



# **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**

#### **February 7, 2023**

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### **TELECONFERENCE INFORMATION**

This meeting will be held both in person and via teleconferencing with some members of the Board possibly attending from separate teleconference and remote locations. As authorized by AB 361, dated September 16, 2021, a local agency may use teleconferencing without complying with the teleconferencing requirements imposed by the Ralph M. Brown Act when a legislative body of a local agency holds a meeting during a declared state of emergency and local officials have recommended or imposed measures to promote social distancing or the body cannot meet safely in person and the legislative body has made such findings.

Teleconference locations will be available to the public:

1. First and Second Meetings of Each Month in the Mono Lake Room of the Mono County Civic Center, First Floor, 1290 Tavern Road, Mammoth Lakes, CA. 93546;
2. Third Meeting of Each Month in the 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/84412765491> or visit <https://www.zoom.us/>, click on "Join A Meeting" and enter the Zoom Webinar ID 84412765491.

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 ID 844 1276 5491. 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: [http://monocounty.granicus.com/MediaPlayer.php?publish\\_id=e7d204c7-e668-44f4-be12-b19e6bd13e27](http://monocounty.granicus.com/MediaPlayer.php?publish_id=e7d204c7-e668-44f4-be12-b19e6bd13e27)

**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 - 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. Resolution Making Findings under AB 361 - Related to Remote Meetings**

Departments: County Counsel

Proposed resolution making the findings required by AB 361 for the purpose of making available the modified Brown Act teleconference rules set forth in AB 361 for the period of February 7, 2023, through February 28, 2023.

**Recommended Action:** Adopt proposed resolution R23-\_\_\_, making the findings required by AB 361 for the purpose of making available the modified

Brown Act teleconference rules set forth in AB 361 for the period of February 7, 2023, through February 28, 2023.

**Fiscal Impact:** None noted.

**B. June Lake Citizens Advisory Committee Appointment**

Departments: Community Development

Appoint Gary Johanson to serve the remaining two years of a four-year term on the June Lake Citizens Advisory Committee, expiring December 31, 2024, as recommended by Supervisor Gardner.

**Recommended Action:** Appoint Gary Johanson to the June Lake Citizens Advisory Committee for a term expiring December 31, 2024.

**Fiscal Impact:** None noted.

**C. Inmate Welfare Fund Annual Report, Fiscal Year 2022-2023**

Departments: Sheriff

California Penal Code Section 4025(e) states: The money and property deposited in the inmate welfare fund shall be expended by the sheriff primarily for the benefit, education, and welfare of the inmates confined within the jail. An itemized report of these expenditures shall be submitted annually to the board of supervisors.

**Recommended Action:** Receive the Inmate Welfare Fund Annual Report for Fiscal Year 2021-2022.

**Fiscal Impact:** None noted.

**D. Privacy and Security Agreement Amendment with DHCS**

Departments: Social Services

Amendment between Department of Health Care Services (DHCS) and Mono County to extend the termination date of the 2019 Privacy and Security Agreement to allow ongoing transmissions of Personally Identifiable Information (PII) while the 2022 renewal of the Agreement is finalized.

**Recommended Action:** Approve Amendment of the Medi-Cal Privacy and Security Agreement between Department of Health Care Services and Mono County for extension of the termination date through March 1, 2024, or upon execution of a successor Privacy and Security Agreement, whichever occurs first, and authorize Director of Social Services to sign the Amendment.

**Fiscal Impact:** None noted.

**E. Monthly Treasury Transaction Report**

Departments: Finance

Treasury Transaction Report for the month ending 12/31/2022.

**Recommended Action:** Approve the Treasury Transaction Report for the month ending 12/31/2022.

**Fiscal Impact:** None noted.

**F. Quarterly Investment Report**

Departments: Finance

Investment Report for the Quarter ending 12/31/2022.

**Recommended Action:** Approve the Investment Report for the Quarter ending 12/31/2022.

**Fiscal Impact:** None noted.

**6. CORRESPONDENCE RECEIVED - NONE**

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. COVID-19 (Coronavirus) Update**

Departments: Public Health

10 minutes

(Jen Burrows, Deputy Director of Covid Operations/Infection Preventionist) - Update on Countywide response and planning related to the COVID-19 pandemic.

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

**Fiscal Impact:** None noted.

**B. Community Corrections Partnership (CCP) Realignment Implementation Plan**

Departments: Probation

20 minutes

(Karin Humiston, Chief of Probation) - A resolution of the Mono County Board of Supervisors authorizing the Mono County Community Corrections Partnership (CCP) Executive Committee to submit the Realignment Implementation Plan Annual Report for 2022 to the Board of State and Community Corrections.

**Recommended Action:** Staff recommends that the Board; 1) Adopt proposed Resolution R23-\_\_\_, authorizing the Mono County Community Corrections

Partnership (CCP) Executive Committee to submit the Realignment Implementation Plan Annual Report for 2022 to the Board of State and Community Corrections; and 2) Provide any desired direction to staff.

**Fiscal Impact:** Eligibility for the Community Corrections Partnership (CCP) Implementation Grant Funding, which is anticipated to be \$100,000 to be received by the end of January 2023.

**C. Designation of Director of Social Services as Ex Officio Public Guardian/Public Administrator/Public Conservator; Related Actions**

Departments: CAO

10 minutes

(Robert C. Lawton, CAO) - Designation of the Director of Social Services to serve, ex officio, as the Public Guardian, Public Administrator and Public Conservator (PA/PG/PC) for Mono County and related actions.

**Recommended Action:** 1) Approve revised job description for the position of Social Services Director to add, ex officio, the duties of PA/PG/PC; 2) Adopt proposed resolution amending the Salary Matrix to change the salary range for the position of Social Services Director from Range 18 to Range 21; 3) Announce fiscal impact and adopt proposed resolution approving an amendment to the employment agreement with Kathryn E. Peterson, Director of Social Services, to include the new job responsibilities and associated salary modification; and 4) Review (and approve if finalized) draft Memorandum of Understanding between the Department of Behavioral Health and the newly-established office of the PA/PG/PC related to collaboration in the provision of LPS Act conservatorship services.

**Fiscal Impact:** This item increases spending for the remainder of this fiscal year by \$10,773, of which \$9,383 is salary and \$1,390 is benefits. The annual cost of this position currently is \$175,144. If this item is approved, the annual cost will be \$200,999, of which \$165,399 is salary and \$35,600 is benefits.

**D. Receive and Discuss Mono County Strategic Plan Progress Report**

Departments: CAO

30 minutes

(Robert C. Lawton, CAO) - The Board of Supervisors began development of the 2022-2024 Mono County Strategic Plan in the Summer of 2021. Following an intense and inclusive process, receiving input from County residents, staff and elected officials, the Board adopted the Plan on April 5, 2022. Staff returns to the Board today to provide a Progress Report on outcomes recommended in Strategic Plan, and to solicit Board input on future Plan activities and outcomes.

**Recommended Action:** Staff recommends that the Board: 1) Receive the Strategic Plan Progress Report as attached; and 2) Discuss initial findings; and 3) Direct Staff to schedule a Strategic Plan Update Workshop during April, 2023 to propose and adopt a 2023-2025 Strategic Plan.

**Fiscal Impact:** None noted.

**E. Adopt 2023-24 Federal Legislative Platform**

Departments: CAO

20 minutes

(Robert C. Lawton, CAO) - In 2022, Mono County engaged the services of TFG, formerly known as The Ferguson Group, to support County efforts with respect to Federal funding and policy. With TFG's assistance, Mono County was allocated \$3,000,000 for radio system improvements in the FY2023 Omnibus Appropriations Bill. The 118th Congress convened on January 3, 2023 following a change in party control. Members of the Board of Supervisors will attend the National Association of Counties' Legislative Conference taking place in Washington from February 11 through 14. Working with County Supervisors and Department Heads, TFG has prepared a draft Legislative Platform for discussion on January 17 and Board action today. The Platform will guide Mono County's Federal legislative and agency advocacy efforts throughout the 118th Congress.

**Recommended Action:** Staff recommends that the Board: 1) Receive the Federal Platform as proposed; and 2) Adopt a Minute Order approving the Platform as the basis for Board and staff advocacy during the 118th Congress, subject to future revision.

**Fiscal Impact:** None noted.

**F. Amendment to Employment Agreement with Solid Waste Superintendent**

Departments: Public Works

5 minutes

(Paul Roten, Public Works Director) - Proposed amendment to employment agreement with Justin Nalder to add temporary additional duties providing fleet management services, in addition to duties as Solid Waste Superintendent.

**Recommended Action:** Announce Fiscal Impact. Adopt Resolution R23-\_\_\_, approving an amendment to the contract with Justin Nalder as Solid Waste Superintendent, to add temporary additional duties of Fleet Superintendent, and prescribing the compensation, appointment, and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

**Fiscal Impact:** This item increases costs for the remainder of this fiscal year by an estimated \$4,675, of which \$4,029 is salary and \$646 is benefits. The annual cost of this position currently is \$136,726. If this item is approved, the annual cost is estimated at \$147,946, of which \$106,376 is salary and \$41,570 is benefits. This cost increase is for a temporary period.

**G. Overview of New Requirements Related to Campaign Contributions (SB 1439)**

Departments: County Counsel

20 minutes

(Stacey Simon, County Counsel) - Presentation regarding new legal requirements related to recusal from and disclosure prior to specified types of board actions where a board member has received a campaign contribution from a party to or participant in the action within the prior 12 months; prohibition on contributions following action.

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

**Fiscal Impact:** None noted.

**H. FY 2022-2027 Public Health Emergency Preparedness Grant Agreement #22-10664**

Departments: Public Health

20 minutes

(Brienne Chappell-McGovern, Emergency Preparedness Manager; Kathy Peterson, Interim Public Health Director) - Proposed contract with California Department of Public Health (CDPH) Emergency Preparedness Office pertaining to FY 2022-2027 Public Health Emergency Preparedness Grant Agreement #22-10664.

**Recommended Action:** Approve, and authorize Board Chair to sign, contract with the California Department of Public Health (CDPH) Emergency Preparedness Office for the 2022-23 to 2026-27 Centers for Disease Control and Prevention (CDC) Public Health Emergency Preparedness (PHEP), State General Fund (GF) Pandemic Influenza, and Assistant Secretary for Preparedness and Response (ASPR) Hospital Preparedness Program (HPP) Funding Grant Agreement Number 22-10664 for the period of July 1, 2022 through June 30, 2027 and a not-to-exceed amount of \$1,673,669. Additionally, provide authorization for the Public Health Director to approve minor amendments and/or revisions that may occur during the contract period provided such amendments do not alter the amount not-to-exceed and do not substantially alter the scope of work or budget and are approved as to form by County Counsel.

**Fiscal Impact:** There is no fiscal impact to the County General Fund. The maximum amount payable under this 5-year term grant agreement shall not exceed the amount of \$1,673,669. FY 22/23, Year 1, funding allocation is \$298,758.

**8. CLOSED SESSION**

**A. Closed Session - Labor Negotiations**

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section

54957.6. Agency designated representative(s): Bob Lawton, Stacey Simon, Janet Dutcher, Patty Francisco, and Oliver Yee. 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 - Public Employee Evaluation**

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

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

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

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**10. REGULAR AGENDA - AFTERNOON**

**A. Public Hearing - Appeal of a Planning Commission Decision Approving a Use Permit for Sierra High Cannabis Farm**

Departments: Community Development - Planning Division

PUBLIC HEARING: 1:00 pm

(Michael Draper, Principal Planner) - Public hearing regarding the appeal of Use Permit 21-006/Sierra High for a commercial cannabis business consisting of cultivation, distribution, and non-storefront retail at 7761 Eastside Lane in the Antelope Valley.

**Recommended Action:** Conduct public hearing. Consider and potentially affirm, affirm in part, or reverse the Planning Commission decision approving UP 21-006 and certifying the project Mitigated Negative Declaration. Provide any desired direction to staff.

**Fiscal Impact:** If the Planning Commission's approval is overturned, there will be no generation of taxes from the project.

**11. 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**