



AGENDA

BOARD OF SUPERVISORS, COUNTY OF MONO STATE OF CALIFORNIA

Regular Meetings: First, Second, and Third Tuesday of each month. Location of meeting is specified below.
Teleconference Only - No Physical Location

Regular Meeting April 6, 2021

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 recommendations by local officials that 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. Joining via Zoom

There is no physical location of the meeting open to the public. You may participate in the Zoom Webinar, including listening to the meeting and providing public comment, by following the instructions below.

To join the meeting by computer:

Visit <https://monocounty.zoom.us/j/95454400742>

Or visit <https://www.zoom.us/> click on "Join A Meeting" and use the Zoom Meeting ID 954 5440 0742.

To provide public comment (at appropriate times) during the meeting, press the "**Raise Hand**" button on your screen.

To join the meeting by telephone:

Dial (669) 900-6833, then enter Webinar ID 954 5440 0742.

To provide public comment (at appropriate times) during the meeting, press *9 to raise your hand.

2. Viewing the Live Stream

If you are unable to join the Zoom Webinar of the Board meeting you may still view the live stream of the meeting by visiting http://monocounty.granicus.com/MediaPlayer.php?publish_id=8c4d8d56-9aa6-4b8a-ace3-1fbaaecbf14a

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 MORNING OR AFTERNOON SESSIONS WILL BE HEARD ACCORDING TO AVAILABLE TIME AND PRESENCE OF INTERESTED PERSONS. PUBLIC MAY COMMENT ON AGENDA ITEMS AT THE TIME THE ITEM IS HEARD.

9:00 AM Call meeting to Order

Pledge of Allegiance

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Please refer to the Teleconference Information section to determine how to make public comment for this meeting.

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

Receive brief oral report on emerging issues and/or activities.

5. CONSENT AGENDA

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

A. Board Minutes - February 9, 2021

Departments: Clerk of the Board

Approval of the Board Minutes from the Regular Meeting on February 9, 2021.

Recommended Action: Approve the Board Minutes from the Regular Meeting on February 9, 2021.

Fiscal Impact: None.

B. Board Minutes - February 11, 2021

Departments: Clerk of the Board

Approval of the Board Minutes from the Special Meeting on February 11, 2021.

Recommended Action: Approve the Board Minutes from the Special Meeting on February 11, 2021.

Fiscal Impact: None.

C. Board Minutes - February 16, 2021

Departments: Clerk of the Board

Approval of the Board Minutes from the Regular Meeting on February 16, 2021.

Recommended Action: Approve the Board Minutes from the Regular Meeting on February 16, 2021.

Fiscal Impact: None.

D. Board Minutes - March 2, 2021

Departments: Clerk of the Board

Approval of the Board Minutes from the Regular Meeting on March 2, 2021.

Recommended Action: Approve the Board Minutes from the Regular Meeting on March 2, 2021.

Fiscal Impact: None.

E. Board Minutes - March 9, 2021

Departments: Clerk of the Board

Approval of the Board Minutes from the Regular Meeting on March 9, 2021.

Recommended Action: Approve the Board Minutes from the Regular Meeting on March 9, 2021.

Fiscal Impact: None.

F. California Coalition for Rural Housing (CCRH) 2021 Membership Dues

Departments: Clerk of the Board

The California Coalition for Rural Housing (CCRH) is a statewide membership organization of housing advocates, developers, policymakers, service providers, and residents working to produce and preserve affordable housing in California. For the 2021 calendar year, CCRH has requested that Mono County pay the Organization membership dues of \$500.

Recommended Action: Approve payment of \$500 membership dues to remain a member of the California Coalition for Rural Housing for 2021.

Fiscal Impact: Membership dues are \$500 for the 2021 calendar year. Funds will be drawn from the Board of Supervisors FY 2021-2022 budget.

G. Letter of Support for DeChambeau Ponds Wetlands Infrastructure Renovation and Restoration Project Application to the California Wildlife Conservation Board's Pacific Flyway Conservation Grant

Departments: Board of Supervisors, sponsored by Supervisor Gardner

Letter in support of the Mono Lake Committee's application to the Wildlife Conservation Board's Pacific Flyway Conservation grant program to enhance water distribution infrastructure at the DeChambeau Ponds Wetlands Mitigation Complex on the north shore of Mono Lake.

Recommended Action: Approve and authorize the Board Chair to sign letter of support.

Fiscal Impact: None.

H. Monthly Treasury Transaction Report

Departments: Finance

Treasury Transaction Report for the month ending 2/28/2021.

Recommended Action: Approve the Treasury Transaction Report for the month ending 2/28/2021.

Fiscal Impact: None

I. Increase in Appropriations and Addition of One (1) Limited Term Position

Departments: Public Health

Request increase in appropriations for the Enhancing Laboratory Capacity/Enhancing Detection Expansion Funding (ELC/EDF) and Proposed Resolution amending Mono County List of Allocated Positions to add one limited-term position within the Department of Public Health related to COVID-19.

Recommended Action:

- 1) Approve increasing appropriations in the amount of \$1,463,197 in new expanded grant funding to support the public health response to COVID-19 (requires 4/5ths vote approval).
- 2) Adopt proposed Resolution R21-____, Authorizing the County Administrative Officer to amend the list of allocated positions to add one (1) new limited-term position consisting of one Deputy Director of Public Health COVID-19 in the Department of Public Health.

Fiscal Impact: There is no impact to the County General Fund. The new grant supports \$1,463,197 in expenditures over the grant term of January 15, 2021 through July 31, 2023 (30.5 month). Estimated remaining 2020-21 position cost for the Deputy Director of Public Health COVID-19 is \$38,059 consisting of \$23,443 in salaries and \$14,616 in benefits.

J. Authority to Hire Health Program Manager/Public Health Nurse at Step D

Departments: Public Health

Authorize the Public Health Director to fill the Health Program Manager/Public Health Nurse position at Step D (82D).

Recommended Action: Authorize the Public Health Director to hire Ms. Marjoree Nee at a D step in the position of Health Program Manager/Public Health Nurse.

Fiscal Impact: There is no impact to the County General Fund. The cost of this position is currently budgeted in fiscal year 2020-21 through the approved budget. The fiscal impact for the remainder of fiscal year 2020-21 will be \$39,817, consisting of \$24,671 in salary and \$15,146 in benefits.

K. California Immunization Local Assistance Grant Amendment

Departments: Public Health

Proposed Amended Grant Agreement Number 17-10332, A02 with the California Department of Public Health, Immunization Branch.

Recommended Action: Approve Amended Grant Agreement Number 17-10332, A02 and authorize the Chair of the Board of Supervisors to sign the amended contract on behalf of the County. Additionally, provide authorization for the Public Health Director to sign future amendments to the grant that shift funds between budget categories without changes to the grant allocation.

Fiscal Impact: There is no impact to the General Fund. The agreement amendment increases funding in the amount of \$39,696 for fiscal year 2020-21 for an amended total of \$214,421 for the 5-year contract period.

L. Fiscal Year 2020-2021 Regional Surface Transportation Program (RSTP) Funding Agreement

Departments: Public Works - Roads

The Federal Apportionment Exchange Program and State Match Agreement, a copy of which is enclosed with this report, will authorize the exchange of federal highway funds for state highway funds. The proposed exchange is made available to rural counties on an annual basis and provides the Road Fund with a more flexible, less complicated funding source.

Recommended Action: Approve and authorize Chair's signature on the FY20/21 Federal Exchange and State Match Agreement for allocation of Federal Surface Transportation Program Funds through the State's Regional Surface Transportation Program.

Fiscal Impact: Revenue of \$329,725 to the Public Works' Road Fund, which is annually included in the budget.

M. 2021-2022 Boating Safety and Enforcement Program Agreement

Departments: Sheriff

California Department of Parks and Recreation, Division of Boating and Waterways, Fiscal Year 2021-2022 Boating Safety and Enforcement Financial Aid Program Agreement

Recommended Action: Approve Resolution R21-___ 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 2021-2022.

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 2021-2022. When the agreement is awarded, the award will not exceed \$131,065. There is no match requirement for this grant.

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. Mammoth Lakes Housing 2020 Annual Report

Mammoth Lakes Housing's 2020 Annual Report.

B. Rush Creek Relicensing Project (FERC Project No 1389), Project Information Questionnaire

Southern California Edison Company's (SCE) operating license for the Rush Creek Project, FERC Project No. 1389 expires January 31, 2027. Consequently, SCE is taking the initial steps required by the Federal Power Act and the Federal Energy Regulatory Commission's (FERC) Integrated Licensing Process (ILP) to obtain a new license for the Project. The Project is located in Mono County, California and includes three dams and associated reservoirs – Agnew Dam (Agnew Lake), Gem Dam (Gem Lake), and Rush Meadows Dam (Waugh Lake); a water conveyance system; the Rush Creek Powerhouse; and ancillary facilities.

C. Federal Energy Regulatory Commission (FERC) Letters re: Dams Part of the Lee Vining Creek Project, FERC Project No. 1388-CA

Federal Energy Regulatory Commission (FERC) letters regarding the following: (1) Responses to FERC comments on the 2018 Owner's Dam Safety Program Audit; (2) Completion of Construction for 2020 Eastern Operations Dam Surveillance Camera Projects, FERC Project Nos. 1388, 1390, 1394; (3) Responses to FERC Comments on the Third Independent Consultant's Safety Inspection Report for Rhinedollar Dam; (4) Responses to FERC Comments on the 11th Independent Consultant's Safety Inspection Report for Saddlebag Dam; (5) Wave-Induced Run-Up Evaluation for Tioga Lake Dams; (6) EAP High Flow Operations Plans.

D. Notice of Availability of a Final Supplemental Environmental Impact Report for the Casa Diablo IV Project

The Great Basin Unified Air Pollution Control District is the Lead Agency pursuant to the California Environmental Quality Act (CEQA) and is publishing the Final

Supplemental Environmental Impact Report (SEIR) for the Casa Diablo IV Geothermal Power Plant Project.

E. Letter from John Stavlo re: Equity

Letter from John Stavlo regarding equity in Mono County.

F. Letter from Gary Nelson re: Speeding Vehicles in Mono County

Letter from Gary Nelson regarding speeding vehicles in Mono County and request for the Board of Supervisors to sponsor a resolution of support for Assembly Bill 550.

G. 2020-2022 Target Inspection of Mono County Sheriff's Office, Mono County Jail, Penal Code 6031

On October 20, 2020, staff of the Board of State and Community Corrections (BSCC) conducted a targeted inspection of the Mono County Jail. The inspection consisted of a review of the Mono County Sheriff's Office Custody Services Manual and sections of the Mono County Sheriff's Office Policy Manual that apply to Jail Operations.

H. Notice and Approval of Petitions for Renewal of Temporary Urgency Change for Licenses 10191 and 10192 (Applications 8042 and 8043) of the City of Los Angeles, Department of Water and Power

On March 5, 2021, the State Water Resources Control Board received Temporary Urgency Change Petitions (TUCPs) pursuant to California Water Code section 1435 from the City of Los Angeles, Department of Water and Power (LADWP) requesting approval of temporary changes to its water right Licenses 10191 and 10192 (Applications 8042 and 8043). On April 1, 2021, the Deputy Director for Water Rights signed an order approving petitions filed by the LADWP for temporary urgency changes in Licenses 10191 and 10192.

7. REGULAR AGENDA - MORNING

A. Inyo-Mono County Veteran Services Officer Update

Departments: CAO

10 minutes

(Robert C. Lawton, CAO) - Introduction of new Inyo-Mono County Veteran Services Officer Gordon Greene.

Recommended Action: None, informational only.

Fiscal Impact: None.

B. COVID-19 (Coronavirus) Update

1 hour

(Robert C. Lawton, CAO, Bryan Wheeler, Public Health Director) - Update on Countywide response and planning related to the COVID-19 pandemic, including reports from the Emergency Operations Center (EOC), Unified Command (UC), and the various branches of the EOC, including Community Support and Economic Recovery, Joint Information Center (JIC), and Public Health.

Recommended Action: None, informational only.

Fiscal Impact: None.

C. Mountain View Fire Update and Review of Emergency Declarations

Departments: EOC

10 minutes

(Justin Nalder, EOC Director) - Review of continuing need for Board of Supervisor's November 17, 2020, Declaration of Local Emergency of and Mono County Health Officer's November 19, 2020, Declaration of Local Health Emergency for the Mountain View Fire.

Recommended Action: 1. Hear report from Incident Command and involved staff regarding status of Mountain View Fire response and recovery efforts. 2. Find that there is a need to continue the local state of emergency declared on November 17, 2020 and/or the local health emergency declared on November 19, 2020 (ratified by the Board on November 24, 2020).

Fiscal Impact: Continuation of the declared emergencies continues the County's eligibility for state and federal disaster assistance.

D. Mountain View Fire Recovery - Waiver of Fees for Director Review Permits to Facilitate Reconstruction

Departments: Community Development

10 minutes

(Wendy Sugimura, Community Development Director) - Proposed resolution waiving fees for Director Review permits for recovery and reconstruction associated with Mountain View Fire damage.

Recommended Action: 1. Find that the proposed resolution qualifies under CEQA exemptions 15303(a) and 15303(b). 2. Direct staff to file a Notice of Exemption, and adopt proposed resolution "Waiving Fees for Director Review Permits for Mountain View Fire Reconstruction and Recovery" with any desired modifications. 3. Provide any further direction to staff.

Fiscal Impact: The reduced revenue from waiving County fees for Director Review permits is unknown at this time and dependent upon the number of

projects. Given two projects are anecdotally known at this time and this situation is not expected to occur very frequently, two to 10 permits would result in reduced revenue of \$1,000-\$5,000.

E. LADWP Long Valley Adaptive Management Plan for Bi-State Sage-Grouse

Departments: Community Development

1 hour

(Wendy Sugimura, Community Development Director) - Presentation on Los Angeles Department of Water and Power (LADWP) Adaptive Management Plan for Bi-State Sage-Grouse Conservation developed by a collaborative, multi-agency technical working group.

Recommended Action: Receive presentation and public comment, provide input, and provide staff with any further direction.

Fiscal Impact: No fiscal impacts are expected. Staff time for conservation efforts are programmed in existing budgets and some staff time is offset by a cooperative grant with the Bureau of Land Management. (Total grant award is subject to annual BLM budget allocations and provides for up to \$150,000 over three years.)

F. Employment Agreement - Deputy County Counsel II

Departments: County Counsel and Human Resources

5 minutes

(Stacey Simon, County Counsel) - Proposed resolution approving a contract with Emily R. Fox as Deputy County Counsel II and prescribing the compensation, appointment and conditions of said employment.

Recommended Action: Announce Fiscal Impact. Approve Resolution R21-____, approving a contract with Emily R. Fox as Deputy County Counsel II 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 2020-2021 (April 19 to June 30th) is \$31,009 of which \$21,255 is salary and \$9,754 is the cost of the benefits and was included in the approved budget. The cost for an entire fiscal year would be \$144,083 of which \$110,532 is salary and \$33,551 is the cost of benefits.

8. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Please refer to the Teleconference Information section to determine how to make public comment for this meeting.

9. CLOSED SESSION

A. Closed Session - Labor Negotiations

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Bob Lawton, Stacey Simon, Janet Dutcher, Dave Wilbrecht, and Anne Frievalt. 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 Employee Evaluation

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

C. Closed Session - Existing Litigation

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: *Abshire et al. v. Gavin Newsom et al.* (U.S. Dist. Ct., E.D. Cal. 2:21-cv-00198-JAM-KJN).

D. Closed Session - Initiation of Litigation

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code section 54956.9. Number of potential cases: one.

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

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Please refer to the Teleconference Information section to determine how to make public comment for this meeting.

11. REGULAR AGENDA - AFTERNOON

A. Sustainable Recreation and Tourism Initiative Update

Departments: Sustainable Recreation and Tourism Initiative

Item scheduled to start at 1:00 PM: 25 minutes (15 minute presentation; 10 minute discussion)

(John Wentworth, Sustainable Recreation and Tourism Initiative) - The Sustainable Recreation & Tourism Initiative is a grant funded effort on behalf of the Eastern Sierra Sustainable Recreation Partnership, of which Mono County is a partner. An update will be presented to the Board of Supervisors on what has been accomplished and what is still to come before the grant ends December 31, 2021.

Recommended Action: None. Informational presentation only.

Fiscal Impact: None.

B. Juvenile Justice Coordinating Council Appointment

Departments: Probation

15 minutes

(Karin Humiston, Chief Probation Officer) - Request for appointment of one member of the Board of Supervisors as a representative to the Juvenile Justice Coordinating Council for 2021. The JJCC is responsible for developing the county's Multi-Agency Local Action Plan to serve Juvenile-Justice Involved Youth.

Recommended Action: Appoint one member of the Board of Supervisors to the Juvenile Justice Coordinating Council (JJCC) for 2021.

Fiscal Impact: No fiscal impact.

12. BOARD MEMBER REPORTS

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

ADJOURN