



AGENDA

BOARD OF SUPERVISORS, COUNTY OF MONO STATE OF CALIFORNIA

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

MEETING LOCATION Board Chambers, 2nd Fl., County Courthouse, 278 Main St., Bridgeport, CA 93517

Regular Meeting May 1, 2018

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 Shannon Kendall, Clerk of the Board, at (760) 932-5533. Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting (See 42 USCS 12132, 28CFR 35.130).

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

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

9:00 AM Call meeting to Order

Pledge of Allegiance

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

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

and number of persons wishing to address the Board.)

2. **RECOGNITIONS - 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. **Appoint Jeff Simpson to the Inyo-Mono Broadband Consortium Advisory Committee**

Departments: IT

(Nate Greenberg) - Last year, the Mono County Board of Supervisors appointed three representatives to the Committee: Ron Day, Tina Braithwaite, and Jimmy Little. Jimmy Little offered his resignation in March 2018 and we are seeking to fill his seat with another District 2 representative who is also connected to local business & business development. Supervisor Peters recommended the appointment of Jeff Simpson for this position.

Recommended Action: Appoint Jeff Simpson as a Mono County representative to the Inyo-Mono Broadband Consortium Advisory Committee.

Fiscal Impact: None.

B. **Immunization Local Assistance Grant # 17-10072, Fiscal Years 2017-2022**

Departments: Health Department

The Health Department contracts with the California Department of Public Health, Immunization Branch for the provision of immunization services.

Recommended Action: Approve County entry into the Immunization Local Assistance Grant Contract #17-10072 and authorize the Chairman of the Board of Supervisors to execute said contract on behalf of the County. Additionally, provide authorization for the Public Health Director to approve amendments and/or revisions that may occur during the 5-year contract period of July 1, 2017-June 30, 2022 with approval as to form by County Counsel.

Fiscal Impact: There is no impact on the Mono County General Fund. The Immunization Program provides an allocation of \$36,250 per fiscal year, totaling \$181,250 for the 5-year contract period.

C. **Monthly Treasury Transaction Report**

Departments: Finance

Treasury Transaction Report for the month ending 3/31/2018.

Recommended Action: Approve the Treasury Transaction Report for the month ending 3/31/2018.

Fiscal Impact: None

D. Letter in Support of Senate Bill 1084 (Berryhill): Mono County Tri-Valley Groundwater Management District

Departments: County Counsel

(Jason Canger) - Discuss and approve letter in support of Senate Bill 1084 (Berryhill): Mono County Tri-Valley Groundwater Management District, which would amend the Mono County Tri-Valley Groundwater Management District Act to make the composition of the District board of directors more equitable to District residents and clarify the District's authority to create zones of benefit and impose assessments for SGMA related purposes.

Recommended Action: Approve proposed letter as drafted, or as modified by the Board, and direct staff to submit to the Senate Local Government & Finance Committee and other committees that may hear the bill. Provide any desired direction to staff.

Fiscal Impact: None.

E. Resolution of Necessity for Paving Work at Crowley Lake Community Center/Skatepark

Departments: Public Works

(Joe Blanchard) - Paving work to pave and make ready for public use a parking lot (and associated ADA access) at the Crowley Lake Community Center/Skatepark.

Recommended Action: Based on the information contained in this staff report, find that there is a public necessity requiring the use of a subcontractor to pave and make ready for public use a parking lot (and associated ADA access) at the Crowley Lake Community Center/Skatepark site in Crowley Lake, where no subcontractor was designated in the original construction bid.

Fiscal Impact: This project is funded by County Service Area 1 and will not impact the General Fund. The ability of the contractor to subcontract the asphalt work will not change the cost of the project.

F. Letter to Caltrans in Support of Highway 395 Safety Improvements

Departments: CAO

(Tony Dublino) - Consider letter to Caltrans, expressing concern over recent

vehicular collisions and fatalities on Highway 395, and supporting Caltrans efforts at identifying and implementing future safety measures.

Recommended Action: Authorize chair to sign letter and direct staff to forward to Caltrans contacts.

Fiscal Impact: None.

G. General Plan Amendment 18-01

Departments: CDD

(Wendy Sugimura) - Adopt proposed ordinance ORD18-___, Adopting General Plan Amendment (GPA) 18-01 consisting of four parts – A) Commercial cannabis, B) Short-term rentals, C) Housing policies, and D) Transportation/Circulation Element, and approve the Notice of Exemption for commercial cannabis and the addenda for short-term rentals, housing and transportation/Circulation Element under the California Environmental Quality Act (CEQA) and consistent with the Mono County General Plan.

Recommended Action: Adopt proposed ordinance ORD18-___, Adopting General Plan Amendment (GPA) 18-01 consisting of four parts – A) Commercial cannabis, B) Short-term rentals, C) Housing policies, and D) Transportation/Circulation Element, in compliance with the California Environmental Quality Act (CEQA) and consistent with the Mono County General Plan.

Fiscal Impact: Unknown pending the scale, number and type of cannabis applications; the vote on the cannabis tax; number of short-term rental applications; and enforcement/compliance costs. Fees will be charged for permit and business license processing, and short-term rentals may increase TOT revenue.

H. Safety Seat Checkup Proclamation

Departments: Clerk of the Board

Stephanie M. Tombrello, LCSW, Executive Director, SafetyBeltSafe USA, has requested the Board adopt a proclamation recognizing the week of May 6 - 12, 2018, as Safety Seat Checkup Week.

Recommended Action: Approve proposed proclamation.

Fiscal Impact: None.

6. CORRESPONDENCE RECEIVED - NONE

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.

7. REGULAR AGENDA - MORNING

A. Spring Fire Weather Refresher

Departments: Sheriff-Coroner

30 Minutes

(Chris Smallcomb - NWS Reno) - Presentation by Chris Smallcomb of the National Weather Service of fire weather, and the Spring / Summer outlook.

Recommended Action: None, informational only.

Fiscal Impact: None.

B. Public Health Presentation

Departments: Public Health

45 Minutes

(Sandra Pearce, Louis Molina, and Amber Hise) - Presentation by Public Health regarding department structure, services, goals and tactics.

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

Fiscal Impact: None.

C. Quarterly Investment Report

Departments: Finance

10 minutes (5 minute presentation; 5 minute discussion)

(Gerald Frank) - Investment Report for the Quarter ending 3/31/2018

Recommended Action: Approve the Investment Report for the Quarter ending 3/31/2018

Fiscal Impact: None

D. Treasury Loan to Hilton Creek Community Service District

Departments: Finance

10 minutes (5 minute presentation; 5 minute discussion)

(Janet Dutcher, Gerald Frank) - This is a request from Hilton Creek Community Service District for a 5-year treasury loan in the amount of \$100,000. This loan partially funds infrastructure improvements. Terms include a 3% annual interest rate and a callable provision allowing Hilton Creek the option to repay the loan early.

Recommended Action: Approve and authorize the Finance Director to sign a Treasury Loan Agreement in the amount of \$100,000 to Hilton Creek Community Services District.

Fiscal Impact: Results in interest revenue to the County's investment pool in the

amount of \$8,434 over the five year term of the loan.

E. Resolution to Withdraw County's Ground Sustainability Agency Status

Departments: County Counsel

15 minutes

(Jason Canger) - Resolution of the Mono County Board of Supervisors to Withdraw its Status as a Groundwater Sustainability Agency in the Owens Valley Groundwater Basin Contingent on the Owens Valley Groundwater Authority Becoming the Exclusive Groundwater Sustainability Agency for All Portions of the Owens Valley Groundwater Basin

Recommended Action: Adopt proposed resolution R18-___, to Withdraw its Status as a Groundwater Sustainability Agency in the Owens Valley Groundwater Basin Contingent on the Owens Valley Groundwater Authority Becoming the Exclusive Groundwater Sustainability Agency for All Portions of the Owens Valley Groundwater Basin. Provide any desired direction to staff.

Fiscal Impact: None.

F. Mono County Audit Reports for FY 2016-2017

Departments: Finance

45 minutes (30 minutes presentation, 15 minutes discussion)

(Janet Dutcher) - Presentation of the Comprehensive Annual Financial Statements (CAFR), the Single Audit Report, the Treasury Oversight Committee Report and the GANN Limit Report.

Recommended Action: Hear brief presentation of the annual audit reports and provide feedback and direction to staff, if desired.

Fiscal Impact: None currently.

8. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

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

9. CLOSED SESSION

A. Closed Session--Human Resources

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

(PARA), Mono County Public Safety Officers Association (PSO), and Mono County Sheriff Department's Management Association (SO Mgmt). Unrepresented employees: All.

B. Closed Session: Anticipated litigation

Departments: County Counsel

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: Two.

Recommended Action:

Fiscal Impact:

C. Closed Session - Exposure to Litigation

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

D. Closed Session - Real Property Negotiations

CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Government Code section 54956.8. Property: Mammoth Mall, 126 Old Mammoth Rd., Mammoth Lakes, CA. Negotiating Parties: Mono County and Greenlaw Partners. Agency negotiators: Leslie Chapman, Stacey Simon and Tony Dublino

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

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. REGULAR AGENDA - AFTERNOON

A. Proposed Ordinance Adding Chapter 5.60 to the Mono County Code Regulating Commercial Cannabis Operations

Departments: Cannabis Working Group

1 hour (20 minute presentation, 40 minute discussion)

(Various) - Proposed ordinance adding Chapter 5.60 to the Mono County Code regulating commercial cannabis operations. As proposed, Chapter 5.60 would establish a permitting process for commercial cannabis operations within the unincorporated area of the County and includes application and review requirements, enforcement provisions, public health limitations, and a limit on the

number of cannabis operation permits available for cultivation.

Recommended Action: Introduce, read title, and waive further reading of proposed ordinance No. ORD18 - An Ordinance of the Mono County Board of Supervisors Adding Chapter 5.60 to the Mono County Code Pertaining to the Local Regulation and Permitting of Commercial Cannabis Activities within the Unincorporated Area of the County. Provide any desired direction to staff.

Fiscal Impact: None.

B. Proposed Ordinance amending Chapter 7.20 of the Mono County Code to establish expedited procedures for cannabis enforcement

Departments: County Counsel and Code Compliance

20 minutes (10 minute presentation, 10 minute discussion)

(Stacey Simon) - Proposed ordinance amending Chapter 7.20 of the Mono County Code pertaining to public nuisances to add expedited procedures for addressing and abating nuisances arising from cannabis operations in violation of the Mono County Code, Mono County General Plan or other applicable law.

Recommended Action: Introduce, read title, and waive further reading of proposed ordinance. Provide any desired direction to staff.

Fiscal Impact: Hearing officer costs are estimated at \$5,000 per hearing. Abatement costs will vary depending on the size and nature of the operation and would be made a special assessment against the property. The anticipated funding source is the proposed cannabis business tax (Measure D) which is on the June 5 ballot for approval by the voters. If Measure D does not pass, then the County would either pay these enforcement costs out of the General Fund, or minimize its enforcement activities.

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.

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