevelt Lake, Rush Creek between Silver lake and Grant lake, Rush Creek below Grant Lake, Silver Creek, Slinkard Creek, Walker Creek, East Walker River, Whiskey Creek, Wolf Creek and tributaries and Wolf Lake.

California Department of Fish and Wildlife has proposed adoption of the new regulations in March 2020 with October 9, 2019 being the start of the proposed angling regulation comment period.

DISCUSSION: The Mono County Fish & Wildlife Commission is proposing recommendations for the Board's consideration during this presentation.

FISCAL IMPACT: None.



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** May 7, 2019

**Departments: Information Technology**

**TIME REQUIRED** 30 minutes (15 minute presentation;  
15 minute discussion) **PERSONS APPEARING BEFORE THE BOARD** Nate Greenberg

**SUBJECT** 2019 – 2024 Mono County Strategic Plan

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

The 2019 – 2024 Mono County Strategic Plan is rooted in the organization’s Vision, Mission, and Values – the underpinnings which describe *why* and *how* we do what we do. Articulated through five Initiatives, underlying Goals, and associated Outcomes, these are the major areas the County intends to move forward in the next five years through tactical work efforts by each department.

**RECOMMENDED ACTION:**

Adopt the 2019-2024 Mono County Strategic Plan.

**FISCAL IMPACT:**

None at this time.

**CONTACT NAME:** Nate Greenberg

**PHONE/EMAIL:** x1819 / ngreenberg@mono.ca.gov

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

Click to download
<a href="#">Staff Report</a>
<a href="#">2019-2024 Strategic Plan</a>

**History**

Time	Who	Approval
4/26/2019 11:19 AM	County Administrative Office	Yes



4/25/2019 4:09 PM

County Counsel

Yes

4/25/2019 8:58 AM

Finance

Yes



**INFORMATION TECHNOLOGY  
COUNTY OF MONO**

PO Box 7657 | 437 OLD MAMMOTH ROAD, STE. 228 MAMMOTH LAKES, CA 93546  
(760) 924-1819 • FAX (760) 924-1697 • [ngreenberg@mono.ca.gov](mailto:ngreenberg@mono.ca.gov)

Nate Greenberg  
*Information Technology Director*

May 7, 2019

**To** Honorable Board of Supervisors  
**From** Nate Greenberg, Information Technology Director  
**Subject** 2019 – 2024 Mono County Strategic Plan

**Recommendation**

Adopt the 2019 – 2024 Mono County Strategic Plan

**Discussion**

The 2019 – 2024 Mono County Strategic Planning process built off much of the work done in 2018, referencing the five major Initiatives and underlying Goals previously developed by the Board of Supervisors and key staff within the organization. Using that as a starting point, a half-day workshop took place on March 18<sup>th</sup>, 2019. Facilitated by Bill Chiat from the California State Association of Counties, this initial session focused on identifying key Outcomes for each of the Initiatives which help articulate what success looks like through work efforts.

On March 22<sup>nd</sup>, Mono County Department Heads gathered and worked through a process to further refine these Outcomes and begin a conversation about how we would align our work tactically to achieve them. Further, departments began the work of defining our individual Core Services, recognizing the significant amount of time and energy which is spent on performing and delivering quality results within those.

All of this work was brought into a Board of Supervisors workshop on April 11<sup>th</sup>, 2019. During this several hour gathering Board members and staff had an opportunity to reflect on the concepts which had been developed to date and refine them as appropriate.

The cumulative input from these meetings and individual feedback helped shape the 2019 – 2024 Mono County Strategic Plan. The plan consists of two major pieces: an 11"x17" graphical version designed help people visualize the work, and an online application (at <https://bit.ly/MonoCountyStrategicPlan>) that is intended to help people dig deeper into the plan.

The 2019 – 2024 Mono County Strategic Plan is rooted in the organization's Vision, Mission, and Values – the underpinnings which describe *why* and *how* we do what we do. Sitting on top of these are our Core Services. These are the activities and services which our departments perform every day, regardless of staffing or funding, and take-up the majority of our capacity. Building from our Core Services are the Strategic Focus Areas of the County. Articulated through five Initiatives, underlying Goals, and associated Outcomes, these are the major areas we intend to move forward in the next five years through tactical work efforts by each department.

**Fiscal Impact**

None at this time.

**Strategic Plan Alignment**

**Mono County Strategic Focus Areas**

- All



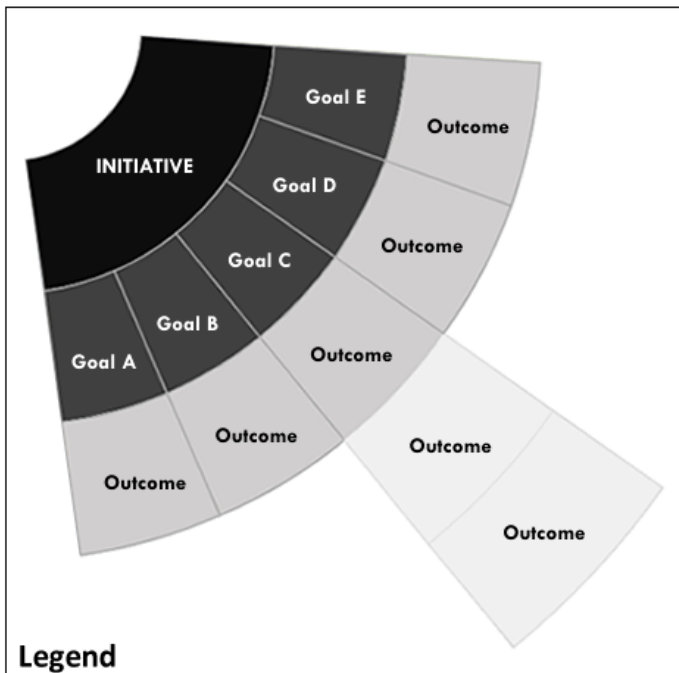
2019 - 2024

# MONO COUNTY, CA STRATEGIC PLAN

**VISION** Mono County: Outstanding Community Services; Quality of Life Beyond Compare

**MISSION** To support all our communities by delivering superior services while protecting our unique rural environment.

**VALUES** Collaboration; Customer Service; Excellence; Innovation; Integrity; Results Oriented



Scan me

more information at <https://bit.ly/MonoCountyStrategicPlan>



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE**    May 7, 2019

**TIME REQUIRED**

**SUBJECT**            Closed Session - Human Resources

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

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.

**RECOMMENDED ACTION:**

**FISCAL IMPACT:**

**CONTACT NAME:**

**PHONE/EMAIL:** /

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

<a href="#">Click to download</a>
No Attachments Available

**History**

**Time**

**Who**

**Approval**



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE**    May 7, 2019

**TIME REQUIRED**

**SUBJECT**            Closed Session - Public Employment

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

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

**RECOMMENDED ACTION:**

**FISCAL IMPACT:**

**CONTACT NAME:**

**PHONE/EMAIL:** /

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

<p><a href="#">Click to download</a></p> <p>No Attachments Available</p>
--

**History**

Time

Who

Approval



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** May 7, 2019

**Departments: Community Development**

**TIME REQUIRED** 60 minutes

**PERSONS APPEARING BEFORE THE BOARD**      Iain Fisher

**SUBJECT** Notice of Preparation for the Walker Basin Water Transaction Program EIR

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Presentation by Iain Fisher of Panorama Environmental, Inc., regarding a potential water transfer program for the restoration of Walker Lake and scoping of environmental impacts for a future Environmental Impact Report.

**RECOMMENDED ACTION:**

None (informational only). Provide any desired direction to staff.

**FISCAL IMPACT:**

None.

**CONTACT NAME:** Bentley Regehr

**PHONE/EMAIL:** 760-924-4602 / bregehr@mono.ca.gov

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

Click to download
<a href="#">staff report</a>
<a href="#">Walker Basin Water Transfer Program Notice of Preparation</a>
<a href="#">Walker Basin Water Transfer Program Initial Study</a>

**History**

Time	Who	Approval
4/26/2019 11:23 AM	County Administrative Office	Yes

4/30/2019 10:16 AM

County Counsel

Yes

4/25/2019 9:13 AM

Finance

Yes

# Mono County Community Development Department

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PO Box 347  
Mammoth Lakes, CA 93546  
760.924.1800, fax 924.1801  
[commdev@mono.ca.gov](mailto:commdev@mono.ca.gov)

PO Box 8  
Bridgeport, CA 93517  
760.932.5420, fax 932.5431  
[www.monocounty.ca.gov](http://www.monocounty.ca.gov)

May 7, 2019

**To:** Honorable Mono County Board of Supervisors

**From:** Bentley Regehr, Planning Analyst

**Re:** Walker Basin Water Transaction Project Update

**Actions Requested:**

Receive feedback on the Notice of Preparation and Initial Study for the Walker Basin Water Transfer Program.

**Fiscal Impact of Requested Actions:**

None.

**Background:**

The Walker Basin Restoration Program, managed by the Walker Basin Conservancy (WBC), is aimed at restoring and maintaining Walker Lake in Nevada through the transfer of water from land owners in the basin. The program is funded by a Congressional appropriation to the Desert Terminal Lakes Fund under the management of the National Fish and Wildlife Foundation (NFWF), who then established the Walker Basin Conservancy (WBC) in 2014.

Transactions are already occurring in Nevada, where all acquisitions have been from small, hobbyist agriculture operations. The model established in the Nevada portion of the basin has been to acquire both the water and its associated land simultaneously to ensure healthy land management practices and reduce long-term impacts.

The Decree Court must approve a change to the location of diversion from Mono County to Walker Lake. Change in flows would require the applicant to demonstrate there would be no injury to other rights holders. In May 2018, the 9th Circuit Court of Appeals (*United States v. U.S. Board of Water Commissioners, 2018*) upheld a water transfer threshold established by the Nevada State Engineer and California State Water Resources Control Board (SWRCB) that avoids injury to other water users. The Appeal Court agreed with the Nevada State Engineer that the consumptive portion of a water right, which was estimated as 53 percent of the total right, could be diverted to Walker Lake as part of the restoration program. The remaining 47 percent of the water right, consisting of the return water or non-consumptive portion, must remain part of the historic diversion to ensure no injury to downstream water users occurs.



In accordance with the 2012 Memorandum Of Understanding between the County and NFWF, transactions will not occur in the Mono County section of the basin until the County has established guidelines for transfers. A County program is anticipated to be finalized in 2020 and all acquisitions must occur prior to 2024 to qualify for current funding through NFWF.

**Discussion:**

Currently, the County is in the scoping phase and has issued a Notice of Preparation (NOP) to prepare an environmental impact report for potential general plan amendments for water transactions related to the Walker Basin Restoration Program. An Initial Study (IS) has been prepared pursuant to the California Environmental Quality Act (CEQA) to determine whether, based on substantial evidence, the adoption and implementation of water transactions may have a significant adverse effect on the environment. The NOP and IS identify the following types of water transactions that could be implemented:

- 1) Long-term leasing (exceeding one year) or permanent transfer of decree (flow) rights. This type of transaction is often paired with the acquisition of land to make management practices easier to implement and enforce;
- 2) Temporary leasing of decree rights and storage rights for up to one year; and
- 3) Surplus storage water sale.

Using various combinations of transaction types, the NOP and IS identifies six strategies:

Strategy 1: Allow all transaction types.

Strategy 2: Allow all transaction types with caveat that long-term leases must include transfer of land.

Strategy 3: Only allow sale of surplus storage water

Strategy 4: Only allow temporary (one year) leasing of flow-water rights

Strategy 5: Allow temporary leasing (one year) and storage-water sale.

Strategy 6: No program.

The strategies will be evaluated based on consistency with General Plan Conservation/Open Space Element objectives. Proposed General Plan policies are outlined in the IS that would enable the implementation of each strategy and condition the transfers to mitigate or avoid environmental impacts.

The County's current preferred alternative is Strategy 5, which allows for temporary leasing and storage water sale. This strategy provides multiple options for water rights owners to participate in the program while minimizing long-term impacts to county resources. However, the current Walker Basin Restoration Program only includes the purchase of water-righted land and permanent transfer of the consumptive portion of the water right to Walker Lake. Therefore, the IS and CEQA review process will evaluate the wider range of potential transaction types described in Strategy 2 as the Project Description.

**The County is seeking comments on the range of policies, alternatives, mitigation measures, and potential significant environmental effects to be analyzed in the EIR, and input to eliminate issues that do not need to be substantially evaluated.**

The NOP was issued April 23, with comments due May 31. Scoping meetings that offer opportunity for comment are scheduled for the following venues:

- May 6 at 1 pm – Mono County Resource Conservation District Meeting (Bridgeport, Public Works Conference Room);
- May 7 at 10 am – Mono County Board of Supervisors (Bridgeport, Mono County Courthouse); and
- May 7 at 6:30 pm – Antelope Valley RPAC Special Meeting (Walker Community Center).

All scoping documents are available at

<https://www.monocounty.ca.gov/planning/page/walker-basin-water-leasetransfer>

Comments may be submitted via email to [bregehr@mono.ca.gov](mailto:bregehr@mono.ca.gov) or postal mail to:

Mono County Community Development Department

Attn: Bentley Regehr

PO Box 347

Mammoth Lakes, CA 93546

#### **Attachments**

1. Notice of Preparation
2. Initial Study

# NOTICE OF PREPARATION

TO PREPARE AN ENVIRONMENTAL IMPACT REPORT FOR THE  
GENERAL PLAN AMENDMENTS FOR THE  
WALKER BASIN RESTORATION PROGRAM WATER TRANSACTIONS



## LEAD AGENCY:

Mono County Community Development Department  
Post Office Box 347 ♦ Mammoth Lakes, California 93546  
Contact: Wendy Sugimura 760.924.1814

<b>NOP ISSUED:</b>	<b>April 23, 2019</b>
<b>NOP COMMENTS DUE:</b>	<b>May 31, 2019</b>
<b>SCOPING MEETING:</b>	<b>May 7, 2019</b>

Date: April 23, 2019  
To: Interested Parties  
Subject: Notice of Preparation of an  
Environmental Impact Report assessing  
General Plan Amendments related to a  
water transaction program

**Request for Comments:** Consistent with the California Environmental Quality Act (CEQA) § 15082, the County has prepared this Notice of Preparation (NOP) to invite your comments as to the scope and content of environmental information to be provided in the forthcoming EIR. CEQA § 15082 requires that the NOP be sent out as soon as the Lead Agency determines that an EIR is required. The purpose of the NOP is to notify agencies, organizations, and individuals that an EIR will be prepared, and to request input on the scope of the environmental analyses to be provided.

In particular, the County is requesting comments from interested agencies, organizations, and individuals on the following aspects of the project:

- *Permits & Approvals:* Permits & approvals that may be required from your agency & CEQA review requirements associated with those approvals;
- *Thresholds of Significance & Issues:* Thresholds of Significance for assessing impacts on resources and the potentially significant effects to be examined;

## 1. PURPOSE OF THE NOTICE OF PREPARATION

**Plan to Prepare EIR:** As Lead Agency, the Mono County Community Development Department ("the County") will prepare an Environmental Impact Report (EIR) to analyze potential environmental impacts associated with the implementation of General Plan amendments that would regulate water transactions associated with the operation of the Walker Basin Restoration Program (WBRP) in Mono County.

The County has determined that an EIR will be required because the water transactions that could be implemented under the proposed amendments may cause potentially significant impacts on the environment.

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- *Alternatives:* Alternatives to the proposed General Plan amendment updates that merit evaluation in the forthcoming EIR;
- *Related Projects:* Related projects or actions that should be considered in assessing cumulative effects;
- *Reference Materials:* Reference materials that should be reviewed to set forth baseline conditions or evaluate potential project impacts or mitigation measures; and
- *Scope and Content:* The scope and content of planning studies and initiatives to be evaluated in the forthcoming EIR.

environmental analysis will be considered in preparing the EIR.

**NOTE:** Please let us know if you want to receive copies of environmental documents so that your name can be included on the Distribution List. Note that the County plans to use online posting and 'CD' copies of environmental documents as much as possible. If you would prefer to receive a hardbound copy of the EIR (at a nominal charge), please note this in your comments.

**2. NOP CONTENTS**

Section Title	Section Title
1. Purpose of the NOP	7. Alternative Amendment Strategies
2. NOP Contents	8. Purpose and Scope of EIR
3. Public Scoping Meeting	9. Lead and Responsible Agencies
4. Background	10. Project Location
5. Purpose of General Plan Policy Amendments	11. How to Provide Comments on this NOP
6. Project Description	12. Deadline to Submit Comments on this NOP

**4. BACKGROUND**

**Purpose of Walker Basin Restoration Program:** Under Public Law 111-85, the WBRP is charged with restoring and maintaining Walker Lake, a terminal lake in western-central Nevada, as well as protecting agricultural, environmental, and habitat interests consistent with that primary purpose. The WBRP includes priority initiatives in the areas of water rights acquisitions from willing sellers, demonstration water leasing, conservation and stewardship, research and evaluation, and implementation support. The program is managed by the Walker Basin Conservancy (WBC), a non-profit organization established in 2014 to further the restoration and conservation of Walker Lake and the wider Walker River Basin. WBRP funds are provided to WBC under a grant agreement with the Bureau of Reclamation (Reclamation) and its Desert Terminal Lakes program.

**3. PUBLIC SCOPING MEETING**

NOTICE IS HEREBY GIVEN that the County will hold two public scoping meetings to solicit agency and public input on the scope of the environmental analyses to be included in the EIR. The first meeting will be held on May 7, 2019, as part of the Mono County Board of Supervisors meeting at 1:00 pm in the County Courthouse in Bridgeport, CA. The second meeting will be held on May 7, 2019, with the Antelope Valley Regional Planning Advisory Committee at 6:00- 8:00 pm in the Antelope Valley Community Center at 442 Mule Deer Road in Walker, California. Oral and written comments received in the public meeting regarding the

**Current Water Acquisition Strategies:** The WBRP has, so far, acquired approximately 11,000 acres of water-righted land in Mason and Smith Valleys in Nevada. The land has been retired from agricultural use and the consumptive portion of the water right is being returned to Walker Lake. In addition, Walker River Irrigation District (WRID) is tasked with operating a 3-year leasing demonstration program and would acquire surplus storage water to transfer to the lake.

**Mono County Role in the Program:** In 2012, the County entered into a Memorandum of Understanding (MOU) with National Fish and Wildlife Foundation (NFWF), the predecessor to the WBC, for the management of the WBRP. The MOU gives the County the discretionary right to review

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and approve or deny the implementation of a water transfer transaction program in the Mono County portion of the Walker Basin.

In 2015, as part of the updated Conservation and Open Space Element, the County adopted General Plan Policy 3.E.4, which requires the County to “evaluate participation in the Walker Basin Restoration Program.”

The associated Action 3.E.4.a . requires the County to determine if and how it may be possible for the County to participate in the program and requires a full CEQA review of possible transactions. In addition, Action 3.E.4.b requires that participation is consistent with General Plan policies.

**5. PURPOSE OF GENERAL PLAN POLICY AMENDMENTS**

In response to the above described County policy, the County has identified potential conflicts between water transactions, including those currently being undertaken as part of the WBRP, and current General Plan polices.

The proposed General Plan amendments would be required to address potential conflicts between WBRP transactions and County policies. The amendments are described in Attachment A.

**6. PROJECT DESCRIPTION: ANALYSIS OF GENERAL PLAN AMENDMENTS AND WBRP TRANSACTIONS**

The project that will be evaluated in the EIR consists of the new policies and actions that could amend the General Plan (project) in response to WBRP transactions. The amendments would be necessary to avoid or reduce potential conflicts between the transfer of water out of County and the County’s opens space and conservation goals.

The following types of water transactions are being evaluated in the EIR:

1. Long-term leasing (2 or more years), and/or permanent transfer of, storage rights or of decree flow rights that include the acquisition of the associated water-righted land;

2. Temporary lease of decree flow rights for no more than 1 year; and
3. Purchase of surplus storage water.

Following preliminary analysis, the separation of flow rights from the water-righted land is viewed as too risky for the future management of County agricultural, wetland, and biological resources. Consequently, the project would explicitly preclude the WBRP from entering into flow rights only transactions.

**7. ALTERNATIVE AMENDMENT STRATEGIES**

The County has developed alternative amendment strategies that will be analyzed in the EIR. The alternative amendments consist of General Plan policy amendments related to different combinations of water rights transactions. The text of the alternative amendments are included in Attachment A. The following transaction strategies and their policies and actions will be assessed as alternatives to the project :

- A. Sale of surplus storage water only
- B. Temporary lease of flow rights for no more than 1 year
- C. Prohibit all water transactions

The County conducted a preliminary evaluation of the environmental effects of the different types of water transactions and related policies and actions. The County’s preferred alternative is to adopt the policies and actions that would allow:

- D. Sale of storage water and temporary lease of flow rights for no more than 1 year

All alternatives will be analyzed to the same level as the Project.

**8. PURPOSE AND SCOPE OF EIR**

**Purpose of EIR:** Adoption and implementation of the proposed General Plan amendments by the County are considered discretionary actions and are, therefore, subject to analysis under CEQA. The primary purpose of an EIR is to inform decision-makers and the public of the potential significant environmental effects that may be associated with implementation of the Project, and to identify and set forth less damaging alternatives, and possible

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ways to reduce or avoid the possible environmental damage.

**Proposed Scope of EIR:** The County prepared an Initial Study, pursuant to CEQA, to determine whether, based on substantial evidence, the adoption and implementation of the Project may have a significant adverse effect on the environment. The Initial Study is available on the County website at the following location:

<https://www.monocounty.ca.gov/planning/page/walker-basin-water-leasetransfer>

Based on the analysis in the Initial Study, the County will prepare a Focused EIR to evaluate potentially significant environmental effects of the Project. The environmental review in the EIR will focus on the topics for which potentially significant impacts may occur as a consequence of the Project ; the topics are listed below:

- Aesthetics
- Agriculture and Forestry Resources
- Air Quality
- Biological Resources
- Hydrology and Water Quality
- Land Use and Planning
- Recreation
- Tribal Cultural Resources

The EIR will also identify mitigation measures to reduce effects determined to be significant. Alternatives to the project will also be addressed.

#### 9. LEAD AND RESPONSIBLE AGENCIES

**Lead Agency:** Mono County is the designated Lead Agency for the project. In order to implement the project, the County will be required to certify that the Final EIR has been prepared in compliance with CEQA, approve the proposed General Plan amendments (Preferred Alternative or another alternative), approve the proposed Mitigation Implementation and Reporting Program, adopt findings, and verify that water supplies are adequate to serve the project.

**Responsible Agencies:** The General Plan amendments addressed in this EIR would not be subject to permits from responsible or trustee

agencies. Specific transactions that may be implemented if these policies are approved, would require permits from the State Water Resources Control Board and review by the California Department of Fish and Wildlife. Any action that could affect federally-listed species would also require a permit from the U.S. Fish and Wildlife Service.

#### 10. PROJECT LOCATION

The project location encompasses the Walker Basin in Mono County, including Antelope Valley, Bridgeport Valley, and all connected tributaries, lakes, and reservoirs.

The County is located in east-central California, on the eastern slopes of the Sierra Nevada mountains. The county covers approximately 3,030 square miles of land area, but is sparsely settled, with a 2010 population of 14,202. More than half of the County's residents reside in the town of Mammoth Lakes (the only incorporated city). The remaining residents live in unincorporated communities that include Antelope Valley, Swauger Creek/Devil's Gate, Bridgeport Valley, Mono Basin, June Lake, Mammoth vicinity, Upper Owens, Long Valley, Wheeler Crest, Tri-Valley, Benton Hot Springs Valley, and Oasis.

The County shares a long common boundary with the state of Nevada, and also borders four Nevada counties (Douglas, Lyon, Mineral and Esmeralda) and five California counties, including the counties of Inyo, Fresno, Madera, Tuolumne, and Alpine. Bridgeport is the Mono County seat.

#### 11. HOW TO PROVIDE COMMENTS ON THIS NOP

NOTICE IS HEREBY GIVEN that this Notice of Preparation of an EIR is issued on April 23, 2019, beginning a 38-day comment period, ending on May 31, 2019, to solicit input on the scope of the environmental analyses to be included in the EIR. This NOP may be obtained from the County website at:

<https://www.monocounty.ca.gov/planning/page/walker-basin-water-leasetransfer>.

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Please send your responses to this NOP by email, by postal mail, by fax, or by hand delivery. Addresses and contact information are provided below:

Mono County Community Development Department  
Post Office Box 347 • Mammoth Lakes, California 93546  
Care of: Bentley Regehr  
E-Mail: [bregehr@mono.ca.gov](mailto:bregehr@mono.ca.gov)  
Telephone: 760.924.4602 • Fax #: 760.924.1801  
For Hand Delivery: 437 Old Mammoth Rd., Suite P  
Minaret Village Mall

Comments should be limited to assisting the County in identifying the range of policies, alternatives, mitigation measures, and potential significant environmental effects to be analyzed in the EIR, and to eliminate issues that do not need to be evaluated in depth.

Please include the name, telephone number and address of a contact person so that we can follow up if questions arise. Translation services are available upon request.

**12. DEADLINE TO SUBMIT COMMENTS**

Due to the time limits mandated by state law, your response to this Notice of Preparation (NOP) must be sent at the earliest possible date and **no later than May 31, 2019** (38 days from posting of this notice). All comments received after the above deadline will not be accepted unless the County determines otherwise.

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## Attachment A

### PROJECT DESCRIPTION

Mono County proposes to amend the General Plan. The amendments would add new policies and actions to the Conservation/Open Space Element of the General Plan. The amendments would allow water transactions to support the WBRP. The proposed additional policies, actions, and potential transactions are described below.

#### **Project Description: Policy Amendments That Would Allow Long-term Leasing, Permanent Transfer, Temporary Lease, and Purchase of Surplus Storage Water**

The Project Description would include General Plan amendments that would allow:

1. Long-term leasing (2 or more years), and permanent transfer of storage rights or of decree flow rights that include the acquisition of the associated water-righted land;
2. Temporary lease of decree flow rights for no more than 1 year; and
3. Purchase of surplus storage water.

This Project Description would prohibit WBRP from entering into water rights only transactions that would separate water rights from land. All other transaction types would be permissible.

#### **Potential Policy and Action Additions to the General Plan Conservation/Open Space Element**

##### **Existing Policy Objective: 3.E:**

Encourage the beneficial use of water resources while protecting local water users and biological resources from the adverse effects of water transfers.

##### **Existing Policy 3.E.4:**

Evaluate participation in the Walker Basin Restoration Program (WBRP).

#### **AMENDMENT**

##### **Add to Policy 3.E.4:**

Action 3.E.4.c – Require the following information to help the assessment of potential impacts prior to entering into long-term water transactions including permanent transfer and long-term leasing of decree flow water rights and storage rights:

- a) Quantify consumptive use and complete water budgets based on real flow measurements for both Bridgeport and Antelope Valleys, including diversion and return flow timing, location, and volume.
- b) Investigate shallow groundwater levels, movement, and interactions with existing irrigation regimes in both Bridgeport and Antelope Valleys.
- c) Canvas and identify willing sellers.

**Rationale for adding/benefit:** This action will ensure that the information informing transactions in Mono County is equivalent to that which has been developed for the Mason and Smith Valleys. Understanding the value, cost and benefits of the water available for transactions, will help ensure that other water users will not be adversely impacted by reduction or cessation of irrigation, or reduction in diverted water.



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**AMENDMENT**

**Add to Policy 3.E.4:**

Action 3.E.4.d – Prior to permanent transfer or lease of water rights for more than one consecutive year, the project must demonstrate that:

- a. The transaction avoids potential significant impacts to local surface and groundwater resources, or mitigates impacts to a level of non-significance, unless a statement of overriding considerations is made through the EIR process.
- b. Transactions with the potential to significantly impact surface or groundwater resources shall assess any potential impacts prior to project approval.

Examples of potential significant impacts include:

- i. Substantially degrading or depleting surface or groundwater resources; and/or
- ii. Interfering substantially with groundwater recharge.

The analysis shall:

- i. Be funded by the applicant;
- ii. Be prepared by a qualified person under the direction of Mono County;
- iii. Assess existing conditions in the general project vicinity;
- iv. Identify the quantity of water to be used by the project. Quantities shall be estimated for annual totals, monthly averages, and peak day/peak month usage;
- v. Identify the source(s) of water for the project and provide proof of entitlement to that water. If the proposed source is to be a special district or mutual water system, a "will-serve" letter shall be required. If the proposed source is ground or surface water, the application shall indicate that the proponent has entitlement to the source and the quantity of water required;
- vi. Describe the impacts of the proposed development upon water resources within the project site and on surrounding areas, including a drawdown analysis of groundwater (when applicable) through pump test(s); and
- vii. Recommend project alternatives or measures to avoid or mitigate impacts to water resources.

Mitigation measures and associated monitoring programs shall be included in the project plans and specifications and shall be made a condition of approval for the project.

- c. The proposed transaction does not affect reasonable beneficial water uses, including uses in-stream, agricultural operations, and recreational purposes, within the Mono County portion of the Walker Basin; and
- d. The proposed transaction would not adversely affect water quality, in-stream flows, lake levels, riparian areas, vegetation types, sensitive/rare wildlife and habitat, and related resources such as the visual quality and character of the landscape; and is not likely to increase indirect effects such as flooding, wildfire, and/or sedimentation, or reduce groundwater recharge capacity. Transactions that do not adequately protect these resources shall be denied.
- e. The transaction will not lead to substitution of groundwater for surface water in any activities for which surface water is currently used.

**Rationale for adding/benefit:** This action is designed to ensure that the WBRP does not enter into any transaction without assuring the County that beneficial uses, sensitive resources and groundwater are protected.

**AMENDMENT**

**Add to Policy 3.E.4:**

Action 3.E.4.e – For each water transfer transaction for Walker Lake, the land owner shall develop an adaptive management plan. The plan shall ensure consistency with General Plan goals and objectives.

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The plan should, at minimum, include baseline assessment of resources, monitoring criteria, and adaptive management measures to ensure the following:

- a. No groundwater substitution will be used to maintain baseline or agreed upon conditions.
- b. Water quality impacts are minimized, avoided, and mitigated.
- c. No net loss of wetland.
- d. No significant loss of non-agricultural sensitive vegetation communities or change from one type of community to a drier community.
- e. No significant loss of habitat for sensitive species.
- f. Invasive and pest species and dust are managed to ensure no increase.

**Rationale for adding/benefit:** An adaptive management plan would ensure that no unforeseen adverse impacts to protected resources could occur following cessation or reduction in irrigation.

**AMENDMENT**

**Add to Policy 3.E.4:**

Action 3.E.4.f – Prior to sale of storage water, the applicant must demonstrate that the proposed transaction does not adversely affect existing recreational uses of lakes and reservoirs within the Mono County portion of the Walker Basin.

**Rationale for adding/benefit:** This action is designed to ensure that the WBRP does not enter into any transaction without assuring the County that beneficial recreational uses associated with existing lakes and reservoirs are protected.

**AMENDMENT**

**Recommended New Policy and Action**

Policy 3.E.5. Identify WBRP water rights transactions that are permissible within the County.

Action 3.E.5.a – The risk of water decree flow rights only transactions ( i.e., the transfer of flow rights without the transfer of associated land) to County environmental resources is considered too great. The County shall prohibit WBRP from decree flow rights only water acquisitions.

**Rationale for adding/benefit:** All transfers of water rights without the associated land represent too great a risk or the risk is too unpredictable for County resources.

**ALTERNATIVES**

The following amendments and related transaction types would be analyzed as alternatives to the Project Description.

**Alternative A: Amendments That Would Allow Sale of Surplus Storage Water Only**

Alternative A would include General Plan amendments that only allow sale of surplus storage water.

**Recommended Policy and Action Amendments to the General Plan Conservation/Open Space Element**

**Existing Policy Objective: 3.E.**

Encourage the beneficial use of water resources while protecting local water users and biological resources from the adverse effects of water transfers.

**Existing Policy 3.E.4:**

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Evaluate participation in the Walker Basin Restoration Program (WBRP).

**AMENDMENT**

**Add to Policy 3.E.4:**

Action 3.E.4.f – Prior to sale of storage water, the applicant must demonstrate that the proposed transaction does not adversely affect existing recreational uses of lakes and reservoirs within the Mono County portion of the Walker Basin.

**Rationale for adding/benefit:** This action is designed to ensure that the WBRP does not enter into any transaction without assuring the County that beneficial recreational uses associated with existing lakes and reservoirs are protected.

**AMENDMENT**

**Recommended New Policy and Action**

Policy 3.E.5. Identify WBRP water rights transactions that are permissible within the County.

Action 3.E.5.a - The risk of long-term or short-term transfer of water rights out of the County to WBC is considered too great. The County will only permit the WBRP to contract for the acquisition of surplus storage water.

**Rationale for adding/benefit:** Would require minimal analysis and no further study by the WBRP or the County.

**Alternative B: Amendments That Would Allow Temporary Lease of Flow Rights for No More Than One Year**

Under Alternative B, the County would define amendments that would only allow one-year leases of flow water rights.

**Recommended Policy and Action Additions to the General Plan Conservation/Open Space Element**

**Existing Policy Objective: 3.E:**

Encourage the beneficial use of water resources while protecting local water users and biological resources from the adverse effects of water transfers.

**Existing Policy 3.E.4:**

Evaluate participation in the Walker Basin Restoration Program (WBRP).

**AMENDMENT**

**Add to Policy 3.E.4:**

Action 3.E.4.e – For each water transfer transaction for Walker Lake, the land owner shall develop an adaptive management plan. The plan shall ensure consistency with General Plan goals and objectives. The plan should, at minimum, include baseline assessment of resources, monitoring criteria, and adaptive management measures to ensure the following:

- a. No groundwater substitution is required to maintain baseline or agreed upon conditions.
- b. Water quality impacts are minimized, avoided, and mitigated.
- c. No net loss of wetland.
- d. No significant loss of non-agricultural sensitive vegetation communities or change from one type of community to a drier community.
- e. No significant loss of habitat for sensitive species.

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f. Invasive and pest species and dust are managed to ensure no increase.

**Rationale for adding/benefit:** An adaptive management plan would ensure that no unforeseen adverse impacts to protected resources could occur following cessation or reduction in irrigation.

**AMENDMENT**

**Recommended New Policy and Action**

Policy 3.E.5. Identify WBRP water rights transactions that are permissible within the County.

Action 3.E.5.a - The County shall prohibit WBRP from leasing flow rights for more than 1 year and permanent acquisitions of water rights and/or land within the County because the risk to County environmental resources is considered too great. Temporary leasing of flow rights shall be permitted provided that the lease is for no more than 1 year, and for no more than 3 non-consecutive years from the same water right.

**Rationale for adding/benefit:** Would require minimal analysis and no further study by the WBRP or the County.

**Alternative C: No Project/Prohibit Water Transactions**

The Prohibit Water Transactions alternative would include adding the following General Plan Policy:

**Recommended Policy and Action Additions to the General Plan Conservation/Open Space Element**

**Existing Policy Objective: 3.E:**

Encourage the beneficial use of water resources while protecting local water users and biological resources from the adverse effects of water transfers.

**AMENDMENT**

**Recommended New Policy and Action**

Policy 3.E.5. Identify WBRP water rights transactions that are permissible within the County.

Action 3.E.5.a – The County shall prohibit all WBRP acquisitions of water and water rights because the risk to County environmental resources is considered too great.

**Rationale for adding/benefit:** All transactions represent unacceptable or unpredictable risks to County resources.

**Alternative D: Amendments that would Allow Sale of Storage Water and Temporary Lease of Flow Rights for No More than One Year**

The County would define amendments that would allow WBC to enter into temporary transfers of flow rights for one year and/or sale of storage water. No permanent sale of water rights or land to WBC would be approved.

**Recommended Policy and Action Amendments to the General Plan Conservation/Open Space Element**

**Existing Policy Objective: 3.E:**

Encourage the beneficial use of water resources while protecting local water users and biological resources from the adverse effects of water transfers.

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**Existing Policy 3.E.4:**

Evaluate participation in the Walker Basin Restoration Program (WBRP).

**AMENDMENT**

**Add to Policy 3.E.4:**

Action 3.E.4.e – For each water transfer transaction for Walker Lake, the land owner shall develop an adaptive management plan. The plan shall ensure consistency with General Plan goals and objectives. The plan should, at a minimum, include a baseline assessment of resources, monitoring criteria, and adaptive management measures to ensure the following:

- a. No groundwater substitution is required to maintain baseline or agreed upon conditions.
- b. Water quality impacts are minimized, avoided, and mitigated.
- c. No net loss of wetland.
- d. No significant loss of non-agricultural sensitive vegetation communities or change from one type of community to a drier community.
- e. No significant loss of habitat for sensitive species.
- f. Invasive and pest species and dust are managed to ensure no increase.

**Rationale for adding/benefit:** An adaptive management plan would ensure that no unforeseen adverse impacts to protected resources could occur following cessation or reduction in irrigation.

**AMENDMENT**

**Add to Policy 3.E.4:**

Action 3.E.4.f – Prior to sale of storage water, the applicant must demonstrate that the proposed transaction does not adversely affect existing recreational uses of lakes and reservoirs within the Mono County portion of the Walker Basin.

**Rationale for adding/benefit:** This action is designed to ensure that the WBRP does not enter into any transaction without assuring the County that beneficial recreational uses associated with existing lakes and reservoirs are protected.

**Existing Policy Objective: 3.E.:**

Encourage the beneficial use of water resources while protecting local water users and biological resources from the adverse effects of water transfers.

**AMENDMENT**

**Recommended New Policy and Action**

Policy 3.E.5. Identify WBRP water rights transactions that are permissible within the County.

Action 3.E.5.a - The County shall prohibit WBRP from leasing flow rights for more than one year, and from permanent acquisitions of water rights and/or land within the County because the risk to County environmental resources is considered too great. Temporary leasing of flow rights shall be permitted provided that the lease is for no more than 1 year, and for no more than 3 non-consecutive years from the same water right. Sale of storage water shall be permitted.

**Rationale for adding/benefit:** Permanent transfer of land and/or water rights to the WBC results in unacceptable or unpredictable risks to County resources.



Mono County

**General Plan Policies and Conceptual  
Water Transaction Program in the  
Mono County Portion of the  
Walker River Basin**

CEQA Initial Study Checklist

APRIL 2019

PANORAMA  
ENVIRONMENTAL, INC.

717 Market Street, Suite 650 San Francisco, CA 94103 650-373-1200 [www.panoramaenv.com](http://www.panoramaenv.com)



Mono County  
**General Plan Policies and Conceptual  
Water Transaction Program in the  
Mono County Portion of the  
Walker River Basin**  
CEQA Initial Study Checklist

**APRIL 2019**

Prepared for:  
Mono County  
Community Development Department  
Post Office Box 347  
Mammoth Lakes, CA 93546

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## ACRONYMS AND ABBREVIATIONS

### ACRONYMS AND ABBREVIATIONS

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AB	Assembly Bill
AF	acre-foot
AG	Agriculture
AVMWC	Antelope Valley Mutual Water Company
BIA	Bureau of Indian Affairs
BLM	Bureau of Land Management
BOR	Bureau of Reclamation
CA DOT	California Department of Transportation
CCR	California Code of Regulations
CDFW	California Department of Fish and Wildlife
CEQA	California Environmental Quality Act
CESA	California Endangered Species Act
cfs	cubic feet per second
CH <sub>4</sub>	methane
CNDDDB	California Natural Diversity Database
CO <sub>2</sub>	carbon dioxide
County	Mono County
dB	decibels
DTL	Desert Terminal Lake
EIR	Environmental Impact Report
ESA	Endangered Species Act
FWM	Federal Water Master

## ACRONYMS AND ABBREVIATIONS

GBUAPCD	Great Basin Unified Air Pollution Control District
GHG	greenhouse gas
HCP	Habitat Conservation Plan
ICR	Incremental Capitalization Ratio
IS	Initial Study
LADWP	City of Los Angeles, Department of Water and Power
MOU	Memorandum of Understanding
NO <sub>x</sub>	Nitrogen oxides
NFWF	National Fish and Wildlife Foundation
PM	particulate matter
RCD	Resource Conservation District
RPS	Renewables Portfolio Standard
SWRCB	State Water Resources Control Board
TDS	Total Dissolved Solids
USFS	U.S. Forest Service
VMT	Vehicle Miles Travelled
WBC	Walker Basin Conservancy
WBRP	Walker Basin Restoration Program
WRID	Walker River Irrigation District

# 1 INTRODUCTION

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## 1.1 PROJECT OVERVIEW AND BACKGROUND

### 1.1.1 Project Overview

Mono County (County) is assessing the feasibility of County water rights holders participating in the Walker Basin Restoration Program (WBRP), which is the water transaction program that is managed by the Walker Basin Conservancy (WBC). The County is evaluating existing General Plan policies and proposing policy amendments that could allow transactions that would not cause adverse effects to County resources.

The proposed policy amendments would define the framework and conditions under which the WBRP could operate in the County and define the types of transaction agreements that would be permissible.

The project analyzed in this Initial Study (IS) (referred to as the project) consists of the new policies and actions and a conceptual water transaction program for water rights holders in Mono County. The conceptual transaction program is considered as part of the project in order to analyze the potential environmental effects of the policies and does not in any way represent the intentions of the County or the WBC.

The following types of water transactions are analyzed as part of the project:

1. Long-term leasing (2 or more years) and/or permanent transfer of decree rights that include the acquisition of the associated water righted land;
2. Temporary lease of decree flow rights and storage rights for no more than 1 year; and
3. Purchase of surplus storage water.

The separation of flow rights from the water-righted land is viewed as too risky for the future management of County agricultural, wetland, and biological resources. Consequently, the Proposed Amendments explicitly precludes the Walker Basin Conservancy from entering into flow-rights only transactions.

### 1.1.2 Lead Agency Name and Address

Mono County  
Community Development Department  
Post Office Box 347  
Mammoth Lakes, CA 93546

## 1 INTRODUCTION

### 1.1.3 Contact Person and Phone Number

Contact: Bentley Regehr  
Planning Analyst  
760-924-4602  
bregehr@mono.ca.gov

### 1.1.4 General Plan and Zoning Designation

Mono County has an integrated land use designation and zoning code. Land with associated decree water rights in the East and West Walker Rivers are generally designated as Agriculture (AG).

### 1.1.5 Project Location

The project location encompasses the Walker Basin in Mono County, including Antelope Valley, Bridgeport Valley, and all connected tributaries, lakes, and reservoirs (Figure 1.1-1). The County is located in east-central California, on the eastern slopes of the Sierra Nevada mountains.

The County covers approximately 3,030 square miles of land area, but is sparsely settled, with a 2010 population of 14,202. More than half of the County's residents reside in the town of Mammoth Lakes (the only incorporated city). The remaining residents live in unincorporated communities that include Antelope Valley, Swauger Creek/Devil's Gate, Bridgeport Valley, Mono Basin, June Lake, Mammoth vicinity, Upper Owens, Long Valley, Wheeler Crest, Tri-Valley, Benton Hot Springs Valley, and Oasis.

The County shares a long common boundary with the state of Nevada, and also borders four Nevada counties (Douglas, Lyon, Mineral and Esmeralda) and five California counties, including the counties of Inyo, Fresno, Madera, Tuolumne, and Alpine. Bridgeport is the Mono County seat.

### 1.1.6 Project Area

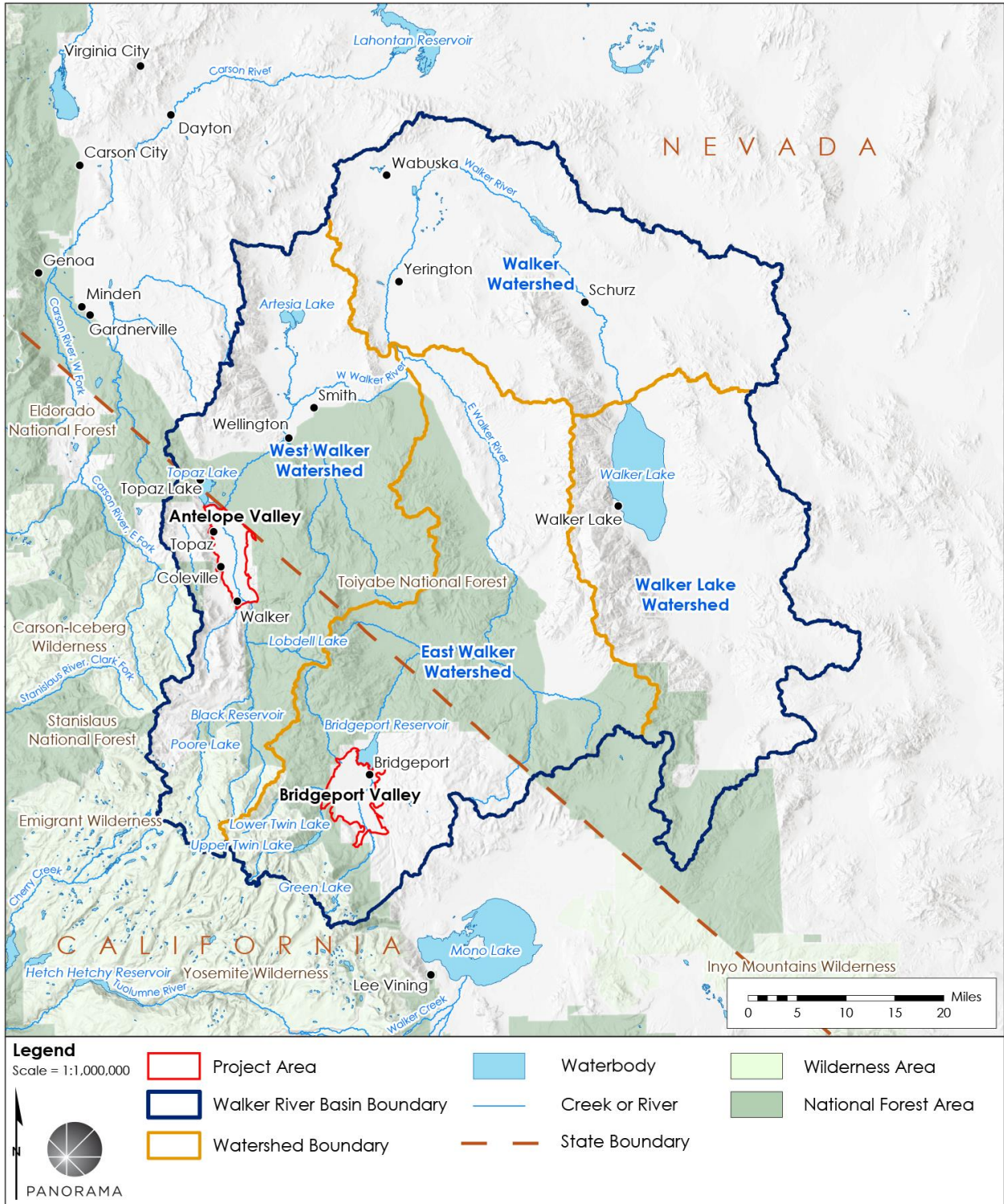
The following section describing the project area is summarized from the 2014 Resource Conservation District preliminary studies of potential impacts of water transaction program (Ciotti, Aylward, Merrill, & Young, 2014)

#### 1.1.6.1 Walker River Basin

The Walker River Basin drains from the Sierra Nevada range in California south of Lake Tahoe to the terminal Walker Lake in the Great Basin area of Nevada, as shown in Figure 1.1-2. The Walker River Basin covers a 2,525,184-acre area. The East and West Walker Rivers and their tributaries are the headwaters of the Basin in northern Mono County, CA. The West Walker River flows northeast from the Sierras through the Antelope Valley and past the Topaz Lake reservoir, and into Nevada. The East Walker River flows from its headwaters northeast through Bridgeport Valley and into Bridgeport Reservoir. The outflow from Bridgeport Reservoir passes through a small canyon and into Nevada. The two forks join to form the Walker River just before the town of Yerington, in Lyon County, Nevada.

# 1 INTRODUCTION

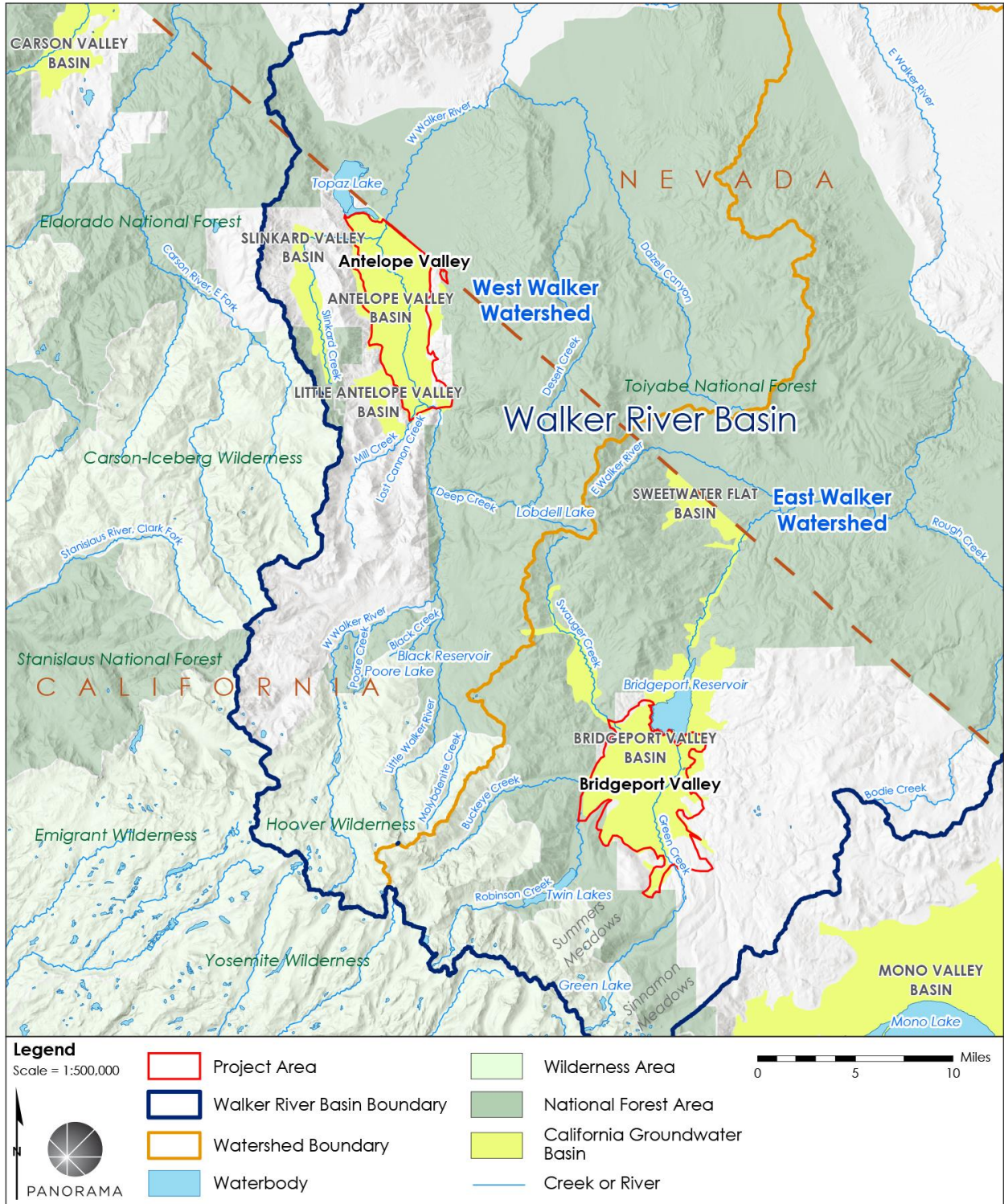
**Figure 1.1-1 Walker River Basin**





# 1 INTRODUCTION

**Figure 1.1-2 Walker River Basin and Project Areas**



## 1 INTRODUCTION

The project area includes all irrigated areas within the California portion of the Walker Lake Basin. This is not only the Bridgeport and Antelope Valley floors, but also surrounding meadows such as Little Antelope Valley, Huntoon Valley, Sinnamon Meadows, and Upper and Lower Summers Meadows. Antelope and Bridgeport Valleys are two meadow valleys that occur in California along the western and eastern forks of the Walker River. East and West Walker Rivers receive the majority of their water as runoff from the Sierra Nevada. Direct precipitation is a far less critical hydrologic input than surface flows from upstream and subsurface groundwater inputs. The bottoms of both valleys can be considered impermeable so that subsurface recharge comes from the valley sides, and primarily from the western slopes. Elevations of the contributing areas range from 10,007 feet for Antelope Valley; elevations for the valley itself range from 5,000 to 5,800 feet. Bridgeport Valley is a little higher, at 6,450 to 6,750 feet, and with a contributing area that reaches 12,303 feet along the Sierra Crest. Private land in the area of interest is almost exclusively used for agriculture, most of it irrigated (Ciotti, Aylward, Merrill, & Young, 2014).

### 1.1.6.2 Antelope Valley

The Antelope Valley encompasses 31,925 acres at the northern end of Mono County, and extends north from Walker Canyon to the Nevada State Line and east-west across the valley floor, as shown in Figure 1.1-2. The area includes the communities of Walker, Coleville, and Topaz. The West Walker River flows through the valley floor to Topaz Lake, a manmade reservoir straddling the California-Nevada state line. The river is diverted for irrigation purposes throughout the valley and provides more than 60 percent of the available water in the entire Walker River system. Enough water is diverted from the river to irrigate 17,000 acres of agricultural land in California and 19,500 acres of land in Nevada (Mono County, 2008). In Antelope Valley the majority of the ground is cattle pasture, with alfalfa as the second most common land use. There are also hay and row crops. Little Antelope Valley is currently grazing pasture.

Topography within the region is characterized by the relatively flat floor of the valley, gently sloping alluvial fans along the sides of the valley floors, and steep slopes above the alluvial fans. Vegetation in the area is primarily sagebrush scrub on the slopes surrounding the valley floor, irrigated agricultural land on the valley floor, and riparian scrub along the West Walker River. Water bodies in the planning area include Topaz Lake, West Walker River, and Mill Creek (Mono County, 2008).

### 1.1.6.3 Bridgeport Valley

Bridgeport Valley is located at the eastern base of the Sierra Nevada just south of the California-Nevada State Line and north of Mono Lake in northern Mono County, as shown in Figure 1.1-2. Bridgeport Valley is about 6,500 feet in elevation and fairly flat. The valley lies generally in a north-south direction and terminates at its northerly end near Bridgeport Reservoir. The East Walker River flows along the eastern side of Bridgeport Valley and is the confluence of many streams draining the eastern slopes of the Sierra Nevada. The East Walker River is the only stream exiting the valley and eventually drains into Walker Lake, Nevada (SWRCB, 2004). Bridgeport Valley and surrounding meadows are exclusively used as pasture.



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### 1.1.7 Walker River Basin Restoration Program and County's Role

This section provides background information on historical water use, the Walker Basin Restoration Program, and the County's role in the program.

#### 1.1.7.1 Water Use in the Walker River Basin

The following section describes the history of water rights in the Walker Basin and the Walker Basin Restoration Program. This section is summarized from the 2014 RCD preliminary studies of potential impacts of water transaction program (Ciotti, Aylward, Merrill, & Young, 2014).

During the last quarter of the 19th century, farmers and cattlemen established communities in the Walker River Basin, part of the ancestral home of the Northern Paiute people. Natural flows from the Walker River were diverted to support hay, pasture, and other irrigated crops. In the 1920s, the newly formed Walker River Irrigation District (WRID) built a pair of dams on the east and west forks of the Walker River to store winter and early spring runoff for use later in the season when natural flows could not sustain the need of irrigated agriculture. In 1935, the Bureau of Indian Affairs (BIA) built Weber Dam on the lower Walker River to capture surplus flows for irrigation on the Walker River Paiute Tribe's Reservation. Diversions from the Walker River have sustained a strong agricultural economy for decades, but produced an unintended consequence: dramatically reduced freshwater inflows to Walker Lake, a natural desert terminal lake at the terminus of the Walker River in Nevada.

Water elevation in Walker Lake has dropped more than 150 feet and lost 80 percent of its volume from 1868 to 2010. Salinity and total dissolved solids (TDS) in Walker Lake have increased to the point that the Lake can no longer support its native fish and wildlife populations (NFWF, 2011). As Walker Lake has declined, so has the economy that once benefited from fishing and tourism.

#### 1.1.7.2 Purpose of Walker Basin Restoration Program

Public Law 111-85 established the Walker Basin Restoration Program. The goal of the WBRP is to restore and maintain Walker Lake, a terminal lake in western, central Nevada, as well as protecting agricultural, environmental, and habitat interests consistent with that primary purpose. The program is managed by the Walker Basin Conservancy (WBC), a non-profit organization established in 2014 to further the restoration and conservation of Walker Lake and the wider Walker River Basin. WBRP funds are provided to WBC under a grant agreement with the Bureau of Reclamation (BOR) and its Desert Terminal Lakes Program. To achieve the goal of the WBRP, WBC is tasked with acquiring water from willing sellers to restore and maintain Walker Lake. The WBRP includes priority initiatives in the areas of water rights acquisitions from willing sellers, demonstration water leasing, conservation and stewardship, research and evaluation, and implementation support. The WBRP includes priority initiatives in the area of water rights acquisitions from willing sellers, demonstration water leasing, conservation and stewardship, research and evaluation, and implementation support. WBRP funds are provided to WBC under a grant agreement with the Bureau of Reclamation (Reclamation) and its Desert Terminal Lakes program.

## 1 INTRODUCTION

### 1.1.7.3 Mono County Role in the Program

In 2012, the County entered into a Memorandum of Understanding (MOU) with National Fish and Wildlife Foundation (NFWF), the predecessor to the WBC, for the management of the WBRP. The MOU gives the County the discretionary right to review and approve or deny the implementation of a water transfer transaction program in the Mono County portion of the Walker Basin.

The Resource Conservation District (RCD) of Mono County then initiated an effort to analyze the feasibility of water transactions in the California portion of the Walker River Basin. The RCD prepared the 2014 *Feasibility Assessment of a Water Transactions Program in the Walker River Basin, California* (Ciotti, Aylward, Merrill, & Young, 2014). The study was prepared to provide the RCD with objective information to assist the County in considering potential participation in the water transactions component of the WBRP.

### 1.1.8 Water Rights in the California Portion of the Walker River Basin

#### 1.1.8.1 Introduction

Surface water and groundwater support water use in the Walker River Basin. Surface water rights comprise the majority of water rights in Antelope and Bridgeport Valleys and are primarily made up of appropriative rights adjudicated by a federal court decree (Ciotti, Aylward, Merrill, & Young, 2014).

#### 1.1.8.2 Decree Flow Water Rights

The oldest water rights in the Walker River system are for the direct diversion of the natural flows (including return flows) of the Walker River and its tributaries as set forth in Decree C-125, which was issued in final amended form in 1940 (Ciotti, Aylward, Merrill, & Young, 2014).

Under the decree, Antelope Valley rights were generally granted 0.016 cubic feet per second (cfs) per acre and an irrigation season of 245 days (March 1 to October 31). Bridgeport Valley rights were also generally granted 0.016 cfs per acre; however, the irrigation season is only 199 days (March 1 to September 15). Total decreed irrigation water rights in California under the C-125 decree are 41,811 acres, of which 23,669 acres are on the East Walker drainage and 18,142 acres are on the West Walker drainage. A portion of these rights is found outside Antelope and Bridgeport Valleys proper, but the vast majority are in these valleys.

The Federal Water Master (FWM), also known as the Chief Deputy Water Commissioner of the U.S. Board of Water Commissioners, is appointed by the federal decree court and administers the delivery of water to authorized points of diversion on the Walker River.

In Antelope Valley, a vast majority (over 90 percent) of the surface water rights are held in the name of the Antelope Valley Mutual Water Company (AVMWC) and a minority are privately held. Many, if not all of the owners of privately held rights also have shares in the Antelope Valley Mutual Water Company. Antelope Valley Mutual Water Company patrons own shares that entitle them to a fraction of a cfs per share on any given day of the irrigation season. Private

## 1 INTRODUCTION

rights, however, are only served based on the specific priority dates and cfs for their decree rights. In Bridgeport Valley, all the surface water rights are private and there is nothing similar to the AVMWC (Ciotti, Aylward, Merrill, & Young, 2014).

### 1.1.8.3 Storage Rights

Water users on the East and West Walker River have stored irrigation water available to supplement the natural surface flow during the irrigation season. The volumes and locations for the limited storage available above the Topaz and Bridgeport Reservoir are presented in Table 1.1-1 (Ciotti, Aylward, Merrill, & Young, 2014).

**Table 1.1-1 Surface Water Rights, Locations, and Quantities in Mono County**

Location	Water Source	Decreed Water Rights		Decreed Storage Rights	
		Acres	Rate (cfs)	AF	Rate (cfs)
<b>West Walker Watershed</b>					
Lobdell Lake	Deep Creek	-	-	- <sup>a</sup>	6
Black Reservoir	Black Creek	-	-	350	-
Poore Lake	Poore Creek	-	-	1,200	-
<i>Subtotal Upstream of Antelope Valley</i>	-	2,075	33	>1,550	-
Antelope Valley	West Walker River	16,067	251	-	-
<b>East Walker Watershed</b>					
Green Lakes	Green Creek	-	-	400	-
Lower Twin Lake	Robinson Creek	-	-	4,050	-
Upper Twin Lake	Robinson Creek	-	-	2,050	-
<i>Subtotal Upstream of Bridgeport Valley</i>	-	-	-	6,410	-
Bridgeport Valley	East Walker River	23,669	376	-	-
<b>California Walker Watersheds</b>					
<b>TOTAL</b>		<b>41,811</b>	<b>660</b>	<b>&gt;7,960</b>	<b>6</b>

Notes:

cfs – cubic feet per second

AF – acre-feet

<sup>a</sup> In the case of Lobdell Lake, the storage right is specified as a diversion rate with no reported storage capacity. Actual capacity is reported as 640 AF.

Source: (Alyward & Fisher, 2018)

# 1 INTRODUCTION

## 1.2 ENVIRONMENTAL ANALYSIS

### 1.2.1 CEQA Process

#### 1.2.1.1 Purpose of this Initial Study Checklist

The purpose of this Initial Study Checklist is to define the scope of the environmental impact analysis for the general plan policies and conceptual water transaction program that will be considered in an EIR.

Adoption and implementation of the Proposed Policies by the County are considered discretionary actions and are, therefore, subject to analysis under the California Environmental Policy Act (CEQA).

The County prepared this IS in accordance with CEQA (California Public Resources Code, Sections 21000-2117) and the Guidelines for Implementation of CEQA (California Code of Regulations, Title 14, Sections 15000-15387). This IS presents an evaluation of potential environmental impacts associated with the proposed policy changes. The County prepared this IS, pursuant to CEQA, to determine whether, based on substantial evidence, the adoption and implementation of the Proposed Amendments may have a significant adverse effect on the environment. The purpose of this IS is to identify potentially significant effects and to screen out topics that would not be subject to significant effects from further evaluation. Those environmental topics for which the plan would have no impact or a less than significant impact will not be analyzed further in the EIR, based on the analysis in this IS. Potentially significant environmental impacts identified in this IS will be the focus of the EIR.

#### 1.2.1.2 Purpose of the EIR

The primary purpose of an EIR is to inform decision-makers and the public of the potential significant environmental effects that may be associated with implementation of the Proposed Policies, and to identify and set forth less-damaging alternatives, and possible ways to reduce or avoid the possible environmental damage. The EIR will also contain mitigation measures to reduce effects determined to be significant. Alternatives to the Policy Actions will also be addressed.

#### 1.2.1.3 Lead and Responsible Agencies

##### Lead Agency

Mono County is the designated Lead Agency for the project. In order to implement the project, the County will be required to certify that the Final EIR has been prepared in compliance with CEQA and determine whether to approve the project or approve one of the other alternatives or approve the No Project alternative. The County would adopt findings that approve the proposed Mitigation Monitoring and Reporting Program (MMRP), and verify that water supplies are adequate to serve the project.

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## Responsible Agencies

The policies and actions addressed in the EIR would not be subject to permits from responsible or trustee agencies. Specific transactions, that may be implemented if these policies are approved, would require permits from the State Water Resources Control Board, and review by the California Department of Fish and Wildlife. Any action that could affect federally-listed species would also require a permit from the U.S. Fish and Wildlife Service.

### 1.2.2 Organization of Initial Study Checklist

This document is organized into the following sections:

- **Section 1: Introduction.** Provides an overview of the project and the Mono County process under CEQA, and the purpose of the IS Checklist.
- **Section 2: Project.** Provides information on the elements included in the project.
- **Section 3: Environmental Impacts Checklist.** Provides an analysis of impacts that would result from the project. Where these changes result in new significant impacts or a substantial increase in the severity of a significant impact, additional analysis will be provided in a Subsequent EIR.

## 2 PROJECT DESCRIPTION

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### 2.1 INTRODUCTION

Mono County proposes to amend County General Plan policies to ensure that leasing or sale of water rights to support the restoration of Walker Lake as part of the WBRP would be consistent with the County General Plan. A water transactions program in the Mono County portion of the Walker River Basin would complement the ongoing water leasing and sales efforts in Nevada, currently led by WBC.

### 2.2 PROJECT OBJECTIVES

The National Fish and Wildlife Foundation (NFWF) and Mono County entered into a Memorandum of Understanding (MOU) in 2012, which requires Mono County to comply with CEQA prior to NFWF expenditure of Desert Terminal lake (DTL) funds for the lease or purchase of land, water appurtenant to the land, or related interests within Mono County. The Board of Supervisors retained discretionary approval and modification of proposed programs.

The following objectives are derived from the conditions identified in the MOU and the General Plan Open Space and Conservation Element:

1. Develop guidelines and actions to allow Mono County water rights holders to participate in the NFWF water transfer programs.
2. Identify feasible program elements that can operate within the County that would be consistent with the following County General Plan - Open Space Element Objectives:
  - a. Preservation of existing open space and scenic vistas.
  - b. Maintenance and restoration of botanical, aquatic and wildlife habitats in Mono County.
  - c. Protection of the Public Trust values of the resources of Mono County.
  - d. Preservation and maintenance, and enhancement of surface and groundwater resources to protect Mono County's water quality and water-dependent resources from the adverse effects of development and degradation of water-dependent resources.
  - e. Encourage the retention of agricultural and grazing lands.

## 2 PROJECT DESCRIPTION

### 2.3 POLICY DEVELOPMENT PROCESS

The development of the policies and analytical approach to the project was a multi-staged process. The development process relied on the following information:

- Existing analysis and modeling developed for WBC water transfer program in Nevada;
- Discussions on the feasibility and sizing of a transaction program in Mono County with the RCD and the current WBC water manager;
- Information provided by stakeholders in both the 2014 feasibility study and subsequently updated from discussions with stakeholders in 2018;
- The detailed environmental constraints analysis developed in the 2014 feasibility study; and
- The regulatory framework laid out in the 2014 feasibility study supplemented by recent court findings and discussions with the WRID general manager.

Potential types of water rights transactions were reviewed and divided into three categories. The categories were based on stakeholder input, environmental constraints, and the regulatory framework. The categories are presented Section 2.4.

The potential conflict between existing County policies and the transaction categories were used to develop new policies (Appendix A). The proposed new policies were designed to minimize conflicts between a WBC water transaction program and the policies in the County General Plan Open Space and Conservation Element. Proposed policies are presented in Section 2.5.

The proposed policies that ensure the East and West Walker Rivers in Mono County are adequately studied prior to the implementation of a water transaction program were developed from the gaps identified by the 2014 feasibility study and from information developed for the transaction program operating in Nevada. The policies are presented in Section 2.5.

CEQA requires the project description to contain sufficient information to allow evaluation and review of the environmental impacts (CCR Sec.15124(c)). Location, timing, extent, and intensity of impacts must be assessed. Therefore, the analysis of policies governing a water rights transfer program requires some quantification of the policy objectives, so that the effects of the policy can be analyzed. No water transaction program currently operates within Mono County; therefore, a conceptual transaction program was developed in collaboration with the WBC and RCD. The conceptual transaction program consists of water rights acquisition targets for the East and West Walker Rivers. The assumptions, estimation process, and targets are discussed in Section 2.6.

### 2.4 WATER TRANSACTION TYPES CONSIDERED

#### 2.4.1 Introduction

Water transaction programs facilitate flexible, dynamic water use within a watershed through a combination of water rights acquisitions, leases, contracts, and voluntary agreements (Martin, et



## 2 PROJECT DESCRIPTION

al., 2017). Water in Mono County could be obtained via several different types of water transactions, as summarized in Table 2.4-1. The types of transactions considered as part of the project were based on the findings of the 2014 Feasibility Study (Ciotti, Aylward, Merrill, & Young, 2014), WBC practices and transactions in Nevada, and communications with stakeholders regarding transactions that would be feasible and acceptable to the community.

**Table 2.4-1 Potential Water Transactions**

Transaction Type	Action
Decree flow water right transfer with land	Acquisition of both flow rights and the associated land
Decree flow water right transfer without land	Acquisition of the flow rights only The associated land would remain with the seller
Decree flow water right leasing	Long- or short-term leasing of water rights only No land leasing
Storage water right sale and leasing	Permanent (sale) or temporary (leasing) acquisition of storage rights from one of the reservoirs on the East and West Walker Rivers upstream from Topaz and Bridgeport reservoirs
Storage water sale	Acquisition of a specific volume of surplus water from reservoirs on the East and West Walker Rivers

### 2.4.2 Current Water Rights Transfer Procedures in Walker Basin

In developing the conceptual water transaction program, the County reviewed the current practices in the Walker Basin. The following section describing the project area is summarized from the 2014 RCD preliminary studies of potential impacts of water transaction programs (Ciotti, Aylward, Merrill, & Young, 2014).

Water rights within the Walker River Basin in Mono County are pre-1914 rights. Generally, pre-1914 rights are not subject to California regulatory requirements, including the filing of change petitions. Nevertheless, on the Walker River, the SWRCB serves in the role of Special Master to the Decree Court, and any petitions to change the place of use, manner of use, point of diversion, or to dedicate water for in-stream purposes in California must be filed in the manner directed by the SWRCB. To the extent the proposed place of use is solely Nevada, however, the Decree Court may have exclusive jurisdiction over such change petitions.

All transactions would need to assure that there is no injury to other users, primarily that the amount of water protected instream is the real consumptive use savings. The Decree Court has jurisdiction over changes to decree water rights and is likely to request recommendations from both the SWRCB and the Nevada State Engineer. Before any transaction can move forward in the California portion of the Walker River Basin, the U.S. Bureau of Reclamation must consult with U.S. Fish and Wildlife Service under Section 7 of the Federal Endangered Species Act regarding the effects to listed or candidate species and their habitat.



## 2 PROJECT DESCRIPTION

In May 2018, the 9th Circuit Court of Appeals (*United States v. U.S. Board of Water Commissioners*, 2018) upheld a water transfer threshold established by the Nevada State Engineer and California SWRCB that avoids injury to other water users. The Appeal Court agreed with the Nevada State Engineer that the consumptive portion of a water right, which was estimated as 53 percent of the total right, could be diverted to Walker Lake as part of the restoration program. The remaining 47 percent of the water right, consisting of the return water or non-consumptive portion, must remain part of the historic diversion to ensure no injury to downstream water users occurs.

### 2.4.3 Transaction Categories Considered in the Conceptual Program

Potential types of water rights transactions were reviewed and divided into three categories:

1. Permanent Water Rights Transfers or Long-term Leases
2. Temporary Water Rights Leases
3. Sale of Surplus Storage Water

The categories were based on stakeholder input, environmental constraints, and the regulatory framework.

#### 2.4.3.1 Permanent Water Rights Transfers or Long-term Leases

Transfer of water rights in fee with the associated water-righted land, and leasing of water rights for 2 or more years would be considered as a longer-term transfer. Water rights transactions in California would also require a petition to the SWRCB under Water Code § 1701 to change place and purpose of diversion. The SWRCB must consider the effects of their decision in an environmental review under CEQA before any longer term or permanent transfer could occur.

The water rights holder would also be required to consult with wildlife agencies on both the Federal Endangered Species Act (ESA) and California Endangered Species Act (CESA) and, if necessary, develop mitigation prior to entering into a transaction to ensure no injury to wildlife.

#### 2.4.3.2 Temporary Water Rights Leases

Leasing of decree natural flow water rights or storage rights entails developing an agreement with a water rights holder to transfer the water rights for a period of 1 year, after which the water rights would be returned to the owner. Land would not be transferred during that timeframe. The public law that authorized the WBC programs does not preclude the use of leasing as a method of water acquisition. Currently, WBC has not entered into, nor is considering, any leasing programs to achieve its goals (Adams, 2018).

Temporary transfers of water rights or change of diversion locations are permissible under Water Code § 1725 (water rights holder may temporarily change purpose) and § 1707 (water rights holder may petition to change purpose to preserve wetlands etc.) for change for instream purposes. Transfers or changes would require the filing of a petition to SWRCB and would not require CEQA review. Any changes would still require ratification by the Decree Court.

## 2 PROJECT DESCRIPTION

### 2.4.3.3 Sale of Surplus Storage Water

As with other temporary transfers, the sale of surplus storage water is permissible under Water Code § 1725 (water right holders may temporarily change purpose) and § 1707 (water right holder may petition to change purpose to preserve wetlands, etc.) for changes for instream purposes. Changes would require the filing of a petition with SWRCB. The petition burden would be less than for a permanent transfer because no CEQA compliance would be required. However, any changes would still require ratification by the Decree Court.

## 2.5 POTENTIAL GENERAL PLAN POLICIES

The project includes new policies as amendments to the Conservation/Open Space Element of the General Plan (see Table 2.5-1). The applicability of each amendment is identified, and whether the amendment is required for all water transactions or just a specific type of transaction.

**Table 2.5-1 Proposed Amendments to the Conservation/ Open Space Element of the General Plan**

**Existing Policy Objective: 3.E:**

Encourage the beneficial use of water resources while protecting local water users and biological resources from the adverse effects of water transfers.

**Existing Policy 3.E.4:**

Evaluate participation in the Walker Basin Restoration Program (WBRP).

**Add to Policy 3.E.4:**

Action 3.E.4.c – Require the following information to help the assessment of potential impacts prior to entering into long-term water transactions including permanent transfer and long-term leasing of decree flow water rights and storage rights:

- a) Quantify consumptive use and complete water budgets based on real flow measurements for both Bridgeport and Antelope Valleys, including diversion and return flow timing, location, and volume.
- b) Investigate shallow groundwater levels, movement, and interactions with existing irrigation regimes in both Bridgeport and Antelope Valleys.
- c) Canvas and identify willing sellers.

**Rationale for adding/benefit:** This action will ensure that the information informing transactions in Mono County is equivalent to that which has been developed for the Mason and Smith Valleys. Understanding the value, cost and benefits of the water available for transactions, will help ensure that other water users will not be adversely impacted by reduction or cessation of irrigation, or reduction in diverted water.

**Add to Policy 3.E.4:**

Action 3.E.4.d – Prior to permanent transfer or lease of flow water rights for more than one consecutive year, the project must demonstrate that:

- a. The transaction avoids potential significant impacts to local surface and groundwater resources, or mitigates impacts to a level of non-significance, unless a statement of overriding considerations is made through the EIR process.
- b. Transactions with the potential to significantly impact surface or groundwater resources shall assess any potential impacts prior to project

## 2 PROJECT DESCRIPTION

approval.

Examples of potential significant impacts include:

- i. Substantially degrading or depleting surface or groundwater resources; and/or
- ii. Interfering substantially with groundwater recharge.

The analysis shall:

- i. Be funded by the applicant;
- ii. Be prepared by a qualified person under the direction of Mono County;
- iii. Assess existing conditions in the general project vicinity;
- iv. Identify the quantity of water to be used by the project. Quantities shall be estimated for annual totals, monthly averages, and peak day/peak month usage;
- v. Identify the source(s) of water for the project and provide proof of entitlement to that water. If the proposed source is to be a special district or mutual water system, a "will-serve" letter shall be required. If the proposed source is ground or surface water, the application shall indicate that the proponent has entitlement to the source and the quantity of water required;
- vi. Describe the impacts of the proposed development upon water resources within the project site and on surrounding areas, including a drawdown analysis of groundwater (when applicable) through pump test(s); and
- vii. Recommend project alternatives or measures to avoid or mitigate impacts to water resources.

Mitigation measures and associated monitoring programs shall be included in the project plans and specifications and shall be made a condition of approval for the project.

- c. The proposed transaction does not affect reasonable beneficial water uses, including uses in-stream, agricultural operations, and recreational purposes, within the Mono County portion of the Walker Basin; and
- d. The proposed transaction would not adversely affect water quality, in-stream flows, lake levels, riparian areas, vegetation types, sensitive/rare wildlife and habitat, and related resources such as the visual quality and character of the landscape; and is not likely to increase indirect effects such as flooding, wildfire, and/or sedimentation, or reduce groundwater recharge capacity. Transactions that do not adequately protect these resources shall be denied.
- e. The transaction will not lead to substitution of groundwater for surface water in any activities for which surface water is currently used.

**Rationale for adding/benefit:** This action is designed to ensure that the WBRP does not enter into any transaction without assuring the County that beneficial uses, sensitive resources and groundwater are protected.

### **Add to Policy 3.E.4:**

Action 3.E.4.e – For each water transfer transaction that involves conversion of irrigation water to instream use, the land owner shall develop an adaptive management plan. The plan shall ensure consistency with General Plan goals and objectives. The plan should, at minimum, include baseline assessment of resources, monitoring criteria, and adaptive management measures to ensure the following:

## 2 PROJECT DESCRIPTION

- a. No groundwater substitution will be used to maintain baseline or agreed upon conditions.
- b. Water quality impacts are minimized, avoided, and mitigated.
- c. No net loss of wetland.
- d. No significant loss of non-agricultural sensitive vegetation communities or change from one type of community to a drier community.
- e. No significant loss of habitat for sensitive species.
- f. Invasive and pest species and dust are managed to ensure no increase.

**Rationale for adding/benefit:** An adaptive management plan would ensure that no unforeseen adverse impacts to protected resources could occur following cessation or reduction in irrigation.

**Add to Policy 3.E.4:**

Action 3.E.4.f – Prior to sale or lease of storage water, the applicant must demonstrate that the proposed transaction does not adversely affect existing recreational uses of lakes and reservoirs within the Mono County portion of the Walker Basin.

**Rationale for adding/benefit:** This action is designed to ensure that the WBRP does not enter into any transaction without assuring the County that beneficial recreational uses associated with existing lakes and reservoirs are protected.

**Recommended New Policy and Action**

Policy 3.E.5. Identify WBRP water rights transactions that are permissible within the County.

Action 3.E.5.a – The risk of water decree flow rights only transactions ( i.e., the transfer of flow rights without the transfer of associated land) to County environmental resources is considered too great. The County shall prohibit WBRP from entering into decree flow rights only water acquisition transactions.

**Rationale for adding/benefit:**

All transfers of water rights without the associated land represent too great a risk or the risk is too unpredictable for County resources.

## 2.6 CONCEPTUAL PROGRAM TARGETS FOR WATER ACQUISITION WITHIN MONO COUNTY

### 2.6.1 Introduction

There are currently no water transfer programs operating in Mono County. The General Plan amendments would likely result in proposals to conduct water transactions. The County has therefore defined a conceptual transaction program to evaluate as part of the project description. The following section sets out the context, objectives, and budget under which a conceptual water program could operate. These parameters are then used to estimate a plausible upper bound to the likely quantity of water rights and by extension the likely volume of water that could be transferred for use downstream of the County.

It is assumed that the acquisition of water rights would be limited by the budget and the timescales. No assumptions are made about other factors that may influence the value of a given water right. For example, WBC would also consider the following factors when valuing different potential water right acquisitions:

- Type, seniority, and constraints of the water rights involved in the acquisition
- Proximity of point of diversion to Walker Lake

## 2 PROJECT DESCRIPTION

- Amount of water offered
- Costs and potential difficulties involved in acquiring and making use of land that is appurtenant to the water
- Potential benefits to environmental restoration in the Walker River Basin
- Potential for conflict with other owners or users of property and water rights
- Potential for conversion from agricultural to urban land uses

The following estimate is confined to the transfer of water rights either in fee or under lease from current holders. An assessment of the uses downstream of the water right was not conducted. More detailed analysis of the consumptive or non-consumptive uses downstream of the water rights were not assessed.

It should be emphasized that the conceptual program is no indication of intention by the WBRP but is simply a planning tool to enable analysis of the impacts of the project. In this conceptual program, acquisition of water rights is limited by the budget and the timescales. (Alyward & Fisher, 2018).

### 2.6.2 Estimate of Budget Available for Water Acquisitions

Based on the information available, funds remaining for acquisitions under the WBRP as of 2018 include the following:

- \$25 million for the WRID leasing program
- \$108.3 million for water rights acquisition and stewardship

The amount of funding that WBC and WRID would have available to purchase water rights on the California side of the Basin can be considered a reasonable upper bound for the extent of water transactions to be analyzed in the CEQA analysis.

The first step to estimate the amount of funds available, included apportioning WBRP funds across the California and Nevada sides of the basin in proportion to total rights (Table 2.6-1) available. The California side of the basin makes up 32% of the acreage with water rights for irrigation. Rough estimates of Nevada water righted acres already acquired by NFWF (as the predecessor to WBC) were developed and subtracted to arrive at acres on each side of the border that could be acquired under the program. This calculation leaves California with 35% of the remaining water righted acreage in the basin.

The second step is to estimate the likely amount of funds remaining in the future, after the CEQA process to evaluate the policy changes and potential transfer program has been completed and Mono County could decide to adopt the general plan updates. The CEQA process is scheduled to be completed in December of 2019. Thus, the earliest that Mono County would consider the CEQA analysis results and potentially approve policies for these water transactions is early 2020.

## 2 PROJECT DESCRIPTION

**Table 2.6-1 Surface Water Rights, Locations, and Quantities in Mono County**

Type/Location of Water Rights	Acres	Estimates of Acres Acquired by WBC	Available Acres	Percent
<b>Nevada</b>				
Decree	55,857	6,000	49,857	42%
New Land	34,500	5,000	29,500	26%
<b>Nevada Subtotal</b>	<b>90,357</b>		<b>79,357</b>	<b>68%</b>
<b>California</b>				
West Walker	18,142		18,142	14%
East Walker	23,669		23,669	18%
<b>Subtotals</b>	<b>41,834</b>		<b>41,811</b>	<b>32%</b>
<b>Totals All Rights</b>	<b>132,192</b>		<b>121,168</b>	<b>100%</b>

The WBC is now acting on NFWF’s behalf in carrying out the implementation of the WBRP on the Nevada side of the Walker Basin. Given the lead time to undertake such complex property acquisitions it is unlikely that WBC could close any transactions in California until 2021. The legislation and the appropriation under which WBC is working both sunset in 2024. It is therefore likely that WBC will need to complete any purchases by 2023, in order to allow time for follow-on activities such as water right transactions. Consequently, of the six budget years remaining (2018-2023), a potential California program would be in operation only for only 3 years from 2020 to 2023. It is likely that there would be just \$54.2 million remaining for purchases and \$12.5 million for leases across the whole basin, given the rate of acquisition on the Nevada side of the basin. The legislation for the WRID leasing program specifies a 3-year program. It is, therefore, appropriate to prorate the expenditure of funds over the remaining period.

No acquisitions through the water rights purchase program have taken place in California to date. In the absence of more detailed information, a reasonable allocation method is to assume a proportional allocation of the remaining funding to California transactions. The funding can be apportioned by the portion of water righted acres in California. Proportional allocation of funding would suggest \$18.95 million for purchases and \$4.0 million for leasing. These amounts can be converted into the maximum quantity of acres that might be purchased or leased. Given the seniority of California decree rights, appraisal of these rights would suggest a duty of approximately 3.2 AF/acre at \$1,800/AF, based on the 2018 Walker Basin Program Appraisal (Warren 2016). For purchases, a maximum acreage purchased would be 3,290 acres or 7.9% of the water righted ground in Mono County (Table 2.6-2).



## 2 PROJECT DESCRIPTION

**Table 2.6-2 Calculation of Maximum Potential Impact on Mono County Water Rights Acreage**

Items	Water Rights Purchase	Water Rights Leasing
Remaining as of 2018 (\$ million)	\$108.30	\$25.00
Remaining as of 2021 (\$ million)	\$54.15	\$12.50
Max Portion to California (at 35%)	\$18.95	\$4.00
Purchase Price per Wet Acre-Foot (\$/AF)	\$1,800.00	
Lease Price per Acre		\$288.00
Wet Duty (AF/acre)	3.2	
Max Acre-Feet Purchased/Leased	10,528	
Max Acres Purchased/Leased	3,290	13,889
Portion of Total CA Acreage Water Rights	7.9%	33%

For the lease program, it is unknown what price WRID will pay farmers. Therefore, an effective price per acre is obtained by taking the per acre value of an average California decree right at \$5,760 (3.2 AF/acre \* \$1,800/AF) and multiplying it by a 5% Incremental Capitalization Ratio or ICR. The ICR is based on the ratio of values between purchase price and lease price for water rights across a range of locations. There is no ICR available for the basin because there has been no water leasing in the basin to date. A review of ICRs in three western basins (in California and Washington) found ICRs ranging from 5.2% to 6.4% (Aylward et al. 2010, 28). A 5% ICR is used in this case to be conservative and thereby generate a lower price and a potentially greater impact of the program on county lands. This ICR would yield a potential one-time lease of 12,500 acres or 30% of the Mono County water righted acreage. Transactions related to this acreage may occur over a number of years and between East Walker and West Walker basins. Alternatively, over a three-year leasing program, up to 10% of the water rights (or 4,166 acres) in Mono County could be leased in any given year.

### 2.6.3 Summary of Water Transactions Targets in Conceptual Program

As shown in Table 2.6-2, available funding for water rights could result in the purchase of up to 8% or 3,290 acres of the total water righted acreage in the California portion of the Walker Basin. Funding for water leases could present the option for the purchase of leases for a further 12,500 acres of water righted land that can be used for a one time or multi-year lease. Assuming that acquisition is equally balanced between the East Walker and the West Walker, the conceptual program would acquire 1,440 Acres from the West Walker and 1,842 acres from the East Walker, resulting in the delivery of approximately 2,442.25 AF per year to Topaz Reservoir and 3,123 AF per year to Bridgeport Reservoir for transfer downstream to Walker Lake.

## 2 PROJECT DESCRIPTION

### 2.7 REQUIRED PERMITS AND APPROVALS

The policies and actions addressed in this EIR would not be subject to permits from responsible or trustee agencies. Specific transactions, that may be implemented if these policies are approved, would require permits from the State Water Resources Control Board, and review by the California Department of Fish and Wildlife. Any action that could affect federally-listed species would also require a permit from the U.S. Fish and Wildlife Service.



## 2 PROJECT DESCRIPTION

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### 3 ENVIRONMENTAL IMPACTS CHECKLIST

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#### 3.1 INTRODUCTION

This IS includes analyses of the environmental issue areas listed below and the mandatory findings of significance that would result from changes in baseline physical conditions as a consequence of the project. These issue areas incorporate the topics presented in CEQA’s Environmental Checklist (identified in Appendix G of the CEQA Guidelines). Mono County will use the analysis in this section to identify any specific impact criteria.

- |  |                                   |
|--|-----------------------------------|
| 1. Aesthetics                          | 11. Land Use and Planning         |
| 2. Agricultural and Forestry Resources | 12. Mineral Resources             |
| 3. Air Quality                         | 13. Noise                         |
| 4. Biological Resources                | 14. Population and Housing        |
| 5. Cultural Resources                  | 15. Public Services               |
| 6. Energy                              | 16. Recreation                    |
| 7. Geology and Soils                   | 17. Transportation                |
| 8. Greenhouse Gas Emissions            | 18. Tribal Cultural Resources     |
| 9. Hazards and Hazardous Materials     | 19. Utilities and Service Systems |
| 10. Hydrology and Water Quality        | 20. Wildfire                      |

#### 3.2 ENVIRONMENTAL FACTORS POTENTIALLY AFFECTED

The environmental factors checked below would be potentially affected by the project, involving at least one impact that is a “Potentially Significant Impact” as indicated by the checklist on the following pages.

- |   |   |  |
|---|---|--|
| <input checked="" type="checkbox"/> Aesthetics                  | <input checked="" type="checkbox"/> Agricultural and Forestry Resources | <input checked="" type="checkbox"/> Air Quality                        |
| <input checked="" type="checkbox"/> Biological Resources        | <input type="checkbox"/> Cultural Resources                             | <input type="checkbox"/> Energy  |
| <input type="checkbox"/> Geology and Soils                      | <input type="checkbox"/> Greenhouse Gas Emissions                       | <input type="checkbox"/> Hazards and Hazardous Materials               |
| <input checked="" type="checkbox"/> Hydrology and Water Quality | <input checked="" type="checkbox"/> Land Use and Planning               | <input type="checkbox"/> Mineral Resources                             |
| <input type="checkbox"/> Noise                                  | <input type="checkbox"/> Population and Housing                         | <input checked="" type="checkbox"/> Public Services                    |
| <input checked="" type="checkbox"/> Recreation                  | <input type="checkbox"/> Transportation                                 | <input checked="" type="checkbox"/> Tribal Cultural Resources          |
| <input type="checkbox"/> Utilities and Service Systems          | <input type="checkbox"/> Wildfire                                       | <input checked="" type="checkbox"/> Mandatory Findings of Significance |

### 3 ENVIRONMENTAL CHECKLIST

#### 3.3 ENVIRONMENTAL DETERMINATION

On the basis of this evaluation:

I find that the project COULD NOT have a significant effect on the environmental, and a NEGATIVE DECLARATION will be prepared	<input type="checkbox"/>
I find that although the project could have a significant effect on the environment, there will not be a significant effect in this case because revisions in the project have been made by or agreed to by the project proponent. A MITIGATED NEGATIVE DECLARATION will be prepared.	<input type="checkbox"/>
I find that the project MAY have a significant effect on the environment, and an ENVIRONMENTAL IMPACT REPORT is required	<input type="checkbox"/>
I find that the project MAY have a “potentially significant impact” or “potentially significant impact unless mitigated” impact on the environment, but at least one effect 1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and 2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets. An ENVIRONMENTAL IMPACT REPORT is required, but it must analyze only the effects that remain to be addressed.	<input checked="" type="checkbox"/>
I find that although the project could have a significant effect on the environment, because all potentially significant effects (a) have been analyzed adequately in an earlier EIR or NEGATIVE DECLARATION pursuant to applicable standards, and (b) have been avoided or mitigated pursuant to that earlier EIR or NEGATIVE DECLARATION, including revisions or mitigation measures that are imposed upon the project, nothing further is required.	<input type="checkbox"/>

\_\_\_\_\_

[name]

[title]

Mono County

\_\_\_\_\_

Date

### 3 ENVIRONMENTAL CHECKLIST

#### 3.4 FOCUSED EIR CONTENT

This IS will be used to focus the content of the EIR on the resources where implementation of the project could result in impacts that are potentially significant, including resources where these impacts can be mitigated. Table 3.4-1 summarizes the resources and topics that are currently anticipated to be addressed in the EIR based on the impact assessment provided in Section 3.5 of this IS. Topics may be adjusted based on agency and public feedback on this IS during the scoping period.

**Table 3.4-1 Anticipated Content of the EIR**

Resources	Included in the EIR	Impact/Topic to be Addressed in the EIR
Aesthetics	Yes	<ul style="list-style-type: none"> <li>Substantially damage scenic resources within a state scenic highway</li> <li>substantially degrade the existing visual character or quality of public views</li> </ul>
Agriculture and Forestry Resources	Yes	<ul style="list-style-type: none"> <li>Convert Prime Farmland, Unique Farmland, or Farmland of Statewide importance</li> <li>Conflict with existing zoning for agricultural use or a Williamson Act contract</li> <li>Result in conversion of Farmland to nonagricultural use</li> </ul>
Air Quality	Yes	<ul style="list-style-type: none"> <li>Obstruct implementation of the applicable air quality plan</li> <li>Result in a cumulatively considerable net increase of any criteria pollutant</li> <li>Expose sensitive receptors to substantial pollutant concentrations</li> </ul>
Biological Resources	Yes	<ul style="list-style-type: none"> <li>Impacts to special-status species</li> <li>Impacts to sensitive natural communities</li> <li>Impacts to federally protected wetlands and waters</li> <li>Impacts to habitat used by migratory wildlife</li> </ul>
Cultural Resources	No	<ul style="list-style-type: none"> <li>N/A</li> </ul>
Geology and Soils	No	<ul style="list-style-type: none"> <li>N/A</li> </ul>
Greenhouse Gases	No	<ul style="list-style-type: none"> <li>N/A</li> </ul>
Hazards and Hazardous Materials	No	<ul style="list-style-type: none"> <li>N/A</li> </ul>
Hydrology and Water Quality	Yes	<ul style="list-style-type: none"> <li>Violation of any water quality standards</li> <li>Substantially decrease groundwater supplies or interfere substantially with groundwater recharge</li> <li>Conflict with or obstruct implementation of a water quality control plan</li> </ul>
Land Use and Planning	Yes	<ul style="list-style-type: none"> <li>Impact due to a conflict with land use plan, policy, or regulation</li> </ul>
Mineral Resources	No	<ul style="list-style-type: none"> <li>N/A</li> </ul>
Noise	No	<ul style="list-style-type: none"> <li>N/A</li> </ul>

### 3 ENVIRONMENTAL CHECKLIST

Resources	Included in the EIR	Impact/Topic to be Addressed in the EIR
Population and Housing	No	• N/A
Public Services	No	• N/A
Recreation	Yes	• Substantial degradation of recreational experiences
Transportation	No	• N/A
Tribal Cultural Resources	Yes	• Impacts to tribal cultural resources
Utilities and Service Systems	No	• N/A
Wildfire	Yes	• N/A
Mandatory Findings	Yes	<ul style="list-style-type: none"> <li>• Substantially degrade the quality of the environment</li> <li>• Impacts that are individually limited, but cumulatively considerable</li> <li>• Cause substantial adverse effects on human beings</li> </ul>

## 3.5 IMPACTS ASSESSMENT

### 3.5.1 Aesthetics

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Have a substantial adverse effect on a scenic vista?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
B) Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
C) In non-urbanized areas, would the project substantially degrade the existing visual character or quality of public views of the site and its surroundings? In urbanized areas, would the project conflict with applicable zoning and other regulations governing scenic quality?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
D) Create a new source of substantial light or glare that would adversely affect day or nighttime views in the area?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

### 3 ENVIRONMENTAL CHECKLIST

**A) Would the project have a substantial adverse effect on a scenic vista?**

**and**

**B) Would the project substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway or designated scenic roadway?**

Scenic vistas are found throughout Mono County, and are enjoyed by tourists, community members, and recreationalists alike. No designated scenic vistas are located in the project area (Mono County, 2015e).

Mono County hosts a variety of visual resources including scenic highways and historical monuments outlined in the *2015 Mono General Plan*. U.S. Route 395 traverses the full length of the eastside of the Sierra Nevada from San Bernardino County in the south to Modoc County and the Oregon border in the north. The highway traverses through Bridgeport and Antelope Valley, and crosses through the watersheds of both the East Walker River and West Walker River. U.S. Route 395 is an officially designated state scenic highway from the Mono County border with Inyo County to just south of the town of Walker and is eligible for state scenic highway designation from Walker to the Nevada border (Caltrans, 2011). U.S. Route 395 contains many scenic vistas as it runs through the mostly undeveloped areas of Owens River Valley with the high mountain ranges of the eastern Sierra Nevada as a backdrop (Caltrans, 2011). Further, U.S. Route 89 within Mono County is eligible as a state scenic highway. Many of the most scenic county roads have been designated as County Scenic Highways, which are subject to development restrictions and discussed in the Regional Transportation Plan (Mono County, 2015e).

The Scenic Combining District Land Development regulations were created by Mono County to ensure development does not affect the scenic quality of the area and that it is consistent with the goals of the scenic highway program. These policies regulate building color and materials, landscaping, grading, vegetation removal, topography, ridgeline construction, lighting, and fencing. The project would not conflict with the Scenic Combining District Land Development regulations or other applicable regulations governing scenic quality along the scenic highways.

The Design Handbook, prepared by Mono County for the National Scenic Byways application, identifies several scenic resources found along U.S. Route 395 within Mono County. The listed scenic resources include the grazing land in Bridgeport Valley, West Walker River-Antelope Valley area, the historic courthouse in Bridgeport, the Twin Lakes recreation area, Bodie Ghost Town, and the working landscapes and ranching in the Walker and Coleville Communities (Mono County, 2015a).

Implementation of the project could result in water transfer from existing irrigated farmland to the Walker River. The water transfers might increase fallowed farmland and vegetation types, which could adversely alter the character of the rangeland viewed from scenic highways, scenic byways, and vistas throughout the Antelope and Bridgeport Valleys.

### 3 ENVIRONMENTAL CHECKLIST

The project could have a **potentially significant impact** on scenic resources within designated state scenic highway viewsheds through alteration of agricultural lands. Potential impacts on scenic resources with scenic highways will be addressed in the EIR.

**C) In non-urbanized areas, would the project substantially degrade the existing visual character or quality of public views of the site and its surroundings? In urbanized areas, would the project conflict with applicable zoning and other regulations governing scenic quality?**

Approximately 94 percent of Mono County land is publicly owned and the federal government, U.S. Forest Service (USFS) and U.S. Bureau of Land Management (BLM) owns and manages 88 percent of the County land . Additional public land owners include the CDFW, the State Lands Commission, and the Los Angeles Department of Water and Power (LADWP).

The USFS manages the Inyo National Forest and the Humboldt-Toiyabe National Forest, and identified 16 places with unique scenic resource value in the Draft USFS Forest Plan (Mono County, 2015e). Over 85 percent of the Inyo National Forest has not been affected by development.

Due to the potential change in vegetation types and farming practices, the project could alter the visual character or quality of public views of the site and its surroundings. The project could have a **potentially significant impact**. Potential impacts on the visual character and quality of the project area will be addressed in the EIR.

**D) Would the project create a new source of substantial light or glare which would adversely affect day or nighttime views in the area?**

The Mono County Dark Sky regulations protect night sky views and limit glare by restricting projection of light (Mono County, 2015e). The project would not require the modification, construction, or alteration of any infrastructure or facilities. As such, no new source of light or glare would be introduced. **No impact** would occur.

#### 3.5.2 Agriculture and Forestry Resources

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to nonagricultural use?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
B) Conflict with existing zoning for agricultural use or a Williamson Act contract?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

### 3 ENVIRONMENTAL CHECKLIST

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
C) Conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code section 12220(g)), timberland (as defined in Public Resource Code section 4526), or timberland zoned Timberland Production (as defined in Government Code section 51104 (g))?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
D) Result in the loss of forest land or conversion of forest land to non-forest use?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
E) Involve other changes in the existing environment that, due to their location or nature, could result in conversion of Farmland to nonagricultural use or conversion of forest land to non-forest use?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**A) Would the project convert Prime Farmland, Unique Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to nonagricultural use?**

**and**

**B) Would the project conflict with existing zoning for agricultural use or a Williamson Act contract?**

In 2011, 13,165 prime agricultural acres and 118,974 non-prime (rangeland) acres of agricultural land were enrolled in Williamson Act contracts in Mono County (Sierra Nevada Conservancy, 2011) and 11,492.35 acres of farmland around Bridgeport are currently enrolled under the California Land Conservation Act contract (California Department of Conservation, 2017). The County and the project area are open space that is recognized as being of statewide significance under the California Open Space Subvention Act.

Transfer of water from the exiting irrigated farmland to the Walker River may increase fallowing of farmland, lead to loss of wetlands, and cause reversion of fallowed farm land to scrub. Such changes have the potential to degrade the quality and extent of rangeland, pasture and land used for forage crops enrolled under the Williamson Act and recognized as being of statewide importance. Consequently, the project could have a **potentially significant impact** to farmland. Potential impacts on designated farmland will be addressed in the EIR.

**C) Would the project conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code section 12220(g)), timberland (as defined in Public Resource Code section 4526), or timberland zoned Timberland Production (as defined in Government Code section 51104 (g))?**

**and**



### 3 ENVIRONMENTAL CHECKLIST

**D) Would the project result in the loss of forest land or conversion of forest land to non-forest use?**

Approximately 94 percent of all land within the County is public land managed by the USFS, BLM, and other agencies. The land is predominately managed for conservation rather than for timber production (Mono County, 2015e). Commercial timber production is limited within the County and is not a significant economic activity within the Walker River Valleys.

Water diverted from irrigation, or any changes to irrigation management, would not affect forestry or forestry activities. **No impact** on forestry or possibility for conversion of forestry to non-forest uses would occur.

**E) Would the project involve other changes in the existing environment that, due to their location or nature, could result in conversion of farmland to nonagricultural use or conversion of forest land to non-forest use?**

Transfer of water from the existing irrigated farmland to the Walker River may increase fallowing of farmland, lead to loss of wetlands, and/or lead to reversion of fallowed farm land to scrub. Such changes have the potential to degrade of the availability and extent of rangeland, pasture, and forage crops. The project would have a **potentially significant impact** to farmland. Potential impacts from conversion of farmland will be addressed in the EIR.

#### 3.5.3 Air Quality

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Conflict with or obstruct implementation of the applicable air quality plan?		<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
B) Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal, state, or regional ambient air quality standard?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
C) Expose sensitive receptors to substantial pollutant concentrations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
D) Result in substantial emissions (such as those leading to odors) adversely affecting a substantial number of people?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**A) Would the project conflict with or obstruct implementation of the applicable air quality plan?**  
and

**B) Would the project result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal, state, or regional ambient air quality standard?**

and

### 3 ENVIRONMENTAL CHECKLIST

**C) Would the project expose sensitive receptors to substantial pollutant concentrations?**

The Great Basin Unified Air Pollution Control District (GBUAPCD) regulates air quality in the Great Basin Valleys, which encompasses Alpine, Mono, and Inyo Counties. Mono County is designated as a nonattainment area for the state fine particulate matter (PM<sub>10</sub>) and ozone standards. For ozone, the California Air Resources Board concluded that ozone exceedance in the Great Basin Valley was caused by transport from the San Joaquin Valley Air Basin. The District adopted an Ozone Attainment Plan for Mono County that identified the County as an ozone-transport area, and required the adoption of a New Source Review Rule requiring Best Available Control Technology for emissions over 25 tons per year (Mono County, 2015d).

Potential air quality impacts of the project would be limited to dust emissions resulting from the fallow agricultural fields due to reduction in agricultural uses. No additional equipment uses, or other emissions sources would be related to the policy changes or the water transaction program. Mono County will use the results of the vegetation community/habitat change modeling and data on dust emissions from fallow agricultural fields in similar environments to evaluate the magnitude of potential dust emission impacts that could result from the water transfer program in Antelope and Bridgeport Valleys. Fallow agricultural areas and dust monitoring in the lower Walker Basin water transaction program may be used to gain information on potential dust impacts. Fine particulate matter emissions due to fallowing of once active farmland may result in a **potentially significant impact** on air quality and nearby sensitive receptors. Impacts on air quality will be addressed in the EIR.

**D) Would the project result in other emissions (such as those leading to odors) adversely affecting a substantial number of people?**

The management of the water flowing through the Antelope and Bridgeport Valleys could change due to the project. The project could result in the return of the natural annual hydrology through suspended irrigation withdrawal. The project would not result in construction or maintenance activities that would create objectionable odors. **No impact** of other emissions, such as those leading to odors affecting a substantial number of people, would occur.

#### 3.5.4 Biological Resources

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special-status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Wildlife or the U.S. Fish and Wildlife Service?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
B) Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, or regulations or by the California Department of Fish and Wildlife or the U.S. Fish and Wildlife Service?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
C) Have a substantial adverse effect on state or federally protected wetlands (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
D) Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
E) Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
F) Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**A) Would the project have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special-status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Game or the U.S. Fish and Wildlife Service?**

The Walker River Basin has 22 sensitive plant species associated with the affected vegetation types (Mono County Resource Conservation District, 2014). Five species are associated with moist grass, sedge or wetland vegetation types and are considered seriously rare or threatened in California. The rare and threatened plant species are listed in Table 3.5-1.

Any changes in irrigation that reduce volume of irrigation or limits and changes the timing and extent of irrigation may result in a transition to drier vegetation communities and result in adverse conditions for the species listed above. Implementation of the project could therefore adversely affect listed plant species and potentially result in a **potentially significant impact** on rare and sensitive plant species. The impacts will be addressed in the EIR.

Sensitive wildlife species associated with the Walker River Basin are listed in Table 3.5-2.

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**Table 3.5-1 Rare and Threatened Plant Species in the Walker River Basin**

Species	Status
Smaller saltweed ( <i>Atriplex pusilla</i> )	2B.1
Inyo star- tulip ( <i>Calochortus excavatus</i> )	1B.1
Utah monkey flower ( <i>Mimulus glabratus utahensis</i> )	2B.1
Frogbit buttercup ( <i>Ranunculus hydrocharoides</i> )	2B.1
Paradox moonwort ( <i>Botrychium paradoxum</i> )	2B.1

**1B.1: Rare, threatened, or endangered in California.**

**2B.1: Rare, threatened, or endangered in California, but common elsewhere.**

Sources: (CNPS, 2019; CalFlora, 2019)

**Table 3.5-2 Rare and Threatened Wildlife Species in the Walker River Basin**

Species	Status
Greater sage grouse ( <i>Centrocercus urophasianus</i> )	Proposed FT/CSSC
Yellow warbler ( <i>Dendroica petechial</i> )	-/CSSC
Pygmy rabbit ( <i>Brachylagus idahoensis</i> )	FSofC/CSSC
Western white-tailed jack rabbit ( <i>Lepus townsendii townsendii</i> )	-/-
American badger ( <i>Taxidea taxus</i> )	-/CSSC
Mule deer ( <i>Odocoileus hemionius</i> )	-/- (migratory species)
FE – Federally Endangered, FT -Federally Threatened, FSofC – Federal Species of Concern CE – California Endangered, CT – California Threatened, CSSC – California Species of Special Concern	

Sources: (CDFW, 2018)

All of the wildlife species except yellow warbler are associated with upland habitats and vegetation types. Reduction in irrigation as a consequence of a water transaction program may result in increased drier scrub habitats that favor pygmy rabbit and mule deer. However, sage grouse rely on a mosaic of wetter sedge habitat for foraging and brooding chicks, and rely on upland sage scrub for cover. Effects on sage grouse is indeterminate and therefore considered a **potentially significant impact**.

The yellow warbler is associated with riparian vegetation and riparian woodlands such as cottonwood and willow vegetation types. Reduction in irrigation may lead to loss of habitat of habitat for yellow warbler along irrigation ditches, and a possible shift of habitat to river corridors. A **potentially significant impact** on the yellow warbler could occur due to loss of habitat. Potential impacts on special-status species will be addressed in the EIR.

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**B) Would the project have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, and regulations or by the California Department of Fish and Game or the U.S. Fish and Wildlife Service?**

Return to a more natural annual hydrology through reduced irrigation would positively affect native riparian vegetation along the West Walker River and the tributaries to the East Walker River. However, this change may result in less water for the early succession riparian vegetation that is supported by the irrigation and could lead to serial conversion of water-dependent grass communities (such as sedge and moist grassland) to drier vegetation communities. A **potentially significant impact** on wetlands supported by the current irrigation regime could occur. Potential impacts on sensitive vegetation communities will be addressed in the EIR.

**C) Have a substantial adverse effect on state or federally protected wetlands as (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?**

State and federally protected wetlands occur throughout the County (Mono County, 2015b). Long-standing irrigation canals and ditches in the Walker and Bridgeport communities support native, riparian areas dominated by cottonwood and willow vegetation communities that may have protection as jurisdictional Waters of the United States under the Clean Water Act. Additionally, the Walker River Basin supports several naturally occurring wetlands and riparian plant communities including Great Basin Riparian Forest and Transmontane Alkaline Marsh (Mono County, 2015b). The Great Basin Riparian Forest plant community includes 17 vegetation alliances, all of which are ranked as sensitive by the CDFW. The Transmontane Alkaline Marsh plant community includes two vegetation alliances, one of which is ranked as sensitive by CDFW.

Implementation of the project could result in the reduction in water diverted for irrigation, and result in greater quantities of water flowing within the natural watercourses. Implementation of the project would not require the need to fill or result in the hydrological interruption of the Walker River, any of its tributaries or any connected wetland features. **No impact** on federally protected wetlands would occur.

**D) Would the project interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?**

The Walker River Basin currently supports native and non-native fish species including the Lahontan cutthroat trout and whitefish. Lahontan cutthroat trout is listed as threatened under the federal Endangered Species Act. Although the former range would have included most of the Walker River Basin, current populations are isolated to headwaters of the Walker River, and do not overlap with the irrigated lower valleys. The project would not affect existing populations of Lahontan cutthroat trout. Impacts would be **less than significant** on listed species.

Mule deer (*Odocoileus hemionus*) are not designated as a species of concern in the California Natural Diversity Database (CNDD), but have experienced a species decline since the mid-1960s (Mono County, 2015b). CDFW created a statewide management plan for the species, followed

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by local plans for specific herds. Seven local migratory plans apply to resident and migratory deer of Mono County including the East Walker and West Walker herds (Mono County, 2015b). Mule deer follow learned migration routes and move semi-annually between higher and lower altitudes in the county for overwintering and fawning opportunities (Mono County, 2015b). CDFW consider mule deer an important harvest species. Scrub habitats in Mono County provides crucial resources for adult and fawn survival in late spring through early fall. Early spring migrating herds depend on the availability of high-quality bitterbrush to maintain good health and reproductive success. The project would lead to less irrigation and could lead to serial conversion of water-dependent communities (such as sedge and moist grassland) to drier vegetation communities in areas not currently frequented by migrating deer. The project may result in improved pastures on the valley floors that are too exposed and generally avoided by mule deer. The impact of the project would therefore be **less than significant** on wildlife corridors because effects would be located where mule deer do not migrate.

**E) Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?**

There are numerous County policies for other biological resources created to maintain the vegetation, aquatic, and wildlife resources for recreational use, natural diversity, scenic value, and economic benefits (Mono County, 2015b). Water divisions as a consequence of policy changes may conflict with County biological resources polices by reducing water available for terrestrial communities and adversely affecting the distribution of riparian communities, wetlands and other sensitive vegetation communities. Actions resulting from the project could cause a **potentially significant impact** by conflicting with local policies that protect biological resources.

**F) Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan?**

Mono County has not adopted a Habitat Conservation Plan (HCP), Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan (Mono County, 2015b). **No impact** on HCPs would occur due to actions of the project.

#### 3.5.5 Cultural Resources

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Cause a substantial adverse change in the significance of a historical resource pursuant to § 15064.5?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
B) Cause a substantial adverse change in the significance of an archaeological resource as defined in § 15064.5?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C) Disturb any human remains, including those interred outside of formal cemeteries?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

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**A) Would the project cause a substantial adverse change in the significance of a historical resource pursuant to § 15064.5?**

Surface water is diverted to agricultural fields via irrigation ditches. Many of the surface water rights in the project area are pre-1914. It is likely that the ditches have been maintained since the original diversion date. The ditch system has the potential to be classified as a historically significant archeological resource.

The project could restore the historic hydrological regime, with less water being diverted for irrigation. The project would divert water from irrigation instream uses. Any an application for a water diversion is required to demonstrate no injury to other water users as part of the diversion process before the decree court. Other users or water rights holders on the same ditch can petition the Decree Court. If the other water rights holders believe that a diversion would leave them with an unfair burden of ditch maintenance or leave them otherwise injured. It is the Decree Court’s responsibility to adjudicate such issues and make the party whole. Therefore, diversion of water is unlikely to result in abandonment or degradation of existing ditches.

The project would not adversely change the significance of a historical resource; the impact related to historical resources would be **less than significant**.

**B) Would the project cause a substantial adverse change in the significance of an archaeological resource as defined in § 15064.5?**

and

**C) Would the project disturb any human remains, including those interred outside of formal cemeteries?**

The project could restore the historic hydrological regime, with less water being diverted for irrigation. It is assumed that irrigation head gates are currently operable and the project would not require any surface disturbance to install new or replacement infrastructure. The project would not require grading or other soil disturbance activities.

Existing historical buildings and structures would not be modified, or result in any other adverse effects to archeological, paleontological, or historic resources. Therefore, the project would not adversely change the significance of a historical or archaeological resource, or disturb any human remains. **No impact** on cultural resources would occur.

#### 3.5.6 Energy

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Result in a potentially significant environmental impact due to wasteful, inefficient, or unnecessary consumption of energy resources, during project construction or operation?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
B) Conflict with or obstruct a state or local plan for renewable energy or energy efficiency?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>



### 3 ENVIRONMENTAL CHECKLIST

**A) Would the project result in a potentially significant environmental impact due to wasteful, inefficient, or unnecessary consumption of energy resources, during project construction or operation?**

Geothermal, hydroelectric, biomass, solar, and wind energy resources are found within Mono County (Mono County, 2015d). Geothermal resources are abundant, and geothermally-influenced pools, streams, and creeks in the Casa Diablo area play an integral role in the productivity of Hot Creek Fish Hatchery and the migration corridors used by deer herds (Mono County, 2015d). Several streams within Mono County are diverted for hydroelectric power, and the valley floors could be developed for solar projects. High wind speeds throughout the County could be utilized by future wind energy development projects. Biomass feedstock resources from timber operations including timber harvest residuals and urban wood waste could be used to generate heat and electricity.

The project could result in the reduction of water diverted for irrigation and could restore the natural hydrology of the Walker River. The diversions and ditch system are gravity fed and would require minimal change in energy use from existing baseline. No project construction or operation activities that would lead to wasteful, inefficient, or unnecessary consumption of energy resources would occur. There would be a **less than significant** impact on energy resources.

**B) Would the project conflict with or obstruct a state or local plan for renewable energy or energy efficiency?**

The *Mono County Resource Efficiency Plan* details Mono County's energy and emission goals, policies, and actions to achieve by 2020 including a 20 percent reduction in GHG emissions compared to 2010 levels (Mono County, 2014). The two main objectives of the plan include a 10 percent reduction in emissions associated with energy use, water consumption, transportation, waste disposal, and agricultural practices compared to the 2005 emission levels, and a 30 megawatt gain in renewable energy over baseline conditions. Several renewable energy and energy efficiency-based state legislation and programs affect Mono County, such as the 2016 Building Energy Efficiency Standards, the California Renewables Portfolio Standard Program, and the 2019 California Energy Efficient Action Plan (Mono County, 2015e).

The project could result in the transfer of water from existing irrigated farmland to the Walker River, potentially increasing the amount of fallowed farmland. The possible increase in unused farmland could result in less energy consumption associated with cattle ranching, as farms and ranches consume energy directly in the form of gasoline, diesel, electricity, and natural gas associated with ongoing equipment use and truck trips, and indirectly in energy-intensive inputs such as fertilizer and pesticides (Hitaj & Suttles, 2016). The project would not conflict with or obstruct a state or local plan for renewable energy or energy and would have a **less than significant impact**.



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#### 3.5.7 Geology and Soils

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Directly or indirectly cause potential substantial adverse effects, including the risk of loss, injury, or death involving:				
i) Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? Refer to Division of Mines and Geology Special Publication 42.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
ii) Strong seismic ground-shaking?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
iii) Seismic-related ground failure, including liquefaction?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
iv) Landslides?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
B) Result in substantial soil erosion or the loss of topsoil?				
C) Be located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction, or collapse?				
D) Be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1994), creating substantial direct or indirect risks to life or property?				
E) Have soils incapable of adequately supporting the use of septic tanks or alternative wastewater disposal systems where sewers are not available for the disposal of wastewater?				
F) Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature?				

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**A) Would the project expose people or structures to potential substantial adverse effects, including the risk of loss, injury, or death involving:**

- i) Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault?**
- ii) Strong seismic ground shaking?**
- iii) Seismic-related ground failure, including liquefaction?**

Implementation of the project would not result in construction of structures and would not introduce a substantially greater number of people within the project area than ongoing activities.

Implementation of project activities would, therefore, not expose people or structures to strong seismic ground shaking, including from being located on an active fault or from seismic related ground failure, including liquefaction. Impacts would be **less than significant**.

**B) Result in substantial soil erosion or the loss of topsoil?**

In Antelope Valley and Bridgeport Valley the soil textures are loam, clay-fine, and sandy. The project would reduce irrigation and the likelihood of surface runoff. However, drying (through reduced irrigation) may result in wind erosion of soils or loss of soil during storm events because of changes in porosity. Risk of erosion due to fallowing arable land would be minimized by the adaptive management policies required by policy action 3.E.4.e of the project, which requires the management of exposed soils to reduce dust and soil loss. Impacts would be **less than significant**.

**A) Would the project expose people or structures to potential substantial adverse effects, including the risk of loss, injury, or death involving:**

**iv) Landslides? and**

**C) Be located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction, or collapse?**

In Antelope Valley and Bridgeport Valley, most of the irrigated land is less than three percent slope, with only the peripheral edges of the irrigated land reaching a five percent slope (Ciotti, Aylward, Merrill, & Young, 2014). The main factors affecting slope stability are steepness, soil type, underlying geologic structure and type, vegetation, subsurface water content, and human activity such as excavation.

Implementation of the project would return water to instream use reducing irrigation of agricultural land and may result in the drying of soils. The project would not require any surface disturbance, grading or construction of new slopes or structures. The shallow slope characteristics, and lack of soil or ground disturbing activities of the project would not destabilize any existing unstable geological units or soil types that could lead to an increased risk of landslides. Therefore, impacts would be **less than significant**.

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**D) Would the project be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1994), creating substantial direct or indirect risks to life or property?**

Expansive soils exhibit a shrink-swell behavior that results from the water-holding capacity of clay minerals. Expansive soils are extensively distributed throughout Mono County, including both Bridgeport and Antelope Valleys.

Implementation of the project would result in the return of irrigation water to instream use that may result in overall drying of soils in fallowed agricultural land. Expansive soil impacts affect structures built on top of expansive soils. The project would not involve the construction of structures and, therefore, would not increase risks to life or property from construction on expansive or collapsible soils. The project changes would not increase impacts from expansive soils. **No impact** would occur.

**E) Would the project have soils incapable of adequately supporting the use of septic tanks or alternative wastewater disposal systems where sewers are not available for the disposal of wastewater?**

The project would not require a waste water disposal system. The project changes would not result in a new impact. **No impact** would occur.

**F) Would the project directly or indirectly destroy a unique paleontological resource or site or unique geologic feature?**

A regional relationship between Mesozoic rocks in the White Mountains of central California and western Nevada suggest that a marine environment existed in the Early to Middle Triassic era in Mono County (Mono County, 2015b). Fossil evidence of a marine bivalve that required an estuarine habitat to support reproduction and recruitment further solidifies this theory (Herschler, 2009). Numerous vertebrate fossils have also been found in Trench Canyon, however information on potential paleontological resources in the Walker River Basin is limited. The tectonic, volcanic, and glacial history of Mono County has formed unique geologic features including Black Point, Panum Crater, Mono-Inyo Craters, and Obsidian Dome (Mono County, 2015b). Unique geologic features within the Walker River Basin include numerous hot springs.

The project could restore the historic hydrological regime, with less water being diverted for irrigation. It is assumed that irrigation head gates are currently operable, and the project would not require any surface disturbance to install new or replacement infrastructure. Implementation of the project would not require grading or other soil disturbance activities; therefore, the project would not directly or indirectly destroy a unique paleontological resource, or unique geologic feature. **No impact** on a unique paleontological resource site or unique geologic feature would occur.

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#### 3.5.8 Greenhouse Gas Emissions

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
B) Conflict with an applicable plan, policy, or regulation adopted for the purpose of reducing the emission of greenhouse gases?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**A) Would the project generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment?**

The project could result in the transfer of water from existing irrigated farmland to the Walker River. Irrigation diversion could lead to an increase of fallowed farmland, which could decrease the amount of cattle ranching and alfalfa farming in the region. While alfalfa production fixes carbon dioxide (CO<sub>2</sub>) through photosynthesis, much of the CO<sub>2</sub> is released back into the atmosphere after harvesting (West, Bandaru, Brandt, Schuh, & Ogle, 2011).

The possible decrease in alfalfa production would not result in an increase in greenhouse gas (GHG) emissions. Transition of farming may result in vegetation communities that may transition to drier vegetation types, such as from wet grassland to drier scrub communities. This change in vegetation type is unlikely to increase in GHG emissions. Cattle ranching can release atmospheric methane (CH<sub>4</sub>) emissions due to the ruminant digestive system of cattle and nitrogen oxides (NO<sub>x</sub>) emissions from livestock manure management systems (IPCC, 2006; Wolf, Asrar, & West, 2017). The project could feasibly reduce the amount of cattle ranching in the area, therefore decreasing cattle ranching induced GHG emissions. The project would not generate additional GHG emissions, and the impact would be **less than significant**.

**B) Would the project conflict with an applicable plan, policy, or regulation adopted for the purpose of reducing the emission of greenhouse gases?**

The *Mono County Resource Efficiency Plan* identifies Mono County energy and emission goals, policies, and actions to achieve by 2020 (Mono County, 2014). This plan includes over 120 actions to reduce GHG emissions within the County jurisdictional and operational control. These actions include implementing net-zero energy policies for County facilities and strategic measures to improve resource efficiency of residents, businesses, and visitors (Mono County, 2014). Several state programs involving local emissions in Mono County include the Pavley vehicle standards, Renewables Portfolio Standard (RPS), and Title 24 Energy Efficiency Standards (Mono County, 2014).

The project could alter the diversion of water for irrigation to restore the natural hydrology of the Walker River. Therefore, the project would not conflict with an applicable plan, policy, or regulation adopted for the purpose of reducing greenhouse gases, and there would be a **less than significant impact**.

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#### 3.5.9 Hazards and Hazardous Materials

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
B) Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within 0.25 mile of an existing or proposed school?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
D) Be located on a site that is included on a list of hazardous materials sites compiled pursuant to Government Code section 65962.5 and, as a result, create a significant hazard to the public or the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
E) For a project located within an airport land use plan or, where such a plan has not been adopted, within 2 miles of a public airport or public use airport, result in a safety hazard or excessive noise for people residing or working in the project corridor?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
F) Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
G) Expose people or structures, either directly or indirectly, to a significant risk of loss, injury, or death involving wildland fires?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**A) Would the project create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials?**

**and**

**B) Would the project create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?**

**and**

**C) Would the project emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within 0.25 mile of an existing or proposed school?**

The project could minimize irrigation water diversion from the Walker River. The project would not require the transport of hazardous materials or ground disturbance that may result in the

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release of hazards emissions. The use of equipment such as farm or construction equipment that could emit hazardous emissions would not increase and could decrease.

The project would not create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials. No accidents would occur involving the release of hazardous materials, and the project would not emit hazardous emissions or handle hazardous materials, substances, or waste within 0.25 mile of an existing or proposed school. The project would result in no new hazardous materials being used, transported or disposed of within the project area. **No impact** would occur related to hazards and hazardous materials.

**D) Would the project be located on a site that is included on a list of hazardous materials sites compiled pursuant to Government Code section 65962.5 and, as a result, create a significant hazard to the public or the environment?**

The project would change the management of water diversion for Walker River. The project area does encompass some hazardous material sites pursuant to Government Code section 65962.5, but no ground disturbing activities would occur. As such, the project would not create a significant hazard to the public or the environment. **No impact** would occur.

**E) Would the project or a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, result in a safety hazard or excessive noise for people residing or working in the project corridor?**

Bryant Field Airport is located within the project area, adjacent to Bridgeport Reservoir. The land use compatibility and constraints related to Bryant Field are contained in the *Mono County General Plan Land Use Element* (Mono County, 2015f). The project would decrease the amount of water currently diverted for agricultural use from Walker River. Actions of the project would not result in safety hazards or excessive noise for people residing or working within the project corridor. Additionally, the project would not require the construction of any structures that would result in a safety hazard related to the airport. **No impact** related to a public airport, public use airport, or people residing or working in the project corridor would occur.

**F) Would the project impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?**

The project would change management for water diversion for Walker River. The project would not require the construction of any structures or result in activities that could impair or interfere with emergency response or evacuation plans. No new or increased traffic would occur due to actions of the project that would interfere with an emergency response or evacuation plan. **No impact** on emergency response or evacuation plans would occur.

**G) Would the project expose people or structures, either directly or indirectly, to a significant risk of loss, injury, or death involving wildland fires?**

The project would change the management for water diversion, which could modify timing and water diversion to irrigation systems. A long term, multi-year reduction in irrigation may result in successional changes of vegetation communities to drier grasslands and rabbit scrub. A transition to drier vegetation types could increase the number and severity of wildland fires

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within the project area. The project could expose people or structures to a significant risk involving wildland fires resulting in a **potentially significant** impact. Potential impacts involving wildland fires will be addressed in the EIR.

#### 3.5.10 Hydrology and Water Quality

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Violate any water quality standards or waste discharge requirements or otherwise substantially degrade surface or groundwater quality?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
B) Substantially decrease groundwater supplies or interfere substantially with groundwater recharge such that the project may impede sustainable groundwater management of the basin?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
C) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, or through the addition of impervious surfaces, in a manner which would:				
i) result in substantial erosion or siltation on- or off-site;	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
ii) substantially increase the rate or amount of surface runoff in a manner which would result in flooding on- or offsite;	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
iii) create or contribute runoff water which would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff; or	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
iv) impede or redirect flood flows?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
D) In flood hazard, tsunami, or seiche zones, risk release of pollutants due to project inundation?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
E) Conflict with or obstruct implementation of a water quality control plan or sustainable groundwater management plan?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**A) Would the project violate any water quality standards or waste discharge requirements or otherwise substantially degrade surface or groundwater quality?**

The project could restore the Walker River to a more natural annual hydrology through changes in irrigation withdrawal. This restoration could result in the changes to volume and timing in irrigation diversions. Depending on the extent to which irrigation is reduced, the flow across irrigated parts of Antelope and Bridgeport Valleys could be substantially different to present conditions. This reduction in water flow may result in changes to dissolved oxygen and total



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dissolved solids in irrigation waters resulting in a **potentially significant impact** to water quality. Potential impacts on violation of water quality standards will be addressed in the EIR.

**B) Would the project substantially decrease groundwater supplies or interfere substantially with groundwater recharge such that the project may impede sustainable groundwater management of the basin?**

Implementation of the project could reduce irrigation inputs and may result in a reduction in subsurface water levels (Stillwater Sciences, Inc., 2014). Reversion to instream use may negatively affect existing groundwater recharge by reducing the amount of recharge under irrigated lands. Reductions in near-surface groundwater would be **potentially significant impacts**.

**C) Would the project substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, or through the addition of impervious surfaces, in a manner that would result in substantial erosion or siltation on or off site:**

**i) Result in substantial erosion or siltation on- or off-site?**

Implementation of the project could result in reduced irrigation of farmland and increased instream flows during the irrigation season. Reduced irrigation is likely to reduce the erosion from agricultural fields and the consequent siltation of water ditches. Increased instream flow may result in increased erosion within the natural river channel. However, such changes would be within the natural annual variance of the river hydrology. Further, implementation of policy actions 3.E.4.d and 3.E.4.e are intended to avoid potential adverse effects to existing beneficial uses, and specifically ensure existing water quality conditions are maintained. Action 3.E.4.d would require the WBRP to demonstrate that there would be no adverse effects of a transaction, including substantial increases in erosion and siltation. Action 3.E.4.e would require management of retired agricultural land to ensure substantial erosion or siltation does not occur as a consequence of a water transaction. Impacts would be **less than significant**.

**ii) Substantially increase the rate or amount of surface runoff in a manner which would result in flooding on- or offsite?**

Implementation of the project would not introduce new impervious surfaces to the project area that could increase the rate of surface runoff and result in increased flooding offsite. Implementation of policy actions 3.E.4.d and 3.E.4.e are intended to avoid potential adverse effects to existing beneficial uses, and specifically ensure existing water quality conditions are maintained. Action 3.E.4.d would require the WBRP to demonstrate that a water transaction would not adversely affect existing users, including substantial increases surface water runoff. Action 3.E.4.e would require management of retired agricultural land to ensure runoff does not exceed existing conditions. Impacts to surface runoff would be **less than significant**.

**iii) Create or contribute runoff water which would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff?**

Implementation of the project would result in increased instream flows and reduced irrigation during the irrigation season. Increased instream flows would be limited to the natural creek and river system that are part of the Walker River. However, the reduction in irrigation may result



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drier soils that are less able to absorb water during storm events. The change of instream flow would not use existing or planned stormwater systems. Implementation of policy actions 3.E.4.d and 3.E.4.e are intended to reduce adverse effects to existing beneficial uses, and specifically ensure existing water quality conditions are maintained. Action 3.E.4.d would require the WBRP to demonstrate that a water transaction would not adversely affect existing users, this would include adverse impacts to stormwater drainage systems. Action 3.E.4.e would require management of retired agricultural land to ensure runoff does not exceed existing conditions. Therefore, there would be **less than significant** to stormwater systems.

#### iv) Impede or redirect flood flows?

The project would not require the modification, construction, or alteration of any structures, infrastructure or facilities. Implementation of the project would not place housing within a 100-year flood hazard area, nor would it impede or re-direct flood flows. **No impact** would occur.

#### D) Would the project in flood hazard, tsunami, or seiche zones, risk release of pollutants due to project inundation?

Antelope and Bridgeport Valleys are more the 200 miles from the Pacific Ocean, and therefore not susceptible to tsunami. Mono County Safety Element states that there is no known evidence of seiching in Mono County lakes or reservoirs. Further, the project would not require the modification, construction, or alteration of any infrastructure or facilities. The project would not therefore increase any risk of inundation or mudflows. The project would therefore result in **no impact** as a consequence of tsunami, seiche or mudflow.

#### E) Would the project conflict with or obstruct implementation of a water quality control plan or sustainable groundwater management plan?

The *Water Quality Control Plan for the Lahontan Region* outlines water quality standards for surface water and groundwater within the Lahontan Region (RWQCB Lahontan Region, 1995). Several of the waterbodies addressed in the Lahontan plan are within the project area.

The project could restore the Walker River to a more natural annual hydrology through changes in irrigation diversions. Changes to volume and timing of irrigation diversions may have an effect on the water quality standards outlined in the *Water Quality Control Plan for the Lahontan Region*. A sustainable groundwater management plan has not been prepared for the project area. The project would have a **potentially significant impact** and could conflict with or obstruct implementation of the water quality control plan for the region. Potential impacts on water quality control plans will be addressed in the EIR.

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#### 3.5.11 Land Use and Planning

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Physically divide an established community?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
B) Cause a significant environmental impact due to a conflict with any land use plan, policy, or regulation adopted for the purpose of avoiding or mitigating an environmental effect?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

#### A) Would the project physically divide an established community?

The project could restore the Walker River to a more natural annual hydrology through changes in irrigation withdrawal. The project would result in no new construction or activities that could physically divide established communities. **No impact** to established communities would occur.

#### B) Would the project cause a significant environmental impact due to a conflict with any land use plan, policy, or regulation adopted for the purpose of avoiding or mitigating an environmental effect?

The project area is predominately rural in nature. The areas that would be affected are the existing irrigated arable farmland and rangeland in Antelope Valley and Bridgeport Valley. The 2015 Land Use Element of the Mono County General Plan designates the project area that would be affected as Agriculture (AG) (Mono County, 2015f). Water transactions and reduction in irrigation may be inconsistent with many of the County policies and actions in the Conservation/Open Space Element of the County General Plan (See Appendix A). Specifically, County Policy 3.E.4, which requires evaluation of impacts of participation the WBRP, would not allow water transactions without environmental review of the change in polices that could allow water transactions.

Implementation of the project would involve incorporation of additional policies to the Mono County General Plan that could change the irrigation diversion from Walker River.

Implementation of the project could cause a **potentially significant** environmental impact due to a conflict with a land use plan, policy, or regulation. Impacts related to land use policies will be addressed in the EIR.

#### 3.5.12 Mineral Resources

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

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Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
B) Result in the loss of availability of a locally important mineral resource recovery site delineated on a local general plan, specific plan, or other land use plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**A) Would the project result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state and**

**B) Would the project result in the loss of availability of a locally-important mineral resource recovery site delineated on a local general plan, specific plan, or other land use plan?**

Mineral production in Mono County has occurred since 1880, with gold and silver accounting for more than 75 percent of the production (Mono County, 2015b). Lead and zinc are found in the limestone layers of West Walker River along with copper, gold, and silver. Molybdenum and vermiculite have been found south of Coleville in the Walker River Basin.

Implementation of the project could restore the historic hydrologic regime, with less water being diverted for irrigation. The project would not require grading or other soil disturbance activities and would not result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state. Access to areas with mineral resources would not be restricted by project actions. The project would result in **no impact** to the availability of a known mineral resource or locally-important mineral resources.

#### 3.5.13 Noise

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Result in generation of a substantial temporary or permanent increase in ambient noise levels in the vicinity of the project in excess of standards established in the local general plan or noise ordinance or applicable standards of other agencies?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
B) Result in generation of excessive groundborne vibration or groundborne noise levels?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C) Expose people residing or working in the project area to excessive noise levels, for a project located within the vicinity of a private airstrip or an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

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**A) Would the project result in generation of a substantial temporary or permanent increase in ambient noise levels in the vicinity of the project in excess of standards established in the local general plan or noise ordinance or applicable standards of other agencies?**

The Noise Element of the *Mono County General Plan* provides the foundation for local programs to control environmental noise (Mono County, 2015g). This document enables Mono County to identify noise sources that interfere with community safety and comfort, and establish policies and programs that limit the community's exposure to excessive noise levels (Mono County, 2015e).

Implementation of the project would result in the transfer of water from existing irrigated farmland to the Walker River, potentially increasing the amount of fallowed farmland. The possible increase in unused farmland could result in less ongoing equipment use and truck trips, potentially decreasing ambient noise levels in the vicinity of the project. Implementation of the project would not generate noise that would interfere with the standards set in the Noise Element of the Mono County General Plan. **Less than Significant** from conflict with noise standards would occur.

Implementation of the project could lead to increased residential development; however, development would be required to adhere to the Noise Element of the County General Plan development standards. The land use for the project area is designated as Agriculture (Ag). The permissible ambient noise standards for Agriculture are 10 dB higher than those for residential areas. Impacts to ambient noise from potential residential development would therefore be consistent with the General Plan noise element. Impacts to ambient noise would be **less than significant**. **B) Would the project result in generation of excessive groundborne vibration or groundborne noise levels?**

Implementation of the project could alter current irrigation regimes that draw on water from Walker River to restore the natural hydrology of Walker Lake. The project would not require the use of equipment such as trains, buses, or construction equipment that would cause typical groundborne vibration or groundborne noise levels (FTA, 2006). **No impact** on groundborne vibrations or groundborne noise levels would occur.

**C) Would the project expose people residing or working in the project area to excessive noise levels, for a project located within the vicinity of a private airstrip or an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport?**

Implementation of the project could restore the Walker River to a more natural annual hydrology through changes in irrigation withdrawal. Bryant Field Airport near Bridgeport Reservoir is within the project area. The project would not result in any increase in noise levels as a consequence of changes in usage of the airport. **No impact** would occur.

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#### 3.5.14 Population and Housing

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Induce substantial unplanned population growth in an area, either directly (e.g., by proposing new homes and businesses) or indirectly (e.g., through extension of roads or other infrastructure)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
B) Displace substantial numbers of existing people or housing, necessitating the construction of replacement housing elsewhere?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**A) Would the project induce substantial unplanned population growth in an area, either directly (e.g., by proposing new homes and businesses) or indirectly (e.g., through extension of roads or other infrastructure)?**

Mono County is rural and sparsely settled, with a population of 13,981 in the 2016 Census (U.S. Census, 2018). Topaz, Coleville, Walker, Bridgeport, are the primary townships within the Walker River basin.

The project would change the management of water rights, potentially change diversion to irrigation systems fed by Walker River. Implementation of the project would not involve construction of new homes or businesses which could indirectly induce population growth. Additionally, the project would not alter the current infrastructure of the area including roads, railways, walkways, bridges, and airports which could directly induce population growth.

Implementation of the project could lead to increased residential development, if land is retired from agricultural uses. However, development would be required to be consistent with existing land use planning requirements as defined in the Land Use Element of the General Plan (Mono County, 2015f). The land use designation in Antelope Valley allows minimum parcel size of 10 acres and development in Bridgeport Valley is limited by a credit system. Application of existing General Plan polices would ensure that development would remain within the limits of planned development.

Therefore, the project would not generate substantial, unplanned development and population growth in the area either directly or indirectly. The project would result in a **Less than significant** impact on population growth.

**B) Would the project displace substantial numbers of existing people or housing, necessitating the construction of replacement housing elsewhere?**

Implementation of the project would possibly reduce the diversion of water from Walker Lake. The project would not displace substantial numbers of existing people or housing. **No impact** would occur.

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#### 3.5.15 Public Services

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, or the need for new or physically altered government facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times, or other performance objectives for any of the public services:				
i) Fire protection?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
ii) Police protection?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
iii) Schools?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
iv) Parks?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
v) Other public facilities?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**A) Would the project result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times, or other performance objectives for any of the public services:**

**i) Fire protection?**

Implementation of the project description could alter current irrigation regimes that withdraw water from Walker River to restore the hydrology of Walker Lake. Reduction in irrigation may result in drier vegetation communities such as sage scrub and rabbit scrub. The potential transition to drier vegetation could increase fuel load within the project description area. However, the project would not induce population growth over and above the growth and development anticipated by the General Plan Land Use Element (Mono County, 2015f) , which would lead to a reduction in service ratios and response times. The need for additional government facilities would not be necessary. A **less than significant impact** on fire protection would occur.

**ii) Police protection?**

**iii) Schools?**

**iv) Parks?**

**v) Other Public Facilities?**

The project could restore the Walker River to a more natural annual hydrology through changes in irrigation withdrawal. The project would not induce growth in the project area over and above the growth and development permitted under the Agriculture designation in the General Plan Land Use Element (Mono County, 2015f). Therefore, implementation of the project would not adversely affect ratios for police services, schools, parks, or other public facilities provided in the area. The project would not cause an increase in crime in the area warranting provision of additional police services, or attract more people such that new schools, parks, or other public facilities would be needed. A **less than significant impact** on police protection, schools, parks, and other public facilities would occur.

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#### 3.5.16 Recreation

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
B) Include recreational facilities or require the construction or expansion of recreational facilities that might have an adverse physical effect on the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C) Substantially degrade recreation experience	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**A) Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?**

**and**

**B) Does the project include recreational facilities or require the construction or expansion of recreational facilities which might have an adverse physical effect on the environment?**

The project would not induce population growth, that could increase the use of existing neighborhood and regional parks or other recreational facilities. The project would not involve the addition or expansion of any recreational facilities. The project would have **no impact** related to the need for new recreational resources.

**C) Would the project substantially degrade recreation experiences?**

The Mono County Conservation/Open Space Element of the General Plan includes policies for the conservation, development, and utilization of natural resources. Water resources in the County including rivers, streams, lakes, and aquifers supply water support recreational fishing and are an important component of the aesthetic landscape. The first policy of the Mono County Conservation/Open Space Element is to preserve existing open space resources, and policy 1.A.8 has the goal of working with appropriate agencies to preserve open space for recreational uses. The project could alter the water levels at area reservoirs through sale of surplus water. Reduced recreation opportunities or reduced quality of recreational experiences would be a **potentially significant effect**. The effects on recreation will be addressed in the EIR.



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#### 3.5.17 Transportation

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Conflict with a program, plan, ordinance or policy addressing the circulations system, including transit, roadway, bicycle and pedestrian facilities?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
B) Conflict or be inconsistent with CEQA Guidelines section 15064.3, subdivision (b)?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
C) Substantially increase hazards due to a geometric design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
D) Result in inadequate emergency access?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**A) Would the project conflict with a program, plan, ordinance or policy addressing the circulations system, including transit, roadways, bicycle and pedestrian facilities?**

The *Mono County Regional Transportation Plan*, in coordination with other local, regional, and state plans and programs, promotes the development of the transportation and circulation system for individuals and goods in the county (LTC, 2013).

The project could reduce the diversion of water for irrigation use. Farming and ranching activities may be diminished in response to the project, resulting in fewer truck trips for farming activities. The project would not conflict with the *Mono County Regional Transportation Plan* or other local, regional, or state transportation plans or programs, and would have a **less than significant** impact related to transportation policies.

**B) Would the project conflict or be inconsistent with CEQA Guidelines section 15064.3, subdivision (b)?**

CEQA Guidelines section 15064.3, subdivision (b) (1) states that for land use projects, vehicle miles traveled exceeding an applicable threshold of significance may indicate a significant impact. CEQA section 15064.3 (b) applies to transit projects.

Implementation of the project would not result in increased traffic in the area. The project could cause fallowing of farm and ranch land, potentially leading to fewer vehicle and truck trips into the region and consequently fewer vehicles miles. The project would not increase vehicles miles traveled. Projects that decrease vehicle miles traveled in the project area compared to existing conditions should be considered to have a less than significant transportation impact. The impacts would be **less than significant**.

**C) Would the project substantially increase hazards due to a geometric design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?**

The project could restore the Walker River to a more natural annual hydrology through the changes in water withdrawal for irrigation. This action could result in fallowing of farmland and a decrease in agricultural activities. Truck and farm equipment trips within the project area



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may decrease. The project would not require the construction of potentially hazardous geometric design features or the incompatible use of equipment, and there would be no impact on transportation hazards. The project would not affect access in or out of the area, and **no impact** on emergency access would occur.

**D) Would the project result in inadequate emergency access?**

The project would change the management of water diversion and increase instream uses of irrigation water. The project would not involve the construction of any structures or result in activities that could impair or interfere with emergency access. No new or increased traffic would occur due to actions of the project that would interfere with an emergency access. **No impact** on an emergency access would occur.

#### 3.5.18 Tribal Cultural Resources

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Cause a substantial adverse change in the significance of a tribal cultural resource, defined in Public Resources Code section 21074 as either a site, feature, place, cultural landscape that is geographically defined in terms of the size and scope of the landscape, sacred place, or object with cultural value to a California Native American tribe, and that is:				
i) Listed or eligible for listing in the California Register of Historical Resources, or in a local register of historical resources as defined in Public Resources Code section 5020.1 (k), or	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ii) A resource determined by the lead agency, in its discretion and supported by substantial evidence, to be significant pursuant to criteria set forth in subdivision (c) of Public Resources Code Section 5024.1. In applying the criteria set forth in subdivision (c) of Public Resource Code Section 5024.1, the lead agency shall consider the significance of the resource to a California Native American Tribe.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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**A) Would the project cause a substantial adverse change in the significance of a tribal cultural resource, defined in Public Resources Code section 21074 as either a site, feature, place, cultural landscape that is geographically defined in terms of the size and scope of the landscape, sacred place, or object with cultural value to a California Native American tribe, and that is:**

- i) Listed or eligible for listing in the California Register of Historical Resources, or in a local register of historical resources as defined in Public Resources Code section 5020.1(k), or**
- ii) A resource determined by the lead agency, in its discretion and supported by substantial evidence, to be significant pursuant to criteria set forth in subdivision (c) of Public Resources Code Section 5024.1. In applying the criteria set forth in subdivision (c) of Public Resource Code Section 5024.1, the lead agency shall consider the significance of the resource to a California Native American Tribe.**

Impacts to tribal cultural resources are determined through consultation with tribal organizations that have requested government to government consultation. The following tribes have been notified as part of the AB 52 process because they have requested consultation:

- Mono Lake Kutzedika’a Tribe
- Washoe Tribe of California and Nevada

Tribal consultation is currently ongoing, and it is, as yet, not possible to determine whether tribal cultural resources would be affected by the project. As such, the project may have a **potentially significant impact** to tribal cultural resources. The impacts will be addressed in the EIR.

#### 3.5.19 Utilities and Service Systems

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Require or result in the relocation or construction of new or expanded water, wastewater treatment, or storm water drainage, electric power, natural gas, or telecommunications facilities, the construction or relocation of which could cause significant environmental effects?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
B) Have sufficient water supplies available to serve the project and reasonably foreseeable future development during normal, dry, and multiple dry years?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C) Result in a determination by the wastewater treatment provider that serves or may serve the project that it has adequate capacity to serve the project's projected demand in addition to the provider's existing commitments?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

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Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
D) Generate solid waste in excess of State or local standards, or in excess of the capacity of local infrastructure, or otherwise impair the attainment of solid waste reduction goals?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
E) Comply with federal, state, and local management and reduction statutes and regulations related to solid waste?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**A) Would the project require or result in the relocation or construction of new or expanded water, wastewater treatment, or storm water drainage, electric power, natural gas, or telecommunications facilities, the construction or relocation of which could cause significant environmental effects?**

The project would change irrigation regimes that currently divert water from Walker River. Implementation of the project would not generate wastewater or stormwater drainage, or require the use of electric power, natural gas, or telecommunications facilities. **No impact** on current wastewater treatment, storm water drainage, electric power, natural gas, or telecommunication facilities would occur that would necessitate the relocation or construction of such facilities.

**B) Would the project have sufficient water supplies available to serve the project and reasonably foreseeable future development during normal, dry, and multiple dry years?**

The project could alter water rights to potentially limit the diversion of irrigation water taken out of Walker River. Implementation of the project would not require new water supplies, as the project would involve a change in policies of the Mono County General Plan. As part of these changes, leasing or sale of water rights could occur resulting in the diversion of water within Walker River. No new water rights are required as part of the project. **No impact** on water supplies would occur.

**C) Would the project result in a determination by the wastewater treatment provider, which serves or may serve the project, that it has adequate capacity to serve the project's projected demand in addition to the provider's existing commitments?**

The project would result in the diversion irrigation water to in stream uses, and would result the generation of no additional waste water. The project would not require wastewater treatment. There is, therefore, no requirement to demonstrate that a wastewater treatment provider is able to serve the project. **No impact** on wastewater treatment providers would occur.

**D) Would the project generate solid waste in excess of State or local standards, or in excess of the capacity of local infrastructure, or otherwise impair the attainment of solid waste reduction goals?  
and**

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**E) Would the project comply with federal, state, and local management and reduction statutes and regulations related to solid waste?**

Mammoth Disposal, a subsidiary of Waste Connections, Inc., and D&S Waste provide residential and commercial waste collection services in Mono County, and disposal of solid waste is conducted at three active landfills in the county (Mono County, 2015c). The project would allow for the alteration of the water rights used to divert water out of Walker River. No solid waste would be generated as part of the project. Therefore, the project would not generate solid waste in excess of the capacity of local infrastructure, State or local standards, or impair the attainment of solid waste reduction goals. The project would comply with federal, state, and local management related to solid waste, as no solid waste would be created by the project. **No impact** on solid waste would occur.

#### 3.5.20 Wildfire

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
If located in or near state responsibility areas or lands classified as very high fire hazard severity zones, would the project:				
A) Substantially impair an adopted emergency response plan or emergency evacuation plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
B) Due to slope, prevailing winds, and other factors, exacerbate wildfire risks, and thereby expose project occupants to, pollutant concentrations from a wildfire or the uncontrolled spread of a wildfire?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
C) Require the installation or maintenance of associated infrastructure (such as roads, fuel breaks, emergency water sources, power lines or other utilities) that may exacerbate fire risk or that may result in temporary or ongoing impacts to the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
D) Expose people or structures to significant risks, including downslope or downstream flooding or landslides, as a result of runoff, post-fire slope instability, or drainage changes?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**A) Would the project substantially impair an adopted emergency response plan or emergency evacuation plan?**

The project would change the management of water diversion and increase instream uses of irrigation water. The project would not involve the construction of any structures or result in activities that could impair or interfere with emergency response or evacuation plans. No new or increased traffic would occur due to actions of the project that would interfere with an emergency response or evacuation plan. **No impact** on an adopted emergency response plan or emergency evacuation plan would occur.

### 3 ENVIRONMENTAL CHECKLIST

**B) Due to slope, prevailing winds, and other factors, would the project exacerbate wildfire risks, and thereby expose project occupants to, pollutant concentrations from a wildfire or the uncontrolled spread of a wildfire?**

Implementation of the project would result in reallocation of water typically diverted for irrigation back into Walker River. The project would not induce growth or movement of people into the project areas i.e., there would be no new occupants of the project area as a consequence of project implementation. Therefore, the project would not exacerbate wildfire risks. **Less than significant impacts** would occur.

**C) Would the project require the installation or maintenance of associated infrastructure (such as roads, fuel breaks, emergency water sources, power lines or other utilities) that may exacerbate fire risk or that may result in temporary or ongoing impacts to the environment?**

The project changes the management for water diversion. No infrastructure would be installed or maintained as part of the project. The project would have **no impact**.

**D) Would the project expose people or structures to significant risks, including downslope or downstream flooding or landslides, as a result of runoff, post-fire slope instability, or drainage changes?**

Implementation of the project would result in reduction of irrigation withdrawal from the Walker River, which could lead to an increase in fallowed farmland. Long term fallowing would result in a transition to drier vegetation communities including scrub communities that could potentially exacerbate wildfire risks. Wildfire could denude the vegetation and associated root structures from a region within the project area. The affected land would consist of former farmland with slopes of less than 5% (Ciotti, Aylward, Merrill, & Young, 2014)), which has a low susceptibility to landslides and slope instability. In addition, policy action 3.E.4.d of the project would require land owners to manage the risk of soil loss or degradation that could occur as a consequence of runoff. Therefore, implementation of the project would not significantly increase the exposure of people or structure so to runoff and would have a **less than significant** effect.

#### 3.5.21 Mandatory Findings of Significance

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
A) Have the potential to substantially degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, substantially reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

### 3 ENVIRONMENTAL CHECKLIST

Would the project:	Potentially Significant Impact	Less than Significant with Mitigation Incorporated	Less than Significant Impact	No Impact
B) Have impacts that are individually limited, but cumulatively considerable? ("Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
C) Have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**A) Would the project have the potential to substantially degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, substantially reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?**

The project could result in changes irrigation withdrawal from the Walker River, which would positively affect native riparian communities along the West Walker River and the tributaries by increasing flow in the waterways. This increase in flows could increase the habitat for native fish and wildlife species within the project areas. Water diversion from the Walker River has created riparian and wetland habitat for a variety of plant and animal species, which could be adversely affected by irrigation withdrawal. Therefore, the project could have a **potentially significant impact** to habitat, wildlife, and plants. Mitigation would be designed to reduce these impacts to less than significant. Impacts and mitigation will be addressed in the EIR.

**B) Would the project have impacts that are individually limited, but cumulatively considerable?**

Several impacts from the implementation of the project have the potential to be significant alone and may combine with other projects to produce a **potentially significant impact**. These cumulative impacts will be addressed in the EIR.

**C) Would the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?**

Implementation of the project has the potential to result in hazards that could affect human beings from dust related to the drying of vegetation communities, which could be a **significant effect**. The impacts and mitigation will be addressed in the EIR.

## 4 REFERENCES

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- Adams, S. (2018, September). Personal Communication. (I. Fisher, Interviewer)
- Alyward, B., & Fisher, I. (2018). *Mono County Water Transaction Scenario – California Environmental Quality Act (CEQA) Project Description and Conceptual Program Design*.
- CalFlora. (2019). *CalFlora Taxon Report Database*. Retrieved from <https://www.calflora.org/>
- California Department of Conservation. (2017). *State of California Williamson Act Contract Land*. Retrieved from [ftp://ftp.consrv.ca.gov/pub/dlrp/wa/2016%20Statewide%20Map/WA\\_2016\\_34X44.pdf](ftp://ftp.consrv.ca.gov/pub/dlrp/wa/2016%20Statewide%20Map/WA_2016_34X44.pdf)
- California Department of Transportation (Caltrans). (2011, September 7). *California Scenic Highway Mapping System*. Retrieved March 29, 2019, from [http://www.dot.ca.gov/hq/LandArch/16\\_livability/scenic\\_highways/](http://www.dot.ca.gov/hq/LandArch/16_livability/scenic_highways/)
- California Department of Fish and Wildlife (CDFW). (2018, November). *Special Animals List*. California Natural Diversity Database (CNDDDB). Retrieved from <https://nrm.dfg.ca.gov/FileHandler.ashx?DocumentID=109406>
- Ciotti, S. P., Alyward, B., Merrill, A., & Young, G. (2014). *Feasibility Assessment of a Water Transaction Program in the Walker River Basin, California*. Coleville: Resource Conservation District of Mono County.
- California Native Plant Society (CNPS). (2019). *Inventory of Rare and Endangered Plants of California (online edition, v8-03 0.39)*. Retrieved April 4, 2019, from <http://www.rareplants.cnps.org>
- Federal Transit Administration (FTA). (2006, May). *Transit Noise and Vibration Impact Assessment*. Office of Planning and Environment Federal Transit Administration. Retrieved from [https://www.transit.dot.gov/sites/fta.dot.gov/files/docs/FTA\\_Noise\\_and\\_Vibration\\_Manual.pdf](https://www.transit.dot.gov/sites/fta.dot.gov/files/docs/FTA_Noise_and_Vibration_Manual.pdf)
- Herschler, R. a. (2009). *A Mactrid Bivalve from Pleistocene Deposits of Lake Russel, Mono Basin*. Retrieved April 5, 2019, from [https://repository.si.edu/bitstream/handle/10088/8432/iz\\_HershlerJayko2009.pdf?sequence=1&isAllowed=y](https://repository.si.edu/bitstream/handle/10088/8432/iz_HershlerJayko2009.pdf?sequence=1&isAllowed=y)
- Hitaj, C., & Suttles, S. (2016, August). *Trends in U.S. Agriculture's Consumption of Energy and Production of Energy: Renewable Power, Shale Energy, and Cellulosic Biomass*. U.S.



## 4 REFERENCES

- Department of Agriculture, Economic Research Service. Retrieved March 27, 2019, from [https://www.ers.usda.gov/webdocs/publications/74658/60128\\_eib159.pdf?v=0](https://www.ers.usda.gov/webdocs/publications/74658/60128_eib159.pdf?v=0)
- Intergovernmental Panel on Climate Change (IPCC). (2006). *2006 IPCC Guidelines for National Greenhouse Gas Inventories, 4: Agriculture, Forestry, and Other Land Use*. Retrieved March 38, 2019, from [https://www.ipcc-nggip.iges.or.jp/public/2006gl/pdf/4\\_Volume4/V4\\_10\\_Ch10\\_Livestock.pdf](https://www.ipcc-nggip.iges.or.jp/public/2006gl/pdf/4_Volume4/V4_10_Ch10_Livestock.pdf)
- Martin, S., Aylward, B., Colby, B., Dicharry, W. B., Grantham, T. E., Kendy, E., . . . Ziemer, L. (2017). *Indicator Guidebook for Water Transaction Programs*. Contributors: Peter Culp, Lain Leoniak, Ron Nelson, Andrew Purkey, Leon Szeptycki.
- Mono County. (2008, March). *Antelope Valley Community Profile*. Retrieved from [https://monocounty.ca.gov/sites/default/files/fileattachments/rpac\\_-\\_antelope\\_valley/page/8532/avprofile.pdf](https://monocounty.ca.gov/sites/default/files/fileattachments/rpac_-_antelope_valley/page/8532/avprofile.pdf)
- Mono County. (2014, August 1). *Mono County Resource Efficiency Plan*. Retrieved from [http://monoclimateaction.org/wp-content/uploads/2017/04/Mono-REP-38-MW\\_Final.pdf](http://monoclimateaction.org/wp-content/uploads/2017/04/Mono-REP-38-MW_Final.pdf)
- Mono County. (2015a, April). *Character Inventory & Design Guidelines for Highway 395 Scenic Byway Corridor Communities*. Opticos Design, Inc. Retrieved from [https://www.monocounty.ca.gov/sites/default/files/fileattachments/planning\\_division/page/6572/mco\\_ideabook\\_04.30.2015\\_web.pdf](https://www.monocounty.ca.gov/sites/default/files/fileattachments/planning_division/page/6572/mco_ideabook_04.30.2015_web.pdf)
- Mono County. (2015b, July 15). *County of Mono Regional Transportation Plan & General Plan Update Draft Environmental Impact Report (EIR) State Clearinghouse (SCH) #2014061029*. Retrieved from [https://monocounty.ca.gov/sites/default/files/fileattachments/planning\\_division/page/8022/2\\_draft\\_eir\\_with\\_appendices\\_7.31.15.pdf](https://monocounty.ca.gov/sites/default/files/fileattachments/planning_division/page/8022/2_draft_eir_with_appendices_7.31.15.pdf)
- Mono County. (2015c, January). *Countywide Siting Element of the Mono County Integrated Waste Management Plan*. Mono County Department of Public Works. Retrieved from [https://monocounty.ca.gov/sites/default/files/fileattachments/public\\_works\\_-\\_solid\\_waste/page/8577/january\\_2015\\_countywide\\_siting\\_element.pdf](https://monocounty.ca.gov/sites/default/files/fileattachments/public_works_-_solid_waste/page/8577/january_2015_countywide_siting_element.pdf)
- Mono County. (2015d). *Mono County General Plan: Conservation/Open Space Element*.
- Mono County. (2015e). *Mono County General Plan EIR*. Retrieved from <https://monocounty.ca.gov/planning/page/general-plan-eir>
- Mono County. (2015f). *Mono County General Plan Land Use Element*. Retrieved from Mono County: [https://monocounty.ca.gov/sites/default/files/fileattachments/planning\\_division/page/9617/2018\\_land\\_use\\_element\\_final.pdf](https://monocounty.ca.gov/sites/default/files/fileattachments/planning_division/page/9617/2018_land_use_element_final.pdf)



## 4 REFERENCES

- Mono County. (2015g). *Mono County General Plan Update: Noise Element*. Retrieved from [https://monocounty.ca.gov/sites/default/files/fileattachments/planning\\_division/page/4265/7\\_noise\\_element\\_pc\\_11.12.15.pdf](https://monocounty.ca.gov/sites/default/files/fileattachments/planning_division/page/4265/7_noise_element_pc_11.12.15.pdf)
- Mono County Local Transportation Commission (LTC). (2013). *Mono County Regional Transportation Plan*. Retrieved from [https://monocounty.ca.gov/sites/default/files/fileattachments/local\\_transportation\\_commission\\_ltc/page/4857/2013\\_rtp\\_12.9.2013.pdf](https://monocounty.ca.gov/sites/default/files/fileattachments/local_transportation_commission_ltc/page/4857/2013_rtp_12.9.2013.pdf)
- National Fish and Wildlife Foundation (NFWF). (2011). *Walker Basin Restoration Program Progress Report 2010-2011*.
- Regional Water Quality Control Board (RWQCB) Lahontan Region. (1995). *Water Quality Control Plan for the Lahontan Region North and South Basins*. South Lake Tahoe. Retrieved March 27, 2019, from [https://www.waterboards.ca.gov/lahontan/water\\_issues/programs/basin\\_plan/docs/print\\_version.pdf](https://www.waterboards.ca.gov/lahontan/water_issues/programs/basin_plan/docs/print_version.pdf)
- Sierra Nevada Conservancy. (2011, November). *System Indicators: Land Conservation and Wildlife Habitat*. Retrieved from [https://sierranevada.ca.gov/wp-content/uploads/sites/236/attachments/land\\_conservation\\_and\\_wildlife\\_habitat.pdf](https://sierranevada.ca.gov/wp-content/uploads/sites/236/attachments/land_conservation_and_wildlife_habitat.pdf)
- State Water Resources Control Board (SWRCB). (2004, February 27). California's Groundwater Bulletin 118. *Bridgeport Valley Groundwater Basin*. Retrieved from [https://www.water.ca.gov/LegacyFiles/pubs/groundwater/bulletin\\_118/basindescriptions/6-8.pdf](https://www.water.ca.gov/LegacyFiles/pubs/groundwater/bulletin_118/basindescriptions/6-8.pdf)
- Stillwater Sciences, Inc. (2014). *Potential Environmental Impacts of a Water Transaction Program*. Walker River Basin, CA.
- U.S. Census. (2018). *QuickFacts: Mono County, California*. Retrieved from <https://www.census.gov/quickfacts/fact/table/monocountycalifornia/PST045218>
- United States v. U.S. Board of Water Commissioners, No. 15-16316 ((9th Cir. 2018) May 2018).
- West, T. O., Bandaru, V., Brandt, A. E., Schuh, A. E., & Ogle, S. M. (2011). Regional uptake and release of crop carbon in the United States. *Biogeosciences*(8), 2037-2046. doi:10.5194/bg-8-2037-2011
- Wolf, J., Asrar, G. R., & West, T. O. (2017). Revised methane emissions factors and spatially distributed annual carbon fluxes for global livestock. *Carbon Balance and Management*, 12:16. doi:10.1186/s13021-017-0084-y

## 4 REFERENCES

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## **APPENDIX A WATER TRANSACTIONS CONSISTENCY WITH GENERAL PLAN POLICES**

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**Water Transactions General Consistency with General Plan Polices**



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** May 7, 2019

**Departments: Community Development**

**TIME REQUIRED** 20 minutes

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

Supervisor Stump, Michael Draper

**SUBJECT** Premium Energy, LLC's Application  
to the Federal Energy Regulatory  
Commission (FERC) for the Owens  
Valley Pumped Storage Project

### AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Discussion regarding the Owens Valley Pumped Storage Project application that has been filed with FERC and FERC's approval process.

### RECOMMENDED ACTION:

1. None (informational only). Staff will file a comment requesting FERC hold a local meeting for public input if the application is accepted, and draft a comment letter for Board approval and signature at a later date if the application is accepted and the 60-day comment period is opened. 2. Provide staff any other desired direction.

### FISCAL IMPACT:

None.

**CONTACT NAME:** Michael Draper

**PHONE/EMAIL:** 760-924-1805 / mdraper@mono.ca.gov

### SEND COPIES TO:

### MINUTE ORDER REQUESTED:

YES  NO

### ATTACHMENTS:

Click to download
<input type="checkbox"/> <a href="#">Staff Report</a>
<input type="checkbox"/> <a href="#">Premium Energy Application to FERC</a>
<input type="checkbox"/> <a href="#">Inyo National Forest Letter</a>

History

<b>Time</b>	<b>Who</b>	<b>Approval</b>
5/2/2019 3:34 PM	County Administrative Office	Yes
5/2/2019 1:37 PM	County Counsel	Yes
5/2/2019 9:54 AM	Finance	Yes

# Mono County Community Development Department

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PO Box 347  
Mammoth Lakes, CA 93546  
760.924.1800, fax 924.1801  
commdev@mono.ca.gov

## Planning Division

PO Box 8  
Bridgeport, CA 93517  
760.932.5420, fax 932.5431  
[www.monocounty.ca.gov](http://www.monocounty.ca.gov)

Date: May 7, 2019  
To: **Honorable Mono County Board of Supervisors**  
From: Michael Draper, CDD Analyst  
Re: **Owens Valley Pumped Storage Project**

### RECOMMENDATION

1. None (informational only). Staff will file a comment requesting FERC hold a local meeting for public input if the application is accepted, and draft a comment letter for Board approval and signature if the application is accepted and the 60-day comment period is opened.
2. Provide staff any other desired direction.

### FISCAL IMPACT

Currently there is no fiscal impact to the County.

### BACKGROUND

On April 1, 2019 Premium Energy, LLC filed an application for a preliminary permit for the "Owens Valley Pumped Storage Project" with the Federal Energy Regulatory Commission (FERC; docket number P-14984; Attachment 1). The project proposes to evaluate the potential development of a series of three closed-loop pumped storage power plants along the top and east side of the Wheeler Crest, west of the communities of Paradise and Swall Meadows, for the purpose of generating approximately 5,200 MW of energy.

The project would create three reservoirs on top of the Wheeler Crest filled with water from Lower Rock Creek and/or the Owens River Gorge. The upper reservoirs would have a surface area of 40 acres, 49 acres, and 125 acres. Three dams, ranging in height from 195' to 360' and in length from 1,012' to 1,348', would be constructed to maintain the upper reservoirs. Once the reservoirs are filled, water would run through penstocks down the canyons to generate electricity and then would be pumped back up to the reservoirs. Penstock diameter would range from 15' to 30' over 4.3 miles to potentially 7.7 miles. Lower reservoirs would be created in Lower Rock Creek Gorge or the Owens River Gorge with dams ranging in height from 180' to 400' and length from 485' to 986', and surface areas ranging from 34 acres to 80 acres.

Energy generated by the project would be conveyed to regional electric utility networks via three new connections from each lower reservoir. Interconnection voltage may be 230 or 500 kV and would require upgrades of subsequent transmission lines and substations. Further studies of the project's transmission lines, locations, voltage, number of circuits and interconnection will be conducted during the preliminary permit timeframe.

### DISCUSSION

The preliminary permit application was made in order to secure and maintain priority for a license for the project under Part I of the Federal Power Act. During the preliminary permit term, the firm will obtain data and perform the acts required to determine the feasibility of the project used to later support an application for a license. The permit does not authorize any land-disturbing activities or project construction or installation. Granting a preliminary permit does not mean the project is approved, it reserves the site and project for the permit holder. The proposed term for the preliminary permit is twenty-four (24) months, however the term may be extended an additional two years.

Premium Energy, LLC will need to determine the feasibility of constructing new upper and lower reservoirs, water conveyance penstocks, generating/pumping powerhouses, electrical switchyards, and interconnecting transmission lines. This information will influence their decision in applying for a license.

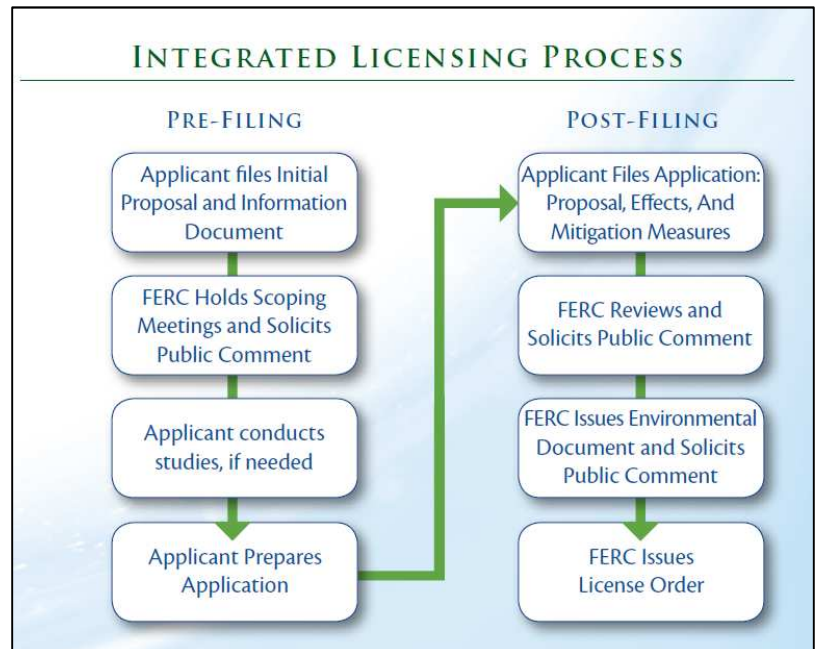
**At the time this report was written, FERC was reviewing the preliminary permit application to confirm whether it includes the content required by FERC regulations.** In other words, the project has not yet been accepted for processing.

Once FERC's review is complete, a notice accepting the application or a letter identifying any deficiencies in the application, will be issued. If the application is accepted, FERC will issue a public notice and open a 60-day comment period for any interested parties, Indian tribes, government agencies, members of the public, or other stakeholders. Comments should identify environmental issues regarding the proposed project and identify what studies are needed in order to better understand these issues. The best way to submit comments is through FERC's "efiling" system or mail comments to the Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426. (See <https://www.ferc.gov/docs-filing/efiling.asp>).

Following the 60-day pre-filing comment period, FERC staff will hold a public scoping meeting and a project site visit. FERC staff will work with the applicant to develop a scientifically supported study plan to characterize resources affected by the project. The results of the studies are used to develop the license application.

An application for licensure must include a description of the existing environmental resources, effects of the proposed project on these resources, and proposed mitigation measures. If the application is accepted as complete, FERC staff will again seek input from members of the public and agencies on the applicant's application in advance of preparing environmental documents required by NEPA.

If approved, the license will include measures to protect the environment and require the licensee to hold or obtain ownership or easement on project lands and waters. FERC staff are required to conduct periodic dam safety inspections as well as environmental inspections to ensure that the project complies with environmental safeguards required by the license.



Several opportunities to provide comments to the FERC are integrated within the licensing process. During the pre-filing phase (see Integrated Licensing Process flow-chart below), individuals or agencies may provide written comments documenting concerns, oral comments to the FERC and applicant at public scoping meetings and site visit, and/or submit study requests and participate in work groups during study plan development. During the post-filing phase (if the application for licensing is accepted) individuals or agencies may provide written comments for measure to be included as license conditions and provide comments on the FERC's environmental documents. All written comments and transcripts of scoping meeting will be placed in the record for the project and made available to the public. The Commission's decision is based on information in this record.

This staff report has been reviewed by the Community Development Director.

#### ATTACHMENTS

1. Premium Energy, LLC, preliminary permit application to FERC
2. Letter submitted by the Forest Service



355 South Lemon Ave, Suite A  
Walnut, CA 91789  
(909) 595-5314 Phone  
(909) 595-5394 Fax

March 28, 2019

Kimberly D. Bose, Secretary  
Federal Energy Regulatory Commission  
888 First Street, NE  
Washington, DC 20426

Re: Premium Energy Holdings' Application for Preliminary Permit for the  
Owens Valley Pumped Storage Project, FERC Project No. \_\_\_\_\_

Dear Secretary Bose:

Pursuant to 18 C.F.R. §§ 4.32 and 4.81 of the Federal Energy Regulatory Commission's ("FERC") regulations, enclosed for filing is Premium Energy Holdings, LLC's ("Premium Energy") Application for Preliminary Permit for the Owens Valley Pumped Storage Project. As detailed in the application, Premium Energy proposes to evaluate the potential development of a series of three closed-loop pumped storage power plants in the Owens Valley. Premium Energy has a keen interest in harnessing and increasing renewable energy production in California. The submittal of this application is purposed for securing priority during the licensing process. Feasibility studies will be carried out during the term of this preliminary permit in order to support the license application.

Premium Energy looks forward to working with the commission while developing this important new source of clean and sustainable energy storage. If you have any questions or require additional information regarding this submittal, please contact me at (909) 595-5314 or email me at [victor.rojas@ptei.net](mailto:victor.rojas@ptei.net).

Sincerely,



Victor M. Rojas

Managing Director at Premium Energy  
Holdings, LLC

Enclosures

cc:



**BEFORE THE  
FEDERAL ENERGY REGULATORY COMMISSION**

**APPLICATION FOR PRELIMINARY PERMIT  
FOR THE  
OWENS VALLEY PUMPED STORAGE PROJECT**

FERC Project No. \_\_\_\_\_

Prepared by

**Premium Energy Holdings, LLC**

March 28, 2019

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**INITIAL STATEMENT**  
**BEFORE THE**  
**FEDERAL ENERGY REGULATORY COMMISSION**

**Application for Preliminary Permit**  
**for the Owens Valley Pumped Storage Project**

Premium Energy Holdings, LLC (“Premium Energy”), a California based limited liability corporation, applies to the Federal Energy Regulatory Commission for a preliminary permit for the Owens Valley Pumped Storage Project, as described in the attached exhibits. This application is made in order that the applicant may secure and maintain priority of application for a license for the project under Part I of the Federal Power Act while obtaining the data and performing the acts required to determine the feasibility of the project and to support an application for a license.

1. The location of the proposed project is:

State or territory:	California
Counties:	Mono County and Inyo County
Township or nearby town:	Bishop
Streams:	Rock Creek, Owens River

2. The exact name, business address, and telephone number of the applicant are:

Premium Energy Holdings, LLC  
355 South Lemon Ave, Suite A  
Walnut, CA 91789  
Telephone: (909) 595-5314

3. The name, business address, and telephone number of the persons authorized to act as agent for the applicant in this application are:

Victor M. Rojas  
Managing Director at Premium Energy Holdings, LLC  
355 South Lemon Ave, Suite A  
Walnut, CA 91789  
Telephone: (909) 595-5314  
Email: victor.rojas @ptei.net

Maria Hernandez  
Project Manager at Premium Energy Holdings, LLC  
355 South Lemon Ave, Suite A  
Walnut, CA 91789  
Telephone: (909) 595-5314  
Email: maria.hernandez@ptei.net

4. Preference under Section 7(a) of the Federal Power Act
5. Premium Energy is a corporation operating in California and is not claiming preference under section 7(a) of the Federal Power Act. Premium Energy's business primarily involves the retrofit and modernization of pumping plants, transmission planning and design, power system studies, testing and commissioning of power plants and substations.

6. Term of Permit:

The proposed term of the requested permit is twenty-four (24) months.

7. Existing Dams or Other Project Facilities:

The proposed project would make use of the waters within the Owens Lake Watershed, specifically the Lower Rock Creek water and the Owens River Gorge water. However, once the proposed reservoirs are filled, the proposed project will operate in a closed loop and will not divert water from the existing streams. No existing dams or other project facilities will be part of the Owens Valley Pumped Storage Project.

**ADDITIONAL INFORMATION REQUIRED BY 18 C.F.R. § 4.32(a)**

1. Identification of persons, associations, domestic corporations, municipalities, or state that has or intends to obtain and will maintain any proprietary right necessary to construct, operate, or maintain the project:

Premium Energy Holdings, LLC  
355 South Lemon Ave, Suite A  
Walnut, CA 91789  
Telephone: (909) 595-5314

2. Identify (names and mailing addresses):

- i. Every county in which any part of the project, and any Federal facilities that would be used by the project, would be located.

Mono County, California Board of Supervisors  
278 Main Street  
BridgePort, CA 93517  
Telephone: (866) 745-9719

Inyo County, California Board of Supervisors  
224 N Edwards Street  
Independence, CA 93526  
Telephone: (760) 878-0373

- ii. Every city, town or similar local political subdivision:

- (A) In which any part of the project, and any Federal facilities that would be used by the project, would be located:

*None.*

- (B) That has a population of 5,000 or more people and is located within 15 miles of the project dam:

*None.*

- iii. Every irrigation district, drainage district, or similar special purpose political subdivision:

- (A) In which any part of the project, and any Federal facilities that would be used by the project, would be located:

Los Angeles Department of Water and Power  
111 N Hope Street  
Los Angeles, CA 90012  
Telephone: (800) 499-8840

- (B) That owns, operates, maintains, or uses any project facilities or any Federal facilities that would be used by the project:

*None.*

- iv. Every other political subdivision in the general area of the project that there is reason to believe would likely be interested in, or affected by, the application; and interest:

California Department of Water Resources  
P.O. Box 942836  
1416 9th Street  
Sacramento, CA 95814

State Water Resources Control Board  
1001 I Street  
P.O. Box 100  
Sacramento, CA 95814

California Department of Fish and Game  
Inland Deserts Region  
3602 Inland Empire Boulevard  
Suite C-220  
Ontario, CA 91764

Inyo County Water Department  
P.O. Box 337  
135 South Jackson St. Independence, CA 93526

- v. All Indian tribes that may be affected by the project:

Chairperson  
Bishop Paiute Tribe of the Owens Valley  
50 Tu Su Lane  
Bishop, CA 93514  
Telephone: (760) 873-3584

Chairperson  
Big Pine Paiute Tribe of the Owens Valley  
P.O. Box 700  
Big Pine, CA 93513  
Telephone: (760) 938-2003

Chairperson  
Lone Pine Paiute Shoshone Reservation  
P.O. Box 747  
Lone Pine, CA 93545  
Telephone: (760) 8761034

Chairperson  
Fort Independence Reservation  
P.O. Box 67  
Independence, CA 93526  
Telephone: (760) 878-5160

**VERIFICATION STATEMENT**

This application for a preliminary permit for the proposed Owens Valley Pumped Storage Project is executed in the state of California, county of Los Angeles.


By: Victor M. Rojas  
Premium Energy Holdings, LLC  
355 South Lemon Ave, Suite A  
Walnut, CA 91789

Being duly sworn, deposes, and says that the contents of this application for a preliminary permit are true to the best of his knowledge or belief. The undersigned applicant has signed the application on this 28th day of March of 2019.



Victor M. Rojas  
Managing Director at Premium Energy Holdings, LLC

Subscribed and sworn before me, a Notary Public of the State of California, County of Los Angeles, this day of Mar 30, 2019.



NOTARY PUBLIC  
SUSAN M. DUNN, NOTARY PUBLIC





## EXHIBIT 1 – DESCRIPTION OF THE PROPOSED PROJECT

### 1. GENERAL CONFIGURATION

The proposed Owens Valley Pumped Storage Project would be located 15 miles of Bishop, California between the Mono County and Inyo County. The project concept envisions the construction of three pumped storage generating facilities. The project would be constructed in three successive stages for each pumped storage facility. The project's stage 1 would introduce an 800 MW pumped storage power plant. Succeeding the completion of stage 1, a second 2,000 MW pumped storage power plant would be constructed during the project's stage 2. Finally, the project's stage 3 proposes the construction of a third pumped storage power plant rated at 2,400 MW.

The three power plants would operate as closed loop hydro-power pumped storage plants. The project's operation would not alter the existing streaming beds. Once the proposed reservoirs are filled with enough stored water for project operation, water will not be diverted from the upstream Lake Crowley, Owens River, or Rock Creek.

The three pumped storage power plants would use new reservoirs in the Wheeler Ridge of the Sierra Nevada as upper reservoirs. The project's lower reservoirs would be created in either the Lower Rock Creek Gorge or the Owens River Gorge. Each of the project's new reservoirs would require the construction of a new embankment for them to be filled, and hydro power penstocks for pumped storage operation. The embankments for the project's proposed reservoirs would consist of roller compacted concrete dams. Conceptual dimensions for the project's dams and penstocks are detailed in tables 1 and 2, respectively.

Table 1. New Reservoirs' Embankment Dimensions

Description	Reservoir	Dam Crest Elev. [ft]	Dam Height [ft]	Dam Length at Crest [ft]
Upper Reservoirs	Wheeler Ridge Reservoir 1	10,915	360	1,348
	Wheeler Ridge Reservoir 2	11,165	260	1,264
	Wheeler Ridge Reservoir 3	10,935	195	1,012
Lower Reservoirs Alternative 1	Lower Rock Creek Reservoir 1	5,265	225	986
	Lower Rock Creek Reservoir 2	5,575	315	910
	Lower Rock Creek Reservoir 3	5,865	295	720
Lower Reservoirs Alternative 2	Owens River Gorge Reservoir 1	4,735	180	485
	Owens River Gorge Reservoir 2	5,840	400	749
	Owens River Gorge Reservoir 3	6,335	255	796

Table 2. Hydro Power Penstock Dimensions

	Upper Reservoir	Lower Reservoir	Head [ft]	Penstock Diameter [ft]	Penstock Length [mi]
Lower Reservoirs Alternative 1	Wheeler Ridge Reservoir 1	Lower Rock Creek Reservoir 1	5,650	16	4.8
	Wheeler Ridge Reservoir 2	Lower Rock Creek Reservoir 2	5,600	25	5.2
	Wheeler Ridge Reservoir 3	Lower Rock Creek Reservoir 3	5,070	28	4.3
Lower Reservoirs Alternative 2	Wheeler Ridge Reservoir 1	Owens River Gorge Reservoir 1	6,180	15	7.7
	Wheeler Ridge Reservoir 2	Owens River Gorge Reservoir 2	5,400	25	6.9
	Wheeler Ridge Reservoir 3	Owens River Gorge Reservoir 3	4,600	30	6.4

Each of the project's stages will require the construction of the new upper and lower reservoirs, water conveyance penstocks, generating/pumping powerhouses, electrical switchyards, and interconnecting transmission lines. The final combined pumped storage power plants would deliver a total of 5,200 MW through 500 kV transmission lines. The project's transmission lines would interconnect with Los Angeles Department of Water and Power (LADWP) or Southern California Edison's (SCE) transmission system to facilitate the pumped storage operation. Upgrades to existing transmission lines and substations would be necessary to deliver the electrical power to the existing high-voltage regional transmission system.

## 2. RESERVOIRS

The upper and lower reservoirs configuration is to be the best suited to maximize the available hydraulic head, as well as minimize the penstock layout within environmental constraints. The proposed reservoir sites within this application are the result of conceptual engineering completed by Premium Energy and its consultants. During the term of the preliminary permit, Premium Energy will further investigate on the new reservoirs configuration and select the best suited location for energy, economic and environmental considerations.

The project concept includes a new Wheeler Ridge reservoir serving as upper reservoir for each of the three pumped storage power plants. A new reservoir in the Lower Rock Creek Gorge or the Owens River Gorge will serve as the lower reservoir for each pumped storage power plant. A hydraulic head of up to 6,200 ft would exist between the new reservoirs, which would be exploited for hydro power generation.

### A. Upper Reservoirs Configuration

The project's three pumped storage power plants will employ new reservoirs in the Wheeler Ridge of the Sierra Nevada as upper reservoirs. The new Wheeler Ridge reservoirs' physical characteristics are detailed in table 3.

Table 3. Upper Reservoirs Characteristics

<b>Reservoir</b>	<b>Surface Area [acre]</b>	<b>Storage Capacity [acre-ft]</b>	<b>Maximum Surface Elevation [ft]</b>
Wheeler Ridge Reservoir 1	40	2,525	10,900
Wheeler Ridge Reservoir 2	49	5,720	11,150
Wheeler Ridge Reservoir 3	125	7,470	10,920

To enable pumped storage operation, the new reservoirs will have intake-outlet structures with a submerged intake elevation at an adequate height. Below this elevation, a permanent reserve of water will remain in the reservoirs. From the intake-outlet structures, the hydro power penstocks will unfold to connect the new Wheeler Ridge reservoirs to the powerhouses located at the right bank of the new Lower Rock Creek reservoirs or the new Owens River Gorge reservoir.

The new Wheeler Ridge reservoirs site naturally discharges runoff to streams reaching the Lower Rock Creek. During high water level season, excess water in the new reservoirs would be discharged to the Lower Rock Creek. Rock Creek is a tributary stream to the Owens River, joining the river upstream Pleasant Valley Reservoir.

### B. Lower Reservoirs Configuration

The project proposes two lower reservoir alternatives. Alternative 1 proposes the new lower reservoirs to be created in the Lower Rock Creek Gorge, while alternative 2 depicts them in the Owens River Gorge. The new lower reservoirs physical characteristics for alternative 1 and alternative 2, are detailed in tables 4 and 5.

Furthermore, if the reservoirs are created in the Lower Rock Creek, a new water conveyance penstock will be required to connect the Owens River to the Lower Rock Creek Gorge. This penstock will serve the purpose of filling the new lower reservoirs. After the proposed reservoirs are filled, the water conveyance penstock will be out of service.

The Owens River currently supplies water for the L.A. Aqueduct System, which delivers water from the Owens River to Los Angeles. However, the project's pumped storage power plants will operate in a closed loop. Therefore, operation will reuse the water in a cyclic manner and will not divert water from the upstream water sources. The project's new reservoirs will provide enough water storage capacity for approximately ten to twelve hours of continuous output.

Table 4. Lower Reservoirs Alternative 1 Characteristics

Reservoir	Surface Area [acre]	Storage Capacity [acre-ft]	Maximum Surface Elevation [ft]
Lower Rock Creek Reservoir 1	34	2,650	5,250
Lower Rock Creek Reservoir 2	50	5,220	5,560
Lower Rock Creek Reservoir 3	72	7,240	5,850

Table 5. Lower Reservoirs Alternative 2 Characteristics

Reservoir	Surface Area [acre]	Storage Capacity [acre-ft]	Maximum Surface Elevation [ft]
Owens River Gorge Reservoir 1	55	2,450	4,720
Owens River Gorge Reservoir 2	50	5,170	5,825
Owens River Gorge Reservoir 3	80	6,860	6,320

### 3. TRANSMISSION LINES

The Project proposes three interconnection alternatives with the regional electric utility network:

- Transmission alternative 1 interconnects the project to LADWP’s Control Gorge Substation. The power is then transmitted through upgraded LADWP’s 500 kV AC transmission lines to a new Sylmar Converter Station AC Switchyard.
- Transmission alternative 2 will deliver the power to Sylmar Converter Station making use of a segment of the existing PDCI. This alternative will require the construction of a new converter station near Pleasant Valley Reservoir and a new converter station in a rebuilt Sylmar Converter Station West.
- A third transmission alternative follows the same configuration of transmission alternative 2, except it will not make use of the PDCI corridor. Instead, this alternative will employ underground HVDC cables going through the L.A. Aqueduct corridor.

In order to harness and store excess renewable energy, the project proposes interconnection with Southern California Edison’s (SCE) wind power Windhub Substation for all transmission alternatives. Transmission alternative 1 would require a new 500 kV mid-point substation to interconnect with SCE’s Windhub substation. On the other hand, a new converter station near Windhub Substation would be required for transmission alternatives 2 and 3. This new converter station would allow for the transmission of HVDC electrical power for the project’s operation.

Further studies of the project's transmission lines location, voltage, number of circuits, and interconnection alternatives will be carried out during the term of this preliminary permit, to select the most preferable alternative. The interconnection voltage may be 230 or 500 kV, depending upon the results of studies to be carried out. In case the project uses 500 kV transmission lines, the upgrade of subsequent transmission lines and involved substations will be necessary.

#### 4. PROJECT CAPACITY

The project is proposed to store excess renewable energy, helping to integrate renewables onto the grid, and to supply firm peaking power generation with primary load following capability. Based on preliminary analysis, the planned total installed capacity of the three pumped storage power plants would be 5,200 MW. However, the project's rating may change as studies proceed. Premium Energy also plans to conduct transmission system studies and power market investigations to help further refine the range of suitable generation capabilities.

Assuming a plant capacity factor of 40%, the Owens Valley Pumped Storage Plant #1, rated at 800 MW, will produce a total of 2,760 GWh of annual energy production. The Owens Valley Pumped Storage Plant #2, rated at 2,000 MW, will have an annual energy production of 6,910 GWh. Finally, the Owens Valley Pumped Storage Plant #3 with a rating of 2,400 MW, will have an 8,290 GWh annual energy production. The three closed-loop pumped-storage power plants involved in this project would have a total combined annual energy production of 17,960 GWh.

On a preliminary basis, the maximum gross head may be up to 6,200 feet depending on the reservoirs' location. At the present time, the project concept envisions procurement of two new pump-turbine generator-motor sets for the first pumped storage power plant. Five new units will be required for the second pumped storage power plant, and six new units for the third pumped storage power plant. Each unit would have a nominal rating at 400 MW.

#### 5. FEDERAL LANDS

The project study boundary, as shown on Exhibit 3, encompasses part of the Inyo National Forest, the Bureau of Land Management California lands and City land belonging to Los Angeles Department of Water and Power (LADWP).

The project's new Wheeler Ridge reservoirs would be in part of the Inyo National Forest, managed by the U.S. Forest Service. The hydro power penstocks would go through part of the Inyo National Forest and the Bureau of Land Management lands. The new Lower Rock Creek reservoirs 1 and 2 of alternative 1 would be in Bureau of Land Management lands, while the new Lower Rock Creek reservoir 3 would occupy part of the Inyo National Forest. The Owens River Gorge, where alternative 2's new lower reservoirs would be created, is currently owned by LADWP.

The interconnection of the project will require new transmission lines in the Owens Valley to interconnect the project's power plants to either the Control Gorge Substation

or a new converter station south of Pleasant Valley reservoir. This new transmission corridor will occupy the Bureau of Land Management lands. After this new transmission lines, the subsequent existing transmission lines and substations that will be upgraded are Los Angeles Department of Water and Power lands. These lands correspond to either the subsequent 230 kV AC transmission lines corridor, the PDCI corridor, or the L.A. Aqueduct corridor; for transmission alternatives 1, 2, and 3, respectively.

**LAND DESCRIPTION**

**Public Land States  
 (Rectangular Survey System Lands)**

1. STATE CALIFORNIA 2. FERC PROJECT NO. Not applicable

3. TOWNSHIP 4S RANGE 30E MERIDIAN Mount Diablo

4. Check one:

License  
 Preliminary Permit

Check one:

Pending  
 Issued

If preliminary permit is issued, give expiration date: Not applicable

**5. EXHIBIT SHEET NUMBERS OR LETTERS**

<b>Section 6</b>	<b>5</b>	<b>4</b>	<b>3</b>	<b>2</b>	<b>1</b>
<b>7</b>	<b>8</b>	<b>9</b>	<b>10</b>	<b>11</b>	<b>12</b>
<b>18</b>	<b>17</b>	<b>16</b>	<b>15</b>	<b>14</b>	<b>13</b>
<b>19</b>	<b>20</b>	<b>21</b>	<b>22</b> Exhibit 3	<b>23</b> Exhibit 3	<b>24</b> Exhibit 3
<b>30</b>	<b>29</b>	<b>28</b>	<b>27</b> Exhibit 3	<b>26</b> Exhibit 3	<b>25</b> Exhibit 3
<b>31</b>	<b>32</b>	<b>33</b>	<b>34</b>	<b>35</b> Exhibit 3	<b>36</b> Exhibit 3

6. Contact's name Victor M. Rojas

Telephone no. ( 909-595-5314 )

Date submitted March 28, 2019

This information is necessary for the Federal Energy Regulatory Commission to discharge its responsibilities under Section 24 of the Federal Power Act.



**LAND DESCRIPTION**  
**Public Land States**  
**(Rectangular Survey System Lands)**

1. STATE CALIFORNIA 2. FERC PROJECT NO. Not applicable  
 3. TOWNSHIP 4S RANGE 31E MERIDIAN Mount Diablo

4. Check one: License  Preliminary Permit  Pending  Issued

If preliminary permit is issued, give expiration date: Not applicable

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Section 6	5	4	3 Exhibit 3	2 Exhibit 3	1 Exhibit 3
7	8	9	10 Exhibit 3	11	12
18	17	16	15	14	13
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31 Exhibit 3	32	33	34	35	36

6. Contact's name Victor M. Rojas  
 Telephone no. ( 909-595-5314 )  
 Date submitted March 28, 2019

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**LAND DESCRIPTION**

**Public Land States  
 (Rectangular Survey System Lands)**

1. STATE CALIFORNIA 2. FERC PROJECT NO. Not applicable

3. TOWNSHIP 5S RANGE 30E MERIDIAN Mount Diablo

4. Check one:

License  
 Preliminary Permit

Check one:

Pending  
 Issued

If preliminary permit is issued, give expiration date: Not applicable

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Telephone no. ( 909-595-5314 )

Date submitted March 28, 2019

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1. STATE CALIFORNIA 2. FERC PROJECT NO. Not applicable

3. TOWNSHIP 6S RANGE 30E MERIDIAN Mount Diablo

4. Check one:

License  
 Preliminary Permit

Check one:

Pending  
 Issued

If preliminary permit is issued, give expiration date: Not applicable

**5. EXHIBIT SHEET NUMBERS OR LETTERS**

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6. Contact's name Victor M. Rojas

Telephone no. ( 909-595-5314 )

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License  
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6. Contact's name Victor M. Rojas

Telephone no. ( 909-595-5314 )

Date submitted March 28, 2019

This information is necessary for the Federal Energy Regulatory Commission to discharge its responsibilities under Section 24 of the Federal Power Act.

## **EXHIBIT 2 – DESCRIPTION OF THE PROPOSED STUDIES**

### **1. GENERAL REQUIREMENT**

Premium Energy proposes to carry out an exhaustive feasibility study to evaluate the proposed reservoirs layout alternatives, as well as the power transmission alternatives. The primary aspects to be studied are the geological, environmental and water resources, and electrical engineering of the project. The studies will also include the economic viability and financing of the project. The complete feasibility study will include:

- Project site land surveys.
- Geological and seismic investigations.
- Soil surveys, test pits, core holes and topographical surveying.
- Hydrological studies including runoff, rain, evaporation and groundwater flow.
- Evaluation of reservoirs configuration alternative.
- Devising of the project water supply plan, including legal and water rights matters.
- Environmental and cultural impact study comprising environmental surveys, impact identification, evaluation and mitigation measures.
- Engineering studies to optimize the project's physical configuration.
- Energy market studies and determining preliminary power sales and supply expectations.
- Evaluation of transmission interconnection alternatives including electrical system impact studies.
- Determination of size and specifications of the required equipment.
- Cost estimates, economic feasibility and financing options investigation.

Based on the results and findings of the initial stages of the feasibility study, the applicant will prepare a Notice of Intent and Pre-Application Document as detailed in 18 C.F.R. §§5.5 and 5.6.

Temporary access roads will be required to reach the project's new reservoirs site and perform the required studies. The access roads will lead to the Wheeler Ridge, Lower Rock Creek Gorge and the Owens River Gorge. Conceptual access roads for the project include temporary access roads starting from the Owens Gorge Road leading to each of the project's proposed pumped storage power plants and lower reservoirs. The second set of access roads will be start from Rock Creek Road and lead to the Wheeler Ridge new reservoirs site.

Additionally, access roads leading to the new substation site to interconnect Windhub Substation will be required for transmission alternative 1. Likewise, access roads to the proposed converter stations site will be required for transmission alternatives 2 and 3.

### **2. WORK PLAN FOR NEW DAMS CONSTRUCTION**

The new dams' construction will require subsurface investigations at the Wheeler Ridge, as well as the Lower Rock Creek Gorge and the Owens River Gorge. The investigations

will be carried out at the proposed reservoirs site, as depicted in exhibit 3. Soil and rock borings will be necessary to determine the rock/soil structure and stability for the proposed dams and power plants foundations. Soil and rock samples shall be extracted to conduct studies and determine the soil mechanical properties. Therefore, assessing the project site's suitability for construction of the new dams. Furthermore, seismic surveys will also be required.

The schedule of activities will be completed by the applicant during the permit period as shown in the table below:

Table 6. Schedule of Activities

<b>Schedule</b>	<b>Activity</b>
Beginning in Month 1 to the end of Month 4	Conceptual engineering and evaluation of the alternative reservoir configurations
Beginning in Month 1 to the end of Month 6	Initial scoping and consultation
Beginning in Month 5 to the end of Month 10	Geotechnical and hydrological studies
Beginning in Month 7 to the end of Month 12	Soil and topographical surveying
Beginning in Month 1 to the end of Month 16	Environmental and cultural impact study
Beginning in Month 1 to the end of Month 14	Engineering studies to optimize the project's physical configuration
Beginning in Month 4 to the end of Month 16	Planning and evaluation of transmission interconnection alternatives
Beginning in Month 1 to the end of Month 12	Devising of water supply plan
Beginning in Month 12 to the end of Month 18	Legal and water rights matters
Beginning in Month 14 to the end of Month 24	Determination of size and specifications of the required equipment
Beginning in Month 10 to the end of Month 16	Energy market evaluation
Beginning in Month 6 to the end of Month 16	Cost estimating, economic feasibility & financial planning investigation
Beginning in Month 10 to the end of Month 16	Preliminary licensing proposal, consultation, and documentation
Beginning in Month 16 to the end of Month 24	Preparation, review and filing of the FERC license application

The schedule of activities may deviate from its initial formulation. Activities may be adjusted or supplemented depending upon circumstances which may develop as the studies proceed. Remedial actions to the possible disturbance of the proposed studies

include the implementation of an erosion and material disposal plan, backfilling of core borings and test pits and replanting any disturbed vegetation.

### 3. STATEMENT OF COSTS AND FINANCING

The total estimated cost of carrying out or preparing the studies, investigations, tests, surveys, maps, plans or specifications described above is \$5 Million.

The expected sources of financing available to carry out the activities of the described feasibility study are:

- Premium Energy's available funds.
- Balance raising through investors.

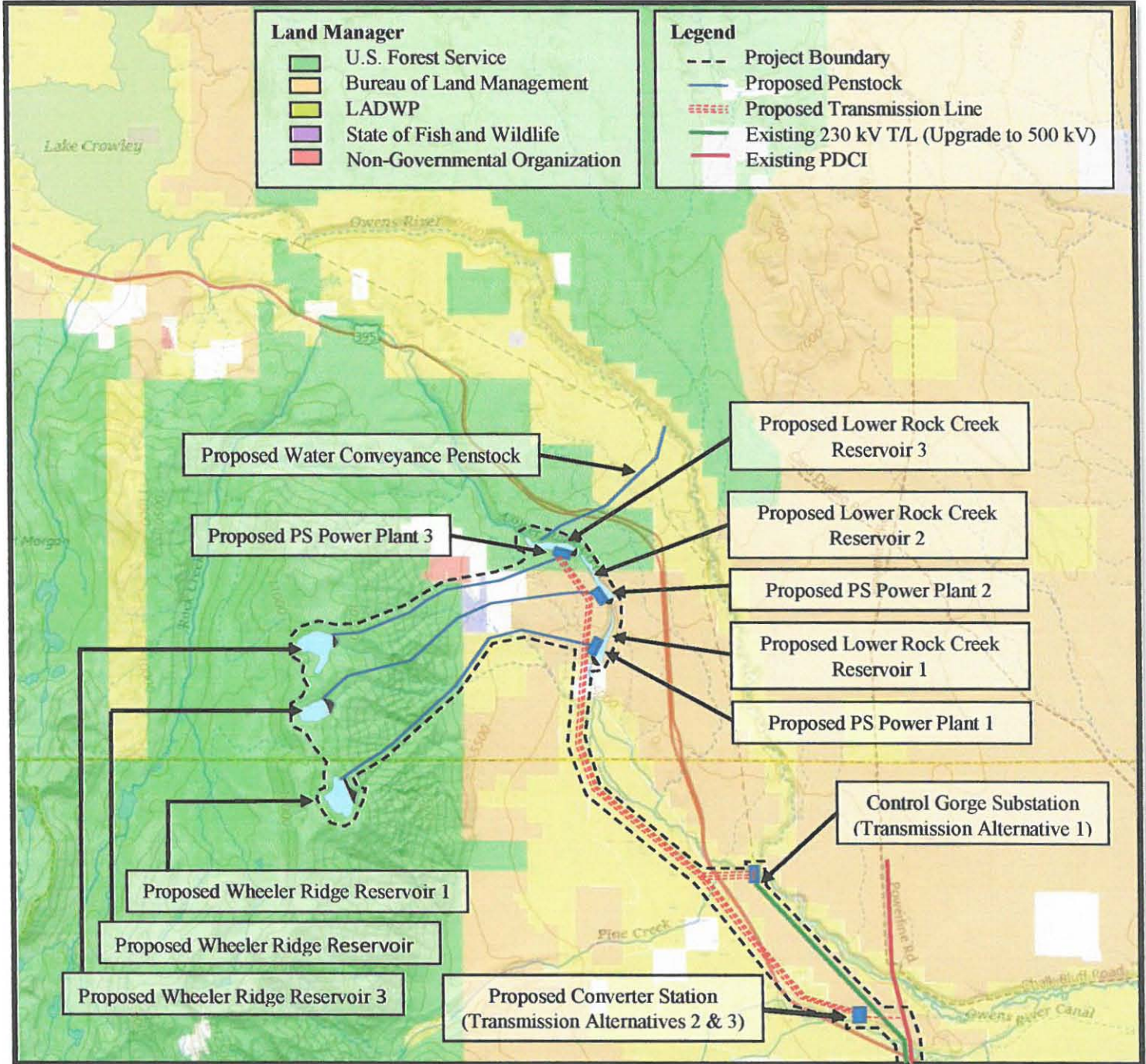
The proposed market for the energy storage and production covers the electric markets in California. Power purchasing entities and other potential off-takers will be identified in further investigations during the term of the preliminary permit.



# EXHIBIT 3 – OWENS VALLEY PUMPED STORAGE PROJECT MAP

## Owens Valley Pumped Storage Project Study Area Boundary

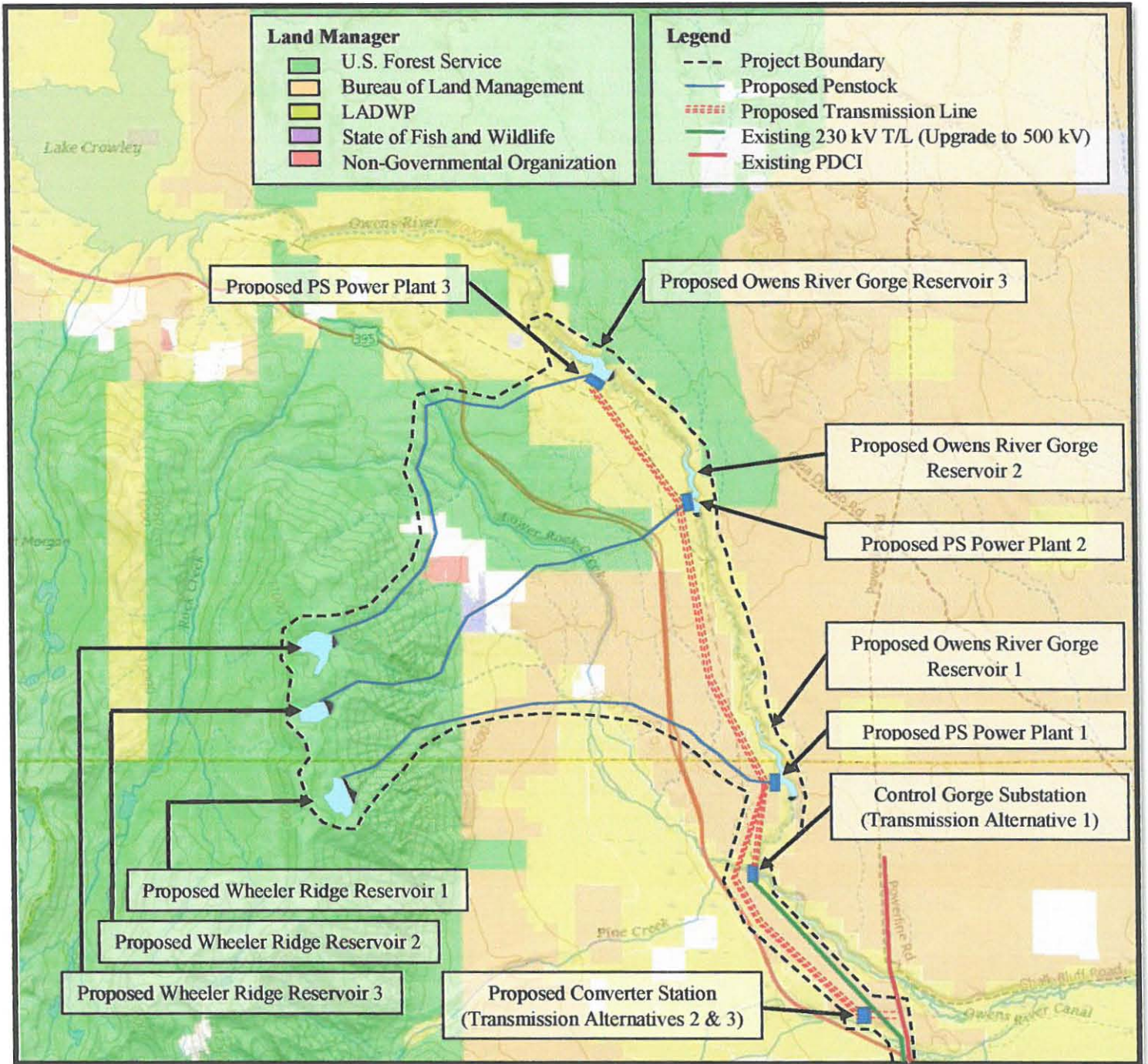
### Lower Reservoirs Alternative 1





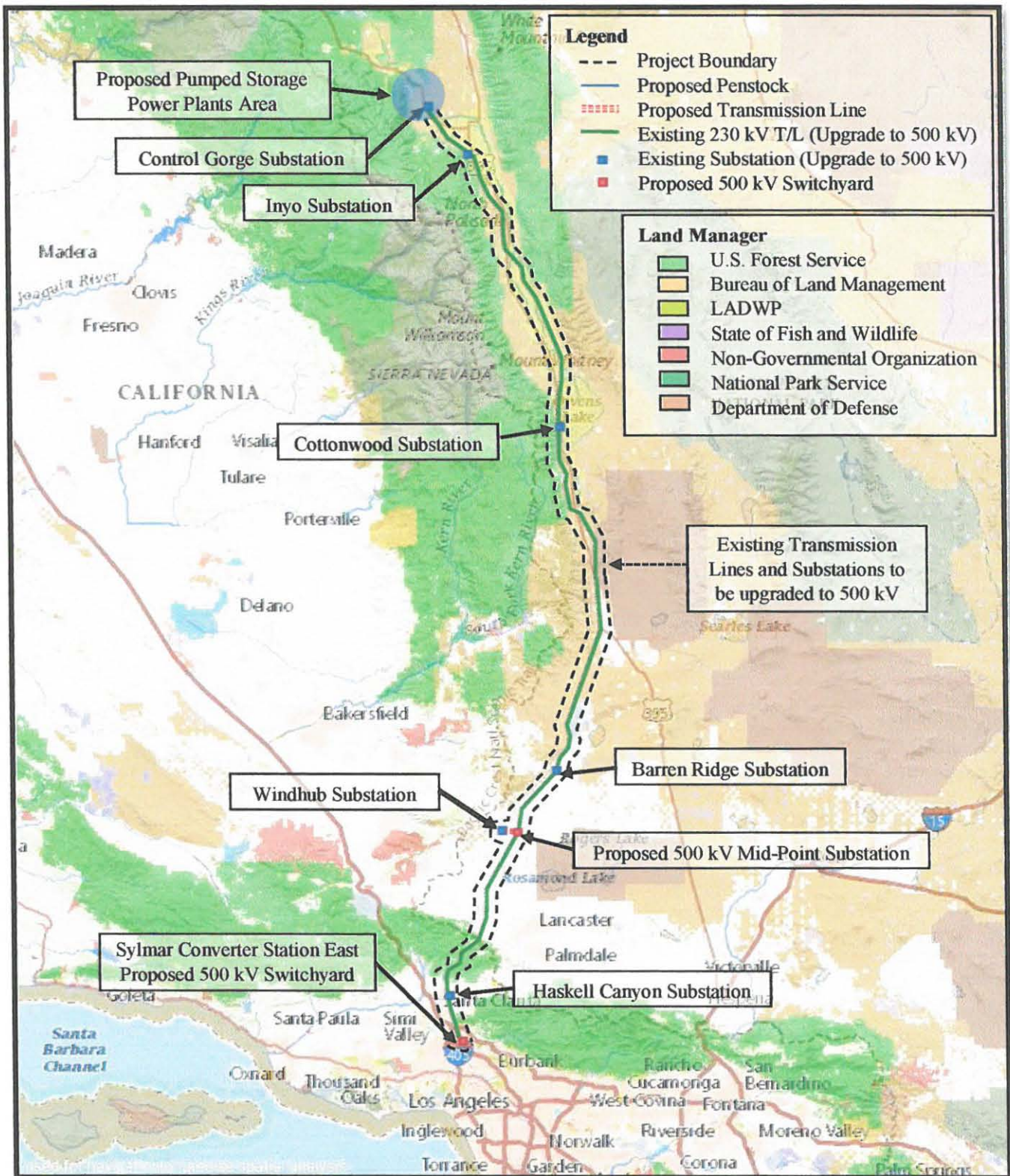
# Owens Valley Pumped Storage Project Study Area Boundary

## Lower Reservoirs Alternative 2





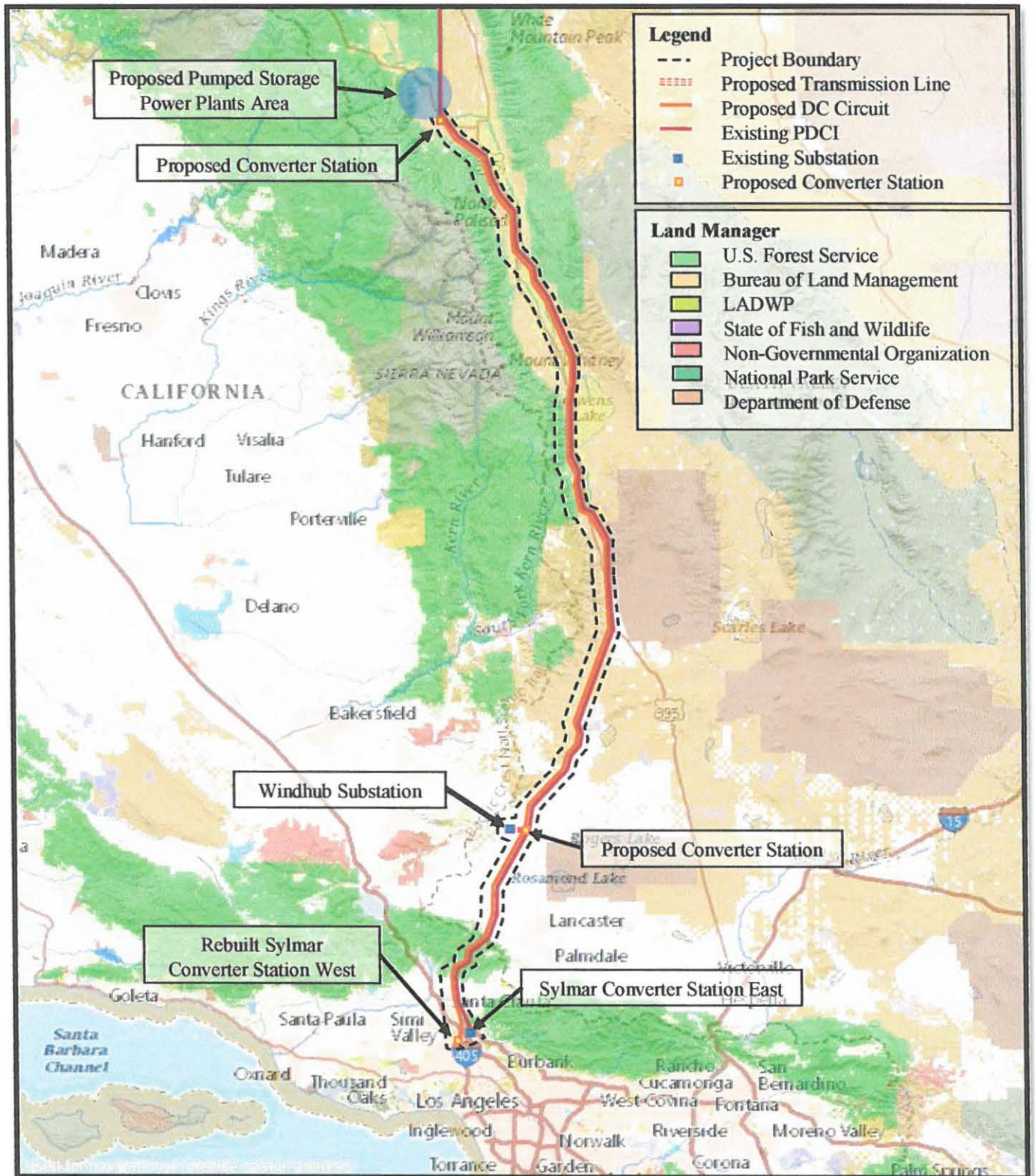
## Owens Valley Pumped Storage Project Study Area Boundary Transmission Alternative 1 (AC)





# Owens Valley Pumped Storage Project Study Area Boundary

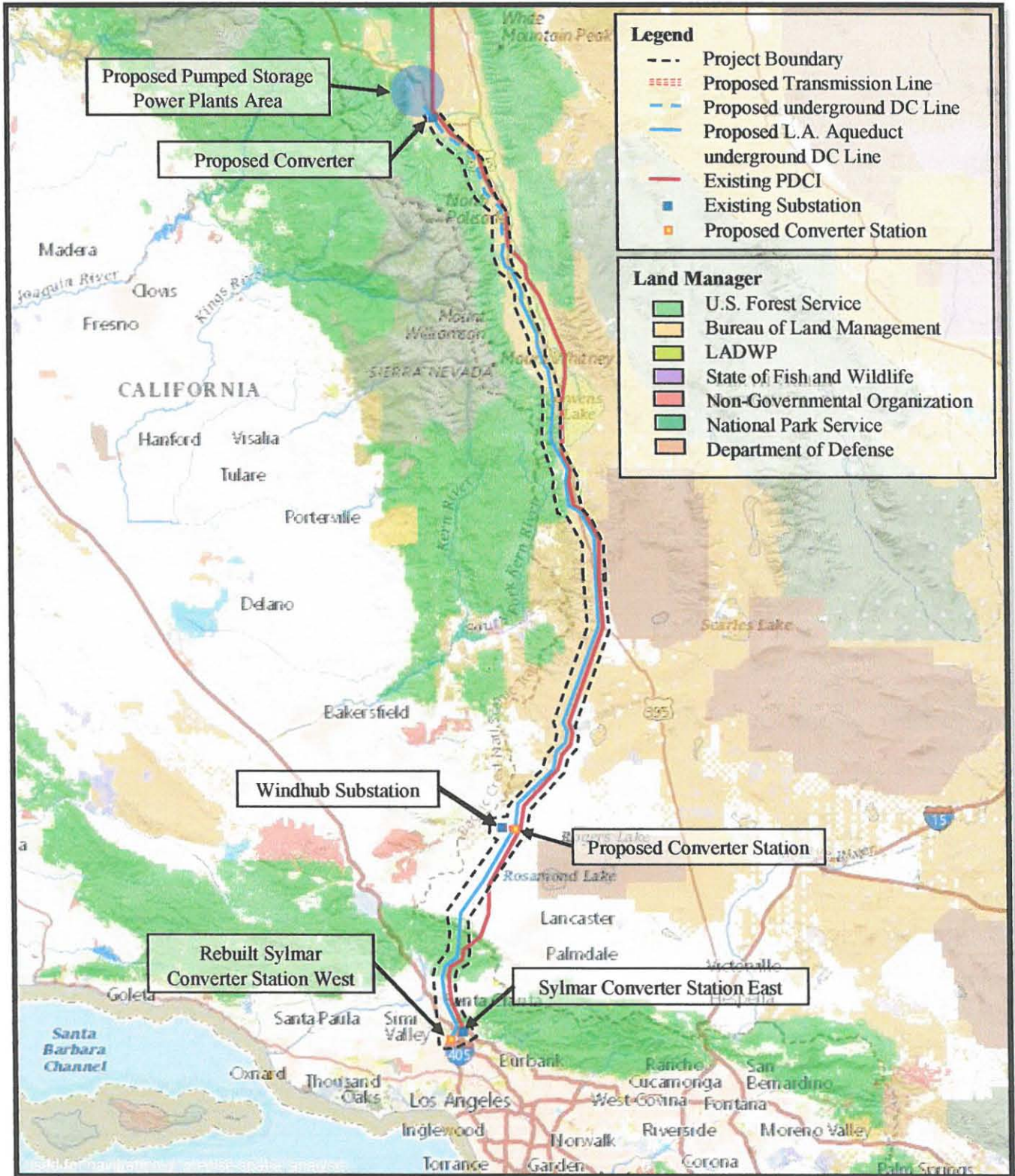
## Transmission Alternative 2 (Overhead DC)





# Owens Valley Pumped Storage Project Study Area Boundary

## Transmission Alternative 3 (L.A. Aqueduct Underground DC)





Forest  
Service

Pacific  
Southwest  
Region

Inyo National Forest  
351 Pacu Lane, Suite 200  
Bishop, CA 93514  
(760) 873-2400 Voice  
(760) 873-2538 Text (TDD)

---

File Code: 2770

Date: April 25, 2019

Victor M. Rojas, Managing Director  
Premium Energy Holdings, LLC  
355 South Lemmon Ave., Suite A  
Walnut, CA 91789

Dear Mr. Rojas:

It has come to my attention that you filed a Preliminary Permit Application with the Federal Energy Regulatory Commission (FERC) for the Owens Valley Pumped Storage Project. Although you state in your application that a portion of this project will be located on National Forest System lands, you did not list the Inyo National Forest as a potentially interested party. Consequently, we learned of this application from both Inyo and Mono counties.

Nonetheless, upon review of the application, we note that many elements appear to be proposed in the John Muir Wilderness, specifically the Wheeler Crest Area. This area was added to the John Muir Wilderness with the Omnibus Public Land Management Act of 2009. We would like to refer you the Commission's website that discusses proposed projects in Wilderness Areas and Off-Limit sites: <https://www.ferc.gov/industries/hydropower/gen-info/licensing/small-low-impact/get-started/sites.asp>

Any questions can be directed to Sheila Irons, Inyo National Forest FERC Coordinator at 760-924-5534 or [Sheila.irons@usda.gov](mailto:Sheila.irons@usda.gov).

Sincerely,

A handwritten signature in blue ink that reads "Tammy Randall-Parker". The signature is written in a cursive, flowing style.

TAMMY RANDALL-PARKER  
Forest Supervisor



Document Content(s)

042519PremiumEnergy.PDF.....1-1



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** May 7, 2019

**Departments: Board of Supervisors**

**TIME REQUIRED** 10 minutes

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**SUBJECT** Comment Letter on LADWP "Field  
Data Collection in Long Valley"  
Project

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Comment letter on Los Angeles Department of Water and Power's (LADWP) "Field Data Collection in Long Valley, Mono County" Project, which would involve the installation of 40 monitoring wells in the Long Valley Area. LADWP issued a Notice of Exemption under the California Environmental Quality Act on April 5, 2019.

**RECOMMENDED ACTION:**

Approve and authorize the Chair to sign comment letter, as drafted or as modified.

**FISCAL IMPACT:**

None.

**CONTACT NAME:** Stacey Simon, Jason Canger

**PHONE/EMAIL:** x1704 or 1712 / ssimon@mono.ca.gov, jcanger@mono.ca.gov

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

Click to download
<a href="#">Proposed Letter</a>
<a href="#">Notice of Exemption</a>

**History**

Time	Who	Approval
4/30/2019 3:30 PM	County Administrative Office	Yes
5/2/2019 11:12 AM	County Counsel	Yes

5/2/2019 9:31 AM

Finance

Yes





Jennifer Halferty ~ District One    Fred Stump ~ District Two    Bob Gardner ~ District Three  
John Peters ~ District Four    Stacy Corless ~ District Five

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## BOARD OF SUPERVISORS COUNTY OF MONO

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P.O. BOX 715, BRIDGEPORT, CALIFORNIA 93517  
(760) 932-5533 • FAX (760) 932-5531  
*Shannon Kendall, Clerk of the Board*

May 7, 2019

Los Angeles Department of Water and Power  
Attn: Ms. Jane Hauptman  
111 North Hope Street, Room 1044  
Los Angeles, CA 90012

**RE: NOTICE OF EXEMPTION – Monitoring Well Installation for Future Field Data Collection in Long Valley, Mono County**

Dear Ms. Hauptman,

The Mono County Board of Supervisors has recently become aware of the Los Angeles Department of Water and Power's (LADWP) proposal to install forty groundwater monitoring wells at twenty sites in the Long Valley groundwater basin in Mono County. It is the Board's understanding that the project involves drilling two 3" monitoring wells at each of the twenty locations using a sonic drilling technique. The well sites would be accessed by an overland vehicle with continuous tread (i.e., not wheels), rather than by established roads. LADWP filed a notice of exemption (NOE) pursuant to 14 CCR §15306, (i.e., a Class 6 exemption for Information Collection) on April 5, 2019.

The Board appreciates LADWP's effort to develop better data sources and hydrologic information where that information is utilized to make better decisions regarding water management and supply and to reduce environmental impacts at the source. However, the Board does not agree that the proposed project qualifies for an exemption under the California Environmental Quality Act (CEQA). The exemption relied upon by LADWP in this case covers "basic data collection, research, experimental management, and resource evaluation activities which do not result in a serious or major disturbance to an environmental resource." (14 CCR § 15306.)

The proposed project will at some point in the future enable data collection, but is currently a project to drill forty wells in Mono County using a well drilling rig weighing many tons that travels over undeveloped land and habitat on continuous tractor tread. Specifically, the project has the potential to result in the following significant impacts:

- **Impacts to Bi-State Sage-Grouse populations and habitats:** All 20 well sites are located within four kilometers of sage grouse leks, which is indicated in published literature as the most likely area for use by nesting hens. With the heavy winter, the lekking season is currently at its height and hens are attempting to establish nests and hatch eggs. Overland travel with a heavy vehicle near the leks has the potential to crush nests with eggs or newly-hatched chicks that are not highly mobile, or disturb hens trying to establish nests. The Bishop Field Office of the Bureau of Land Management (BLM), the California Department of Fish and Wildlife (CDFW), and/or the US Fish and Wildlife Service should be consulted about potential mitigation measures and any other conservation measures to protect sage-grouse populations and habitat.
- **Tribal Cultural Resources:** The Long Valley basin is known to have been used by Native American tribes and the potential for tribal cultural resources (TCRs) exists. For example, Mono County has received information about a seasonal travel route, used by tribes moving between winter and summer locations, that passes through this area. TCRs associated with that route may also be present. Area tribes such as the Bridgeport Indian Colony, Kutzadika'a Tribe (Lee Vining), Benton Paiute Tribe, and Bishop Paiute Tribe should be consulted to avoid impacts to TCRs.
- **Aesthetic Impacts:** Because a significant land base is owned and managed by public agencies in the Long Valley basin, the project has the potential to significantly degrade the existing visual character or quality of public views of the site due to the protrusion of three-foot well heads above ground. Impacts are likely to be minimal to none in taller sage-brush scrub where the vegetation obscures the well heads, but a darker, non-reflective exterior finish would help mitigate any impacts. Impacts could be significant in open meadows, where the well head protrusions create new vertical elements in open areas with little to no woody vegetation.
- **Noise or Vibration:** Noise and vibration from both the overland vehicle and sonic well drilling has the potential to affect wildlife as well, including disruption of nesting hens and young chicks.

The Board encourages LADWP to work with the County's community development department, local tribes, and other Bi-State sage-grouse conservation partners to address the potential significant impacts of the project. Unless those impacts can be reduced to a level that is less than significant through adoption of a mitigated negative declaration, an environmental impact report must be prepared.

Sincerely

John Peters  
Board Chair

Cc: LADWP Board of Commissioners  
Los Angeles City Counsel  
Los Angeles Mayor Eric Garcetti  
Chuck Bonham, Director, California Department of Fish and Wildlife  
Justin Barrett, US Fish and Wildlife Service  
Wade Crowfoot, Secretary, California Resources Agency

Notice of Exemption

Appendix E

To: Office of Planning and Research  
 P.O. Box 3044, Room 113  
 Sacramento, CA 95812-3044

From: (Public Agency): Los Angeles Department of Water and Power  
111 North Hope Street, Room 1044  
Los Angeles, CA 90012

County Clerk  
 County of: Mono (Address)  
P. O. Box 237  
Bridgeport, CA 93517

Project Title: Field Data Collection in Long Valley, Mono County

Project Applicant: Los Angeles Department of Water and Power (LADWP)

Project Location - Specific:

The proposed field data collection would occur on City of Los Angeles-owned lands in Mono County, California. The area includes the communities of Sunny Slopes/Tom's Place, Aspen Springs, Crowley Lake/Hilton Creek, McGee Creek and Long Valley. Please refer to attached map.

Project Location - City: Crowley Lake Project Location - County: Mono

Description of Nature, Purpose and Beneficiaries of Project:

The City of Los Angeles Department of Water and Power (LADWP) will be collecting field data as part of conducting environmental analyses in Long Valley, Mono County. The proposed field data collection will include installation of monitoring wells to help in creating a regional groundwater model supporting an Environmental Impact Report. The monitoring wells would be installed at 20 different locations on LADWP-owned lands in Long Valley. The monitoring wells will be used solely for data collection purposes and will not result in any water export to Los Angeles.

Name of Public Agency Approving Project: LADWP

Name of Person or Agency Carrying Out Project: LADWP

Exempt Status: (check one):

- Ministerial (Sec. 21080(b)(1); 15268);
- Declared Emergency (Sec. 21080(b)(3); 15269(a));
- Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- Categorical Exemption. State type and section number: Section 15306, Class 6, Information Collection
- Statutory Exemptions. State code number: \_\_\_\_\_

Reasons why project is exempt:

In accordance with the California Environmental Quality Act Guidelines Section 15306, the monitoring well installation is classified as Class 6, Information Collection. Class 6 consists of basic data collection, research, experimental management, and resource evaluation activities which do not result in a serious or major disturbance to an environmental resources. These may be strictly for information gathering purposes, or as part of a study leading to an action which a public agency has not yet approved, adopted, or funded.

Lead Agency

Contact Person: Jane Hauptman Area Code/Telephone/Extension: (213) 367 - 0968

If filed by applicant:

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project?  Yes  No

Signature: Charles C. Hallen Date: 4/5/2019 Title: Manager of Environmental Planning and Assessment

Signed by Lead Agency  Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.  
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Date Received for filing at OPR: \_\_\_\_\_

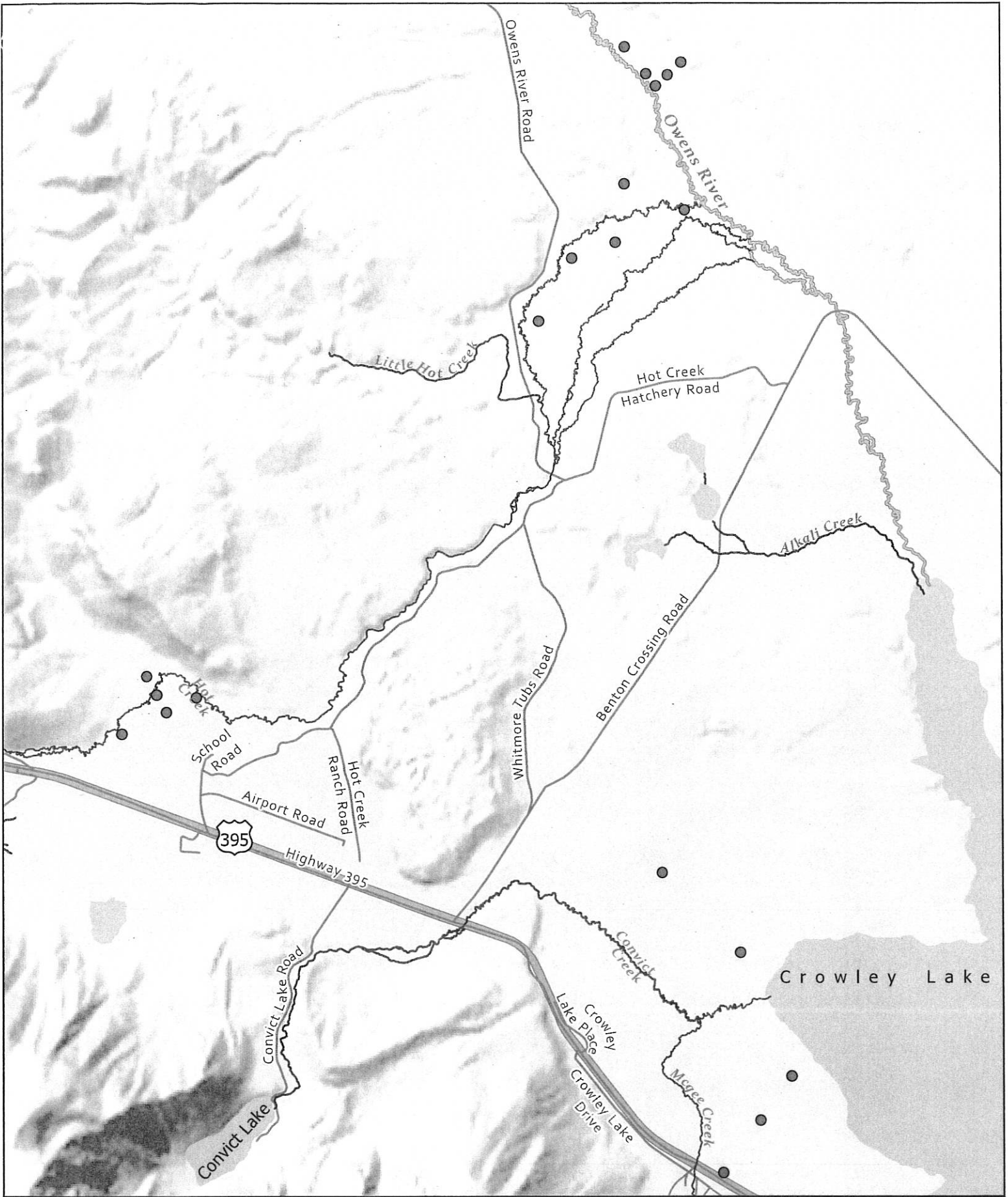
RECEIVED

Posted thru May 6, 2019

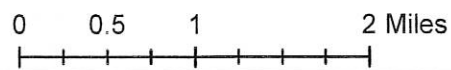
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OFFICE OF THE CLERK



# Piezometer Locations





OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** May 7, 2019

**Departments: County Counsel**

**TIME REQUIRED** 10 minutes (5 minute presentation; 5 minute discussion) **PERSONS APPEARING BEFORE THE BOARD** Stacey Simon

**SUBJECT** Amendment to Employment Agreement with David Wilbrecht

### AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Proposed resolution approving an amendment to the contract with David G. Wilbrecht as Interim County Administrative Officer (CAO) and prescribing the compensation, appointment and conditions of said employment.

### RECOMMENDED ACTION:

Announce Fiscal Impact. Adopt Resolution #R19-\_\_\_, approving an amendment to the contract with David G. Wilbrecht 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 amendment would increase Mr. Wilbrecht's hourly rate by \$10.39. As a retired PERS annuitant filling a vacancy during an active recruitment, Mr. Wilbrecht may not work in excess of 960 hours in a fiscal year. The cost to the County for this position remains less than the cost for the previous CAO, because Mr. Wilbrecht receives no benefits.

**CONTACT NAME:** Stacey Simon

**PHONE/EMAIL:** 924-1704 / [ssimon@mono.ca.gov](mailto:ssimon@mono.ca.gov)

### SEND COPIES TO:

### MINUTE ORDER REQUESTED:

YES  NO

### ATTACHMENTS:

Click to download
<a href="#">Staff report</a>
<a href="#">Resolution</a>
<a href="#">Amendment</a>

History

<b>Time</b>	<b>Who</b>	<b>Approval</b>
5/2/2019 2:24 PM	County Administrative Office	Yes
5/2/2019 11:03 AM	County Counsel	Yes
5/2/2019 9:58 AM	Finance	Yes

**County Counsel**  
Stacey Simon

**Assistant County Counsel**  
Christian E. Milovich

**Deputy County Counsel**  
Anne M. Larsen  
Jason T. Canger

**OFFICE OF THE  
COUNTY COUNSEL**

*Mono County*  
South County Offices  
P.O. BOX 2415  
MAMMOTH LAKES, CALIFORNIA 93546

**Telephone**  
760-924-1700

**Facsimile**  
760-924-1701

**Paralegal**  
Jenny Lucas

To: Board of Supervisors

From: Stacey Simon

Date: May 7, 2019

Re: Amendment to Contract for Interim CAO Services

**Recommended Action**

Announce Fiscal Impact. Adopt Resolution #R19-\_\_, approving an amendment to the contract with David Wilbrecht as Interim County Administrative Officer and prescribing the compensation, appointment and conditions of said interim employment. Authorize the Board Chair to execute said amendment on behalf of the County.

**Strategic Plan Focus Area(s) Met**

Economic Base     Infrastructure     Public Safety  
 Environmental Sustainability     Mono Best Place to Work

**Discussion**

On April 16, 2019, the County entered into an agreement with Dave Wilbrecht to serve as Interim County Administrative Officer (CAO) while the County recruits to fill the position on a permanent basis.

As a CalPERS retired annuitant, Mr. Wilbrecht may not receive any benefits from Mono County, nor may he be reimbursed or otherwise compensated for the various expenses associated with coming to Mono County to take the position (e.g., rent, travel from his home in Washington, etc.). PERS laws also limit the amount a retired annuitant may earn while serving in an interim position to the "maximum monthly base salary paid to other employees performing comparable duties as listed on a publicly available pay schedule for the vacant position."

At the time the contract with Mr. Wilbrecht was entered into, the maximum published base salary for the CAO position was the equivalent of \$83.36/hour.



Subsequently, the Board approved and advertised the vacant CAO position at a maximum rate which equates to \$93.75 per hour. Accordingly, the proposed amendment would modify Mr. Wilbrecht's existing agreement to increase the hourly rate to that amount, as provided by the PERS laws. The cost to the County remains less than its cost to pay the salary and benefits of the prior CAO, because Mr. Wilbrecht receives no benefits.

If you have any questions on this matter prior to your meeting, please call me at 924-1704.



**RESOLUTION NO. R19-**

**A RESOLUTION OF THE MONO COUNTY  
BOARD OF SUPERVISORS APPROVING AN AMENDMENT TO THE  
EMPLOYMENT AGREEMENT WITH DAVID G. WILBRECHT**

**WHEREAS**, the Mono County Board of Supervisors has the authority under Section 25300 of the Government Code to prescribe the compensation, appointment, and conditions of employment of County employees;

**NOW, THEREFORE, BE IT RESOLVED** by the Mono County Board of Supervisors, that the Agreement and First Amendment to the Agreement Regarding Employment of David G. Wilbrecht as Interim County Administrative Officer, a copy of which is attached hereto as an exhibit and incorporated herein by this reference as though fully set forth, is hereby approved and the compensation, appointment, and other terms and conditions of employment set forth in that Agreement are hereby prescribed and shall govern the employment of David G. Wilbrecht. The Chairman of the Board of Supervisors shall execute said Agreement on behalf of the County.

**PASSED AND ADOPTED** this \_\_\_ day of May 2019, by the following vote:

AYES :

NOES :

ABSTAIN :

ABSENT :

ATTEST: \_\_\_\_\_  
Clerk of the Board

\_\_\_\_\_  
John Peters, Chair  
Board of Supervisors

APPROVED AS TO FORM:

\_\_\_\_\_  
COUNTY COUNSEL

**AGREEMENT AND FIRST AMENDMENT TO AGREEMENT REGARDING EMPLOYMENT  
OF DAVID G. WILBRECHT AS INTERIM COUNTY  
ADMINISTRATIVE OFFICER FOR THE COUNTY OF MONO**

This Agreement and First Amendment to the Agreement Regarding Employment of David G. Wilbrecht as Interim County Administrative Officer for the County of Mono (“Agreement”) is entered into this 14th day of May, 2019, by and between David G. Wilbrecht and the County of Mono (sometimes referred to herein collectively as “the parties”) for the purpose of amending the Agreement as set forth herein.

**I. RECITALS**

The County currently employs Mr. Wilbrecht as its interim County Administrative Officer in accordance with the Agreement. The parties wish to amend the Agreement to change in Mr. Wilbrecht’s compensation in light of the Board of Supervisors’ decision to modify the salary range for the position of County Administrative Officer for purposes of recruitment to fill that position on a permanent basis.

**II. AGREEMENT**

NOW, THEREFORE, the parties agree as follows:

1. Paragraph 3 of the Agreement is amended to read as follows:

“Mr. Wilbrecht’s hourly rate shall be \$93.75. Consistent with the requirements of California Government Code sections 7522.56 and 21221(h), Mr. Wilbrecht shall not work more 960 hours in any fiscal year, nor shall Mr. Wilbrecht be entitled to any benefits, incentives, compensation in lieu of benefits, or any other forms of compensation in addition to the hourly rate, except that Mr. Wilbrecht may be reimbursed for actual, job-related expenses.”

2. All other provisions of the Agreement shall remain in full force and effect.

**III. EXECUTION**

The parties hereby execute this Agreement as of the date written above.

EMPLOYEE

THE COUNTY OF MONO

\_\_\_\_\_  
David L. Wilbrecht

\_\_\_\_\_  
John Peters, Chair  
Board of Supervisors

APPROVED AS TO FORM:

\_\_\_\_\_  
County Counsel