



# 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 14, 2020

---

#### 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**

**A. Child Abuse Prevention and Sexual Assault Awareness Month**

Departments: Wild Iris, Social Services, and Child Abuse Prevention Council  
10 minutes

(Michelle Raust, Matthew O'Connor, and Courtney Powell) - Proposed resolution to proclaim April 2020 as Child Abuse Prevention and Sexual Assault Awareness Month.

**Recommended Action:** Approve proposed proclamations.

**Fiscal Impact:** 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. Monthly Treasury Transaction Report**

Departments: Finance

Treasury Transaction Report for the month ending 2/29/2020

**Recommended Action:** Approve the Treasury Transaction Report for the month ending 2/29/2020

**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. Agricultural Commissioner's Office Department Update April 2020**

April 2020 Department Update from the Inyo and Mono Counties Agricultural Commissioner's Office.

**B. COVID-19 (Coronavirus) Directives from Surrounding Area**

Originally shared by Supervisor Stump with County staff, attached are the emergency proclamations from the State of Nevada, and Esmeralda County, NV.

**C. Inyo County's Letter to CDFW to Delay Fish Opener**

A letter from the Inyo County Board of Supervisors to the California Department of Fish and Wildlife (CDFW) regarding the postponement of the regular fishing season and fish stocking in Inyo County.

**D. LADWP Temporary Urgency Change Petition**

The Los Angeles Department of Water and Power (LADWP) is requesting that the State Water Resources Control Board (SWRCB) approve it's Temporary Urgency Change Petition (TUCP), pursuant to Water Code section No. 1435, to temporarily deviate from the Stream Restoration Flow requirements as outlined in the SWRCB Order 98-05. The flows include Rush, Lee Vining, Walker, and Parker Creeks.

**E. California Fish and Game Commission Notice of Change of Adoption Hearing**

A notice from the California Fish and Game Commission announcing a change of Location of Discussion / Adoption Hearing for Mammal Hunting, Waterfowl (annual), and other sections to a teleconference / webinar on April 16, 2020 at 9:00 AM.

**F. FERC Letter to SCE re: Focused Spillway Assessment and Evaluation Plan and Schedule for Additional Information**

The Federal Energy Regulatory Commission (FERC) letter to Southern California Edison (SCE) regarding the submitted plan and schedule for additional spillway information for dams and projects listed in the attached letter.

**7. REGULAR AGENDA - MORNING**

**A. Appointment of Bob Lawton as Acting County Administrative Officer**

Departments: County Counsel

5 minutes

(Stacey Simon, County Counsel) - Formally appoint Robert C. Lawton Acting County Administrative Officer.

**Recommended Action:** Appoint Robert C. Lawton as Acting County Administrative Officer and direct staff to return to the Board with an amendment to Mr. Lawton's employment agreement to reflect his new role. Provide any other desired direction to staff.

**Fiscal Impact:** None.

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

Departments: CAO

Item will start at approximately 9:15 AM

(Bob Lawton, Acting CAO) - An opportunity for Mono County Departments and stakeholders to share Coronavirus-related issues with the Board, to include, but not limited to, an update from Unified Command and the branches of crisis response such as the Public Health Department, Operations /Emergency Services, Community Support, Communications / Public Information, Economic Recovery, and Recreation. Additional specific topics include, but are not limited to: (1) Seasonal roadway openings on state highways; (2) Opportunities to donate for local relief efforts; (3) County road signage; (4) Southern California Edison vegetation management.

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

**Fiscal Impact:** None.

**C. Cost-Share Agreement for Multi-Agency Response to COVID-19**

Departments: CAO

5 minutes

(Bob Lawton, Acting CAO; Janet Dutcher, Finance Director) - Proposed contract with the Town of Mammoth Lakes and the Mammoth Lakes Fire Protection District pertaining to sharing of costs associated with COVID-19 incident management and response.

**Recommended Action:** Approve County entry into proposed contract and authorize County Administrative Officer to execute said contract on behalf of the County. Provide any desired direction to staff.

**Fiscal Impact:** The agreement provides a methodology and process of sharing EOC related expenditures including the costs of extra hire personnel, services and supplies. It excludes the cost sharing of each jurisdiction's own existing permanent personnel.

**D. Request to delay public hearing(s) and consideration of the Tioga Inn Specific Plan Amendment #3 (Project) and Final Subsequent Environmental**

**Impact Report (SEIR) by the Planning Commission and/or the Board of**

**Supervisors**

Departments: CDD

15 minutes

(Wendy Sugimura) - Consider a letter by the Mono Basin RPAC requesting a delay of the April 16 Planning Commission public hearing on the Tioga Inn Specific Plan Amendment #3 and FSEIR.

**Recommended Action:** The County has no procedural or administrative basis for delaying the project and, therefore, the recommendation is to proceed with the public hearing. Other options, including directing that the Planning Commission hearing and consideration of the project be delayed or, alternatively, that the Board hearing and consideration of the project be delayed, are provided in the staff report.

**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. FY19/20 RSTP Funding Agreement**

Departments: Public Works - Roads

10 Minutes

(Kevin Julian) - Approval of annual funding through the Regional Surface Transportation Program (RSTP) apportionment. This repeating annual agreement authorizes the exchange of federal highway funds for state highway funds thereby providing the Road Fund with a more flexible funding source.

**Recommended Action:** Approve and authorize Chair's signature on the FY19/20 Federal Exchange and State Match Agreement for allocation of Federal Surface Transportation Program Funds through the State's Regional Surface Transportation Program

**Fiscal Impact:** \$329,725 of intergovernmental revenue to the Road Fund (Fund 180), which was included in the FY 2019-20 adopted budget.

**G. Community Corrections Partnership Update**

Departments: Probation

15 minutes

(Karin Humiston) - Informational update on the progress of the Community Corrections Partnership.

**Recommended Action:** None.

**Fiscal Impact:** None.

**H. Restructure of Behavioral Health Department and Approval to Hire a Director of Clinical Services at "C" Step**

Departments: Behavioral Health

20 minutes (10 minute presentation, 10 minute discussion)

(Robin Roberts) - In an effort to increase capacity to serve the residents of Mono County, the County Behavioral Health Department is proposing a reorganization that involves the addition of 1 Director of Clinical Services position; 2 Behavioral Health Services Coordinator I positions; 2 Behavioral Health Services Coordinator II positions; 1 Behavioral Health Program Manager; 1 Substance Use Disorders Supervisor; 1 Substance Use Disorders Counselor III position; 1 Staff Services Analyst II position and 1 case Manager III position and the elimination of: 2 Psychiatric Nurse Practitioner positions; 1 Clinical Program Manager position; 1 Alcohol & Drug Counselor II position; 1 Mental Health Services Act Coordinator position; 1 Psychiatric Specialist III position; 2 Case Manager II positions; 1 Behavioral Health Services Coordinator position; and 1 Alcohol and Drug Counselor III position. The Department is also seeking Board approval to hire a Director of Clinical Services at the "C" Step in recognition of years of service of that individual as a supervisor in the field.

**Recommended Action:** Approve proposed restructure of the Behavioral Health Department by adopting proposed resolution R20-\_\_ Authorizing the County Administrative Officer to amend the County List of Allocated Positions to Eliminate Eleven Positions and Add Ten Positions in the Department of Behavioral Health. The proposed resolution also includes approval to hire the Director of Clinical Services position at the "C" Step. Provide any desired direction to staff.

**Fiscal Impact:** The cost of removed positions is \$812,650 (\$712,851 is salaries, \$99,799 is benefits) and the cost of proposed positions is \$726,605 (\$637,373 is salaries, \$89,232 is benefits), for a net positional savings of \$207,860. Savings results primarily because four highly compensated vacant positions with salaries totaling \$326,436 were removed.

**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): Bob Lawton, Stacey Simon, Dave Butters, Janet Dutcher, 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 Employment**

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

**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: Five.

**D. 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 Colin Tams.

**E. 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.

**F. 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.

**G. Closed Session - Existing Litigation**

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: *Mono County v. Los Angeles Department of Water and Power* (Alameda Superior Court Case No. RG18923377.)

**H. 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.

**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**