



**MEETING MINUTES
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
May 9, 2023**

9:05 AM Meeting called to order by Chair Duggan.

Supervisors Present: Duggan, Gardner, Kreitz, Peters, and Salcido. (All attended in person, teleconference, or via zoom).

Supervisors Absent: None.

The Mono County Board of Supervisors stream most of their meetings live on the internet and archives them afterward. To search for a meeting from June 2, 2015, forward, please go to the following link: <http://www.monocounty.ca.gov/meetings>

Pledge of Allegiance led by Chair Duggan.

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

2. RECOGNITIONS

A. Proclamation Recognizing Public Service Recognition Week 2023

Departments: CAO

(Mary Booher, Interim County Administrative Officer) - Proclamation recognizing public service recognition week 2023.

Action: Approved the proclamation recognizing May 7-13, 2023, as Public Service Recognition Week.

Salcido moved; Peters seconded

Vote: 5 Yes, 0 No

M23-088

Mary Booher, Interim County Administrative Officer:

- Presented item.

B. Proclamation Recognizing the 50th Anniversary of Fishin' Mission

Departments: CAO, Economic Development

(Jeff Simpson, Economic Development Director) - Proclamation recognizing the 50th Anniversary of Fishin' Mission.

Action: Approved proposed proclamation recognizing the 50th Anniversary of Fishin' Mission.

Peters moved; Salcido seconded

Vote: 5 Yes, 0 No

M23-089

Supervisor Peters:

- Presented item.

C. Proclamation Recognizing and Celebrating May as Mono County Art Month 2023

Departments: CAO

(Mary Booher, Interim County Administrative Officer) - Proclamation recognizing and celebrating May as Mono County Art Month 2023.

Action: Approved proposed proclamation recognizing and celebrating May as Mono County Art Month 2023.

Salcido moved; Gardner seconded

Vote: 5 Yes, 0 No

M23-090

Mary Booher, Interim County Administrative Officer:

- Presented item.

3. COUNTY ADMINISTRATIVE OFFICER

Mary Booher, Interim County Administrative Officer:

- Update on the Department Head meeting: discussed the Affordable Connectivity Plan and how to get more outreach for Mono County.

4. DEPARTMENT/COMMISSION REPORTS

Justin Nalder, Solid Waste Superintendent:

- Updates on Solid Waste and upcoming Community Clean Up events.
- Recycling and composting education opportunities with the school children.
- Awarded U.S. Fish and Wildlife grant and was awarded approximately \$82,000.

Supervisor Gardner:

- Recycling metal, the storage of metal is temporary at County sites.

Chair Duggan:

- Requested that Solid Waste offer more of the County clean up days and a chipper, Crowley Lake area is in need.

Stacey Simon, County Counsel:

- Update on Ninth Circuit Court of Appeals ruled in the County's favor in the case of Abshire v. Newsom, et al.

Francie Avitia, Social Services Program Manager:

- Update on the success of the Mexican Consulate Mobil event last weekend in Mammoth at the Civic Center.

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. Board Minutes

Departments: Clerk of the Board

Approval of Board minutes from the April 2023 regular meetings.

Action: 1. Approved the Board minutes from the April 4, 2023, regular meeting.
2. Approved the Board minutes from the April 18, 2023, regular meeting.

Peters moved; Salcido seconded

Vote: 5 Yes, 0 No

M23-091

B. Wheeler Crest Design Review Committee Appointments

Departments: Community Development

Appointment to the Wheeler Crest Design Review Committee.

Action: Appointed two new members, Greta Mettauer for a three-year term, expiring on March 31, 2026, and Rico Miledi for a two-year term expiring on March 31, 2025, to the Wheeler Crest Design Review Committee, as recommended by Supervisor Duggan.

Peters moved; Salcido seconded

Vote: 5 Yes, 0 No

M23-092

C. Privacy and Security Agreement Amendment with California Department of Social Services

Departments: Social Services

Amendment between California Department of Social Services (CDSS) 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 renewal of the agreement is finalized.

Action: Approved Amendment of the Privacy and Security agreement between California Department of Social 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 authorized Director of Social Services to sign the amendment.

Peters moved; Salcido seconded

Vote: 5 Yes, 0 No

M23-093

D. Resolution Proposing to Name a Segment of U.S. 395 After Dave McCoy

Departments: CAO

Proposed resolution supporting a community proposal to name a segment of U.S. Highway 395 after Dave McCoy.

Action: Adopted proposed Resolution R23-032, proposing to name a segment of U.S. Highway 395 after Dave McCoy.

Peters moved; Salcido seconded

Vote: 5 Yes, 0 No

R23-032

E. Appeal of Planning Commission Decision Denying a General Plan Amendment that would allow for Transient Rental Uses on a Parcel in Bridgeport

Departments: Community Development

Proposed resolution reversing the Planning Commission's denial of General Plan Amendment (GPA) 22-03/Nichols to redesignate APN 008-210-003-000 from Multifamily Residential-Moderate to Mixed Use, approving GPA 22-03, and certifying the California Environmental Quality Act (CEQA) addendum.

Action: Adopted proposed Resolution R23-033, upholding the appeal and reversing the Planning Commission's denial of General Plan Amendment 22-03/Nichols to redesignate APN 008-210-003-000 from Multifamily Residential- Moderate (MFR-M) to Mixed Use (MU) and directed staff to file a Notice of Determination.

Peters moved; Salcido seconded

Vote: 3 Yes, 2 No

R23-033

Supervisor Kreitz:

- Pulled item from consent.
- Does not support.

Vote:

Duggan: Y

Gardner: N

Kreitz: N

Peters: Y

Salcido: Y

Moved to item #7a.

F. Monthly Treasury Transaction Report

Departments: Finance

Treasury Transaction Report for the month ending 3/31/2023.

Action: Approved the Treasury Transaction Report for the month ending 3/31/2023.

Peters moved; Salcido seconded

Vote: 5 Yes, 0 No

M23-094

G. Quarterly Investment Report

Departments: Finance

Investment Report for the Quarter ending 3/31/2023.

Action: Approved the Investment Report for the Quarter ending 3/31/2023.

Peters moved; Salcido seconded

Vote: 5 Yes, 0 No

M23-095

Moved to item #5e.

6. CORRESPONDENCE RECEIVED - NONE

7. REGULAR AGENDA - MORNING

A. Federal Emergency Declaration Update

Departments: Emergency Management

(Maria Figueroa, Government Affairs Specialist, FEMA) - Presentation by Maria Figueroa, Government Affairs Specialist, Federal Emergency Management Agency (FEMA) regarding Mono County's inclusion in Federal Disaster Declaration - DR4699. Explanation of Individual Assistance under FEMA.

Action: None.

Mary Booher, Interim County Administrative Officer:

- Provided background and introduced item.
- Mono County is a Primary County and discussed Mono County eligibility status.
- Disaster Recovery Centers to open with the Federal Emergency Management Agency (FEMA) as soon as next week.
- Update on the change of meeting place to Suite Z for the 5/16 Board of Supervisors meeting and the 5/16 Town/County meeting.

Maria Figueroa, Government Affairs Specialist, Federal Emergency Management Agency (FEMA):

- Presented item.
- Introduced Chad Bowman, FEMA Media Relations for Mono County.

Chris Mokracek, Emergency Management Director:

- Requesting extension on deadline.
- Update on Disaster Recovery Centers in Bridgeport and Mammoth.
- Update on Mobile Disaster Centers.

Break: 10:03 AM

Reconvened: 10:13 AM

B. Cannabis Operation Permit 23-001/Sierra High

Departments: Community Development

(Brent Calloway, Principal Planner) - Consider cannabis operations permit 23-001 Sierra High Farms allowing for the cultivation, distribution, and non-storefront retail operations in accordance with Use Permit 21-006 at 7761 Eastside Lane.

Action: 1. Found that the project is consistent with the Mitigated Negative Declaration and Mitigation Monitoring and Reporting Plan prepared for Use Permit 21-006/Sierra High adopted on 12/15/22. 2. Approved Cannabis Operation Permit 23-001 subject to the conditions as recommended or with desired modifications.

Peters moved; Kreitz seconded

Vote: 5 Yes, 0 No

M23-096

Brent Calloway, Principal Planner:

- Present item.

Dan Landrum, Sierra High Farms Project Manager:

- Shared photo, introduced himself, and the three partners: John B. (JB), Jeff Heinz, and Walter Heinz.
- Provided background.
- Community contribution made by Jeff Heinz.
- Requested approval of the Board to move forward.

C. Fish and Game Fine Fund Expenditure

Departments: Economic Development

(Jeff Simpson, Economic Development Director; Colin West, Founder/CEO of Clean Up The Lake; Cindy Kamler, Founder/Executive Director of Clean Up The Lake) - Staff received two applications for the Mono County Fish and Game Fine Fund Local Program Funding. \$10,548 is being requested by Clean Up The Lake to complete an underwater cleanup project in June Lake and start underwater exploratory dives in Convict Lake. \$5,000 is being requested by Wildcare Eastern Sierra to pay for medical, food, and caging for local injured and orphaned wildlife. Both expenditures are a permissible use of the State of California Fish and Game Code Section 13103.

Action: Approved applications for funding in the amount of \$10,548 for Clean Up The Lake and \$5,000 to Wildcare Eastern Sierra.

Gardner moved; Peters seconded

Vote: 5 Yes, 0 No

M23-097

Jeff Simpson, Economic Development Director:

- Introduced item.

Colin West, Founder/CEO of Clean Up The Lake:

- Presented item.

Cindy Kamler, Founder/Executive Director of Clean Up The Lake:

- Update on the animal rescue program.

D. Department Overview - Behavioral Health

Departments: Behavioral Health

(Robin K. Roberts, Behavioral Health Director) - Presentation by Robin K. Roberts to update the Board of Supervisors and public related to Behavioral Health programs, therapeutic and substance use treatment, compliance related to regulations and mandates, and changes on the horizon related to the new initiatives at the state level.

Action: None.

Robin K. Roberts, Behavioral Health Director:

- Presented item.

Moved to Board Reports.

8. CLOSED SESSION

Closed Session: 12:30 PM

Reconvened: 1:41 PM

Nothing to report out of Closed Session.

Moved to Adjournment.

A. Closed Session - Labor Negotiations

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Mary Booher, Stacey Simon, Janet Dutcher, Jack Conry, 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 - Existing Litigation

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: *Cohen v. County of Mono and Town of Mammoth Lakes* (Mono County Superior Court Case No.: Z2UCM103).

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: 1.

D. 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: 1.

E. Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: County Administrative Officer recruitment.

F. Closed Session - Public Employee Evaluation

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

9. BOARD MEMBER REPORTS

Chair Duggan:

- 5/4 – Interview with Fox weather and future update on 7/4.
- 5/4 – Mammoth Voices on the Mammoth melt.
- 5/4 – Attended the Great Basin Air Pollution Control District meeting.
- 5/8 – Attended the LTC meeting.

Supervisor Gardner:

- No report.

Supervisor Kreitz:

- No report.

Supervisor Peters:

- Attended the CSAC webinar outreach.
- Attended the Antelope Valley RPAC meeting.
- District 9 and District 10 Caltrans/road update.
- Thank you to Wendy Sugimura.

Supervisor Salcido:

- Friday, May 4, 2023, Great Basin Air Pollution Control District Approval of 22/23 Budget

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- Flood outlook and actions
- Planting overview and presentation by Jeremiah Joseph on tribal input
- Discussion of cost of legal fees and ongoing suits with LADWP
- Updates
- Monday, May 8, 2023, Eastern Sierra Wildlife Stewardship Team
- Outreach/Education/Funding Subcommittee
- Will be speaking at SNARL on June 6th.
- Hoping to have a design for a logo soon.
- One of the top 12 most important projects in the State to improve wildlife connectivity.
- Monday, May 8, 2023, Town County Liaison Meeting
- Discussions to topics for the joint meeting next Tuesday.

Moved to Closed Session.

ADJOURNED at 1:41 PM.

ATTEST

RHONDA DUGGAN
CHAIR OF THE BOARD

DANIELLE PATRICK
SENIOR DEPUTY CLERK OF THE BOARD