



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 December 8, 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 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/94462396623>

Or visit <https://www.zoom.us/> click on "Join A Meeting" and use the Zoom Meeting ID 944 6239 6623.

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 944 6239 6623.

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

A. Andrea Colasardo Recognition

Departments: Animal Control

10 minutes

(Malinda Huggans, Animal Control Officer, Emily Hartman, Shelter Attendant) - Recognize Andrea Colasardo for her fundraising efforts to construct a shade structure at the Whitmore Animal Shelter for the comfort of the animals and visitors who socialize and adopt these animals.

Recommended Action: Approve proclamation recognizing Andrea Colasardo.

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

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. Data Use and Disclosure Agreement Between Mono County and CalConnect

Departments: Public Health

Data Use and Disclosure Agreement for Mono County Health Department's transition to CalCONNECT for case investigation and contact tracing purposes related to COVID-19.

Recommended Action: Approve the Data Use and Disclosure Agreement between Mono County and CalCONNECT and authorize Bryan Wheeler, Director of Public Health, to execute said agreement on behalf of the County. Provide any desired direction to staff.

Fiscal Impact: None.

B. Second Amendment to Agreement with McGinley and Associates, Inc.

Departments: Public Works - Solid Waste

Proposed contract amendment with McGinley & Associates, Inc. pertaining to Groundwater Sampling and Reporting Services.

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

Fiscal Impact: This contract limits payments to no more than \$75,000 in any calendar year, for a term beginning January 1, 2021 and ending December 31, 2022. This annual amount provided is deemed sufficient to meet the needs for the duration of the contract, will be paid from the Solid Waste Enterprise Fund, and included in the most recently adopted budget.

C. Monthly Treasury Transaction Report

Departments: Finance

Treasury Transaction Report for the month ending 10/31/2020.

Recommended Action: Approve the Treasury Transaction Report for the month ending 10/31/2020.

Fiscal Impact: None

D. 2018-2021 County Performance Contract Amendment between Mono County Behavioral Health and the California Department of Health Care Services

Departments: Behavioral Health

The proposed County Performance Contract Amendment with Department of Health Care Services continues the Department's efforts in streamlining the contracting process for behavioral health federal block grants by integrating the Substance Abuse Prevention and Treatment Block Grant (SABG) into the existing Performance Contract.

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

Fiscal Impact: There is no fiscal impact to the County General Fund. This County Performance Contract amendment ensures continued receipt of the Department's budgeted revenues to support the delivery of Behavioral Health program services.

E. Training Funds Request for Supervisor-Elect Duggan

Departments: Clerk of the Board

Under State law and the County Code, upon request of a Supervisor-Elect, county general fund moneys may be used prior to the assumption of office by that Supervisor-elect, for training and orientation including the payment of course fees, travel and per diem expenses, course materials, and consultant fees.

Recommended Action: Approve request for training funds, not to exceed \$1,000, for Supervisor-Elect Duggan to attend relevant professional training and orientation including the payment of course fees, travel and per diem expenses, course materials, and consultant fees between December 8, 2020 and January 4, 2021.

Fiscal Impact: Not to exceed \$1,000, which is included in the Board of Supervisors travel, conferences and training budget for FY 2020-2021.

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. Fish and Game Commission Notice re: Adoption of Regulatory Language

Fish and Game Commission notice stating that the regulatory action relative to amending sections 3.00, 4.00,5.00, 5.41, 5.85, 7.00, 7.50, 8.10, and adding sections 5.84, 5.89, 7.40, identified in Title 14, California Code of Regulations, which first appeared in the California Regulatory Notice Register on July 7, 2020; relating to Simplification of Statewide Inland Sport Fishing Regulations was adopted on October 14, 2020.

B. Board of Forestry and Fire Protection Letter re: Adopted Resolution

The State Board of Forestry and Fire Protection adopted Resolution No. 2020-2 on November 4, 2020. The resolution temporarily suspends the Board's process for certifying local ordinances as equaling or exceeding the Board's Fire Safe Regulations (14 CCR§ 1270 et seq.) that apply in the State Responsibility Area (SRA).

C. Letter from Benny Romero re: Bridgeport Jail

Letter from Benny Romero regarding the proposed new jail facility on Twin Lakes Road in Bridgeport, CA.

D. Letter from John Muir Trail Wilderness Conservancy re: Approval of Wildlife Conservation Board Grant

Letter from the John Muir Trail Wilderness Conservancy regarding approval of

the 1.6 million 4-year Wildlife Conservation Board Grant for ecological restoration in the Ansel Adams Wilderness along the John Muir Trail.

E. Letter from SB 1290 Implementation Workgroup re: Passage of SB 1290

On September 30, Governor Newsom signed SB 1290, which ends collection of and discharges all fees charged to youth in the juvenile system and some fees charged to youth 21 and under in the adult (criminal) system.

7. REGULAR AGENDA - MORNING

A. Mountain View Fire Update

30 minutes

(Justin Nalder, EOC Director) - Update on the Mountain View Fire in Walker, California.

Recommended Action: Receive update from Incident Command for the Mountain View Fire and involved staff regarding impacts of the fire, recovery efforts, County response, debris removal and related topics. Provide any desired direction to staff.

Fiscal Impact: No impact from this update.

B. Mountain View Fire Recovery - Streamlining of Planning Permits and Fee Waivers

Departments: Community Development

10 minutes

(Wendy Sugimura, Community Development Director) - Proposed resolution providing for placement of RVs on properties, interpreting accessory uses as nonconforming uses if the main use was lost to the fire, and waiving planning and building permit fees for property owners suffering loss of a residence.

Recommended Action: Find that the proposed resolution qualifies under CEQA exemptions 15303(a) and 15303(b), direct staff to file a Notice of Exemption, and adopt proposed resolution "Interpreting and Providing Guidance to Staff in Implementing Various Community Development Department Regulations, Permits, and Fees for Reconstruction Associated With Mountain View Fire Recovery" with any desired modifications. Provide any further direction to staff.

Fiscal Impact: Reduced revenue due to waiving of County fees for Director Review permits and building permits. Total revenue reduction is unknown at this time as fees are dependent on number, type and scope of proposed construction.

C. COVID-19 (Coronavirus) Update

Departments: CAO

30 minutes

(Robert C. Lawton, CAO, Dr. Tom Boo, Mono County Health Officer) - 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.

D. Administrative Penalty Procedure for COVID-19-Related Violations

Departments: Public Health and County Counsel

20 minutes

(Dr. Tom Boo, Mono County Health Officer, County Counsel Simon) - The County's existing administrative penalty system (Mono County Code Chapter 1.12) provides for the imposition of penalties for violations of state and county law, including health orders. Chapter 1.12 is general in nature and was not specifically-tailored to address violations of public health orders related to COVID-19. This ordinance would create a more-tailored administrative penalty procedure for violations involving public health orders and establish penalty amounts for those violations.

Recommended Action: Adopt proposed ordinance establishing administrative penalty procedure and penalty amounts specific to violation of public health orders and state guidelines/orders related to preventing the spread of COVID-19.

Fiscal Impact: The ordinance may result in de minimus fine revenue to the County, which would partially offset the costs of enforcement.

E. Resolution Superseding and Replacing Resolution R17-86, Creating a Revolving Loan Fund for the Purchase of Deed-Restricted Housing, to Add Three 6-Month Loan Extension Periods, Delegate Authority to the CAO, and Commit Interest Earnings to Affordable Housing Purposes

Departments: Finance

10 minutes (5 minutes presentation, 5 minutes discussion)

(Janet Dutcher, Finance Director, Megan Mahaffey, Accountant) - Resolution R17-86, amended Resolution R15-81, authorizing creation of Mono County's revolving loan fund to facilitate the purchase of deed-restricted properties by Mammoth Lakes Housing (MLH). The previous resolution permits loans to MLH for a period no longer than 12 months. This proposed Resolution allows for three 6-month extension beyond the original twelve-month term, delegates authority to the CAO to approve these extension, and commits all fund interest earnings to affordable housing purposes.

Recommended Action: Adopt proposed Resolution R20-____, Superseding and Replacing Resolution R17-86, Creating a Revolving Loan Fund for the Purchase of Deed-Restricted Housing, to Add Three 6-Month Loan Extension Periods, Delegate Authority to the CAO, and Commit Interest Earnings to Affordable Housing Purposes.

Fiscal Impact: Allowing for 6-month extensions will permit MLH more time to complete renovations and sale activities associated with property securing the outstanding loan of \$104,000, which current term expires on December 16, 2020.

F. Appointments to Mono County Construction Board of Appeals

Departments: Community Development - Building Division

10 minutes

(Tom Perry, Building Official) - Consider appointments to fill two expired seats on the Mono County Construction Board of Appeals.

Recommended Action: Re-appoint Dan Hennarty and Steve Shipley to new four-year terms on the five (5) member Construction Board of Appeals.

Fiscal Impact: Fiscal impacts are negligible. Board operating costs are confined to support staff and minimal office expenses. Appeal fees will cover costs of individual appeals.

G. MCPE Merit Leave Balance Rollover

Departments: Human Resources/CAO

5 minutes

(David R Butters, HR Director) - Proposed resolution permitting MCPE employees who have unused merit leave balances as of December 31, 2020 to roll-over those balances into 2021 and use those balances by December 31, 2021 or they will be lost.

Recommended Action: Adopt proposed Resolution R20-____, Extending the Use of 2020 Merit Leave into 2021 Calendar Year for the MCPE Bargaining Unit Employees. Provide any desired direction to staff.

Fiscal Impact: None.

H. Inyo / Mono County Veteran Affairs Representative Update

Departments: CAO

10 minutes

(Robert C. Lawton, CAO) - Report and discussion on the Inyo / Mono County Veteran Affairs representative.

Recommended Action: Receive report and provide staff direction.

Fiscal Impact: None.

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, 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 Employee Evaluation

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

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 - 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.

E. Closed Session - Threat to Public Services or Facilities

Consultation with Mono County Sheriff, District Attorney, and Risk Manager.

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.

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