



AGENDA

BOARD OF SUPERVISORS, COUNTY OF MONO STATE OF CALIFORNIA

Regular Meetings: The First, Second, and Third Tuesday of each month. Location of meeting is specified just below.

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

Regular Meeting January 17, 2017

TELECONFERENCE LOCATIONS: 1) First and Second Meetings of Each Month: Mammoth Lakes CAO Conference Room, 3rd Floor Sierra Center Mall, 452 Old Mammoth Road, Mammoth Lakes, California, 93546; 2) Third Meeting of Each Month: Mono County Courthouse, 278 Main, 2nd Floor Board Chambers, Bridgeport, CA 93517. Board Members may participate from a teleconference location. Note: Members of the public may attend the open-session portion of the meeting from a teleconference location, and may address the board during any one of the opportunities provided on the agenda under Opportunity for the Public to Address the Board.

NOTE: In compliance with the Americans with Disabilities Act if you need special assistance to participate in this meeting, please contact the Clerk of the Board at (760) 932-5534. Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting (See 42 USCS 12132, 28CFR 35.130).

Full agenda packets are available for the public to review in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517). Any writing distributed less than 72 hours prior to the meeting will be available for public inspection in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517). **ON THE WEB:** You can view the upcoming agenda at <http://monocounty.ca.gov>. If you would like to receive an automatic copy of this agenda by email, please subscribe to the Board of Supervisors Agendas on our website at <http://monocounty.ca.gov/bos>.

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

9:00 AM Call meeting to Order

Pledge of Allegiance

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.)

2. **APPROVAL OF MINUTES - NONE**

3. **RECOGNITIONS - NONE**

4. **BOARD MEMBER REPORTS**

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

5. **COUNTY ADMINISTRATIVE OFFICE**

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

6. **DEPARTMENT/COMMISSION REPORTS**

7. **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. Allocation from Fish and Game Fine Fund to Eastern Sierra Wildlife Care

Departments: Economic Development

On Wednesday, July 6, 2016, the Mono County Fisheries Commission recommended a \$3,500.00 expenditure over the next three years for a total expenditure of \$10,500 from the Fish and Game Fine Fund to support Eastern Sierra Wildlife Care.

Recommended Action: The Board consider and approve the recommendation by the Mono County Fisheries Commission to allocate an annual sum of \$3,500.00 (Three Thousand Five Hundred Dollars) over the next three years for a total sum of \$10,500.00 (Ten Thousand Five Hundred Dollars) from the Fish and Game Fine Fund to support Eastern Sierra Wildlife Care.

This action is a permissible use of the Fish and Game Fine Fund money per the Fish and Game Code Section 13103 article (b).

Fiscal Impact: Mono County receives roughly \$7,500.00 on an annual basis from the Department of Fish and Wildlife. Currently \$7,500.00 is available in the budget for this expenditure. If approved the \$3,500.00 expenditure would bring the available balance in this account to \$4,000.00.

B. Appointment to Treasury Oversight Committee

Departments: Finance

Appoint Mary (Mollie) Nugent to the Mono County Treasury Oversight Committee.

Recommended Action: Appoint Mary (Mollie) Nugent to the Mono County Treasury Oversight Committee.

Fiscal Impact: None.

C. Appointments in Lieu of Election

Departments: Clerk of the Board

Appointment of Directors of Special Districts in Lieu of Election. The following Special District has two vacancies to be filled: Chalfant Valley Fire Protection/Community Services District. This Special District has submitted names for appointment/reappointment, as outlined in staff report. These terms will expire on 11/30/2020. The Board of Supervisors is the governing body under Elections Code Section 10515 to make these appointments.

Recommended Action: Make appointments to Chalfant Valley Fire/Community Services District, as recommended, to fill special district board vacancies.

Fiscal Impact: None.

D. Antelope Valley RPAC Bylaws Ratification

Departments: CDD

The Antelope Valley Regional Planning Advisory Committee (AVRPAC) bylaws have been amended to conform to Board of Supervisor's RPAC Purpose and Procedures.

Recommended Action: Ratify the revised AVRPAC bylaws.

Fiscal Impact: None.

E. Behavioral Health Advisory Board Updated Bylaws

Departments: Board of Supervisors

The Behavioral Health Advisory Board's Bylaws were updated and approved by the Advisory Board at their August 2016 meeting.

Recommended Action: Approve the updated Behavioral Health Advisory Board Bylaws.

Fiscal Impact: None.

8. CORRESPONDENCE RECEIVED

All items listed are located in the Office of the Clerk of the Board, and are available for review. Direction may be given to staff regarding, and/or the Board may discuss, any item of correspondence listed on the agenda.

A. Mono County Fisheries Commission

Departments: Clerk of the Board

Correspondence dated December, 2016 from Gaye Mueller, Chairperson of the Mono County Fisheries Commission, regarding concerns about the wild trout populations in the Eastern Sierra and in support of the Slinkard Creek Project.

B. Letter from CA Water Boards

Departments: Clerk of the Board

Letter dated January 3, 2017 to Louis Molina of the Mono County Health Department regarding drinking water. The Board was cc'd on this correspondence.

C. Carle Letter Regarding Sanctuary Status for Mono County

Departments: Clerk of the Board

Email correspondence dated January 12, 2017 from Ryan Carle of Lee Vining regarding the Board's consideration of "Sanctuary Status" for Mono County.

9. REGULAR AGENDA - MORNING

A. Workshop: Implementation of Sustainable Groundwater Management Act

Departments: County Counsel

1 hour (30 minute presentation; 30 minute discussion)

(Stacey Simon) - Presentation by County Counsel Stacey Simon regarding implementation of Sustainable Groundwater Management Act (SGMA), including discussion of SGMA requirements as applied to Mono County; of Mono County's options regarding designation of one or more Groundwater Sustainability Agencies within the Owens Valley Groundwater Basin; and related issues.

Recommended Action: Hear presentation; consider and discuss potential options available to Mono County under SGMA. Provide any desired direction to staff.

Fiscal Impact: Fiscal impact is uncertain at this time. Fiscal impact may vary significantly depending on option(s) ultimately selected by Mono County, as well as by requirements imposed by state agencies and other external factors.

B. Resolution Restoring Three Positions to the County Administration Office

Departments: CAO

40 minutes (10 minute presentation; 30 minute discussion)

(Leslie Chapman) - 1. Proposed resolution to modify the Personnel Allocation List and restore three positions to the County Administrator's office. 2. Budget amendment to allocate contingencies or Economic Stabilization funds for two of the positions.

Recommended Action: 1. Adopt proposed resolution #R17-__, Authorizing the County Administrative Officer to add three positions to the Personnel Allocation

List: Assistant County Administrative Officer, Deputy CAO – Director of Communications and Human Resources Generalist. 2. Approve budget amendment to use contingencies and/or economic stabilization funds to fund the Assistant County Administrator and the Human Resources Generalist positions. (4/5 vote required.) 3. Delay funding and recruitment for the Deputy Director of Communications until next fiscal year to ensure that adequate funding is available.

Fiscal Impact: Assistant County Administrative Officer - \$60,144 including benefits for the remainder of the 2016-17 fiscal year, and \$180,433 for a full year; **Human Resources Specialist** - \$35,562 including benefits for the remainder of the 2016-17 fiscal year, and \$106,689 for a full year; **Deputy CAO – Communications Director** - \$0 including benefits for the remainder of the 2016-17 fiscal year, and \$139,951 for a full year. If the Assistant CAO and the HR Generalist are funded, a total of \$95,706 will need to be appropriated from contingencies or economic stabilization funds.

C. 2% Cost of Living Adjustment for County Administrative Officer

Departments: County Counsel, Finance

10 minutes (5 minute presentation; 5 minute discussion)

(Stacey Simon and Janet Dutcher) - Proposed resolution adjusting base compensation for County Administrative Officer to provide 2% COLA.

Recommended Action: 1. Orally report fiscal impact. 2. Adopt proposed resolution R17-_____, establishing and adjusting the 2017 base compensation for the County Administrative Officer to implement the same 2% cost of living adjustment provided to other county employees. Provide any desired direction to staff.

Fiscal Impact: The additional cost for this position for the remainder of FY 2016-2017 (Jan 1 – June 30) is \$2,268 of which \$1,600 is salary, \$382 is the employer portion of PERS, and \$286 is the cost of benefits. Total additional cost for a full fiscal year would be \$4,535 of which \$3,200 is annual salary, \$764 is the employer portion of PERS and \$571 is the cost of benefits. The cost of this increase is included in the FY 2016-2017 adopted budget.

10. 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.)

11. CLOSED SESSION

A. Closed Session - Real Property Negotiations

CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Government Code section 54956.8. Property: Sierra Center Mall, Mammoth Lakes. Agency negotiators: Leslie Chapman, Janet Dutcher, Tony Dublino, Stacey Simon. Negotiating parties: Mono County and Highmark Mammoth Investments, LLC.

Under negotiation: Price and terms of payment.

B. Closed Session--Human Resources

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

C. 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.

D. Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: Public Health Director.

E. Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: County Clerk/Recorder.

F. 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. Administrative Citation - Czeschin.

THE REGULAR AGENDA WILL RECONVENE NO EARLIER THAN 1:00 P.M.

12. 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.)

13. REGULAR AGENDA - AFTERNOON

A. HOME Investment Partnership Program

Departments: Finance

10 minutes (5 minute presentation; 5 minute discussion)

(Jennifer Halferty) - Approve Resolution authorizing the submittal of an application to the California State Department of Housing and Community Development Department for funding under the Home Investment Partnerships Program (HOME) and if selected the execution of a Standard Agreement and amendments thereto and of any related documents necessary to participate in the HOME Investment Partnerships Program to fund the Mono County First Time Homebuyer Program.

Recommended Action: Approve Resolution 17-__ authorizing the submittal of an application to the California State Department of Housing and Community Development Department for funding under the Home Investment Partnerships Program (HOME) and if selected the execution of a Standard Agreement and amendments thereto and of any related documents necessary to participate in the HOME Investment Partnerships Program to fund the Mono County First Time Homebuyer Program.

Fiscal Impact: The HOME application is for up to an additional \$1,000,000 to provide continued funding for the Mono County First Time Homebuyer Program. The current Mono County HOME loan portfolio consists of five loans for total valuation of \$660,227 ranging from \$77,700 – \$165,352. These five loans have leveraged \$782,443 in private funding for a total of \$1.459 million in real estate investment in unincorporated Mono County.

B. Reclassification of Social Services Employees to Align with State Analysis

Departments: Social Services

15 minutes (5 minute presentation; 10 minute discussion)

(Kathryn Peterson) - Reclassification of Eligibility Workers and Integrated Caseworkers to conform to Job Analysis/Worker Classification Study performed by the CPS HR Consulting (Merit System Services).

Recommended Action: Adopt Resolution R17-__ authorizing the County Administrative Officer to amend the County of Mono list of allocated positions to add three Eligibility Specialist Trainee I/II, one Eligibility Specialist III, one Eligibility Specialist Supervisor, three Integrated Caseworker I/II, one Integrated Caseworker III, one Supervising Caseworker and delete three Eligibility Worker I/II, one Eligibility Worker III, one Eligibility Worker Supervisor, one Integrated Caseworker I/II, one Integrated Caseworker III, and one Supervising Integrated Caseworker

Fiscal Impact: The additional cost for these fully staffed position reclassifications for the remainder of FY 2016- 2017 (January to June 2017) is approximately \$23,561 of which \$17,838 is salary and \$5,723 is the cost of the benefits. Total additional cost for a full fiscal year (2016-2017) would be \$47,123 of which \$35,676 is annual salary and \$11,447 is the cost of benefits. The funds for these additional costs will require a midyear budget amendment. There is no cost to the Mono County General Fund for the proposed increase; the cost for this position this year and in subsequent fiscal years is paid for with Social Services funds.

C. Public Works Restructure - Road

Departments: Public Works - Road

20 minutes (5 minute presentation; 15 minute discussion)

(Jeff Walters) - Restructure to restore parity in the Public Works Superintendent positions. The proposed restructure would establish parity between the Supervisor and Superintendent positions within Public Works.

Recommended Action: Adopt proposed resolution R17-_____, Authorizing the County Administrative Officer to amend the County List of Allocated Positions to Eliminate one Road Operations Supervisor and to Add one Road Operations Superintendent in the Public Works Department. Provide any desired direction to staff.

Fiscal Impact: Annual cost of restoring parity is \$87,732 for salaries and \$57,780 for benefits, for a total increase of \$27,348, to be paid out of Road Fund.

D. Update on Status of Jail Renovation/Replacement Project

Departments: Public Works, Sheriff, CAO, Finance

30 minutes (5 minute presentation, 25 minute discussion)

(Garrett Higerd) - Update on status of efforts to secure site adjacent to existing jail facility for construction of jail annex and on issues related to the preparation of a grant proposal for funds to construct that annex or, alternatively, to construct a new facility on the site of the old County hospital on Twin Lakes Road.

Recommended Action: Hear staff report. Provide any desired direction to staff.

Fiscal Impact: The fiscal impact associated with today's discussion is the cost to prepare and submit an application for SB 844 funding, is largely included in an existing contract with Nacht and Lewis to provide jail architecture services not to exceed \$111,735. Additional costs are anticipated to be \$12,510 for updated jail population projections and no more than \$20,976 for Mike Booher consulting, plus staff time. The fiscal impact of completing the project will be refined as part of the complete funding application and will be presented to your board along with financing options before the application is submitted to the Board of State and Community Corrections (BSCC).

E. Resolution for Exception to 180-day Wait Period under PERS Laws

Departments: County Counsel, Public Works, Sheriff, Finance, CAO

10 minutes (5 minutes presentation, 5 minutes discussion)

(Stacey Simon and Garrett Higerd) - Proposed resolution certifying critical need for appointment of Mono County retiree Mike Booher to part-time, limited term, non-benefitted position of Jail Operations/Needs Specialist.

Recommended Action: Adopt proposed resolution providing necessary certifications for exception to the 180-day wait period under Government Code

sections 7522.56 & 21224 for the limited term, part-time employment of PERS retiree Glenn Michael Booher as Jail Operations/Needs Specialist. Provide any desired direction to staff.

Fiscal Impact: Up to \$20,976 to be funded from the remaining unencumbered balance budgeted for the Jail project in fund 190, Capital Improvement Projects.

F. Extension of Temporary Moratorium on Commercial Cannabis Activities

Departments: Community Development

PUBLIC HEARING - 3:00 P.M. (30 minutes)

(Michael Draper) - Public hearing pertaining to request for approval of interim ordinance No. 17_ of the Mono County Board of Supervisors extending the temporary moratorium prohibiting commercial medical and recreational marijuana activities, including commercial cultivation, distribution, transportation, delivery, storage, manufacturing, processing, provision or sale of cannabis products in the unincorporated area of Mono County established by Mono County Ordinance 16-11.

Recommended Action: Following public hearing adopt proposed ordinance No. 17- extending the temporary moratorium prohibiting commercial medical and recreational marijuana activities, including commercial cultivation, distribution, transportation, delivery, storage, manufacturing, processing, provision or sale of cannabis products in the unincorporated area of Mono County established by Mono County Ordinance 16-11. Provide any desired direction to staff.

Fiscal Impact: No impact to general fund.

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