



# AGENDA

## BOARD OF SUPERVISORS, COUNTY OF MONO STATE OF CALIFORNIA

Regular Meetings: First, Second, and Third Tuesday of each month. Location of meeting is specified below.  
Meeting Location: Board Chambers, 2nd Fl., County Courthouse, 278 Main St., Bridgeport, CA 93517

### Regular Meeting August 6, 2024

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#### TRIBAL LAND ACKNOWLEDGMENT

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

#### TELECONFERENCE INFORMATION

This meeting will be held in person at the location listed above. Additionally, a teleconference location will be available where the public and members of the Board may participate by electronic means.

1. Mammoth Teleconference Location – for meetings held on the first and second Tuesday of each month - Mono Lake Room of the Mono County Civic Center, First Floor, 1290 Tavern Road, Mammoth Lakes, CA. 93546;
2. Bridgeport Teleconference Location – for meetings held on the third Tuesday of each Month - Mono County Courthouse, Second Floor Board Chambers, 278 Main Street, Bridgeport, CA. 93517;
3. Zoom Webinar.

Members of the public may participate via the Zoom Webinar, including listening to the meeting and providing public comment, by following the instructions below.

##### **To join the meeting by computer:**

Visit <https://monocounty.zoom.us/j/86184622677> or visit <https://www.zoom.us/>, click on "Join A Meeting" and enter the Zoom Webinar ID 861 8462 2677.

To provide public comment, press the "Raise Hand" button on your screen.

##### **To join the meeting by telephone:**

Dial (669) 900-6833, then enter Zoom Webinar 861 8462 2677

To provide public comment, press \*9 to raise your hand and \*6 to mute/unmute.

If you are unable to join the Zoom Webinar of the Board meeting, you may still view the live stream of the meeting by visiting: [https://monocounty.granicus.com/MediaPlayer.php?publish\\_id=714fe04d-98f2-4e11-b476-233e3caea796](https://monocounty.granicus.com/MediaPlayer.php?publish_id=714fe04d-98f2-4e11-b476-233e3caea796)

**NOTE:** In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Clerk of the Board at (760) 932-5530 or bos@mono.ca.gov. Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting (See 42 USCS 12132, 28CFR 35.130).

Full agenda packets are available for the public to review in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517) and online at <http://monocounty.ca.gov/bos>. Any writing distributed less than 72 hours prior to the meeting will be available for public inspection in the Office of the Clerk of the Board and online.

***UNLESS OTHERWISE SPECIFIED BY TIME, ITEMS SCHEDULED FOR EITHER THE MORNING OR AFTERNOON SESSIONS WILL BE HEARD ACCORDING TO AVAILABLE TIME AND PRESENCE OF INTERESTED PERSONS. PUBLIC MAY COMMENT ON AGENDA ITEMS AT THE TIME THE ITEM IS HEARD.***

9:00 AM      Call meeting to Order

Pledge of Allegiance

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

Opportunity for the public to address the Board on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.) Please refer to the Teleconference Information section to determine how to make public comment for this meeting via Zoom.

**2.            RECOGNITIONS**

**A.          Proclamation Designating August as National Breastfeeding Month**

Departments: Health and Human Services

5 minutes

(Stephanie Riley Stai, Mono County WIC Director and Michelle Raust, Health and Human Services Deputy Director) - Proposed proclamation to designate August as National Breastfeeding Month.

**Recommended Action:** Adopt proposed proclamation by the Mono County Board of Supervisors designating August as National Breastfeeding Month. Provide any desired direction to staff.

**Fiscal Impact:** None.

**B.          Award Recognition for Probation Department**

Departments: Probation

5 minutes

(Karin Humiston, Chief of Probation; Darcie Perkins, Behavioral Health Services Coordinator III and Leianna Eissinger, Deputy Probation Officer III ) - Present and recognize Probation Employee of the Year Award and Medal of Valor Awards to two employees.

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

**Fiscal Impact:** None.

**3. COUNTY ADMINISTRATIVE OFFICER**

CAO Report regarding Board Assignments

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

**4. DEPARTMENT/COMMISSION REPORTS**

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

**5. CONSENT AGENDA**

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

**A. Board Minutes**

Departments: Clerk of the Board

Approval of Board minutes from the July 2024 regular meetings.

**Recommended Action:** Approve the Board minutes from the July 2, 2024, regular Board meeting. Approve the Board minutes from the July 9, 2024, regular Board meeting.

**Fiscal Impact:** None.

**B. Consolidation of Elections**

Departments: Elections

Resolution consolidating various County, Municipal, and School Elections with the General Election to be held on November 5, 2024, and requesting the Registrar of Voters conduct the election.

**Recommended Action:** Approve resolution consolidating various County, Municipal, and School Elections with the General Election to be held on November 5, 2024, and requesting the Registrar of Voters conduct the election.

**Fiscal Impact:** Costs associated with adding extra contests to the already scheduled ballot. These costs are not known until after the election. In accordance with Elections Code Section 10002, each district shall reimburse the County for these additional costs.

**C. Contract for Multi-Jurisdictional Local Hazard Mitigation Plan (HMP) Update**

Departments: Community Development

Consider revised contract award based on an evaluation of Requests for Proposals for the County/Town of Mammoth Lakes Multi-Jurisdictional Hazard Mitigation Plan update.

**Recommended Action:** Approve and authorize the Chair to sign the revised contract with IEM International, Inc. (IEM) for the provision of hazard mitigation planning services for a not-to-exceed cost of \$179,982 for the period from date of full execution (August 6, 2024), through September 30, 2025.

**Fiscal Impact:** No impact to the General Fund. Consultant costs are covered by federal funds from the Federal Emergency Management Agency (FEMA) and administered by the California Governor's Office of Emergency Services (CalOES). A 10% match of non-federal funds is required (\$19,998) and is anticipated to come from state grant funds associated with the Local Transportation Commission.

**D. Long Valley Hydrological Advisory Committee (LVHAC) Hydrologic Monitoring Access Agreements**

Departments: Community Development - LVHAC

Assumption of access and legal responsibility for stream gauges for hydrologic monitoring.

**Recommended Action:** Authorize Mono County Community Development Director to sign the access agreement permission letter from Los Angeles Department of Water and Power (LADWP) to access two stream gauges on their property leased to Hot Creek Fish Hatchery operated by California Department of Fish and Wildlife (CDFW).

**Fiscal Impact:** None. All costs for installing equipment and ongoing maintenance of equipment and infrastructure will be paid by Ormat per the funding contracts already approved by the Board.

**E. Budget Adjustment for Public Works - Solid Waste Division for Fund Transfer**

Departments: Public Works - Solid Waste

A budget adjustment for FY 2023-24 is needed to reduce the cash deficit in the Solid Waste Enterprise Fund by increasing the transfer from the Solid Waste Parcel Tax Fund. This adjustment will preserve the balance of both Fund 616 and Fund 617 to allow for moving forward with the Benton landfill in FY 2024-25 and reduce the cash deficit in the Enterprise fund

**Recommended Action:** Approve budget adjustment for FY 2023-24 to increase fund transfer amount to \$1,200,000 for funds to be transferred from the Solid Waste Parcel Tax Fund to the Solid Waste Enterprise Fund.

**Fiscal Impact:** An increase in operating transfers from the Solid Waste Parcel fund to a total of \$1,200,000 will decrease the cash deficit in the Solid Waste

Enterprise Fund and allow for a balance to be moved into Fund 617 during for closure of Benton landfill in accordance with applicable regulatory standards in the 2024-25 fiscal year.

**F. Special Event Road Closure Delegation to Public Works Director**

Departments: Public Works

Proposed Resolution of the Mono County Board of Supervisors Delegating Authority for Temporary Closure of County Roads for Recurring Special Events.

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

**Fiscal Impact:**

This proposed resolution would reduce fiscal impact of Special Events. Annual preparation of individual special event resolutions can take many hours of staff time. With adoption of this resolution, this effort will no longer be required. Special Events do have a cost, which typically average approximately \$500 per event, with the exception of the 4th of July event which uses a large amount of Public Works staff time. These costs result from the assistance provided by the respective Road Districts and Facilities Division for personnel, equipment, and supplies relating to signage and blockades to effectuate the closures.

**G. Lee Vining Community Center Memorandum of Understanding**

Departments: Public Works

Proposed updated Memorandum of Understanding (MOU) to replace the existing Lee Vining Community Center MOU between Mono County and the Mono Lake Kutzadika Tribe that memorializes use of a portion of the center by the Tribe as tribal offices.

**Recommended Action:** Approve and authorize the Chair to sign the updated MOU with the Kutzadika Tribe.

**Fiscal Impact:** None.

**H. Monthly Treasury Transaction Report**

Departments: Finance

Treasury Transaction Report for the month ending 6/30/2024.

**Recommended Action:** Approve the Treasury Transaction Report for the month ending 6/30/2024.

**Fiscal Impact:** None

**I. Quarterly Investment Report**

Departments: Finance

Investment Report for the Quarter ending 6/30/2024.

**Recommended Action:** Approve the Investment Report for the Quarter ending 6/30/2024.

**Fiscal Impact:** None

**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. Bridgeport Indian Colony Request - Grant Support Letter**

Letter of Support for the Bridgeport Indian Colony request for \$2 million dollars from United States Department of Housing and Urban Development (HUD) Indian Community Development Block Grant Program (ICDBG).

**7. REGULAR AGENDA - MORNING**

**A. Information on Mammoth Lakes Fire Protection District Ballot Measure**

Departments: Board of Supervisors, Sponsored by Supervisor Gardner

20 minutes

(Ales Tomaier, Fire Chief Mammoth Lakes Fire Protection District) - Provide information on Mammoth Lakes Fire Protection District ballot measure per request of Supervisor Gardner.

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

**Fiscal Impact:** There are no direct impacts to the county budget, but there are indirect implications such as MLFPD being unable to sustain its assistance to other fire districts in the County and it supplementing emergency medical services within the Town. Additionally, any fire incident in and around the Town will negatively impact property values and property tax revenues.

**B. Proposal to Increase the Transient Occupancy Tax Rate for Unincorporated Mono County**

Departments: County Counsel and County Administrative Office

30 minutes

(Emily Fox, Assistant County Counsel) - Proposed resolution calling a special election to submit to the voters of Mono County the question of whether an ordinance amending Mono County Code Section 3.28.060 to increase the transient occupancy tax rate from twelve percent to fifteen percent shall be approved and enacted and ordering that the special election be consolidated with the general election to be conducted on November 5, 2024.

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

**Fiscal Impact:** Staff time for the Clerk, County Counsel, and County Auditor to prepare the ballot statements.

**C. Special District Review-Phase 1**

Departments: County Administrative Office

30 minutes

(Mary Snyder, Special Projects) - Presentation by Mary Snyder regarding review of Special District capacity.

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

**Fiscal Impact:** None.

**D. Mono County Jail Update**

Departments: Public Works

10 minutes

(Paul Roten, Public Works Director; Janet Dutcher, Finance Director) - Mono County Jail Update.

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

**Fiscal Impact:** None.

**E. Out-of-State Remote Work Discussion**

Departments: County Administrative Office

5 minutes

(Sandra Moberly, County Administrative Officer) - In July of 2023 the Board adopted a resolution imposing a moratorium on out-of-state, remote work. The resolution directed staff to prepare a policy regarding out-of-state, remote work and staff is seeking direction from the Board on what points the policy should include.

**Recommended Action:** Staff recommends that the Board consider out-of-state, remote work and provide staff with direction on items to include in a future policy.

**Fiscal Impact:** Unknown at this time. Staff will provide information on fiscal impact when we return to the Board with a policy.

**8. CLOSED SESSION**

**A. Closed Session - Labor Negotiations**

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Sandra Moberly, Oliver Yee, Christopher Beck, Janet Dutcher, and Christine Bouchard. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39 - majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Correctional Deputy Sheriffs' Association. Unrepresented employees: All.

**B. Closed Session - Existing Litigation**

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

**C. Closed Session - Existing Litigation**

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION. Subdivision (a) of Government Code section 54956.9. Name of case: Workers' Compensation Claim of Scott Minder.

**D. Closed Session - Existing Litigation**

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION. Subdivision (a) of Government Code section 54956.9. County of Mono, et al v. Liberty Utilities, LLC, et al., Case No: 2:21-cv-00834-DAD-KJN, U.S. District Court for the Eastern District of California

**E. Closed Session - Existing Litigation**

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION. Subdivision (a) of Government Code section 54956.9. Case Name: Southern California Edison Company v. California State Board of Equalization, et al. Case Number: Orange County Superior Court Case No.: 30-2024-01403215-CU-MC-CXC

**F. Closed Session - Existing Litigation**

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: County of Mono v. Jim Ouimet, et al. Case number: 24LCM78

**G. Closed Session - Exposure to Litigation**

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code section 54956.9. Number of potential cases: One.



**H. Closed Session - Public Employee Evaluation**

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

**9. BOARD MEMBER REPORTS**

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

**ADJOURN**