



# 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.

Teleconference Only - No Physical Location

### Regular Meeting April 7, 2020

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#### TELECONFERENCE INFORMATION

As authorized by Governor Newsom's Executive Order, N-29-20, dated March 17, 2020, the meeting will be held via teleconferencing with members of the Board attending from separate remote locations. This altered format is in observance of recent recommendations by local officials that certain precautions be taken, including social distancing, to address the threat of COVID-19.

#### **Important Notice to the Public Regarding COVID-19**

Based on guidance from the California Department of Public Health and the California Governor's Officer, in order to minimize the spread of the COVID-19 virus, please note the following:

1. There is no physical location of the meeting open to the public. You are strongly encouraged to observe the live stream of the Board of Supervisors meetings at [http://monocounty.granicus.com/MediaPlayer.php?publish\\_id=8c4d8d56-9aa6-4b8a-ace3-1fbaaecbf14a](http://monocounty.granicus.com/MediaPlayer.php?publish_id=8c4d8d56-9aa6-4b8a-ace3-1fbaaecbf14a)
2. If you wish to make a comment on a specific agenda item before the meeting, please submit your comment via email by 5:00 p.m. on the day prior to the Board meeting. Please submit your comment to the Deputy Clerk of the Board Scheereen Dedman at [sdedman@mono.ca.gov](mailto:sdedman@mono.ca.gov). Every effort will be made to read your comment into the record, but comments longer than 250 words may not be read due to time limitations. All comments will be made a part of the record. Please make sure to submit a separate email for each item that you wish to comment upon.
3. If you are watching the live stream of the Board meeting and wish to make either a general public comment or to comment on a specific agenda item as it is being heard, please submit your comment, limited to 250 words or less, to the Deputy Clerk of the Board Scheereen Dedman at [sdedman@mono.ca.gov](mailto:sdedman@mono.ca.gov). Every effort will be made to read your comment, but comments longer than 250 words may not be read due to time limitations. All comments will be made a part of the record. Please make sure to submit a separate email for each item that you wish to comment upon.

Board Members will participate from a teleconference location.

**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).

**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 MORNIN**

**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.  
(The clerk will read comments received via email at this time.)

**2. RECOGNITIONS - NONE**

**3. COUNTY ADMINISTRATIVE OFFICE**

CAO Report regarding Board Assignments  
Receive brief oral report by County Administrative Officer (CAO) regarding work activities.

**4. DEPARTMENT/COMMISSION REPORTS**

**5. CONSENT AGENDA**

(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item.)

**A. Board Minutes**

Departments: Clerk of the Board

Approval of the Board Minutes of the Board of Supervisors Regular meeting on February 18, 2020.

**Recommended Action:** Approve the Board Minutes of the Board of Supervisors Regular meeting on February 18, 2020.

**Fiscal Impact:** None.

**B. 2020-2021 Boating Safety and Enforcement Financial Aid Program Agreement**

Departments: Sheriff

2020-2021 Boating Safety and Enforcement Financial Aid Program Agreement.

**Recommended Action:** Approve Resolution 20-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 2020-2021.

**Fiscal 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 2020-2021. When the agreement is awarded, the award will not exceed \$131,065.00. There is no match requirement for this grant.

**C. Amendment to Mono County Code Section 3.03.030 Related to CAO Settlement Authority**

Departments: County Counsel

Proposed ordinance amending section 3.03.030 of the Mono County Code to increase delegated authority of the County Administrative Officer to process, allow, compromise or settle claims against the County from \$20,000 to \$30,000.

**Recommended Action:** Adopt proposed ordinance ORD20-\_\_\_, Amending section 3.03.030 of the Mono County Code to increase delegated authority of the County Administrative Officer to process, allow, compromise or settle claims against the County from \$20,000 to \$30,000.

**Fiscal Impact:** None.

**D. Claim for Damages - Vickie Murphy**

Departments: Risk Management

Claim for damages filed by Vickie Murphy for bodily injury accident outside of the jurisdiction of Mono County.

**Recommended Action:** Deny the claim and direct the Risk Manager, in consultation with County Counsel, to send the notice to the claimant of said denials.

**Fiscal Impact:** None.

**E. Proposed Second Amendment to Agreement for Special Counsel Services (Brett L. Price)**

Departments: County Counsel, Assessor

Proposed Second Amendment seeking to increase fees associated with Agreement For Services of Special Counsel (Property Tax Appeals and Litigation) between the County and Norman Dowler LLP and Brett L. Price.

**Recommended Action:** Approve County entry into proposed second amendment increasing fees associated with contract for services of special counsel Brett L. Price. Provide any desired direction to staff.

**Fiscal Impact:** None. Entry into the Agreement does not obligate the County to utilize special counsel services. Funding for such services (if utilized) is already in the Assessor's budget.

**F. Resolution Approving Use of a Five-Year Audit Cycle for Tri-Valley Groundwater Mgmt. District**

Departments: Finance

Resolution approving use of a five-year audit cycle for Tri-Valley Groundwater Management District in lieu of an annual audit.

**Recommended Action:** Approve Resolution R20-\_\_\_, Approving use of a five-year audit cycle for Tri-Valley Groundwater Management District in lieu of an annual audit.

**Fiscal Impact:** Slight decrease in the annual audit fees plus reduction in finance and special district personnel time devoted to the audit.

**G. Resolution Approving Use of a Three-Year Audit Cycle for Mammoth Lakes Community Service District**

Departments: Finance

Resolution approving use of a three-year audit cycle for Mammoth Lakes Community Service District (CSD).

**Recommended Action:** Approve Resolution R20-\_\_\_, Approving use of a three-year audit cycle for Mammoth Lakes Community Service District.

**Fiscal Impact:** Slight decrease in annual audit fees plus a reduction in finance and special district personnel time devoted to the audit.

**6. CORRESPONDENCE RECEIVED**

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

**A. LADWP Provision of Water in Long Valley**

A letter from the Los Angeles Department of Water and Power (LADWP) to Long Valley Stakeholders informing how this year's precipitation will impact diversions in support of the variety of needs and uses in and around the Long Valley area; and a response letter from the Keep Long Valley Green Coalition.

**B. USFWS News Release Announcing Withdrawal of Proposed Rule Listing Bi-State Sage Grouse as Threatened**

A United States Fish and Wildlife (USFW) News Release, announcing its withdrawal of the 2013 proposed rule to list the bi-state distinct population segment of greater sage-grouse as threatened under the Endangered Species Act.

**7. REGULAR AGENDA - MORNING**

**A. COVID-19 (Coronavirus) Update**

Departments: CAO

(Steve Barwick, CAO) - An opportunity for Mono County Departments and stakeholders to share Coronavirus-related issues with the Board, to include, but not limited to, the Public Health Department and its efforts to provide guidance and mitigation measures to reduce the impact of COVID-19 in Mono County and the Eastern Sierra.

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

**Fiscal Impact:** None.

**B. FY 2020-2021 Budget Calendar Revision due to COVID-19**

Departments: Finance

15 minutes

(Janet Dutcher) - The FY 2020-2021 budget development calendar for FY 2020-2021 we introduced in early February 2020, needs to be delayed by two months because essential staffing resources right now are committed to fighting the spread of the COVID-19 virus. Staff will review the new recommended timeline and key dates.

**Recommended Action:** None Required. Receive direction from the Board about the revised budget calendar for the development of the County's FY 2020-2021 budget.

**Fiscal Impact:** None.

**C. Cal OES 130 Designation of Applicant's Agent Resolution**

Departments: Finance

5 minutes

(Janet Dutcher) - Cal OES Form 130, Designation of Applicant's Agent Resolution, is necessary to apply for emergency related funding through Cal OES. This form was last approved by the Board of Supervisors on January 9, 2018, and the authorized agents have changed. Approval of this form is good for three years.

**Recommended Action:** Approve Cal OES Form 130, Designation of Applicant's Agent Resolution.

**Fiscal Impact:** Approval of this form qualifies Mono County for funding anticipated to cover the cost of responding to the COVID-19 Public Health Emergency.

**D. Proposed Urgency Ordinance Amending Section 3.04.060 of the Mono County Code Regarding Purchasing Agents During an Emergency**

Departments: County Counsel

5 minutes

(Christian Milovich) - Proposed urgency ordinance amending section 3.04.060 of

the Mono County Code to authorize the County Administrative Officer to designate additional County employees as assistant purchasing agents during a state of emergency and authorizing such assistant purchasing agents to make purchases of goods and supplies in an amount not to exceed \$10,000.

**Recommended Action:** Adopt proposed ordinance as an urgency ordinance to become effective immediately. This item requires a 4/5 vote to pass.

**Fiscal Impact:** None.

**E. Civic Center Update**

Departments: Public Works

20 minutes

(Tony Dublino, Director of Public Works; Nate Greenberg, IT Director) - Weekly update on the County's Civic Center project at 1290 Tavern Road, and efforts to transition from other Mammoth locations into the Civic Center as of June 1, 2020.

**Recommended Action:** None; Informational only.

**Fiscal Impact:** None.

**F. Employment Agreement - Mark Hanson / Sheriff's Lieutenant**

Departments: Sheriff / Human Resources

5 minutes

(Sheriff Ingrid Braun) - Proposed resolution approving a contract with Mark Hanson as Sheriff's Lieutenant, and prescribing the compensation, appointment and conditions of said employment.

**Recommended Action:** Announce Fiscal Impact. Approve Resolution #R20-\_\_\_\_, Approving a contract with Mark Hanson as Sheriff's Lieutenant, 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:** Total cost of the Lieutenant position for remainder of Fiscal Year 19/20 is \$71,214, of which \$41,236 is salary and \$29,978 is benefits. Total cost for a full year is \$244,162, of which \$141,381 is salary and \$102,781 is benefits. This position was fully funded in the Fiscal Year 19/20 Budget.

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

on items of public interest that are within the subject matter jurisdiction of the Board. (The clerk will read comments received via email at this time.)

**9. CLOSED SESSION**

**A. Closed Session - Human Resources**

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Steve Barwick, Stacey Simon, Dave Butters, Janet Dutcher, and Anne Larsen. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39 - majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO). Unrepresented employees: All.

**B. Closed Session - Public Employment**

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

**C. Closed Session - Workers' Compensation**

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION. Subdivision (a) of Government Code section 54956.9. Name of case: Worker's compensation claim of Jeffrey Beard.

**D. Closed Session - Real Property Negotiations**

CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Government Code section 54956.8. Property: 452 Old Mammoth Road, Mammoth Lakes. Agency negotiators: Dave Wilbrecht and Shields Richardson. Negotiating parties: Mono County and 452 OM RD., Investors, LLC. Under negotiation: Price and terms of lease.

**10. 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** April 7, 2020

**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 the Board Minutes of the Board of Supervisors Regular meeting on February 18, 2020.

**RECOMMENDED ACTION:**

Approve the Board Minutes of the Board of Supervisors Regular meeting on February 18, 2020.

**FISCAL IMPACT:**

None.

**CONTACT NAME:** Scheereen Dedman

**PHONE/EMAIL:** 7609325538 / sdedman@mono.ca.gov

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

Click to download
<a href="#">2-18-20 DRAFT Minutes</a>

**History**

Time	Who	Approval
4/2/2020 3:33 PM	County Administrative Office	Yes
4/1/2020 5:49 PM	County Counsel	Yes
4/1/2020 11:14 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  
February 18, 2020**

<b>Flash Drive</b>	<b>Portable Recorder</b>
<b>Minute Orders</b>	<b>M20-35 – M20-38</b>
<b>Resolutions</b>	<b>R20-21 – R20-23</b>
<b>Ordinance</b>	<b>ORD20-02 Not Used</b>

9:05 AM Meeting Called to Order by Chair Corless.

*Supervisors Present: Corless, Gardner, Kreitz, Peters, and Stump.  
Supervisors Absent: None.*

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

Pledge of Allegiance led by Supervisor Kreitz

Supervisor Stump:

- Shared quotes from Mahatma Gandhi:
- "I will not let anyone walk through my mind with their dirty feet."
- "The weak can never forgive, forgiveness is an attribute of the strong."

Supervisor Corless:

- Move items 7d and h to the end of the regular agenda.
- May be continued to Special meeting on February 24.

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

No one spoke.

**Note:**

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

**2. RECOGNITIONS - NONE**

**3. COUNTY ADMINISTRATIVE OFFICE**

CAO Report regarding Board Assignments

**Steve Barwick, CAO:**

- Hired Bob Lawton as Assistant CAO. Starting next Monday.
- Janet agreed to search for a firm to help create a multi-year financial forecast to assist with upcoming budget.
- Progress on negotiations with Probation employees. Believe we have an agreement, just working out the details. Trying to do it right, not just fast.
- Continuing to make progress on the health and wellness report with Beth Cohen. Looking for temporary assistance to really help this project bloom, especially someone with organization development experience, but willing to talk to anyone.

**4. DEPARTMENT/COMMISSION REPORTS**

**Garrett Higerd, Engineer:**

- Status of the new Bridgeport Jail project.

**Robin Roberts, Behavioral Health Director:**

- Meeting with Director Sandra Pearce from Public Health to determine how we can share services to alleviate fiscal issues the Public Health department is having.
- Working with IT Director Nate Greenberg to work on staff development day March 12, develop strategic plan for our department, starting with 2020.

**Supervisor Peters:**

- Asked to adjourn the meeting in memory of Don Clark, former Eastern Sierra Unified School District Superintendent.

**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. Claim for Damages - Joan Wenger**

Departments: Risk Management

Claim for damages filed by Joan Wenger for psychological injuries associated with the placement of a headstone for a family member at the family plot at the Mono Lake Cemetery.

**Action:** Deny the claim and direct the Risk Manager, in consultation with County Counsel, to send the notice to the claimant of said denials.

**Peters moved; Gardner seconded**

**Vote: 5 yes; 0 no**

**M20-35**

**B. Sierra Nevada Red Fox Proposed Listing Comment Letter**

Departments: Community Development - Planning

**Note:**

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

Comment letter to the U.S. Fish & Wildlife Service regarding the proposed listing of the Sierra Nevada Distinct Population segment of the Sierra Nevada Red Fox.

**Action:** Approve proposed comment letter to the U.S. Fish & Wildlife Service and authorize Board Chair to sign.

**Peters moved; Gardner seconded**

**Vote: 5 yes; 0 no**

**M20-36**

### **C. Allocation List Amendment - Behavioral Health**

Departments: Behavioral Health

Proposed amendment to the Behavioral Health Department's allocation list to change existing .6 FTE Case Manager I to 1 FTE Case Manager I to expand programming in Bridgeport, Walker, and Coleville.

**Action:** Adopt proposed resolution R20-21, Amendment to the Behavioral Health Department's allocation list to change existing .6 FTE Case Manager I to 1 FTE Case Manager I to expand programming in Bridgeport, Walker, and Coleville.

**Peters moved; Gardner seconded**

**Vote: 5 yes; 0 no**

**R20-21**

## **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. Bridgeport RPAC Letter to Sierra Nevada Conservancy**

The Bridgeport Valley Regional Planning Advisory Committee's (RPAC) letter to the Sierra Nevada Conservancy (SNC) regarding the Proposition 68 vibrant recreation and tourism - Buckeye Hot Springs recreation enhancement project.

### **B. Suddenlink Changes to Video Rates for Commercial Customers Only**

Altice USA, Inc. (doing business as Suddenlink) provided notice of upcoming pricing changes for certain video rates impacting commercial customers only. Please see the attachments for exact rates.

### **C. Integrated Regional Water Management Program (IRWM) Letter to the Director of the Governor's Water Resiliency Portfolio**

The IRWM comments on the draft Water Resilience Portfolio.

**Note:**

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

**D. Inyo - Mono 4-H Road Runner Newsletter Winter 2020**

The Inyo-Mono 4-H Road Runner Newsletter for Winter 2020.

**E. Application for Alcoholic Beverage License - Red Fir Road LLC**

An application to the State of California Department of Alcoholic Beverage Control for Alcoholic Beverage License by Red Fir Road LLC doing business as Country Liquor located at 94 Laurel Mountain Rd., Mammoth Lakes, CA., 93546.

**F. First 5 Mono County Home Visiting Flyer**

First 5 Mono County flyer discussing its Home Visiting Program, "Welcome Baby & Healthy Families."

**7. REGULAR AGENDA - MORNING**

**A. Housing Trust Funds Presentation**

Departments: Board of Supervisors

(Michael Anderson, Community Change, Housing Trust Fund Division Director)  
- Discussion of housing trust funds as a strategy for addressing affordable housing needs.

**Action:** None.

**Supervisor Kreitz:**

- Introduced item.

**Michael Anderson, Community Change, Housing Trust Fund Division Director:**

- Went through presentation.

**B. Community Development Block Grant 2020 Notice of Funding Availability (NOFA)**

Departments: Finance

(Megan Mahaffey) - The Community Development Block Grant 2020 Notice of Funding Availability (NOFA) has been released for \$60 million. This is a public hearing required as part of the grant application process. Mono County is eligible to apply for up to six activities during this funding cycle for up to \$9.5 million.

**Action:** None.

**Megan Mahaffey, Fiscal Technical Specialist:**

- Introduced item.

*Public Hearing Opened: 10:01 AM*

**Molly DesBailllets, First 5 Executive Director:**

- Spoke about the public services section of the program.

**Note:**

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

**Patricia Robertson, Mammoth Lakes Housing (MLH) Executive Director:**

- Spoke about the programs and projects MLH would apply for under the CDBG Grant.

**Rhonda Duggan, District 2:**

- Offered support for item 3 to pursue finding more definitive information about the infrastructure that the County has that would be in some areas.

**Eric Olson, District 2:**

- Asked for clarification - are County residents included in MLH funding for First time homebuyers?

**Tony Dublino, Public Works Director:**

- Would like to reserve the opportunity to apply for funds that have not been spoken for by others.

*Public Hearing Closed: 10:18 AM*

*Break: 10:34 AM*

*Reconvene: 10:42 AM*

Moved to item 7e.

### **C. Mono County Revolving Loan Fund (RLF) Update**

Departments: Finance

(Patricia Robertson, Megan Mahaffey) - Mammoth Lakes Housing has utilized the Mono County Revolving Loan Fund for a total of five purchases of deed restricted properties from September 26, 2017 to December 31, 2019. The RLF was used to purchase two properties in December of 2019.

**Action:** Receive update from Mammoth Lakes Housing on use of Mono County Revolving Loan Fund (RLF) as per Resolution 17-86.

**Megan Mahaffey:**

- Introduced item.

**Patricia Robertson:**

- Active in buying back deed restricted units of November and December of last year.
- Used County RLF funds to purchase 2 units at Meridian Court and will be sold.
- The third unit went directly from seller to an eligible household.
- TOML increased RLF limit.
- MLH had to put cash into a unit to fulfill the buyback.

### **D. Comment Letter - Density Bonus Regulations within the Town of Mammoth Lakes**

Departments: Board of Supervisors

(Stacey Simon) - Letter to the Town of Mammoth Lakes providing input into proposed amendment to Town zoning regulations to expand the availability of density bonuses for qualified affordable housing projects within the Town.

**Note:**

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

**Action:** None.

Item continued to February 24 special meeting.

Moved to item 7f.

## **E. Cannabis Operation Permits 19-005 and 19-006 - Colitas Farms**

Departments: Community Development

(Wendy Sugimura) - Written decision and findings regarding Cannabis Operation Permits 19-005 and 19-006 (Colitas Farms cultivation and manufacturing permits).

**Action:** Affirm February 4, 2020, denial of permits 19-005 and 19-006 and approve and adopt written decision and findings as drafted or as modified by the Board.

**Peters moved; Gardner seconded**

**Vote: 3 yes; 2 no**

**R20-22**

**Christy Milovich:**

- Clarified that this item is only meant to put adjudication into writing.

**Bentley Regehr, Analyst:**

- Introduced item.

**Jeni Pearsons, Applicant:**

- Read statement (Available in additional documents).

**Name unknown:**

- Support legal document provided by the Office of the County Counsel.

Supervisors Kreitz and Corless voted no.

Move to Item 7c.

## **F. Authority to Hire Planning Analyst at Step B - Community Development**

Departments: CDD

(Wendy Sugimura) - Based on qualifications, consider hiring a Community Development Department Planning Analyst I at the B step.

**Action:** Authorize the hiring of Community Development Department Planning Analyst I at Range 66, Step B.

**Kreitz moved; Gardner seconded**

**Vote: 5 yes; 0 no**

**M20-37**

**Wendy Sugimura, Community Development Director:**

- Introduced item.

## **G. Employment Agreement - Lawton / Assistant CAO**

**Note:**

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

Departments: Human Resources/CAO

(Dave Butters) - Proposed resolution approving a contract with Robert Lawton as Assistant County Administrative Officer, and prescribing the compensation, appointment and conditions of said employment.

**Action:** Announce Fiscal Impact. Approve Resolution #R20-23, Approving a contract with Robert Lawton as Assistant 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 cost for this position for the remainder of FY 2019-2020 (February 24, 2020 through June 30, 2020) is approximately \$84,466 of which \$52,369 is salary, and \$32,097 is the cost of the benefits and was included in the approved budget. The cost for an entire fiscal year would be approximately \$239,838 of which \$142,500 is salary and \$87,338 is the cost of benefits.

**Gardner moved; Stump seconded**

**Vote: 5 yes; 0 no**

**R20-23**

**Dave Butters, HR:**

- Introduced item.

**Bob Lawton, Assistant CAO:**

- Introduced self, gave background.

Chair Corless Announced Fiscal Impact.

## H. FY 2020-21 Budget Update

Departments: Finance, CAO

(Janet Dutcher) - CAO and Finance will update the Board about the FY 2020-21 budget development process.

**Action:** None.

Item moved to March 10 meeting.

## I. Mono County 2020 Legislative Platform

Departments: Administration

(Steve Barwick) - Presentation by County Administrative Officer, Steve Barwick, regarding follow up on the Legislative Platform.

**Action:** Finalize and approve document for printing and posting to the County website.

**Kreitz moved; Gardner seconded**

**Vote: 5 yes; 0 no**

**M20-38**

**Steve Barwick, CAO:**

**Note:**

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

- Introduced item.
- The final copy will be available next Wednesday.

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

No one spoke.

## **9. CLOSED SESSION**

### **A. Closed Session - Human Resources**

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Steve Barwick, Stacey Simon, Dave Butters, Janet Dutcher, and Anne Larsen. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39 - majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO). Unrepresented employees: All.

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

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

### **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: two.

*Closed Session: 11:15 AM  
Reconvene: 11:23 AM*

Nothing to report out of closed session.

## **10. BOARD MEMBER REPORTS**

The Board may, if time permits, take Board Reports at any time during the meeting and not at a specific time.

Moved to February 24 Special meeting.

**ADJOURNED in memory of Don Clark at 11:23 AM**

**ATTEST**

**Note:**

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



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**STACY CORLESS**  
**CHAIR OF THE BOARD**

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**SCHEEREEN DEDMAN**  
**SR. DEPUTY CLERK**



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

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** April 7, 2020

**Departments: Sheriff**

**TIME REQUIRED**

**SUBJECT** 2020-2021 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)

2020-2021 Boating Safety and Enforcement Financial Aid Program Agreement.

**RECOMMENDED ACTION:**

Approve Resolution 20-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 2020-2021.

**FISCAL 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 2020-2021. When the agreement is awarded, the award will not exceed \$131,065.00. There is no match requirement for this grant.

**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="#">Staffing Report</a>
<input type="checkbox"/> <a href="#">20-21 Boating Grant Resolution</a>

**History**

Time

Who

Approval

4/2/2020 3:24 PM	County Administrative Office	Yes
4/1/2020 10:34 AM	County Counsel	Yes
4/1/2020 12:29 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: April 7, 2020  
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 2020-2021 Boating Safety and Enforcement Financial Aid Program Agreement

**RECOMMENDATION:**

Approve Resolution 20-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 2020-2021. 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.

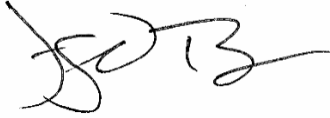
The California Department of Parks and Recreation, Division of Boating and Waterways, has requested a governing body resolution for participation in the Boating Safety and Enforcement Financial Aid Program Agreement. The resolution should specifically identify the following personnel as administrators 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 2020-2021. 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', written over a faint circular stamp.

Ingrid Braun, Sheriff-Coroner



R20-\_\_

**A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS  
AUTHORIZING THE COUNTY'S PARTICIPATION IN THE FY 2020-2021  
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 2020-2021 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 2020-2021 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 Stacie Corless, Chair  
12 Mono County Board of Supervisors

13 **ATTEST:**

14 **APPROVED AS TO FORM:**

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

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



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** April 7, 2020

**Departments: County Counsel**

**TIME REQUIRED**

**SUBJECT** Amendment to Mono County Code  
Section 3.03.030 Related to CAO  
Settlement Authority

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

### AGENDA DESCRIPTION:

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

Proposed ordinance amending section 3.03.030 of the Mono County Code to increase delegated authority of the County Administrative Officer to process, allow, compromise or settle claims against the County from \$20,000 to \$30,000.

### RECOMMENDED ACTION:

Adopt proposed ordinance ORD20-\_\_, Amending section 3.03.030 of the Mono County Code to increase delegated authority of the County Administrative Officer to process, allow, compromise or settle claims against the County from \$20,000 to \$30,000.

### FISCAL IMPACT:

None.

**CONTACT NAME:** Stacey Simon

**PHONE/EMAIL:** x1704 / [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="#">Ordinance</a>

### History

Time	Who	Approval
4/2/2020 3:24 PM	County Administrative Office	Yes



3/23/2020 11:49 AM

County Counsel

Yes

4/1/2020 11:19 AM

Finance

Yes

**County Counsel**  
Stacey Simon

**Assistant County Counsels**  
Christian E. Milovich  
Anne L. Frievalt

**Deputy County Counsel**  
Jason 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: April 7, 2020

Re: Proposed Ordinance increasing CAO's settlement authority from \$20,000 to \$30,000

**Recommended Action**

Adopt proposed ordinance.

**Strategic Plan Focus Areas Met**

Economic Base     Infrastructure     Public Safety  
 Environmental Sustainability     Mono Best Place to Work

**Fiscal Impact**

None.

**Discussion**

Chapter 3.03 of the Mono County Code includes the County's processes for handling claims made against the County. As a part of that Chapter, the Board has delegated to the CAO the authority to process, allow, compromise or settle claims up to \$20,000.

CAO Barwick has requested an increase in the that amount to \$30,000. Government Code section 935.3 authorizes delegation of authority up to \$50,000. The proposed ordinance would amend section 3.03.030 of the County Code to increase the CAO's authority to \$30,000.

If you have any questions regarding this item prior to your meeting, please call me at 760-924-1704.



ORDINANCE NO. ORD20-\_\_

**AN ORDINANCE OF THE MONO COUNTY  
BOARD OF SUPERVISORS AMENDING SECTION 3.03.030  
OF THE MONO COUNTY CODE TO INCREASE DELEGATED  
AUTHORITY TO THE COUNTY ADMINISTRATIVE OFFICER  
TO PROCESS, ALLOW, COMPROMISE OR SETTLE  
CLAIMS AGAINST THE COUNTY FROM \$20,000 TO \$30,000**

**WHEREAS**, Mono County Code Chapter 3.03 describes the procedures and requirements for the filing of and response to claims against the County, by reference to Government Code sections 935 et seq.; and

**WHEREAS**, pursuant to Government Code section 935.3, the Board of Supervisors has delegated authority to the County Administrative Officer (CAO) to perform those functions of the board prescribed by Title 1, Division 3.6, Part 3 (commencing with Section 900) of the California Government Code (the "Government Claims Act") with respect to any claims seeking twenty thousand dollars or less from the County; and

**WHEREAS**, the Board has additionally authorized the CAO to allow, compromise or settle any such claim against the County; and

**WHEREAS**, Government Code section 935.3 allows the governing body of a public entity to delegate this authority, up to fifty thousand dollars, to an employee of that public entity; and

**WHEREAS**, the Board now wishes to increase the amount of delegated authority contained in Mono County Code section 3.03.030 to thirty thousand dollars (\$30,000);

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

**SECTION ONE:** Section 3.03.030 of the Mono County Code is hereby amended, in its entirety to read as follows:

**"3.03.030 – Claims of thirty thousand dollars or less – Delegation of authority**

Under Section 935.3 of the California Government Code, the board of supervisors does delegate to the county administrator or his designee the authority to perform those functions of the board prescribed by Title 1, Division 3.6, Part 3 (commencing with Section 900) of the California Government Code with respect to any claims seeking thirty thousand dollars or less from the county. The board further authorizes the county administrator to allow, compromise, or settle any such claim against the county, including any anticipated or potential claims that have not been formally presented or

1 asserted. Upon written order of the county administrator, the county's auditor-controller  
2 shall cause a warrant to be issued upon the county treasury in the amount for which a  
claim has been allowed, compromised, or settled.”

3 **SECTION TWO:** This ordinance shall become effective 30 days from the date of its  
4 adoption and final passage, which appears immediately below. The Clerk of the Board of  
5 Supervisors shall post this ordinance and also publish it in the manner prescribed by Government  
6 Code Section 25124 no later than 15 days after the date of its adoption and final passage. If the  
7 Clerk fails to publish this ordinance within said 15-day period, then the ordinance shall not take  
effect until 30 days after the date of publication.

8 **PASSED, APPROVED and ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2020,  
9 by the following vote, to wit:

10 **AYES:**

11 **NOES:**

12 **ABSENT:**

13 **ABSTAIN:**

14 \_\_\_\_\_  
15 Stacy Corless, Chair  
16 Mono County Board of Supervisors

17 **ATTEST:**

17 **APPROVED AS TO FORM:**

18 \_\_\_\_\_  
19 Clerk of the Board

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



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** April 7, 2020

**Departments: Risk Management**

**TIME REQUIRED**

**SUBJECT** Claim for Damages - Vickie Murphy

**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)

Claim for damages filed by Vickie Murphy for bodily injury accident outside of the jurisdiction of Mono County.

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### RECOMMENDED ACTION:

Deny the claim and direct the Risk Manager, in consultation with County Counsel, to send the notice to the claimant of said denials.

---

### FISCAL IMPACT:

None.

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### CONTACT NAME:

**PHONE/EMAIL:** /

---

### SEND COPIES TO:

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### MINUTE ORDER REQUESTED:

YES  NO

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### ATTACHMENTS:

Click to download

[Vickie Murphy staff report](#)

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### History

Time	Who	Approval
4/2/2020 3:25 PM	County Administrative Office	Yes
4/1/2020 10:43 AM	County Counsel	Yes
3/19/2020 4:32 PM	Finance	Yes





## COUNTY OF MONO

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P.O. BOX 696, BRIDGEPORT, CALIFORNIA 93517  
(760) 932-5405 • FAX (760) 932-5411

Jay Sloane  
Risk Manager

To: Board of Supervisors  
From: Jay Sloane  
Date: April 7, 2020  
Re: Claim for Damages – Vickie Murphy

Discussion:

On February 27, 2020 the Clerk of the Board received a claim filed by Vickie Murphy. The claim alleges bodily injury on September 3, 2019 from a bicycle accident near the intersection of Lake Mary and Minaret Road within the Town of Mammoth Lakes. This claim is misdirected as Mono County does not own or have jurisdiction or involvement with this location.

Recommended Action:

Deny the claim and direct the Risk Manager, in consultation with County Counsel, to send the notice to the claimant of said denials.

Fiscal Impact:

None



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

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** April 7, 2020

**Departments: County Counsel, Assessor**

**TIME REQUIRED**

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**SUBJECT** Proposed Second Amendment to  
Agreement for Special Counsel  
Services (Brett L. Price)

**AGENDA DESCRIPTION:**

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

Proposed Second Amendment seeking to increase fees associated with Agreement For Services of Special Counsel (Property Tax Appeals and Litigation) between the County and Norman Dowler LLP and Brett L. Price.

**RECOMMENDED ACTION:**

Approve County entry into proposed second amendment increasing fees associated with contract for services of special counsel Brett L. Price. Provide any desired direction to staff.

**FISCAL IMPACT:**

None. Entry into the Agreement does not obligate the County to utilize special counsel services. Funding for such services (if utilized) is already in the Assessor's budget.

**CONTACT NAME:** Christian Milovich

**PHONE/EMAIL:** X1706 / cmilovich@mono.ca.gov

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

Click to download
<a href="#">Staff Report</a>
<a href="#">Proposed Second Agreement</a>

**History**

Time	Who	Approval
4/2/2020 3:31 PM	County Administrative Office	Yes



4/2/2020 12:13 PM

County Counsel

Yes

4/2/2020 12:04 PM

Finance

Yes

**County Counsel**  
Stacey Simon

**Assistant County Counsels**  
Christian E. Milovich  
Anne L. Frievault

**Deputy County Counsel**  
Jason 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: Office of the Mono County Counsel

Date: April 7, 2020

Re: Proposed Second Amendment to Agreement for Services of Special Counsel (Property Tax Assessment Appeals and Litigation) seeking to increase fees associated with the provision of services of special counsel Brett L. Price.

**Recommended Action:**

Approve County entry into Proposed Second Amendment to Agreement for Services of Special Counsel (Property Tax Assessment Appeals and Litigation). Authorize Board Chair to sign said Agreement on behalf of the County. Provide any desired direction to staff.

**Fiscal Impact:**

None. Entry into the Agreement does not obligate the County to utilize special counsel services. Funding for such services (if utilized) is already in the Assessor's budget.

**Discussion:**

As the Board may know or recall, the County has an existing relationship with Brett L. Price, an attorney specializing in assessment appeals and property tax matters on behalf of assessors throughout the State of California. Mr. Price has provided special services to Mono County for many years. His current contract was executed on May 1, 2015 and is the contract this proposed amendment seeks to change. The proposed amendment would increase Mr. Price's hourly billing rate by \$25 and those of his associates and assistants by \$10. Mr. Price's last rate increase occurred in 2016. Other than the adjusted billing rate, all other terms of the existing agreement will remain unchanged.

Note that as with any outside counsel, this amendment does not obligate the County or the Assessor to use Mr. Price's services in the future. It simply creates and preserves the option to use those services if and when needed. The Assessor has been apprised of this item and concurs with the recommended approval.

If you have any questions regarding this item prior to your meeting, please call Christian Milovich at 760-924-1706.

**SECOND AMENDMENT TO AGREEMENT  
FOR SERVICES OF SPECIAL COUNSEL**

(Property Tax Assessment Appeals and Litigation)

THIS SECOND AMENDMENT TO AGREEMENT FOR SERVICES OF SPECIAL COUNSEL ("Second Amendment" herein) is made and entered into as of the 1<sup>st</sup> day of January, 2020 by and between the COUNTY OF MONO ("County" herein) and NORMAN DOWLER LLP and BRETT L. PRICE (collectively "Attorney" herein) in relation to that certain Agreement for Services of Special Counsel dated May 1, 2015, whereby the County retained the services of Attorney to advise and represent the Mono County Assessor ("Assessor" herein) and/or the County in relation to various property tax matters, and the related First Amendment dated December 1<sup>st</sup> 2016 (collectively the "Agreement" herein)

**Recitals**

WHEREAS, said Agreement was entered into in 2015 and there has been only one adjustment, modification or amendment of the terms thereof, including, without limitation, the Compensation to be paid Attorney under paragraph 5.a. thereof since May 1, 2015; and,

WHEREAS, Attorney's costs of operation have risen substantially in the last years, and the cost and value of Attorney's services have increased commensurately; and,

WHEREAS, various property tax matters and disputes continue to arise and require resolution, and the continued services of Attorney are needed to handle and resolve such matters, as well as additional property tax matters anticipated to arise in the future, and the services of Attorney are, therefore, still required by the County and the Assessor; and,

WHEREAS, it is necessary and advisable to amend the Agreement to increase the rates of Compensation of Attorney, to enable Attorneys to economically perform and complete the services for which they were retained:

NOW, THEREFORE, in consideration of the mutual promises, covenants, conditions and terms contained herein and in the Agreement, it is hereby agreed by and between the County and Attorney that the Agreement is amended, as follows:

**1. Compensation.**

Paragraph 5.a. of the Agreement, is hereby amended to increase the hourly rates of fees to be paid Attorney as follows:

<u>"a. Fees for Professional Services</u>	<u>Rate</u>
<u>Title</u>	
Brett L. Price	\$285/hour
Senior Associates (4+ years' experience)	\$235/hour
Associates (up to 4 years' experience)	\$210/hour
Legal Assistants/Law Clerks	\$135/hour

Such rates shall apply to all services performed by Attorney, including, but not limited to, investigation, research, evaluation, consultation, travel, preparation, negotiation, communications, meetings, pleadings, briefing, and appearances at proceedings before the Board, the State Board of Equalization and any Court(s)."

2. **Other Terms.**

All other terms and conditions of the Agreement shall continue in full force and effect.

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

COUNTY OF MONO

By \_\_\_\_\_  
Chairperson of the Mono County  
Board of Supervisors

NORMAN DOWLER LLP &  
BRETT L. PRICE

By \_\_\_\_\_  
Brett L. Price, Esq.

APPROVED AS TO FORM

APPROVED AS TO CONTENT:

By \_\_\_\_\_  
Stacey Simon, Esq.  
Mono County Counsel

By \_\_\_\_\_  
Barry Beck  
Mono County Assessor



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

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** April 7, 2020

**Departments: Finance**

**TIME REQUIRED**

**SUBJECT** Resolution Approving Use of a Five-  
Year Audit Cycle for Tri-Valley  
Groundwater Mgmt. District

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**AGENDA DESCRIPTION:**

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

Resolution approving use of a five-year audit cycle for Tri-Valley Groundwater Management District in lieu of an annual audit.

**RECOMMENDED ACTION:**

Approve Resolution R20-\_\_\_, Approving use of a five-year audit cycle for Tri-Valley Groundwater Management District in lieu of an annual audit.

**FISCAL IMPACT:**

Slight decrease in the annual audit fees plus reduction in finance and special district personnel time devoted to the audit.

**CONTACT NAME:** Megan Mahaffey

**PHONE/EMAIL:** 760-924-1836 / mmahaffey@mono.ca.gov

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

Click to download
<a href="#">Staff Report</a>
<a href="#">Tri-Valley Water District Board Resolution</a>
<a href="#">Draft BOS Resolution</a>

**History**

Time	Who	Approval
4/2/2020 3:28 PM	County Administrative Office	Yes

4/1/2020 5:43 PM

County Counsel

Yes

4/2/2020 12:00 PM

Finance

Yes



# DEPARTMENT OF FINANCE

## AUDITOR-CONTROLLER

### COUNTY OF MONO

---

*Vacant*  
*Assistant Finance Director*  
*Auditor-Controller*

*Janet Dutcher, CPA, CGFM*  
*Director of Finance*

*P.O. Box 556*  
*Bridgeport, California 93517*  
*(760) 932-5490*  
*Fax (760) 932-5491*

**TO:** Honorable Board of Supervisors

**FROM:** Janet Dutcher, Finance Director  
Megan Mahaffey, Accountant

**DATE:** March 7, 2020

**SUBJECT:** Resolution approving use of a five-year audit cycle for Tri-Valley Water District in lieu of an annual audit.

---

#### **RECOMMENDATION:**

Approve Resolution R20-\_\_\_, approving the change to a five-year audit cycle for Tri-Valley Water District in lieu of an annual audit.

#### **BACKGROUND:**

California State law requires the County Auditor to contract with a CPA firm to perform an annual audit of a special district within the County, if the district does not do so on their own. Special District annual audits are required to be remitted to the California State Controller's Office within twelve months following the end of each fiscal year. Each year, the Finance Department engages one CPA audit firm to perform the required external audits of seventeen of our County's special districts. Each district pays for their audit and the County makes a set contribution towards each District's accounts to ease the cost burden of these audits to the District. Until now, all seventeen district audits were performed at the same time for each fiscal year. Currently, audits are being completed for the fiscal year ended June 30, 2017. On January 7, 2019 the board approved moving Wheeler Crest Community Service District to a three-year cycle based on California Government Code Section 26909 which specifies that "a special district may by unanimous request of the governing board of the special district, with unanimous approval of the board of supervisors, replace the annual audit with an audit conducted at specific intervals, as recommended by the County Auditor, that shall be completed at least once every five years."

The Finance Director recognizes the cost savings, reduced administrative burdens, and increased ability to meet statutory filing deadlines if the annual audit were replaced with an audit performed at less frequent specific intervals. And this is balanced against each District's volume and complexity of transactions and activities that prudently might warrant performing audits at more frequent intervals or remaining on the standard annual audit cycle.

Concerning the seventeen special district audits, the Finance Director recommends the following changes the audit cycle frequencies:

SPECIAL DISTRICT	2018 REVENUES	AUDIT CYCLE FREQUENCY
ANTELOPE VALLEY WATER DISTRICT	\$2,475	5 YEAR
TRI-VALLEY GROUNDWATER MANAGEMENT DISTRICT	\$24,524	5 YEAR
MONO COUNTY RESOURCE CONSERVATION DISTRICT	\$2,467	5 YEAR
MONO CITY FIRE PROTECTION DISTRICT	\$35,142	3 YEAR
MAMMOTH LAKES COMMUNITY SERVICES DISTRICT	\$40,831	3 YEAR
LEE VINING FIRE PROTECTION DISTRICT	\$106,195	3 YEAR
WHEELER CREST COMMUNITY SERVICES DISTRICT	\$105,710	3 YEAR
WHITE MOUNTAIN FIRE PROTECTION DISTRICT	\$186,598	2 YEAR
LEE VINING PUBLIC UTILITY DISTRICT	\$188,235	2 YEAR
CHALFANT VALLEY FIRE PROTECTION DISTRICT	\$135,285	2 YEAR
PARADISE FIRE PROTECTION DISTRICT	*	1 YEAR
BIRCHIM COMMUNITY SERVICES DISTRICT	\$95,081	1 YEAR
WHEELER CREST FIRE PROTECTION DISTRICT	\$469,825	1 YEAR
ANTELOPE VALLEY FIRE PROTECTION DISTRICT	\$717,630	1 YEAR
JUNE LAKE FIRE PROTECTION DISTRICT		1 YEAR
MOSQUITO ABATEMENT DISTRICT	\$93,475	1 YEAR
LONG VALLEY FIRE PROTECTION DISTRICT	\$421,221	1 YEAR

\* The District's transactions are not maintained in the Mono County Accounting System.

**DISCUSSION:**

The purpose of this agenda item is to seek approval by resolution to change the audit frequency cycle for Tri-Valley Water District to every five years.

The Tri-Valley Water District meets regularly to discuss and make determinations of possible actions, regarding groundwater issues in the communities of: Benton, Hammil Valley, Chalfant, and pursuant to the Groundwater Sustainability Act of 2014. The District is governed by a board of eight directors. On February 26, 2020, the board of directors of the district unanimously passed a resolution requesting the change to a five-year audit cycle. A copy of that resolution is attached to this agenda item.

Pursuant to the requirements discussed above and per the attached resolution of the District's Board, the Finance Director recommends the use of a five-year audit starting with the five-year period beginning July 1, 2017 and ending June 30, 2022.

**FISCAL IMPACT:**

Slight decrease in annual audit fees plus reduction in finance and special district personnel time devoted to the audit process.

**ATTACHMENTS:**

1. Tri-Valley Water District Signed Resolution
2. Mono County Board of Supervisors draft Resolution



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RESOLUTION NO. 2020 - 01

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MONO COUNTY TRI-  
VALLEY GROUNDWATER MANAGEMENT DISTRICT TO REPLACE THE  
ANNUAL AUDIT REQUIRED BY GOVERNMENT CODE SECTION 26909 WITH  
AN AUDIT TO BE PERFORMED EVERY FIVE YEARS**

**WHEREAS**, paragraph (1) of subsection (a) of section 26909 of the California Government Code requires county auditors to either make or contract with a certified public accountant or public accountant to make an annual audit of the accounts and records of every special district within the county for which an audit by a certified public accountant or public accountant is not otherwise provided; and

**WHEREAS**, pursuant to paragraph (2) of subsection (b) of section 26909 of the California Government Code, a special district may, upon the unanimous request of its governing board and with unanimous approval of the board of supervisors, replace the required annual audit with an audit covering a five-year period provided the special district's annual revenues do not exceed an amount specified by the board of supervisors; and

**WHEREAS**, the Board of Directors of the Mono County Tri-Valley Groundwater Management District recognizes the cost savings and reduced administrative burdens to the District and the Mono County Finance Department of replacing the performance of an annual audit with an audit performed once every five years, and therefore wishes to request that the Mono County Finance Department perform an audit of the District consistent with the requirements of section 26909 of the California Government Code every five years.

**NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE MONO COUNTY TRI-VALLEY GROUNDWATER MANAGEMENT DISTRICT RESOLVES**, and hereby requests pursuant to paragraph (2) of subsection (b) of section 26909 of the California Government Code, that the Mono County Finance Department replace the annual audit required by subsection (a) of section 26909 of the California Government Code with an audit covering a five-year period so long as the District's annual revenues do not exceed an amount specified by the Mono County Board of Supervisors. This resolution and the District's request shall supersede any previous resolution or request to change the District's audit frequency pursuant to section 26909 of the California Government Code.

[CONTINUED ON NEXT PAGE]

1 **PASSED, APPROVED AND ADOPTED** this 26th day of February 2020, by the  
2 following vote, to wit:

3 **AYES:** Mitchell, West, Dunn, Moss, Ranan, Bassett

4 **NOES:** None

5 **ABSENT:** None

6 **ABSTAIN:** None

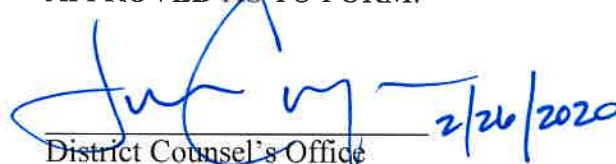
7  
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11 Carol Ann Mitchell, Chair  
12 Mono County Tri-Valley Groundwater  
13 Management District Board of Directors

14 **ATTEST:**

15  
16  
17   
18 Secretary

14 **APPROVED AS TO FORM:**

15  
16  
17   
18 District Counsel's Office 2/26/2020



R20-\_\_

**A RESOLUTION OF THE MONO COUNTY  
BOARD OF SUPERVISORS  
APPROVING USE OF A FIVE-YEAR AUDIT CYCLE FOR TRI-VALLEY WATER  
DISTRICT IN LIEU OF AN ANNUAL AUDIT**

**WHEREAS**, paragraph (1) of subsection (a) of section 26909 of the California Government Code requires county auditors to either make or contract with a certified public accountant or public accountant to make an annual audit of the accounts and records of every special district within the county for which an audit by a certified public accountant or public accountant is not otherwise provided; and

**WHEREAS**, pursuant to paragraph (2) of subsection (b) of 26909 of the California Government Code, a special district may, upon the unanimous request of its governing board and with unanimous approval of the board of supervisors, replace the required annual audit with an audit conducted at specific intervals, as recommended by the county auditor, that shall be completed at least once every five years; and

**WHEREAS**, the Mono County Finance Department, the auditor for purpose of Section 26909 of the California Government Code, has recommended an audit of the District be performed every five years; and

**WHEREAS**, the Board of Directors of the Tri-Valley Water District on February 26, 2020 unanimously passed a resolution requesting the change to a five year audit cycle; and

**WHEREAS**, the Mono County Board of Supervisors recognizes the cost savings and reduced administrative burdens to the Department of Finance and District of replacing the performance of an annual audit with an audit performed at less frequent specific intervals, in this case once every five years, and therefore wishes to approve that the Mono County Finance Department arrange for audits of the District consistent with the requirements of section 26909 of the California Government Code once every five years.

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**NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF MONO RESOLVES** that the Mono County Finance Department replace the annual audit required by section 26909 of the Government Code with an audit to be performed once every five years starting with the five-year period beginning July 1, 2017 and ending June 30, 2022, provided that specific interval period for such audit continues to be the recommendation of the Mono County Finance Director.

**PASSED, APPROVED and ADOPTED** this 7th day of April 2020, by the following vote, to wit:

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAIN:**

\_\_\_\_\_  
Stacy Corless, Chair  
Mono County Board of Supervisors

ATTEST:

APPROVED AS TO FORM:

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

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



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

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** April 7, 2020

**Departments:** Finance

**TIME REQUIRED**

**SUBJECT** Resolution Approving Use of a  
Three-Year Audit Cycle for Mammoth  
Lakes Community Service District

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**AGENDA DESCRIPTION:**

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

Resolution approving use of a three-year audit cycle for Mammoth Lakes Community Service District (CSD).

**RECOMMENDED ACTION:**

Approve Resolution R20-\_\_, Approving use of a three-year audit cycle for Mammoth Lakes Community Service District.

**FISCAL IMPACT:**

Slight decrease in annual audit fees plus a reduction in finance and special district personnel time devoted to the audit.

**CONTACT NAME:** Megan Mahaffey

**PHONE/EMAIL:** 760-924-1836 / mmahaffey@mono.ca.gov

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

Click to download
<a href="#">Staff Report</a>
<a href="#">Mammoth Lakes CSD signed Resolution</a>
<a href="#">Draft BOS Resolution</a>

**History**

Time	Who	Approval
4/2/2020 3:28 PM	County Administrative Office	Yes
4/1/2020 5:42 PM	County Counsel	Yes

4/2/2020 12:00 PM

Finance

Yes



# DEPARTMENT OF FINANCE

## AUDITOR-CONTROLLER

### COUNTY OF MONO

---

*Vacant*  
*Assistant Finance Director*  
*Auditor-Controller*

*Janet Dutcher, CPA, CGFM*  
*Director of Finance*

*P.O. Box 556*  
*Bridgeport, California 93517*  
*(760) 932-5490*  
*Fax (760) 932-5491*

**TO:** Honorable Board of Supervisors

**FROM:** Janet Dutcher, Finance Director  
Megan Mahaffey, Accountant

**DATE:** March 7, 2020

**SUBJECT:** Resolution approving use of a three-year audit cycle for Mammoth Lakes Community Service District (CSD) in lieu of an annual audit.

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#### **RECOMMENDATION:**

Approve Resolution R20-\_\_\_\_, approving the change to a three-year audit cycle for Mammoth Lakes CSD in lieu of an annual audit.

#### **BACKGROUND:**

California State law requires the County Auditor to contract with a CPA firm to perform an annual audit of a special district within the County, if the district does not do so on their own. Special District annual audits are required to be remitted to the California State Controller's Office within twelve months following the end of each fiscal year. Each year, the Finance Department engages one CPA audit firm to perform the required external audits of seventeen of our County's special districts. Each district pays for their audit and the County makes a set contribution towards each District's accounts to ease the cost burden of these audits to the District. Until now, all seventeen district audits were performed at the same time for each fiscal year. Currently, audits are being completed for the fiscal year ended June 30, 2017. Each year's audit demands a certain amount of time from finance and special district personnel to schedule fieldwork, complete financial statements, provide documents, and answer auditor questions. California Government Code Section 26909 specifies that "a special district may by unanimous request of the governing board of the special district, with unanimous approval of the board of supervisors, replace the annual audit with an audit conducted at specific intervals, as recommended by the County Auditor, that shall be completed at least once every five years."

The Finance Director recognizes the cost savings, reduced administrative burdens, and increased ability to meet statutory filing deadlines if the annual audit were replaced with an audit performed at less frequent specific intervals. And this is balanced against each District's volume and complexity of transactions and activities that prudently might warrant performing audits at more frequent intervals or remaining on the standard annual audit cycle.

Concerning the seventeen special district audits, the Finance Director recommends the following changes the audit cycle frequencies:

SPECIAL DISTRICT	2018 REVENUES	AUDIT CYCLE FREQUENCY
ANTELOPE VALLEY WATER DISTRICT	\$2,475	5 YEAR
TRI-VALLEY GROUNDWATER MANAGEMENT DISTRICT	\$24,524	5 YEAR
MONO COUNTY RESOURCE CONSERVATION DISTRICT	\$2,467	5 YEAR
MONO CITY FIRE PROTECTION DISTRICT	\$35,142	3 YEAR
MAMMOTH LAKES COMMUNITY SERVICES DISTRICT	\$40,831	3 YEAR
LEE VINING FIRE PROTECTION DISTRICT	\$106,195	3 YEAR
WHEELER CREST COMMUNITY SERVICES DISTRICT	\$105,710	3 YEAR
WHITE MOUNTAIN FIRE PROTECTION DISTRICT	\$186,598	2 YEAR
LEE VINING PUBLIC UTILITY DISTRICT	\$188,235	2 YEAR
CHALFANT VALLEY FIRE PROTECTION DISTRICT	\$135,285	2 YEAR
PARADISE FIRE PROTECTION DISTRICT	*	1 YEAR
BIRCHIM COMMUNITY SERVICES DISTRICT	\$95,081	1 YEAR
WHEELER CREST FIRE PROTECTION DISTRICT	\$469,825	1 YEAR
ANTELOPE VALLEY FIRE PROTECTION DISTRICT	\$717,630	1 YEAR
JUNE LAKE FIRE PROTECTION DISTRICT	*	1 YEAR
MOSQUITO ABATEMENT DISTRICT	\$93,474.78	1 YEAR
LONG VALLEY FIRE PROTECTION DISTRICT	\$421,221	1 YEAR

\* The District's transactions are not maintained in the Mono County Accounting System.

**DISCUSSION:**

The purpose of this agenda item is to seek approval by resolution to change the audit frequency cycle for Mammoth Lakes CSD from annual to every three years. The Mammoth Lakes Community Service District (CSD) was formed in 1982 to provide road maintenance and snow removal to a portion of Mammoth Lakes. The district boundaries include a portion of South East Old Mammoth, South of old mammoth road. The neighborhood consists of older, primarily single-family residences. On February 10, 2020, the board of directors of the district passed a resolution requesting the change to a three-year audit cycle. A copy of that resolution is attached to this agenda item.

Pursuant to the requirements discussed above and per the attached resolution of the District's Board, the Finance Director recommends the use of a three-year audit starting with the three-year period beginning July 1, 2017 and ending June 30, 2020.

**FISCAL IMPACT:**

Slight decrease in annual audit fees plus reduction in finance and special district personnel time devoted to the audit process.

**ATTACHMENTS:**

1. Mammoth Lakes CSD Signed Resolution
2. Mono County Board of Supervisors draft Resolution



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**RESOLUTION NO. 2019- 01**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MAMMOTH LAKES  
COMMUNITY SERVICES DISTRICT TO REPLACE THE ANNUAL AUDIT  
REQUIRED BY GOVERNMENT CODE SECTION 26909 WITH  
AN AUDIT TO BE PERFORMED EVERY THREE YEARS**

**WHEREAS**, paragraph (1) of subsection (a) of section 26909 of the California Government Code requires county auditors to either make or contract with a certified public accountant or public accountant to make an annual audit of the accounts and records of every special district within the county for which an audit by a certified public accountant or public accountant is not otherwise provided; and

**WHEREAS**, pursuant to paragraph (2) of subsection (b) of 26909 of the California Government Code, a special district may, upon the unanimous request of its governing board and with unanimous approval of the board of supervisors, replace the required annual audit with an audit conducted at specific intervals, as recommended by the county auditor, that shall be completed at least once every five years; and

**WHEREAS**, the Mono County Finance Department, the auditor for purpose of Section 26909 of the California Government Code, has recommended an audit of the District be performed every three years; and

**WHEREAS**, the Board of Directors of the Mammoth Lakes Community Services District recognizes the cost savings and reduced administrative burdens to the District of replacing the performance of an annual audit with an audit performed at less frequent specific intervals, in this case once every three years, and therefore wishes to request that the Mono County Finance Department perform an audit of the District consistent with the requirements of section 26909 of the California Government Code once every three years.

**NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE WHEELER  
CREST COMMUNITY SERVICES DISTRICT RESOLVES**, and formally requests, that the Mono County Finance Department replace the annual audit required by section 26909 of the Government Code with an audit to be performed once every three years provided that specific interval period for such audit continues to be the recommendation of the Mono County Finance Department.

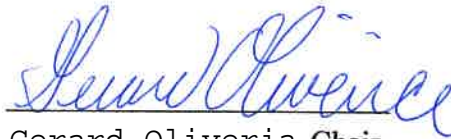
1 **PASSED, APPROVED AND ADOPTED** this XXth day of XX XX, by the following  
2 vote, to wit:

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5 **AYES:**

6 **NOES:**

7 **ABSENT:**

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9 **ABSTAIN:**

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12 Gerard Oliveria, Chair  
13 Mammoth Lakes Community Services District  
14 Board of Directors

15 **ATTEST**

16 Joel Brown 2/10/20  
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R20-\_\_

**A RESOLUTION OF THE MONO COUNTY  
BOARD OF SUPERVISORS  
APPROVING USE OF A THREE-YEAR AUDIT CYCLE FOR MAMMOTH LAKES  
COMMUNITY SERVICES DISTRICT IN LIEU OF AN ANNUAL AUDIT**

**WHEREAS**, paragraph (1) of subsection (a) of section 26909 of the California Government Code requires county auditors to either make or contract with a certified public accountant or public accountant to make an annual audit of the accounts and records of every special district within the county for which an audit by a certified public accountant or public accountant is not otherwise provided; and

**WHEREAS**, pursuant to paragraph (2) of subsection (b) of 26909 of the California Government Code, a special district may, upon the unanimous request of its governing board and with unanimous approval of the board of supervisors, replace the required annual audit with an audit conducted at specific intervals, as recommended by the county auditor, that shall be completed at least once every five years; and

**WHEREAS**, the Mono County Finance Department, the auditor for purpose of Section 26909 of the California Government Code, has recommended an audit of the District be performed every three years; and

**WHEREAS**, the Board of Directors of the Mammoth Lakes Community Services District on February 10, 2020 unanimously passed a resolution requesting the change to a three year audit cycle; and

**WHEREAS**, the Mono County Board of Supervisors recognizes the cost savings and reduced administrative burdens to the Department of Finance and District of replacing the performance of an annual audit with an audit performed at less frequent specific intervals, in this case once every three years, and therefore wishes to approve that the Mono County Finance

1 Department arrange for audits of the District consistent with the requirements of section 26909  
2 of the California Government Code once every three years.

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4 **NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF**  
5 **MONO RESOLVES** that the Mono County Finance Department replace the annual audit  
6 required by section 26909 of the Government Code with an audit to be performed once every  
7 three years starting with the three-year period beginning July 1, 2017 and ending June 30, 2020,  
8 provided that specific interval period for such audit continues to be the recommendation of the  
9 Mono County Finance Director.

10 **PASSED, APPROVED and ADOPTED** this 7th day of April 2020, by the following  
11 vote, to wit:

12 **AYES:**

13 **NOES:**

14 **ABSENT:**

15 **ABSTAIN:**

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20 Stacy Corless, Chair  
21 Mono County Board of Supervisors

22 **ATTEST:**

23 **APPROVED AS TO FORM:**

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25  
26 Clerk of the Board

27 County Counsel



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

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE**    April 7, 2020

**TIME REQUIRED**

**SUBJECT**            LADWP Provision of Water in Long Valley

**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 Los Angeles Department of Water and Power (LADWP) to Long Valley Stakeholders informing how this year's precipitation will impact diversions in support of the variety of needs and uses in and around the Long Valley area; and a response letter from the Keep Long Valley Green Coalition.

**RECOMMENDED ACTION:**

**FISCAL IMPACT:**

**CONTACT NAME:**

**PHONE/EMAIL:** /

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

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

**History**

Time	Who	Approval
4/2/2020 3:31 PM	County Administrative Office	Yes
4/1/2020 5:44 PM	County Counsel	Yes
3/19/2020 4:41 PM	Finance	Yes

March 16, 2020

Dear Long Valley Stakeholders:

Subject: 2020 LADWP Provision of Water in Long Valley

Many residents in the Eastern Sierra and the City of Los Angeles are wondering how much water the Los Angeles Aqueduct system will provide this year. This message is provided to inform how this year's precipitation will impact diversions in support of the variety of needs and uses in and around the Long Valley area.

The Los Angeles Department of Water and Power (LADWP) conducts periodic snow course surveys in the Eastern Sierra as part of its process to estimate water availability and plan for its obligations in the Eastern Sierra and the demands of its four million customers. On March 1, 2020, LADWP conducted its most recent snow course surveys and the results, like the rest of California's, were disappointing. Across the five LADWP snow courses, the average snowpack currently stands at 55 percent of normal. In the Long Valley watershed, located in Mono County, the snowpack is less at 40 percent of normal. In the event that no further meaningful precipitation falls before April 1, 2020, beyond what was surveyed on March 1, LADWP estimates that it faces a runoff season that is approximately 57 percent of normal for the Long Valley area. The estimated runoff for this season is greater than the snowpack due to a great snowpack the previous winter.

Although California is on the precipice of another dry year, not all news is grim for the watersheds of the Eastern Sierra. As we have historically operated, this year LADWP intends to provide sufficient water in Long Valley to support and maintain Bi-State Sage Grouse (Sage Grouse) lekking habitat that exists on its lands. LADWP's long-term, firm commitment to Sage Grouse conservation is evident in its water management practices and its cooperation with those agencies and other stakeholders tasked with protecting the species. For example, even in 2015, the driest year since 1972 when LADWP began keeping runoff records, LADWP diverted and delivered water to important Sage Grouse habitat in Long Valley. Further, LADWP has worked diligently with the United States Fish and Wildlife Service, the California Department of Fish and Wildlife, the

2020 Long Valley Stakeholders  
Page 2  
March 16, 2020

California Audubon Society, and Mono County to address Sage Grouse conservation in Long Valley.

The recent snow and rainfall will certainly help but it may not be enough to be another March Miracle. Even in the absence of a wet spring, however, LADWP wants to assure everyone it intends to provide water in Long Valley, and along the Los Angeles Aqueduct, in a manner that is consistent with its long term operational history. This includes not only water for Sage Grouse, but also water to maintain fish flows in the creeks, water for various mitigation projects, and diverting water for use by its ranch lessees. In similar past years, LADWP has diverted approximately 11,000 acre-feet of water to irrigate ranch lands in Long Valley. Of course, these quantities could increase or decrease based on a variety of environmental factors, including how much more it rains or snows.

LADWP is committed to continuing the highest standards of environmental stewardship in managing its lands in the Eastern Sierra, and 2020 will be no different. As always, LADWP will strive to ensure protection of the environment and meeting its obligations, while delivering a clean, reliable supply of drinking water to its customers in Los Angeles.

LADWP will keep Mono County, our lessees and interested stakeholders informed of operational conditions as the runoff begins and progresses.

Sincerely,



Richard F. Harasick  
Senior Assistant General Manager – Water System

AC:slr

c: Mr. Paul Souza, US Fish and Wildlife Service  
Board of Water and Power Commissioners

LONG VALLEY STAKEHOLDERS

Mrs. Dorothy Cashbaugh  
Mr. James A. Cashbaugh  
Mrs. Alonna Giacomini  
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Four J Cattle Corporation  
c/o Mr. Mark Johns  
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Mrs. Danica Berner  
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California Department of Fish and Wildlife  
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Bob Gardner  
Mono County Supervisors  
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[bgardner@mono.ca.gov](mailto:bgardner@mono.ca.gov)

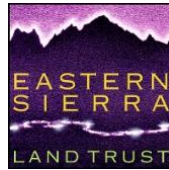
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Stacy Corless  
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March 31, 2020

Richard F. Harasick, Senior Asst. Gen. Man., Water System  
Clarence Martin, Aqueduct Manager  
Los Angeles Department of Water and Power  
Via email: [Clarence.Martin@water.ladwp.com](mailto:Clarence.Martin@water.ladwp.com), [Richard.Harasick@ladwp.com](mailto:Richard.Harasick@ladwp.com)

**RE: 2020 Long Valley irrigation—response to LADWP’s correspondence dated March 16, 2020**

Dear Messrs. Harasick and Martin,

This correspondence responds to Mr. Harasick’s correspondence dated March 16, 2020 in which LADWP failed to make any firm commitment to deliver any specific amounts of water to Long Valley on any specific timetable. The 2020 irrigation season is here. Our lessee coalition members tell us that if they are not able to begin spreading water in the first half of April, they will be unable to maintain the wet meadow habitat necessary to support southern Mono County’s agricultural and recreational economies, wildlife and beneficial uses, including the area’s significant population of the Bi-State Sage Grouse. For this reason, the undersigned organizations again request that:

- 1. LADWP provide a 2020 Long Valley irrigation water plan including a specific commitment to at least 15,000 acre feet of water, available beginning no later than April 6, 2020.**

We understand that the availability of water is an issue, but believe LADWP can easily satisfy the coalition’s request due to the exceptionally large run-off last year. Even if, as asserted in your March 16 correspondence, the snow pack is at about 50% of normal, (which estimate we believe is lower than actual as it was taken before the last round of substantial precipitation in the Eastern Sierra), providing at least 15,000 acre feet is clearly possible because last year’s run-off left the water table very high. Our coalition members have noticed that LADWP has continued to spread water in Inyo County for much of the winter. The combination of this year’s snowpack and the high water table clearly make it possible for LADWP to immediately commit to 15,000 acre feet in Long Valley in 2020. Indeed, our lessee coalition members tell us that LADWP has provided more than 15,000 acre feet in Long Valley years in which the snowpack was lower.

**The coalition requests an immediate commitment to 15,000 acre feet in Long Valley in 2020, with water available no later than April 6, 2020.** If our lessee coalition members are not able to begin spreading water in the early days of April, it will not be possible for significant vegetation to grow on the parcels before cattle must be moved there. As you are aware, this vegetation is also critical to the health of the bi-state sage grouse and the area’s recreation based economy.

**2. For years 2021 and beyond, the coalition requests LADWP commit to a plan tied to hydrologic year-type. Informing lessees and the public of water plans for Dry, Average, and Wet year types.**

As described in our correspondence dated March 11, 2020, our coalition proposes the following method for calculating the amount of water DWP will make available:

Year type	Dry	Average	Wet
Runoff (of average)	< 80%	80–120%	> 120%
Water commitment (AF/acre)	5	5–7.5	>7.5

*Year-type to be determined by the April LADWP Owens River Basin runoff forecast for the Long Valley watershed for April – September.*

**A response to our proposal regarding years 2021 and beyond by June 30, 2020 would be greatly appreciated.**

Thank you for your attention to these important matters. Any of our organizations may be contacted with questions. For matters related to water delivery amounts and timing we suggest contacting Matt Kemp, and for runoff forecasting we suggest the Mono Lake Committee.

Sincerely,

The Keep Long Valley Green Coalition

Matt Kemp, Cattleman’s Association

Wendy Schneider, Friends of the Inyo

Geoffrey McQuilkin, Mono Lake Committee

Matt McClain, Mammoth Lakes Recreation

Charlotte Lange, Mono Lake Kutzadika’a Paiute Indian Community

Kay Ogden, Eastern Sierra Land Trust

Edie Trimmer, California Native Plant Society

CC:

Paul Souza, US Fish and Wildlife Service

Board of Commissioners, Los Angeles Department of Water and Power—Room 1555-H, 15th Floor, 111 North Hope Street, Los Angeles, CA 90012

Adam Perez, Deputy Manager of the Aqueduct—Adam.Perez@ladwp.com

Marty Adams, General Manager – martin.adams@ladwp.com

Austin Ewell, Special Assistant to the LADWP General Manager - austin@ewellgroup.com

Jon Sobel, Chief of Staff, U.S. Representative Paul Cook’s Office – john.sobel@mail.house.gov

Mono County Board of Supervisors - clerkrecorder@mono.ca.gov

Mrs. Dorothy Cashbaugh Mr. James A. Cashbaugh Mrs. Alonna Giacomini--  
giacomini@ranch@aol.com

Mr. David E. Wood--mbunn@wood.ag.com

Mr. Gary E. Giacomini Mrs. Alonna Giacomini--giacomini@ranch@aol.com

Bob Gardner Mono County Supervisors--bgardner@mono.ca.gov

Lacey Livestock--mjlacey@wildblue.net

Fred Stump Mono County Supervisors--fstump@mono.ca.gov

Joe G. Echenique--pnovech@gmail.com

Jennifer Kreitz Mono County Supervisors--ikreitz@mono.ca.gov

Four J Cattle Corporation clo Mr. Mark Johns--dblbari@yahoo.com

John Peters Mono County Supervisors--jpeters@mono.ca.gov

Mr. Brian Berner Mrs. Danica Berner--pinecreekps@aol.com

Stacy Corless Mono County Supervisors--scorless@mono.ca.gov

Scott Gardner California Department of Fish and Wildlife--Scott.gardner@wildlife.ca.gov



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** April 7, 2020

**TIME REQUIRED**

**SUBJECT**

USFWS News Release Announcing  
Withdrawal of Proposed Rule Listing  
Bi-State Sage Grouse as Threatened

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

### AGENDA DESCRIPTION:

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

A United States Fish and Wildlife (USFW) News Release, announcing its withdrawal of the 2013 proposed rule to list the bi-state distinct population segment of greater sage-grouse as threatened under the Endangered Species Act.

### RECOMMENDED ACTION:

### FISCAL IMPACT:

**CONTACT NAME:** Scheereen Dedman

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

### SEND COPIES TO:

### MINUTE ORDER REQUESTED:

YES  NO

### ATTACHMENTS:

Click to download

[Press Release](#)

### History

Time	Who	Approval
4/2/2020 3:34 PM	County Administrative Office	Yes
4/2/2020 12:13 PM	County Counsel	Yes
4/2/2020 12:01 PM	Finance	Yes

# News Release

Division of External Affairs  
Pacific Southwest Region  
2800 Cottage Way, Suite W-2606  
Sacramento, California 95825  
Phone: 916-414-6542  
<https://www.fws.gov/cno/>



**Date:** March 30, 2020

**Contact:** Joanna Gilkeson, [Joanna.Gilkeson@fws.gov](mailto:Joanna.Gilkeson@fws.gov), 775-861-6336

## Celebrating Conservation: Partners Protect Sage-grouse in California and Nevada

*Reno, Nevada* — Today, the U.S. Fish and Wildlife Service announced it is withdrawing a 2013 proposed rule to list the bi-state distinct population segment of greater sage-grouse as threatened under the Endangered Species Act. The bi-state sage-grouse population is an isolated group of sage-grouse living along the California-Nevada border at the southwest edge of the species' range.

After an extended, comprehensive analysis of the best available science, the Service has concluded that successful implementation of conservation actions to date, as well as future commitments to aid the bird and its habitat by a coalition of federal, state, tribal, private and non-governmental partners, are sufficient to ameliorate threats to the bird.

“The Service is humbled and proud to work with such a committed group of partners to conserve the bi-state sage-grouse and its habitat in California and Nevada. This partnership shows that conservation for at-risk species can be successful when we work together and leverage our resources,” said Paul Souza, U.S. Fish and Wildlife Service Regional Director for the Service’s California-Great Basin Region.

Since 2012, partners in the Bi-State Local Area Working Group have conserved, restored or enhanced more than 100,000 acres of sagebrush habitat in the bi-state area, helping reduce habitat fragmentation, pinyon-juniper encroachment and loss of wet meadows used by sage-grouse to raise their young.

"The sustained commitments and science-based collaborative approach embraced by our partners in the bi-state area provides a solid foundation for conservation success," said Steve Nelson, Bureau of Land Management Bishop Field Manager. "We look forward to working with our partners as we continue to implement our shared vision to conserve this iconic species."

“This extremely positive news is very welcome,” said Carlos Suarez and Ray Dotson, NRCS state conservationists for California and Nevada respectively. “It is an inspiring and desirable outcome of the tireless work across so many different types of boundaries—states, branches of government, private landowners and partnerships. And it is eloquent testimony to the powerful benefits to the land and the species when we all work together.”

Six sage-grouse populations spread across 4.5 million acres of high desert sagebrush make up the bi-state distinct population segment. Greater sage-grouse are known for the males’ flamboyant

springtime mating displays on traditional dancing grounds, known as leks. The birds use a variety of sagebrush habitats on private, state and federal lands.

In 2013, the Service proposed listing the bi-state DPS of greater sage-grouse as a threatened species with a 4(d) rule and proposed critical habitat. The Service withdrew the proposal in 2015 after concluding the population did not warrant protection, but a May 2018 court ruling vacated the withdrawal. In April 2019, a 60-day public comment period was re-opened for the proposed rule. The comment period made clear that debate existed among experts over the interpretation and accuracy of current scientific information, making it necessary to extend the final determination and re-open the comment period for another 30 days in September 2019.

“The May 2018 court ruling that required another look at this species has provided our agencies an opportunity to tell the story of effective science-based collaborative conservation with five additional years to develop cutting edge science and deliver conservation for sage-grouse. The bi-state sage grouse conservation model is the epitome of collaborative science based conservation,” said Tony Wasley, Director of the Nevada Department of Wildlife. “Our department supports this decision, and I’m grateful to have another chance to showcase this conservation story.”

A copy of the notice is available for public inspection in the *Federal Register* under docket numbers FWS-R8-ES-2018-0106 and FWS-R8-ES-0107 and will officially publish in the *Federal Register* on March 31, 2020.

*The U.S. Fish and Wildlife Service works with others to conserve, protect, and enhance fish, wildlife, plants, and their habitats for the continuing benefit of the American people. For more information about our work and the people who make it happen, visit <https://www.fws.gov/cno/> or connect with us via [Facebook](#), [Twitter](#), [YouTube](#), and [Flickr](#).*



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

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** April 7, 2020

**Departments: CAO**

**TIME REQUIRED**

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

Steve Barwick, CAO

**SUBJECT** COVID-19 (Coronavirus) Update

**AGENDA DESCRIPTION:**

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

An opportunity for Mono County Departments and stakeholders to share Coronavirus-related issues with the Board, to include, but not limited to, the Public Health Department and its efforts to provide guidance and mitigation measures to reduce the impact of COVID-19 in Mono County and the Eastern Sierra.

**RECOMMENDED ACTION:**

None, informational only. Provide any desired direction to staff.

**FISCAL IMPACT:**

None.

**CONTACT NAME:** Scheereen Dedman

**PHONE/EMAIL:** 7609325538 / sdedman@mono.ca.gov

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

[Click to download](#)  
No Attachments Available

**History**

Time	Who	Approval
4/2/2020 3:34 PM	County Administrative Office	Yes
4/2/2020 12:13 PM	County Counsel	Yes
4/2/2020 12:05 PM	Finance	Yes



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

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** April 7, 2020

**Departments: Finance**

**TIME REQUIRED** 15 minutes

**PERSONS** Janet Dutcher

**SUBJECT** FY 2020-2021 Budget Calendar  
Revision due to COVID-19

**APPEARING  
BEFORE THE  
BOARD**

**AGENDA DESCRIPTION:**

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

The FY 2020-2021 budget development calendar for FY 2020-2021 we introduced in early February 2020, needs to be delayed by two months because essential staffing resources right now are committed to fighting the spread of the COVID-19 virus. Staff will review the new recommended timeline and key dates.

**RECOMMENDED ACTION:**

None Required. Receive direction from the Board about the revised budget calendar for the development of the County's FY 2020-2021 budget.

**FISCAL IMPACT:**

None.

**CONTACT NAME:** Janet Dutcher

**PHONE/EMAIL:** 760-932-5494 / jdutcher@mono.ca.gov

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

Click to download
<a href="#">Staff report</a>
<a href="#">Revised Budget Development Calendar - Key Dates</a>

**History**

Time	Who	Approval
4/2/2020 3:31 PM	County Administrative Office	Yes



4/1/2020 5:48 PM

County Counsel

Yes

4/2/2020 12:00 PM

Finance

Yes



# DEPARTMENT OF FINANCE

## AUDITOR-CONTROLLER

### COUNTY OF MONO

---

*Kim Bunn*  
Assistant Finance Director  
Auditor-Controller

*Janet Dutcher, CPA, CGFM, MPA*  
Director of Finance

*P.O. Box 556*  
*Bridgeport, California 93517*  
*(760) 932-5490*  
*Fax (760) 932-5491*

**Date:** April 7, 2020

**To:** Honorable Board of Supervisors

**From:** Janet Dutcher, Finance Director  
Bob Lawton, Assistant County Administrative Officer  
Megan Mahaffey, Accountant

**Subject:** Revised FY 2020-2021 Budget Calendar due to COVID-19

**Action Requested:**

Receive revised budget calendar due to recent development and response to COVID-19. The original calendar has been pushed back by two months. The calendar outlines the sequence of events culminating in the adoption of the County's FY 2020-2021 final budget.

**Discussion:**

Given the recent developments of the COVID-19 pandemic we recommend delaying the previously presented budget calendar by two months. The revised budget calendar communicates when budget tasks, events, and decisions take place, giving stakeholders and participants an opportunity to plan and participate in the process.

The purpose of this item is to present to your Board the budget calendar for the fiscal year 2020-2021 with revised dates. We highlight some of this year's significant activities below.

- We add more time to allow greater development efforts to take place towards our fiscal resilience goal of adopting a structurally balanced operating budget. At this time, we recognize this challenge given the complete shut-down of all non-essential businesses brought on by the COVID-19 pandemic and the resulting fiscal distress to our economy.
- The process of incorporating one-time spending requests will commence immediately using a conservative estimate of carryover balance. The Capital Improvement Plan (CIP) will occur prior to the planned budget workshop and will greatly inform decisions about one-time spending.
- We designed a standing agenda item to update your Board each month as the budget process progresses. Each month's topics are anticipated to include the following:
  - April 21: discuss rate development results

- May 19: update about economics, revenue estimates
  - June 9 or 16: base budget development, structural status of GF deficit and range of options to balance the budget
  - July 14 or 21: department budget requests, results of one on one meetings
  - Aug 4: discuss scenarios to choose from for balancing the budget
- The budget workshop is planned for the week of August 10<sup>th</sup>., one session on Monday (August 10) and the other on Thursday (August 13).
  - The public hearing and budget adoption is proposed as a special meeting on Tuesday, September 22.

**Fiscal Impact:** None.

MONO COUNTY  
BUDGET CALENDAR  
FY 2019-2020

BUDGET ACTIVITY	ORIGINAL	COVID-19 ADJUSTMENT
Review budget calendar with Board members	February 5	April 7
Strategic workshop with Board members to identify FY 2019-20 strategic directives and funding priorities	TBD	
Capital Improvement Projects workshop	March	June or July
CAO and Finance <i>update Board</i> about budget development	February 19	April 21 and May 19
Finance projects revenues, estimates salary and benefit accounts and determines internal rates charged to user departments	February 1 to February 22	May 22
CAO and Finance review and finalize department budget guidelines, instructions and worksheets. Finance distributes to departments.	March 27	May 29
Budget kick-off and training for Department Heads and finance staff (including instructions for using OpenGov budget builder).	February 25 or 26	June 3
Budget system goes live for budget entry. Departments begin to enter budgets.	February 25	June 1
CAO and Finance <i>update Board</i> about budget development	March 12	June 9 or 16
Departments submit budget forms back to Finance and Department budgets are completed	by March 15	by June 19
CAO and Finance meet with departments to review budget requests	March 18 to May 10	June 22 - July 17
CAO and Finance <i>update Board</i> about budget development	April 16	July 14 or 21
CAO and Finance develop and finalize budget materials for budget workshop	May 13 to May 24	July 20 - July 31
Board adopts rollover budget as temporary budget untill final budget is adopted		June 23
CAO and Finance <i>update Board</i> about budget development	12-May	August 4
Budget workshop with Board, Departments, CAO and Finance	May 28 & 29	Week of August 10
Recommended budget book is assembled and published	May 30 to June 7	August 17 - Sept 4
Release recommended budget book. Publish notice of budget hearings.	June 7	Sept 4
CAO and Finance present the recommended budget to the Board and the public.	July 14	Sept 8
Open public hearing at Board meeting. Opportunity for public comments concerning recommended budget. Board considers adoption of recommended budget.	June 18	Sept 22, special meeting



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

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** April 7, 2020

**Departments: Finance**

**TIME REQUIRED** 5 minutes

**PERSONS APPEARING BEFORE THE BOARD** Janet Dutcher

**SUBJECT** Cal OES 130 Designation of Applicant's Agent Resolution

**AGENDA DESCRIPTION:**

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

Cal OES Form 130, Designation of Applicant's Agent Resolution, is necessary to apply for emergency related funding through Cal OES. This form was last approved by the Board of Supervisors on January 9, 2018, and the authorized agents have changed. Approval of this form is good for three years.

**RECOMMENDED ACTION:**

Approve Cal OES Form 130, Designation of Applicant's Agent Resolution.

**FISCAL IMPACT:**

Approval of this form qualifies Mono County for funding anticipated to cover the cost of responding to the COVID-19 Public Health Emergency.

**CONTACT NAME:** Janet Dutcher

**PHONE/EMAIL:** 760-932-5494 / jdutcher@mono.ca.gov

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

Click to download
<a href="#">Staff report</a>
<a href="#">006-Cal OES Form 130</a>

**History**

Time	Who	Approval
4/2/2020 3:31 PM	County Administrative Office	Yes

4/1/2020 10:36 AM

County Counsel

Yes

4/1/2020 11:18 AM

Finance

Yes



# DEPARTMENT OF FINANCE AUDITOR-CONTROLLER COUNTY OF MONO

---

*Kim Bunn*  
Assistant Finance Director  
Auditor-Controller

*Janet Dutcher, CPA, CGFM, MPA*  
Director of Finance

*P.O. Box 556*  
*Bridgeport, California 93517*  
*(760) 932-5490*  
*Fax (760) 932-5491*

To: Honorable Board of Supervisors

From: Janet Dutcher, Director of Finance

Date: April 7, 2020

Subject: Cal OES Form 13, Designation of Applicant's Agent Resolution

## **Recommendation:**

Approve Cal OES Form 130, Designation of Applicant's Agent Resolution. Provide any desired direction to staff.

## **Background:**

On March 4, 2020, Governor Newsom declared a state of emergency for California in response to the coronavirus outbreak. On March 22, 2020, President Trump approved a request from Governor Newsom to declare a major disaster in California to help the state respond to the COVID-19 pandemic with "mass care," emergency aid, unemployment assistance and disaster legal services, among others. These two actions together initiate the possibility of FEMA and California disaster assistance funding to Mono County.

On March 15, 2020, the Mono County Health Officer declared a local health emergency due to the imminent and proximate threat to public health from the introduction of a novel coronavirus (COVID-19) in Mono County. Following this on March 17, 2020, your Board adopted a resolution ratifying the declaration of the local health emergency made by our health officer. On the evening of March 15, 2020, a joint Emergency Operations Center (EOC) was opened by Mono County and the Town of Mammoth Lakes to manage the COVID-19 incident.

County resources are being redirected towards responding to contain this new virus in our County. This includes staff and benefit costs, supplies and services. FEMA and California Disaster Assistance Act (CDAA) provides funding to reimburse the County of eligible expenditures incurred in responding to the emergency.

**Application for Funding:**

Cal OES Form 130, A Designation of Applicant's Agent Resolution for Non-State Agencies, is required of all applications before becoming eligible to receive funding. A new resolution is submitted if a previously submitted resolution is older than three (3) years from the last date of approval or if its authorized agents have changed or been replaced. The County last approved and filed this form on or around January 9, 2018, in connection with Upper Summers Meadow Road damage and repair. Since that time, the CAO position has changed. Therefore, a new Cal OES Form 130 is required.

**Fiscal Impact:**

Approval of this form qualifies Mono County for funding anticipated to cover the cost of responding to the COVID-19 Public Health Emergency.



**DESIGNATION OF APPLICANT'S AGENT RESOLUTION  
FOR NON-STATE AGENCIES**

BE IT RESOLVED BY THE \_\_\_\_\_ OF THE \_\_\_\_\_  
(Governing Body) (Name of Applicant)

THAT \_\_\_\_\_, OR  
(Title of Authorized Agent)

\_\_\_\_\_, OR  
(Title of Authorized Agent)

\_\_\_\_\_  
(Title of Authorized Agent)

is hereby authorized to execute for and on behalf of the \_\_\_\_\_, a public entity  
(Name of Applicant)

established under the laws of the State of California, this application and to file it with the California Governor's Office of Emergency Services for the purpose of obtaining certain federal financial assistance under Public Law 93-288 as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or state financial assistance under the California Disaster Assistance Act.

THAT the \_\_\_\_\_, a public entity established under the laws of the State of California,  
(Name of Applicant)

hereby authorizes its agent(s) to provide to the Governor's Office of Emergency Services for all matters pertaining to such state disaster assistance the assurances and agreements required.

**Please check the appropriate box below:**

This is a universal resolution and is effective for all open and future disasters up to three (3) years following the date of approval below.

This is a disaster specific resolution and is effective for only disaster number(s) \_\_\_\_\_

Passed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_

\_\_\_\_\_  
(Name and Title of Governing Body Representative)

\_\_\_\_\_  
(Name and Title of Governing Body Representative)

\_\_\_\_\_  
(Name and Title of Governing Body Representative)

**CERTIFICATION**

I, \_\_\_\_\_, duly appointed and \_\_\_\_\_ of  
(Name) (Title)

\_\_\_\_\_, do hereby certify that the above is a true and correct copy of a  
(Name of Applicant)

Resolution passed and approved by the \_\_\_\_\_ of the \_\_\_\_\_  
(Governing Body) (Name of Applicant)

on the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Title)

**Cal OES Form 130 Instructions**

**A Designation of Applicant's Agent Resolution for Non-State Agencies is required of all Applicants to be eligible to receive funding. A new resolution must be submitted if a previously submitted Resolution is older than three (3) years from the last date of approval, is invalid or has not been submitted.**

When completing the Cal OES Form 130, Applicants should fill in the blanks on page 1. The blanks are to be filled in as follows:

**Resolution Section:**

**Governing Body:** This is the group responsible for appointing and approving the Authorized Agents.  
Examples include: Board of Directors, City Council, Board of Supervisors, Board of Education, etc.

**Name of Applicant:** The public entity established under the laws of the State of California. Examples include: School District, Office of Education, City, County or Non-profit agency that has applied for the grant, such as: City of San Diego, Sacramento County, Burbank Unified School District, Napa County Office of Education, University Southern California.

**Authorized Agent:** These are the individuals that are authorized by the Governing Body to engage with the Federal Emergency Management Agency and the Governor's Office of Emergency Services regarding grants applied for by the Applicant. There are two ways of completing this section:

1. **Titles Only:** If the Governing Body so chooses, the titles of the Authorized Agents would be entered here, not their names. This allows the document to remain valid (for 3 years) if an Authorized Agent leaves the position and is replaced by another individual in the same title. If "Titles Only" is the chosen method, this document must be accompanied by a cover letter naming the Authorized Agents by name and title. This cover letter can be completed by any authorized person within the agency and does not require the Governing Body's signature.
2. **Names and Titles:** If the Governing Body so chooses, the names **and** titles of the Authorized Agents would be listed. A new Cal OES Form 130 will be required if any of the Authorized Agents are replaced, leave the position listed on the document or their title changes.

**Governing Body Representative:** These are the names and titles of the approving Board Members.  
Examples include: Chairman of the Board, Director, Superintendent, etc. The names and titles **cannot** be one of the designated Authorized Agents, and a minimum of two or more approving board members need to be listed.

**Certification Section:**

**Name and Title:** This is the individual that was in attendance and recorded the Resolution creation and approval.  
Examples include: City Clerk, Secretary to the Board of Directors, County Clerk, etc. This person **cannot** be one of the designated Authorized Agents or Approving Board Member (if a person holds two positions such as City Manager and Secretary to the Board and the City Manager is to be listed as an Authorized Agent, then the same person holding the Secretary position would sign the document as Secretary to the Board (not City Manager) to eliminate "Self Certification.")



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** April 7, 2020

**Departments: County Counsel**

**TIME REQUIRED** 5 minutes

**PERSONS  
APPEARING  
BEFORE THE  
BOARD** Christian Milovich

**SUBJECT** Proposed Urgency Ordinance  
Amending Section 3.04.060 of the  
Mono County Code Regarding  
Purchasing Agents During an  
Emergency

### AGENDA DESCRIPTION:

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

Proposed urgency ordinance amending section 3.04.060 of the Mono County Code to authorize the County Administrative Officer to designate additional County employees as assistant purchasing agents during a state of emergency and authorizing such assistant purchasing agents to make purchases of goods and supplies in an amount not to exceed \$10,000.

### RECOMMENDED ACTION:

Adopt proposed ordinance as an urgency ordinance to become effective immediately. This item requires a 4/5 vote to pass.

### FISCAL IMPACT:

None.

**CONTACT NAME:** Christian Milovich

**PHONE/EMAIL:** x1706 / cmilovich@mono.ca.gov

### SEND COPIES TO:

### MINUTE ORDER REQUESTED:

YES  NO

### ATTACHMENTS:

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[Staff Report](#)

[Ordinance](#)

History

<b>Time</b>	<b>Who</b>	<b>Approval</b>
4/2/2020 3:33 PM	County Administrative Office	Yes
4/2/2020 12:13 PM	County Counsel	Yes
4/2/2020 4:00 PM	Finance	Yes

**County Counsel**  
Stacey Simon

**Assistant County Counsels**  
Christian E. Milovich  
Anne L. Frievault

**Deputy County Counsel**  
Jason 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: Office of the Mono County Counsel

Date: April 7, 2020

Re: Proposed ordinance amending section 3.04.060 of the Mono County Code to designate additional county employees as assistant purchasing agents during states of emergency

**Recommended Action**

Introduce, read title, and waive further reading of proposed ordinance. Provide any desired direction to staff. **This urgency ordinance requires 4/5 vote to pass.**

**Strategic Plan Focus Areas Met**

Economic Base     Infrastructure     Public Safety  
 Environmental Sustainability     Mono Best Place to Work

**Fiscal Impact**

No fiscal impact associated with the adoption of this ordinance.

**Discussion**

Chapter 3.04 of the Mono County Code sets forth policies and procedures governing the county's purchases of supplies, equipment, and services, in accordance with state law. As a part of that Chapter (and pursuant to Government Code section 25500), the Board has appointed the CAO to serve, ex-officio, as the purchasing agent for the county and to have all the powers provided by that Chapter.

As currently drafted, Chapter 3.04 designates department heads as assistant purchasing agents and no other employee who may be fronting emergency operations during states of emergency. In light of the current COVID-19 pandemic and the federal, state, and local emergency declarations, CAO Barwick has requested the discretion to allow for additional County employees to be designated as assistant purchasing agents during states of emergency to help streamline the processes through which essential goods and/or services are distributed.

The proposed ordinance would amend section 3.04.060 of the Mono County Code to allow for the designation of County employees assigned to staff an emergency operations center (EOC) as

assistant purchasing agents to make emergency purchases of supplies, equipment, or services during states of emergency, up to a total amount of \$10,000.

The ordinance, if approved, would take effect immediately as an urgency ordinance pursuant to Government Code section 25123(d) and upon the finding of the Board that it is necessary for the protection of the public peace, health and safety. **This ordinance requires a 4/5 vote to pass.**

If you have any questions regarding this item prior to your meeting, please call Christian Milovich at 760-924-1706.



ORDINANCE NO. ORD20-\_\_

**AN ORDINANCE OF THE MONO COUNTY BOARD OF SUPERVISORS  
AMENDING SECTION 3.04.060 OF THE MONO COUNTY CODE TO DESIGNATE  
ADDITIONAL COUNTY EMPLOYEES AS ASSISTANT PURCHASING  
AGENTS DURING STATES OF EMERGENCY**

**WHEREAS**, Mono County Code Chapter 3.04 sets forth policies and procedures governing the County's purchases of supplies, equipment, and services, in accordance with state law; and

**WHEREAS**, as part of Chapter 3.04, and pursuant to Government Code section 25500, the Mono County Board of Supervisors (Board) has appointed the County Administrative Officer (CAO) to serve, ex-officio, as the purchasing agent for the County and to have all the powers to purchase and contract for the purchase of supplies, materials, equipment and services prescribed by Title 3, Division 2, Part 2 (commencing with section 25500) of the California Government Code; and

**WHEREAS**, pursuant to Government Code section 25500, the Board may employ such assistant purchasing agents as are necessary for the CAO to properly fulfill the functions of Purchasing Agents; and

**WHEREAS**, as currently drafted, Chapter 3.04 designates department heads as assistant purchasing agents and no other employee who may be fronting emergency operations during states of emergency; and

**WHEREAS**, the current COVID-19 pandemic and recent associated emergency declarations and stay-at-home orders made by federal, state, and local governments have created urgency around the need to plan for and address critical matters related to the COVID-19 crisis and an immediate need to expedite the delivery of essential services to the community, which may include the need to expedite certain purchases of supplies, materials, equipment and services; and

**WHEREAS**, there has been an alarming and rapid spike in the number of confirmed COVID-19 cases within Mono County and the County's small, rural and geographically isolated nature severely limits its capacity to provide acute medical care or medical care to any large number of critically ill patients; and

**WHEREAS**, it is anticipated that the number of confirmed COVID-19 cases will continue to increase thereby placing even greater demand on the County to expeditiously deliver essential services to address the current emergent safety of all its citizens; and

**WHEREAS**, the urgent need to accelerate preparedness and emergency response by the County has made it essential that the County immediately amend section 3.040.060 of its code to

1 allow for the designation of additional County employees to serve as assistant purchasing agents  
2 to aid in the fulfillment of the CAO's duties during the current state of emergency in order to  
3 accelerate the County's preparedness and emergency response to issues arising from the COVID-  
19 pandemic and to protect the health, safety and welfare of its citizens; and

4 **WHEREAS**, the Board now wishes to amend Mono County Code section 3.04.060 to  
5 allow for the designation of County employees assigned to staff an emergency operations center  
6 (EOC) as assistant purchasing agents to make emergency purchases of supplies, equipment, or  
services during states of emergency, up to a total amount of \$10,000; and

7 **NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF**  
8 **MONO ORDAINS** that:

9 **SECTION ONE:** Section 3.04.060 of the Mono County Code is hereby amended in its  
10 entirety to read as follows:

11 **“3.04.060 - Emergency purchases.**

12 Emergency purchases of supplies, equipment, or services in an amount exceeding the  
13 monetary limits otherwise established by this chapter may be made by the purchasing  
14 agent, or by any assistant purchasing agent, when the supplies or equipment are necessary  
15 for the immediate preservation of life or property or whenever the board of supervisors  
has duly declared or ratified a local emergency or a local health emergency.

16 Any County employee assigned to staff an emergency operations center (EOC) or unified  
17 command may, at the purchasing agent's discretion, be designated as an assistant  
18 purchasing agent for the purpose of making purchases determined necessary to respond to  
19 the emergency. Notwithstanding the above, any County employee assigned to staff an  
20 EOC who is designated an assistant purchasing agent pursuant to this section shall not  
make any purchases in excess of \$10,000. Such designation shall remain in effect for so  
long as the emergency remains in effect.

21 Any emergency purchases in amounts exceeding the purchasing authority of the  
22 purchasing agent were there no emergency, shall be submitted to the board of supervisors  
for ratification (if deemed appropriate by the board) at its next meeting.”

23 **SECTION TWO:** This ordinance shall take effect immediately as an urgency ordinance.  
24 This is based on the Board of Supervisors finding that this ordinance is adopted in compliance  
25 with Government Code Section 25123(d), that it is necessary for the protection of the public  
26 peace, health and safety for the reasons contained in the findings set forth at the beginning of this  
ordinance, which are incorporated by reference herein.

27 **PASSED, APPROVED** and **ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2020,  
28 by the following vote, to wit:

29 **AYES:**

30 **NOES:**

31 **ABSENT:**

32 **ABSTAIN:**

\_\_\_\_\_  
Stacy Corless, Chair



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Mono County Board of Supervisors

ATTEST:

APPROVED AS TO FORM:

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

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



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

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** April 7, 2020

**Departments: Public Works**

**TIME REQUIRED** 20 minutes

**SUBJECT** Civic Center Update

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

Tony Dublino, Director of Public Works; Nate Greenberg, IT Director

**AGENDA DESCRIPTION:**

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

Weekly update on the County's Civic Center project at 1290 Tavern Road, and efforts to transition from other Mammoth locations into the Civic Center as of June 1, 2020.

**RECOMMENDED ACTION:**

None; Informational only.

**FISCAL IMPACT:**

None.

**CONTACT NAME:** Tony Dublino

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

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

<p><a href="#">Click to download</a></p> <p>No Attachments Available</p>
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**History**

Time	Who	Approval
4/2/2020 3:25 PM	County Administrative Office	Yes
4/2/2020 12:14 PM	County Counsel	Yes
4/2/2020 3:19 PM	Finance	Yes





OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** April 7, 2020

**Departments: Sheriff / Human Resources**

**TIME REQUIRED** 5 minutes

**PERSONS APPEARING BEFORE THE BOARD** Sheriff Ingrid Braun

**SUBJECT** Employment Agreement - Mark Hanson / Sheriff's Lieutenant

### AGENDA DESCRIPTION:

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

Proposed resolution approving a contract with Mark Hanson as Sheriff's Lieutenant, and prescribing the compensation, appointment and conditions of said employment.

### RECOMMENDED ACTION:

Announce Fiscal Impact. Approve Resolution #R20-\_\_\_\_, Approving a contract with Mark Hanson as Sheriff's Lieutenant, 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:

Total cost of the Lieutenant position for remainder of Fiscal Year 19/20 is \$71,214, of which \$41,236 is salary and \$29,978 is benefits. Total cost for a full year is \$244,162, of which \$141,381 is salary and \$102,781 is benefits. This position was fully funded in the Fiscal Year 19/20 Budget.

**CONTACT NAME:** Ingrid Braun

**PHONE/EMAIL:** 760-932-7549 / [ibraun@monosheriff.org](mailto:ibraun@monosheriff.org)

### SEND COPIES TO:

### 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="#">Employment Agreement</a>

History

<b>Time</b>	<b>Who</b>	<b>Approval</b>
4/2/2020 3:26 PM	County Administrative Office	Yes
4/1/2020 10:46 AM	County Counsel	Yes
4/1/2020 3:04 PM	Finance	Yes

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



**Ingrid Braun**  
Sheriff-Coroner

DATE: April 7, 2020  
TO: The Honorable Board of Supervisors

**Phillip West**  
Undersheriff

FROM: Ingrid Braun, Sheriff-Coroner

SUBJECT: Employment Agreement with Mark Hanson for the Position of Lieutenant

**RECOMMENDED ACTION**

Announce Fiscal Impact. Approve Resolution #R20-    , approving a contract with Mark Hanson as Lieutenant, and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

**FINANCIAL IMPACT:**

Total cost of the Lieutenant position for remainder of Fiscal Year 19/20 is \$71,214 of which \$41,236 is salary and \$29,978 is benefits. Total cost for a full year is \$244,162 of which \$141,381 is salary and \$102,781 is benefits. This position was fully funded as of January 14, 2020, when the Board of Supervisors approved the reallocation of a sergeant position to a lieutenant position.

**DISCUSSION:**

The Lieutenant position is an allocated and fully funded position in the Sheriff's Office. The Lieutenant is responsible for assisting the Undersheriff in overseeing the overall operations of the Sheriff's Office. Mark Hanson has been a Sheriff's Sergeant for three years and has over 15 years of law enforcement experience. Mark Hanson is more than qualified to fill this vital role in the Sheriff's Office.

Should you have any questions regarding this item, please feel free to contact me.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "IB", written over a white background.

Ingrid Braun  
Sheriff-Coroner



R20-\_\_

**A RESOLUTION OF THE MONO COUNTY  
BOARD OF SUPERVISORS APPROVING  
EMPLOYMENT AGREEMENT WITH MARK HANSON  
AND PRESCRIBING THE COMPENSATION, APPOINTMENT,  
AND CONDITIONS OF SAID EMPLOYMENT**

**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 Regarding Employment of Mark Hanson, 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 Mark Hanson. The Chair of the Board of Supervisors shall execute said Agreement on behalf of the County.

**PASSED** and **ADOPTED** this 7<sup>th</sup> day of April 2020, by the following vote:

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAIN:**

\_\_\_\_\_  
Stacy Corless, Chair  
Mono County Board of Supervisors

**ATTEST:**

**APPROVED AS TO FORM:**

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

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

**Employment Agreement  
of Mark Hanson as Sheriff's Lieutenant  
for Mono County**

This Agreement is entered into by and between Mark Hanson ("Hanson") and the County of Mono ("County").

**I. RECITALS**

Hanson is currently employed as a Sheriff's Sergeant in the office of the Mono County Sheriff. The County now wishes to employ Hanson in the position of Sheriff's Lieutenant on the terms and conditions set forth in this Agreement. Hanson wishes to accept such employment. The ultimate success of the Mono County organization, and its ability to provide important programs and services upon which the public relies, depends upon exceptional performance by Mono County's management team, including by Hanson. Accordingly, a high level of performance as a manager and leader is a condition of employment for this position.

**II. AGREEMENT**

1. The term of this Agreement shall be March 16, 2020, until December 31, 2021, unless earlier terminated by either party in accordance with this Agreement.
2. Hanson shall be employed as a Sheriff's Lieutenant serving at the direction of the Mono County Sheriff in accordance with the terms and conditions of this Agreement. Hanson accepts such employment. The Sheriff shall be deemed the "appointing authority" for all purposes with respect to Hanson's employment.
3. The terms of this Agreement hereby incorporate, as though set forth in full, Articles 1 (Purpose and Definitions), 2 (Term), 9 (Retirement), 10 (Health Insurance), 11 (Dental Care Plan), 12 (Vision Care Plan), 13 (Cafeteria Plan), 14 (401(a) Plan), 15 (Health Benefits for Retirees and Post-Retirement Health Beneficiaries), 16 (Fitness for Duty; Physical Examination), 21 (Uniforms and Clothing), 22 (Safety Equipment), 23 (Vacation Leave), 24 (Sick Leave), 31 (Take-Home Vehicles) and 37 (Personnel Rule Revisions) of the Memorandum of Understanding Between County of Mono and Mono County Deputy Sheriffs' Association, January 1, 2017, through December 31, 2021, including any amendments thereto.
4. Hanson's salary shall be \$141,831 per year. Mono County will pay Hanson on a bi-weekly basis. Hanson shall utilize direct deposit for his payroll checks. Hanson shall receive a Cost of Living increase to his salary in the amount of three (3) percent of base pay, effective January 1, 2021.
5. In recognition of the fact that Hanson's employment will be exempt from the payment of overtime or compensatory time-off under the Fair Labor Standards Act, he shall be entitled to 80 hours of merit leave (aka administrative leave) during each year of service



under this Agreement. Hanson understands that said merit leave does not accrue from one calendar year to the next; rather, it must be used by December 31<sup>st</sup> of each calendar year in which it is provided, or it is lost.

6. To the extent deemed appropriate by the Mono County Sheriff, the County shall pay the professional dues, subscriptions, and other educational expenses necessary for Hanson's full participation in applicable professional associations, or for his continued professional growth and for the good of the County.

7. Hanson understands and agrees that his receipt of compensation or benefits of any kind under this Agreement or under any applicable County Code provision or policy – including but not limited to salary, insurance coverage, and leaves – is expressly contingent on his actual and regular rendering of full-time personal services to the County or, in the event of any absence, upon his proper use of any accrued leave. Should Hanson cease rendering such full-time services during this Agreement and be absent from work without any accrued leave to cover said absence, then he shall cease earning or receiving any additional compensation or benefits until such time as he returns to work and resumes rendering personal services; provided, however, that the County shall provide any compensation or benefits mandated by state or federal law

8. Hanson understands and acknowledges that his employment will be governed by the provisions of the Public Safety Officers' Bill of Rights ("POBR") governing his position as Sheriff's Lieutenant, including, but not limited to, with respect to any disciplinary matters or termination of his employment.

9. If Hanson is convicted of a crime involving abuse of office or position, Hanson shall reimburse the County for any paid leave pending an investigation, legal criminal defense, or cash settlement related to termination by the County, pursuant to Government Code section 53243.

10. Hanson may resign his employment with the County at any time. His resignation shall be deemed effective when tendered, and this Agreement shall automatically terminate on that same date, unless otherwise mutually agreed to in writing by the parties. Hanson shall not be entitled to any severance pay or additional compensation of any kind after the effective date of such resignation, unless otherwise provided in writing and agreed by the parties.

11. This Agreement and any materials incorporated by reference constitute the entire agreement of the parties with respect to the employment of Hanson and shall supersede and replace any prior employment agreement between Hanson and the County of Mono. Consistent with Hanson's uninterrupted employment status, this Agreement shall have no effect on any sick leave or vacation time that Hanson may have accrued as of the effective date of this Agreement nor on his original date of hire or total years of service as a County employee, to the extent the same may be relevant in determining such accruals or Hanson's date of eligibility for or vesting of any non-salary benefits or for any other purpose.

12. The parties agree that the Board of Supervisors' approval of this Agreement on behalf of the County is a legislative act and that through this Agreement, the Board of Supervisors is carrying out its responsibility and authority under Section 25300 of the Government Code to set the terms and conditions of County employment. It is not the parties' intent to alter in any way the fundamental statutory (non-contractual) nature of Hanson's employment with the County nor to give rise to any future contractual remedies for breach of this Agreement or of an implied covenant of good faith and fair dealing. Rather, the parties intend that Hanson's sole remedy in response to any failure by the County to comply with this Agreement shall be traditional mandamus.

13. Hanson acknowledges that this Agreement is executed voluntarily by him, without duress or undue influence on the part or on behalf of the County. Hanson further acknowledges that he has participated in the negotiation and preparation of this Agreement and has had the opportunity to be represented by counsel with respect to such negotiation and preparation or does hereby knowingly waive his right to do so, and that he is fully aware of the contents of this Agreement and of its legal effect. Thus, any ambiguities in this Agreement shall not be resolved in favor of or against either party.

**II. EXECUTION:**

This Agreement shall be deemed effective as of March 16, 2010.

**EMPLOYEE**

**THE COUNTY OF MONO**

\_\_\_\_\_  
Mark Hanson

\_\_\_\_\_  
By: Stacy Corless , Chair  
Board of Supervisors

APPROVED AS TO FORM:

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



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

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE**    April 7, 2020

**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): Steve Barwick, Stacey Simon, Dave Butters, Janet Dutcher, and Anne Larsen. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39 - majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO). Unrepresented employees: All.

**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>
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**History**

Time

Who

Approval



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

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** April 7, 2020

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

**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>
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**History**

Time

Who

Approval



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** April 7, 2020

**TIME REQUIRED**

**SUBJECT** Closed Session - Workers'  
Compensation

**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)

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION. Subdivision (a) of Government Code section 54956.9.  
Name of case: Worker's compensation claim of Jeffrey Beard.

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### RECOMMENDED ACTION:

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### FISCAL IMPACT:

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### CONTACT NAME:

PHONE/EMAIL: /

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### SEND COPIES TO:

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### MINUTE ORDER REQUESTED:

YES  NO

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### ATTACHMENTS:

[Click to download](#)

No Attachments Available

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#### History

Time	Who	Approval
4/2/2020 3:31 PM	County Administrative Office	Yes
4/1/2020 10:44 AM	County Counsel	Yes
4/1/2020 11:19 AM	Finance	Yes



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** April 7, 2020

**TIME REQUIRED**

**SUBJECT** Closed Session - Real Property  
Negotiations

**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)

CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Government Code section 54956.8. Property: 452 Old Mammoth Road, Mammoth Lakes. Agency negotiators: Dave Wilbrecht and Shields Richardson. Negotiating parties: Mono County and 452 OM RD., Investors, LLC. Under negotiation: Price and terms of lease.

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### RECOMMENDED ACTION:

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### FISCAL IMPACT:

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### CONTACT NAME:

PHONE/EMAIL: /

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### SEND COPIES TO:

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### MINUTE ORDER REQUESTED:

YES  NO

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### ATTACHMENTS:

[Click to download](#)

No Attachments Available

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### History

Time	Who	Approval
4/2/2020 3:34 PM	County Administrative Office	Yes
4/2/2020 6:24 PM	County Counsel	Yes
4/2/2020 4:00 PM	Finance	Yes