



EASTERN SIERRA COUNCIL OF GOVERNMENTS (ESCOG)

REGULAR MEETING AGENDA

Friday, June 14, 2019

8:30 a.m.

**Mammoth Lakes Council Chamber
437 Old Mammoth Road, Suite Z
Mammoth Lakes, CA**

Board Members

Mono County Supervisor
Stacy Corless – Vice Chair

Mono County Supervisor
Bob Gardner

Town of Mammoth Lakes Councilmember
Lynda Salcido

Town of Mammoth Lakes Councilmember
John Wentworth

Inyo County Supervisor
Jeff Griffiths –Chair

Inyo County Supervisor
Dan Totheroh

City of Bishop Councilmember
Jim Ellis

City of Bishop Councilmember
Karen Schwartz

NOTICE TO THE PUBLIC

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 760-965-3603. Notification 48 hours prior to the meeting will enable the City of Bishop or Town of Mammoth Lakes to make reasonable arrangements to ensure accessibility to this meeting. (See 42 USCS 12132, 28CFR 35.130)

NOTE: Comments for all agenda items are limited to a speaking time of three minutes.

- 1. Call to Order**
- 2. Pledge of Allegiance**
- 3. Roll Call**

4. **Public Comment** – Notice to the Public: This time is set aside to receive public comment on matters not calendared on the agenda. When recognized by the Chair, please state your name and address for the record and please limit your comments to three minutes. Under California law the Eastern Sierra Council of Governments Board is prohibited from generally discussing or taking action on items not included in the agenda; however, the Eastern Sierra Council of Governments Board may briefly respond to comments or questions from members of the public. Therefore, the Eastern Sierra Council of Governments Board will listen to all public comment but will not generally discuss the matter or take action on it.
5. **Approve the Minutes**

April 12, 2019
6. **Status and action regarding recommendation on formation of Eastern Sierra Council of Governments Joint Powers Authority**
7. **Discussion and possible action regarding support of a ban on the sale of flavored tobacco products**
8. **Update on the Eastern Sierra Sustainable Recreation Partnership (ESSRP)**
9. **Update on the Town of Mammoth Lakes Sierra Nevada Conservancy Vibrant Tourism and Recreation Grant**
10. **Update regarding Mammoth Yosemite Airport and Bishop Airport**
11. **Update and discussion on General Aviation and Commercial Air Service plans for Mammoth Yosemite and Bishop Airports**
12. **Update from Members on housing projects, programs and initiatives**
13. **Board and Council Reports**
14. **Call for Agenda Items for Next Meeting**
15. **Adjournment**

The ESCOG will adjourn to the next meeting on Friday, August 9, 2019 at 8:30 a.m. in the Bishop City Council Chambers.



EASTERN SIERRA COUNCIL OF GOVERNMENTS (ESCOG)

REGULAR MEETING AGENDA MINUTES

Friday, April 12, 2019

8:30 a.m.

**Bishop City Council Chambers
301 West Line Street
Bishop, California**

Board Members

Mono County Supervisor
Stacy Corless – Vice Chair

Mono County Supervisor
Bob Gardner

Town of Mammoth Lakes Councilmember
Lynda Salcido

Town of Mammoth Lakes Councilmember
John Wentworth

Inyo County Supervisor
Jeff Griffiths –Chair

Inyo County Supervisor
Dan Totheroh

City of Bishop Councilmember
Jim Ellis

City of Bishop Councilmember
Karen Schwartz

NOTICE TO THE PUBLIC

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NOTE: Comments for all agenda items are limited to a speaking time of three minutes.

1. Call to Order

Board Member Bob Gardner called the meeting to order at 8:36 a.m.

2. Pledge of Allegiance

Board Member Dan Totheroh led the Pledge of Allegiance.

3. Roll Call

Board Members Bob Gardner, Lynda Salcido, Dan Totheroh, Jim Ellis and Karen Schwartz were present. Board Members Stacy Corless, John Wentworth and Jeff Griffiths were absent.

- 4. Public Comment** – Notice to the Public: This time is set aside to receive public comment on matters not calendared on the agenda. When recognized by the Chair, please state your name and address for the record and please limit your comments to three minutes. Under California law the Eastern Sierra Council of Governments Board is prohibited from generally discussing or taking action on items not included in the agenda; however, the Eastern Sierra Council of Governments Board may briefly respond to comments or questions from members of the public. Therefore, the Eastern Sierra Council of Governments Board will listen to all public comment but will not generally discuss the matter or take action on it.

Mammoth Lakes Housing (MLH) Executive Director Patricia Robertson spoke about Mammoth Lakes Housing and the services they provide. She discussed their recent five year strategic planning process and desire to work more throughout the region and strengthen partnerships. Ms. Robertson presented MLH's 2018 financial report and reported on their upcoming projects.

5. Update regarding ESCOG Staff Support, Town of Mammoth Lakes Assistant Clerk Angela DeLisle

Town of Mammoth Lakes Assistant to the Town Manager Pam Kobylarz introduced the Town's new Assistant Clerk, Angela DeLisle, and described what her duties would be. There was discussion between members of the Board and Ms. Kobylarz.

- 6. Approval of Minutes**
- a. **February 8, 2018**
 - b. **December 8, 2017**
 - c. **October 20, 2017**
 - d. **August 11, 2017**

SPEAKING FROM THE FLOOR:

There was discussion between members of the Board and Town of Mammoth Lakes Town Manager Dan Holler regarding whether members of the Board were authorized to vote on minutes from meetings that they did not attend, including minutes from meetings that took place before they were on the Board.

Ms. Kobylarz noted that the minutes on the agenda listed as February 8, 2018 should be corrected to read February 8, 2019.

ACTION: It was moved by Board Member Lynda Salcido, seconded by Board Member Karen Schwartz, and carried by 5-0 voice vote to approve the minutes of February 8, 2019, December 8, 2017, October 20, 2017 and August 11, 2017.

7. Update regarding Inyo Mono Broadband Consortium (IMBC) Advisory Council

Mono County Director of IT Nate Greenberg gave an update on the Inyo Mono Broadband Consortium (IMBC). Mr. Greenberg reported that the grant expires at the end of June. He outlined a partnership program IMBC is creating with local businesses, schools libraries, etc. regarding broadband opportunities. Mr. Greenberg also talked about economic development activities. He reported on the Broadband Access Tool, which is an interactive platform designed to help people understand what broadband services were available in the area and how much service they needed based on their potential usage. Mr. Greenberg outlined priorities with regard to infrastructure. He discussed the regional 911 outage in March, and steps taken to prevent outages in the future. He said that after the grant expired, most of the work that would be done could continue to be provided by staff, and that there should be a regional collaboration, however, the challenges working under the CPUC may not be worth it to work as a formal consortium.

Board Member Karen Schwartz asked if the IMBC would dissolve at the end of June, Mr. Greenberg said that is the recommendation. He said he and his staff would still manage the website, and they would seek additional funding if needed. Board Member Karen Schwartz thanked Nate and his team for their work. There was discussion between members of the Board and Mr. Greenberg.

8. Discuss the potential ban of flavored tobacco

Mono County Health Officer Dr. Thomas Boo led a presentation regarding the increased use of, and negative health effects of, flavored tobacco products and the Mono County Health and Human Services' desire to ban such products. Dr. Boo talked about other California jurisdictions that had taken action to ban flavored tobacco products to some extent, including Mono County, which would take place in October. He also talked about tobacco retail licensing, staff education and penalties or potential for revoking licensing. Also presenting was Mono County Public Health Tobacco Control Coordinator Dustlyne Beavers who reported on the tactics used by tobacco companies to market to, and increase the sales of their products to youth users, and presented statistics of flavored tobacco use in youth.

Mono County Office of Education TUPE Program Coordinator Debie Schnadt outlined the work she had done in local schools and reported on health issues related to tobacco use, and the history of attempts to ban menthol flavored tobacco products. She read a quote from the 15 year old son of a local family friend that was currently fighting nicotine addiction primarily from use of a vape pen. Inyo County Health and Human Services Deputy Director Anna Scott spoke about the number of Inyo County students that have reported use of tobacco products. She said that the direction from her Board was to contact the City of Bishop to coordinate a potential vaping ordinance with some other tobacco related policy components that would impact the City as well as the unincorporated parts of the County. Ms. Scott said they would like to come back with a draft of an ordinance in June.

Town of Mammoth Lakes Police Department (MLPD) Officer Daniel Hansen and Sergeant Janson Heilman reported on the vaping epidemic in Mammoth Lakes schools, and the steps the department had taken to combat that problem. They said that law enforcement in Mammoth had lost the ability to hold kids accountable for tobacco use when penal code Section 308B was changed and the legal age was raised to 21. This change prevented police from citing minors for tobacco use. The officers said a municipal code with some type of punishment for minors using tobacco would be helpful in addition to a flavored tobacco ban. There was discussion between members of the Board, Sergeant Heilman and Officer Hansen.

SPEAKING FROM THE FLOOR:

Toiyabe Family Services Substance Abuse Counselor and Youth Prevention Worker Earl Lent, reported that the numbers related to tobacco use in the tribal community are higher than other communities. He said they had programs in place to raise awareness and educate their youth about tobacco use as it relates to their culture as well as its negative health effects. Mr. Lent talked about how the tobacco companies target youth.

Pediatric Nurse Practitioner for the Pediatric Clinic in the Hospital District Colleen McEvoy spoke about her outreach work with students in the Bishop School District with regard to E-cigarettes and other tobacco related products and their negative health effects.

Town of Mammoth Lakes Town Manager Dan Holler discussed the effectiveness of training the Town of Mammoth Lakes has done with clerks in retail locations, and action the Town had taken allowing them to revoke tobacco licenses if necessary.

Jennifer Halferty, Mono County Board of Supervisors, reported on her daughter's concerns about students using tobacco products at school and how that affects her. Ms. Halferty said she does not want to hold kids accountable. She said that she believes the adults and the industry needed to be held accountable. There was discussion among members of the Board.

Dr. Boo said that Mono County Public Health recommended county and municipal bans, a region wide ban on all tobacco products with characterizing flavors that would provide regional consistency with Mono County and asked the Board to consider implementing tobacco retail licensing programs and to consider official support for a statewide ban.

At 10:27 a.m. Board Member Board Bob Gardner called a recess.

At 10:34 a.m. the meeting reconvened.

9. Discuss Eastern Sierra Sustainable Recreation Partnership

This item was not discussed.

10. Update regarding Mammoth Yosemite Airport and Bishop Airport

This item was not discussed.

11. Update regarding next steps in considering formation of a Joint Powers Authority for the ESCOG

Mr. Holler outlined information in the staff report with, regarding the potential formation of a Joint Powers Authority (JPA) and the time, staffing and costs that would be involved. He discussed some proposed edits to the draft JPA document.

There was discussion between members of the Board and Mr. Holler.

ACTION: It was moved by Board Member Lynda Salcido, seconded by Board Member Dan Totheroh, and carried by 5-0 voice vote to accept the Joint Powers Authority draft document as amended, subject final legal review.

12. Board and Council Reports

Board Member Karen Schwartz said the City of Bishop is in the process of discussing the potential rezoning of downtown for mixed use due to housing issues. She said they would hire a consultant to advise the city. There was discussion among members of the Board.

13. Call for Agenda Items for Next Meeting

- Update regarding a ban on flavored tobacco products.
- Eastern Sierra Sustainable Recreation Partnership.
- Update regarding Mammoth Yosemite Airport and Bishop Airport.
- Joint Powers Authority status and action.
- Discussion supporting broadband moving forward after the IMBC is dissolved.

There was discussion among members of the Board.

14. Adjournment

The meeting was adjourned at 10:56 a.m. to the June 14, 2019 meeting at 8:30 a.m. in Mammoth Lakes.

Respectfully Submitted,

Angela DeLisle
Asst. Clerk
Town of Mammoth Lakes

ESCOG STAFF REPORT

Subject: Approve the formation of an Eastern Sierra Council of Governments Joint Powers Authority (JPA) and Establish Process to Present JPA to Member Agencies for Consideration

Meeting Date: June 14, 2019

BACKGROUND:

The Eastern Sierra Council of Governments (ESCOG) currently exists as a body that shares ideas and discussions between elected officials representing the Town of Mammoth Lakes, City of Bishop, and Inyo and Mono Counties. The ESCOG currently operates under a joint powers agreement. The ESCOG has expressed an interest in creating a Joint Powers Authority (JPA) that would allow the Board to take action on various items affecting the region.

Creation of a JPA would create a new governmental body in the Eastern Sierra. As a separate body, the ESCOG may be delegated certain authority and funding from the member agencies. It may act independently from the members or in concert with member agencies. The structure of the draft JPA blends this model allowing for an independent governmental agency, but links much of the work back to receiving support from the members. This is due largely to the fact the JPA does not have any independent funding.

The ESCOG historically has not had any staff assigned to work on its behalf. Clerking duties have rotated between the four agencies, although a recent change has assigned those duties to a new Town of Mammoth Lakes position that will be funded in part by each of the four ESCOG agencies. The new position will be responsible for coordinating and clerking meetings and maintaining the ESCOG website. A JPA would likely require additional staff assistance, which could be provided through formal agreements with member agencies or direct hire or contract employee(s).

The attached final draft JPA was prepared following the presentation and comments at the last ESCOG meeting. The analysis and next steps are basically the same as previously presented.

ANALYSIS:

Mono County Counsel has taken the lead on working to draft a JPA agreement. If the agreement is approved by the ESCOG members, a number of additional tasks will need to take place prior to the JPA becoming effective. To facilitate this process following is proposed:

1. ESCOG finalizes the JPA agreement to its satisfaction.
2. A scope of work and/or work program for the first year and the JPA agreement will need to be presented to each of the four member agencies. This presentation should be made by ESCOG Board Members. Each of the four agencies would need to approve the JPA document in order to participate.

If the Board approves the attached final draft document, then the other information noted above may be worked on in preparation of presenting the JPA to the member agencies. If the JPA is approved by each of the four agencies, a number of items will need to occur in order to finalize the adoption of the JPA. Most likely, the Board would need to hire a staff person to oversee these tasks (or contract with member agencies). The cost for this work would likely need to be allocated by the member agencies. The following initial steps have been identified by staff and legal counsel as requirements for the formation of a JPA:

1. Finalize the JPA document, with any amendments from member agencies
2. File the document with the Secretary of State
3. Adopt a Conflict of Interest Code
4. File new (or amended) Form 700s
5. Secure insurance for the JPA
6. Acquire legal counsel/representation
7. Draft and adopt a budget and detail member agency financial requirements
8. Set regular meeting schedule (adopt by resolution)
9. Adopt Bylaws for the new JPA

The ESCOG Board is at the first item as noted. The Board may approve draft JPA agreement and recommend that it be presented to each member agency's governing body for consideration. If approved by each agency, then the next series of steps will need to be taken. Any requested amendments by any of the member agencies will need to be re-circulated for concurrence.

STAFFING CONSIDERATIONS:

It is likely that the ESCOG will need to hire staff in order to conduct work on its behalf. The initial program would continue to use clerking support provided through the Town of Mammoth Lakes. The City of Bishop has indicated they have a potential staff person to provide more direct administrative and program related work on a part-time basis for ESCOG. The appropriate agreements will need to be prepared and budget estimates provided to proceed. Each member will need to consider their funding share as the JPA is initiated.

FINANCIAL CONSIDERATIONS:

At this point in time, it has not been determined what the financial impact to the four agencies would be if the JPA were to be adopted. An estimate ranging from \$20,000 to \$35,000 per agency is likely needed to complete the above tasks in setting up the new JPA. Ultimately the financial impact would depend upon the activity of the ESCOG as well as the type of staffing solution that the JPA chooses to employ.

LEGAL CONSIDERATIONS:

Adoption of the JPA would create a new governmental entity in the Eastern Sierra. The JPA structure is provided under State law and is a legal process used by multiple agencies across the state to provide regional services. The Eastern Sierra Transit Authority (ESTA) is a local example. This body would have the authority to take action on certain items, which could override the authority and autonomy of the individual agencies in some cases.

RECOMMENDATION

To proceed with the creation of the formal Eastern Sierra Council of Governments Joint Powers Authority (JPA) the following steps are recommended:

1. The ESCOG Board accept the JPA formation document and recommend it's approval to each of the member agency's governing bodies (Mono County, Inyo County, City of Bishop and Town of Mammoth Lakes;
2. The ESCOG Board accept draft cost estimate to be presented to each member agency;
3. The ESCOG Board develop a scope of work for the JPA and/or a work program for the first year;
4. The ESCOG Board select members to present the proposed JPA formation to each member agency; and
5. Direct staff to prepare a modified version of this staff report that can be presented to the four member agencies.

Attachments

A - Final Draft JPA

B - Initial Startup Cost Estimates

Attachment A

Final Draft JPA

**JOINT POWERS AGREEMENT ESTABLISHING THE EASTERN SIERRA COUNCIL OF GOVERNMENTS
AS A SEPARATE LEGAL ENTITY FROM ITS MEMBER AGENCIES**

This agreement, made and entered into this _____ day of _____, by and among the County of Mono, a political subdivision of the State of California (“Mono”), the County of Inyo, a political subdivision of the State of California (“Inyo”), the Town of Mammoth Lakes, a municipal corporation (“Town”) and the City of Bishop, a municipal corporation (“City”) (collectively “Member Agencies” or “Members”), shall supersede and replace, in its entirety, that Amended Joint Powers Agreement Eastern Sierra Council of Government Entities (COG) entered into by and among the Parties on or about February 26, 1999.

I. Recitals

- 1.01 In 1995, the Counties of Inyo and Mono and the Town of Mammoth Lakes executed a joint powers agreement (JPA) establishing the Eastern Sierra Council of Governments (ESCOG). The 1995 JPA was amended in 1999 to add the City of Bishop as a party.
- 1.02 Since its establishment, the ESCOG has functioned as a forum for communication among Member Agencies regarding issues of regional concern and, more recently, for the planning and implementation of regional communications and broadband solutions through the establishment of the Inyo-Mono Broadband Consortium. The ESCOG has not historically operated as a joint powers authority independent from its Members, nor taken the necessary steps to become such an independent legal entity.
- 1.03 The Member Agencies acknowledge and agree that there are circumstances where it is necessary or desirable for the Member Agencies to function collectively on a regional basis, such as where regionalization enhances funding opportunities, provides resources and capabilities that would not otherwise be available, or improves the delivery of services to benefit the interests of the Members’ constituents.
- 1.04 The Member Agencies further agree that the creation of a regional joint powers authority that is a separate legal entity from the Members would position the ESCOG to maximize and take advantage of these opportunities.
- 1.05 Article 1 of Chapter 5 of Division 7 of Title 1, commencing with section 6500, of the California Government Code authorizes two or more public agencies, by joint powers agreement approved by their governing bodies, to jointly exercise any powers common to them and/or to create a separate legal entity for the purpose of exercising such powers.
- 1.06 It is the intent of the Parties to enter into a joint powers agreement pursuant to the provisions of sections 6500 et seq. to establish a joint powers authority, the Eastern Sierra Council of Governments, which would supersede and replace the historic ESCOG established in 1995 (and modified in 1999), for the purposes of enhancing funding and resource opportunities and providing such programs, services or functions that the Member Agencies, by approval of their governing bodies, deem necessary or desirable.

II. Purposes

- 2.01 The ESCOG shall continue to be organized to: (1) provide a forum for discussion and study of regional issues of interest to the Member Agencies; (2) identify and plan for the solution of selected regional issues requiring multi-governmental cooperation; (3) facilitate actions and agreements among the Member Agencies for specific project development; (4) conduct other region wide functions as the Members deem appropriate.
- 2.02 In addition to the above, the ESCOG shall be organized to identify funding sources and to apply for and receive funding for the planning and implementation of programs of regional impact or significance, and to implement such programs, upon approval of the governing bodies of each Member Agency.

III. Powers

- 3.01 To contract or otherwise participate in, and to accept grants, funds or services from the State or Federal government, their agencies or instrumentalities or from any civic organization or private person (including but not limited to corporations) in connection with any program judged by the ESCOG Board to be relevant to its purposes, and upon approval of the governing bodies of the Member Agencies.
- 3.02 To accept gifts, bequests or donations in support of current programs of the ESCOG or to support ongoing operating expenses.
- 3.03 To contract for any services judged by the ESCOG to be necessary or convenient for carrying out its purposes and to pay the costs of such services in accordance with section 5.02. Such contracts may be with an ESCOG Member, upon agreement by that Member and the ESCOG, or with an outside agency or firm and may include contracts for:
- a. General legal services.
 - b. Litigation or specialized legal services.
 - c. Liability Insurance and, where applicable, workers' compensation insurance.
 - d. Human Resources services.
 - e. Other governmental services required to operate the ESCOG may be provided by a Member, JPA staff or an independent contractor.
- 3.04 To incur debts, liabilities or obligations that are not the debts, liabilities or obligations of the Member Agencies, except as required by Government Code sections 6508.1, 6508.2, 20574.1 and 20575, enacted by AB 1912 in 2018, which require that the members of a dissolving joint powers agency apportion any PERS liability among themselves and allows CalPERS to make the apportionment if the members cannot agree.
- 3.05 To employ personnel including an Executive Director and/or such other staff as the ESCOG Board of Directors deems appropriate and to establish the powers and duties of such personnel

- 3.06 To invest, in accordance with Government Code section 6509.5, monies in the treasury of the ESCOG that is not immediately required for necessities of the ESCOG.
- 3.07 With the approval of the governing bodies of each of the Member Agencies, to raise revenues through the imposition of fees, assessments, taxes or the issuance of bonds, in accordance with applicable laws.
- 3.08 To incur long or short-term indebtedness.
- 3.09 To own, lease or license real or personal property and/or equipment which is necessary or proper to carry out the purposes of the ESCOG.
- 3.10 All other powers that are necessary or proper to carry out the purposes of the ESCOG.

Each of the above powers may be exercised by the ESCOG in the same manner, and subject to the same restrictions, as such powers are exercised by the Town of Mammoth Lakes.

IV. Organization - The internal organization of the ESCOG shall be as follows:

- 4.01 Membership. Members shall consist of the County of Inyo, the County of Mono, the Town of Mammoth Lakes and the City of Bishop, upon approval of this agreement by the governing body of each, and the execution of this agreement by an authorized representative of each Member. Each Member shall be entitled to be represented by two representatives, each of whom shall be a member of the legislative body of such Member.
- 4.02 Board of Directors, Officers and Meetings.
 - a. The ESCOG shall have a Board of Directors comprised of two representatives, and up to two alternates, appointed by each of the governing bodies of its Members. The term of office of each director shall not exceed his or her term of office on the legislative body he or she represents.
 - b. Upon execution of this agreement by all four Member Agencies, the ESCOG representatives having previously been appointed by the governing bodies of the Member Agencies shall continue to serve as directors of the ESCOG for the terms for which they were previously appointed. The term of office of each subsequently-appointed representative shall be four (4) years. If a vacancy occurs on the board, it shall be filled by appointment of the governing body of the affected Member and such appointed representative shall serve for the remainder of the term.
 - c. The Board of Directors shall elect from among its members a Chair, Vice-chair and Secretary for a term of one (1) year. The members currently serving in those offices shall continue to serve for the remainder of their appointed terms, except that the member, if any, previously appointed to serve as Secretary/Treasurer shall instead serve as Secretary. Notwithstanding

the above, the office of Secretary may be an administrative staff person of the ESCOG or of a Member Agency designated by the Board of Directors.

- d. The ESCOG shall establish regular meetings of the Board of Directors which shall be not less than one (1) such meeting each calendar quarter.
- e. Meetings of the ESCOG shall be noticed and carried out in accordance with the provisions of the Ralph M. Brown Act.
- f. A majority of the Board of Directors shall constitute a quorum for the transaction of business. No resolution or motion shall be passed or become effective without affirmative vote of at least a majority of the membership of the board and, for those actions requiring approval by the governing bodies of the Member Agencies, by each and every Member Agency, unless otherwise indicated.

V. Financial Provisions

- 5.01 Each Member shall contribute to the administrative support of the ESCOG. Administrative support is understood as those costs, expenditures and obligations which maintain up to one (1) 0.5 FTE agency administrative staff person. Each Member's contributions to administrative time and support shall be accounted for. It is intended that each Member will provide twenty-five percent (25%) of the administrative staff person, unless otherwise agreed by the Board of Directors, and shall agree in advance regarding any additional administrative support.
- 5.02 Members may make financial contributions to the ESCOG in any manner authorized by Government Code section 6504. All contract costs incurred pursuant to section 3.03 and section 5.04 of this JPA shall be divided equally among the Members. Any financial contributions other than for costs under section 3.03 or 5.04 shall be provided on an individual project basis and approved by the governing body of the Member Agency providing such support. Any advances of public funds to the ESCOG shall be repaid in the manner provided in the document authorizing the advance.
- 5.03 The ESCOG's fiscal year shall commence on July 1 of each year and terminate on June 30 of the following year.
- 5.04 The Finance Director of the County of Mono shall serve as the Fiscal Agent, Treasurer and Auditor (hereinafter "Treasurer") for the ESCOG, unless otherwise directed by a majority of the board. The Treasurer shall be responsible for all money of the ESCOG from whatever source, shall be the depository and have custody of the money of the ESCOG, and shall perform all duties and functions of the Treasurer as set forth in Government Code sections 6505, 6505.5, or any other applicable state, federal or local law or regulation. All funds of the ESCOG shall be strictly and separately accounted for and regular reports shall be rendered of all receipts and disbursements during the fiscal year. Members shall share the costs of this service equally.

- 5.05 Nothing contained in this agreement shall bind any Member to a financial commitment on behalf of the ESCOG, except as specifically provided.

VI. Property and Records

- 6.01 Upon any dissolution of the ESCOG, any surplus money or property shall be disposed of by division among the Members in the same proportion as such Members contributed to the ESCOG.
- 6.02 The Town of Mammoth Lakes shall serve as the repository of all records of the ESCOG. Record retention shall conform to the requirements of law. Any record destruction shall first be approved by the Board of Directors. The Board of Directors may provide for record retention beyond the requirements of law.

VII. General Provisions

- 7.01 Amendments. This agreement may be amended at any time by all of the Member Agencies acting through a majority vote of their governing bodies. In the event the ESCOG should determine that an amendment to this agreement would be in the best interests of the ESCOG and its Member Agencies, it may propose such amendment for ratification by the governing bodies of each Member Agency. This agreement shall be deemed and be so amended upon the date the last governing body approves such amendment.
- 7.02 Voluntary Association. It is understood and agreed that membership and participation in the ESCOG as described in this agreement is voluntary. Any Member may withdraw by giving written notice to the governing bodies of the other Member Agencies in the manner provided in this agreement for the communication of notices.
- 7.03 Withdrawal. A Member may withdraw from the ESCOG by providing written notice to the remaining Members at least ninety (90) days prior to the end of the fiscal year, and shall remain liable for its share of financial support and/or contribution to the ESCOG through the end of that fiscal year. Except for payments required by AB 1912 (2018) and described in section 3.04, a withdrawing Member shall not be liable to the ESCOG nor any of the other Members for payment of contributions or financial support to the ESCOG not previously committed by that Member.
- 7.04 Dissolution and Termination. The ESCOG may be dissolved and this agreement terminated at any time in the same manner as provided for amendment in section 7.01. The ESCOG shall automatically be dissolved upon withdrawal of 2 of its Members.
- 7.05 Effective Date and Term of Agreement. This agreement shall be and become effective for all purposes when approved by the governing bodies of each of the Member Agencies and shall remain in full force and effect unless and until dissolved or terminated in the manner provided in this agreement.

7.06 Notices. In the event it is or becomes necessary for a party to this agreement to serve or give notice to any other party, such notice shall be deemed validly served and given if deposited in a United States Post Office with postage thereof fully prepaid, sent registered or certified mail and, if to Inyo County, addressed to the County Administrator, Administrative Center, County of Inyo, PO. Box N, Independence, California 93526; if to Mono County, addressed to the County Administrative Officer at P.O. Box 696, Bridgeport, California 93517; if to the Town of Mammoth Lakes, addressed to the Town Manager at P.O. Box 1609, Mammoth Lakes, California 93546; and, if intended for the City of Bishop, addressed to the City Manager at 337 West Line Street, Bishop, California 93514.

7.07 Inurement. This agreement shall inure to the benefit of and be binding upon the parties hereto and their successors.

VIII. Execution

IN WITNESS WHEREOF, the Member Agencies have executed this agreement as of the date last written below.

COUNTY OF INYO

DATED: _____

BY: _____
Chair, Board of Supervisors

ATTEST: _____
Clerk to the Board

APPROVED AS TO FORM:

Inyo County Counsel

COUNTY OF MONO

DATED: _____

BY: _____
Chair, Board of Supervisors

ATTEST: _____
Clerk to the Board

APPROVED AS TO FORM:

Mono County Counsel

TOWN OF MAMMOTH LAKES

DATED: _____

ATTEST: _____

BY: _____
Town Mayor

Town Clerk

APPROVED AS TO FORM:

Town Attorney

CITY OF BISHOP

DATED: _____

BY: _____
City Mayor

ATTEST: _____
City Clerk

APPROVED AS TO FORM:

City Attorney

Attachment B

JPA START UP COST ESTIMATE

<u>ACTIVITY</u>	<u>COST</u>	<u>COST/AGENCY</u>
Executive Director ¹	\$15,600	\$3,900
Clerk/Clerical ²	\$30,000	\$7,500
Legal Services ³	\$10,000	\$2,500
Fiscal Agent ³	\$2,400	\$600
Insurance/Other	<u>\$8,000</u>	<u>\$2,000</u>
Total	<u>\$66,000</u>	<u>\$16,500</u>

1 – Assumes work provided by existing Member agency staff on a part-time basis (Bishop)

2 – Assumes work provided by existing Mammoth Lakes staff, with minor increase in meetings

3 – Assumes work provided by existing member staff (Mono/Inyo County)

**STATE OF CALIFORNIA
SIERRA NEVADA CONSERVANCY**

**Sierra Nevada Conservancy Vibrant Tourism and Recreation
Grant Program**

**California Drought, Water, Parks, Climate, Coastal Protection,
and Outdoor Access for All Act of 2018 (Proposition 68)**

EXHIBIT A

Grantee: Town of Mammoth Lakes

Project Title: Eastern Sierra Sustainable Recreation Partnership (ESSRP): Sustainable Recreation and Tourism

Agreement Number: RT001

PROJECT SCOPE

This project will utilize SNC Proposition 68 Vibrant Recreation and Tourism directed grant funds to support the Eastern Sierra Sustainable Recreation Partnership (ESSRP), a collaboration of local governments and federal land managers, and will establish a coordinated and sustainable recreation and tourism program across a tri-county region. During the life of this grant, the program will complete a project prioritization and implementation plan; provide technical support for partners implementing on-the-ground projects; work towards the development of resilient recreation-based economies in communities in the eastern Sierra; and focus engagement on underserved communities in southern California. This project is a mix of long-term program development and planning for specific on-the-ground projects. The applicant, Town of Mammoth Lakes, will oversee the project on behalf of, and in coordination with, its regional Eastern Sierra partners.

The project will convene and facilitate regional recreation stakeholder engagement through regular meetings to identify collaborative support for efficient project prioritization and implementation. The project will also develop an Eastern Sierra climate change vulnerability assessment and adaptation strategy related to the region's recreation and tourism economy that will help inform future investment in sustainable recreation and tourism projects. In addition, through the established collaborative, the project will develop a focused regional identity and media products to tell the story of sustainable recreation and tourism in the Eastern Sierra to its broad visitor audience. Finally, the project will also provide much needed capacity to partners through technical assistance for project planning and development, as well as identification and pursuit of appropriate funding opportunities.

This project is a mix of multiple priorities of Proposition 68 and SNC's Strategic Plan. It aims to establish sustainable recreation economies on a regional level; increase community access to recreational resources; serve disadvantaged communities; and identify and plan multiple on-the-ground recreation infrastructure projects. This project takes a broader approach by addressing sustainable recreation and tourism programs on a regional scale instead of through one defined activity. Its impact will be much greater, more efficient and strategic, and will have the greatest potential for maximizing long-term public benefits. It is intended to serve as a replicable model for initiatives in other defined geographic regions in the State of California.

PROJECT TASKS*

DETAILED PROJECT TASKS	APPROXIMATE PROJECT TIMELINE	BUDGET CATEGORY
Task 1: Six Month Progress Reports 1.1 Progress Report #1 1.2 Progress Report #2 1.3 Progress Report #3 1.4 Progress Report #4 1.5 Progress Report #5	First Date 6 months from approximate agreement execution date	E
Task 2: Recreation Stakeholder Meetings 2.1 Plan, promote, and convene 12 regional meetings 2.2 Post meeting reports on ESSRP website	June 2019 – December 2021	A
Task 3: Climate Adaptation and Resilience Assessment 3.1 Data collection, review, management, and analysis 3.2 Completion of final report 3.3 Outreach and circulation for final report	June 2019 – September 2020	B
Task 4: Connection to Eastern Sierra Visitor Audience 4.1 Research and develop partner opportunities (Leave No Trace, etc.) 4.2 Integrate with existing programs 4.3 Convene 8 regional marketing partner meetings 4.4 Develop and produce brand and messaging package and digital content (website)	4.1, 4.2: June 2019 – March 2020 4.3: March 2020 – December 2021 4.4: June 2019 – December 2021	C

<p>Task 5: Project Development and Prioritization 5.1 Review 12 ESSRP-developed projects with SNC staff for funding opportunities 5.2 Apply for funding for 8 fully-developed ESSRP projects for implementation and/or environmental analysis</p>	<p>June 2019 – December 2021</p>	<p>D</p>
<p>Project Completion Date</p>	<p>January 1, 2022</p>	
<p>Request For Payment Of Final Expenditures Final Report Performance Measures</p>	<p>60 days from Project Completion or no later than the deadline identified on the signature page of the Payment Request for Final Expenditures.</p>	<p>E</p>

*A Task is defined as a piece of work or activity to be done or undertaken.

PROJECT COSTS

PROJECT BUDGET CATEGORIES	TOTAL SNC FUNDING
A. Regional Recreation Stakeholder Engagement	\$60,000
B. Climate Adaptation and Resilience Assessment	\$65,000
C. Connection to Eastern Sierra Visitor Audience	\$140,000
D. Project Development and Prioritization	\$230,000
E. Project Management	\$74,250
F. Administrative Costs	\$49,500
GRAND TOTAL	\$618,750

PROJECT DELIVERABLES**

DELIVERABLE	FORMAT	DATE DUE
Reports: 6 month	SNC Report Forms	Every six months starting from execution date of Grant Agreement until Project Completion date.
12 facilitated meetings of regional recreation stakeholders	Meeting agendas, attendee lists, meeting reports	January 1, 2022
Climate Adaptation and Resilience Assessment	Final assessment report	September 30, 2020
Eastern Sierra Visitor Website	Website, digital content	January 1, 2022
8 Regional marketing partner meetings	Meeting agendas, attendee lists	January 1, 2022
8 planned projects, fully-developed and ready to seek identified funding opportunities	Copies of submitted grant applications, completed ESSRP project proposal form	January 1, 2022
Final Report	SNC Report Form	February 15, 2022
Request For Payment Of Final Expenditures	SNC Request for Payment Form	60 days from Project Completion or no later than the deadline identified on the signature page of the Payment Request for Final Expenditures.
Final Report Performance Measures	SNC Final Report Form	

** Deliverable is the term for the quantifiable goods or services that will be provided upon the completion of a Project. A deliverable could be a report, a document, or any product that results from a Project.

PROJECT REPORTING REQUIREMENTS

Progress and Final Report(s): The Grantee shall provide six-month progress reports and a final report as specified in the Project Schedule. Six-month progress reports shall reflect work completed in the previous six months, and final reports shall reflect the entire Grant period. A progress report shall also be submitted for the time period immediately preceding the submission of the final report. The templates and instructions for completing these reports can be found on the Sierra Nevada Conservancy (SNC) Web site in the following location:

<http://www.sierranevada.ca.gov/other-assistance/managing-your-Grant>

Performance Measures Reporting:

Performance Measures are used to track progress toward Project goals and desired outcomes. They provide a means of reliably measuring and reporting the outcomes and effectiveness of a Project and how it contributes to the SNC's achievement of its programmatic goals.

The Grantee shall report on Performance Measures as part of the Final Report. The Grantee shall consider the following four quantitative Performance Measures and report on the ones that are applicable to this Project.

1. Resources Leveraged in the Sierra Nevada:

The purpose of this Performance Measure is to measure the additional resources generated as a result of SNC investment. The total value is based on matching funds provided by external sources, number of volunteer hours donated, and the value of major in-kind contributions made to a Project. Additional information can be found on the SNC Web site in the following location:

http://www.sierranevada.ca.gov/docs/Res_Lvrqd_SN.pdf

2. Number and Diversity of People Reached:

The purpose of this Performance Measure is to measure progress on information-sharing and education efforts, and the inclusiveness of other Project efforts, such as plan development. Additional information can be found on the SNC Web site in the following location:

http://www.sierranevada.ca.gov/docs/Nm_Ppl_Rchd.pdf

3. Number and Type of Jobs Created:

The purpose of this Performance Measure is to measure economic benefits to the Sierra Nevada Region by tracking the full-time equivalent jobs created by SNC-funded activities. Additional information can be found on the SNC Web site in the following location:

http://www.sierranevada.ca.gov/docs/Nm_Type_Jobs.pdf

4. Number and Value of New, Improved, or Preserved Economic Activities:

The purpose of this Performance Measure (PM) is to provide the types, quantities, and, where appropriate, estimated dollar values of new, improved or preserved economic activities, products and services. This PM relates to SNC's goals to develop tourism and recreational opportunities, aid in the preservation of working landscapes, and assist the regional economy. Additional information can be found on the SNC Web site in the following location:

http://www.sierranevada.ca.gov/docs/Nm_Val_Imp_Pre_EconAc.pdf

In addition, the Grantee shall report on Project-specific Performance Measures that will help describe Project outcomes in a measurable way. The specific Performance Measures and the associated targets for this Project include the following:

5. Number of Collaboratively Developed Plans and Assessments:

The purpose of this Performance Measure (PM) is to measure the extent of collaboration within local communities. This PM is relevant for a wide variety of projects. Plans and assessments help communities plan for resource use, qualify for targeted funding, and support understanding of conditions and management options. Additional information can be found on the SNC Web site in the following location:

[https://sierranevada.ca.gov/wp-content/uploads/sites/236/attachments/Nm Coll Dev Plans.pdf](https://sierranevada.ca.gov/wp-content/uploads/sites/236/attachments/Nm_Coll_Dev_Plans.pdf)

MAMMOTH YOSEMITE AIRPORT
MAMMOTH LAKES, MONO COUNTY, CALIFORNIA

AIRPORT CAPITAL IMPROVEMENT GRANTS PROGRAM - 2019 - 2025

5/21/2019

SUMMARY OF PROPOSED PROJECTS

Shown on ALP	Project Type	Development Year	Environmental Status	Development Type	Description	Construction Cost	Engineering/Administration	Total Project Cost	F.A.A. Participation	Sponsor Participation	AIP Supplemental Funding Request
Yes	E	2019	na	Environmental	Environmental Assessment - Terminal Area Development including Building, Access Road, Automobile Parking Lot, Terminal Area Utilities, Terminal Apron, Deicing Pad, Terminal Apron Taxiways, New Ramp Connector, and Relocation of A4 Connector	\$ 505,080	\$ 49,400	\$ 538,637	\$ 488,328	\$ 50,309	
Yes	D	2019	6/19/18	Design/Construction	Upgrade Segmented Circle and Wind Cone - Reimbursement	\$ 180,000	\$ 180,000	\$ 554,480	\$ 502,692	\$ 51,788	
--	P	2019	N/A	Planning	Airport Layout Plan Narrative including Updated ALP Drawings	\$ 505,080	\$ 768,037	\$ 1,273,117	\$ 1,154,208	\$ 118,909	
Total 2019											
Yes	D	2020	Cat Ex 2018	Engineering	Widen Runway Shoulders to 20 feet (8'x14,000') - Engineering		204,500	204,500	185,400		
Yes	D	2020	Part of EA	Design/Construction	12 bay ARFF/Snow Removal Maint Facility (9,750 Sq. Ft.), Utilities, Access Road (25' x 675'), Apron (33,250 Sq.Ft.) etc. - Engineering	4,100,000	1,025,000	5,125,000	4,646,325	478,675	1
Yes	D	2020	Cat Ex 2018	Engineering	Construct Taxiway A Shoulders - 20 feet (20'x14,700') - Engineering		428,500	428,500	388,478	40,022	2
Yes	D	2020	Cat Ex 2018	Construction	General Aviation Apron North Expansion (187,000 Sq.Ft.) - Construction	\$ 2,400,000	\$ 600,000	\$ 3,000,000	\$ 2,719,800	\$ 280,200	3
Yes	D	2020	CATEX 2018	Design/Construction	Reconstruct West General Aviation Apron (191,700 Sq.Ft.)	2,400,000	600,000	3,000,000	2,719,800	280,200	4
Yes	D	2020	Cat Ex 2018	Design/Construction	Reconstruct General Aviation and Temporary Terminal Auto Parking Lot (83,000 Sq.Ft.) - Construction	1,070,000	267,500	1,337,500	1,212,578	124,923	5
Yes	D	2020	Cat Ex 2018	Construction	Widen Runway Shoulders to 20 feet (8' x 14,000') - Construction	1,400,000	266,000	1,666,000	1,510,396	155,604	6
Yes	D	2020	Cat Ex 2018	Construction	Construct Taxiway A Shoulders - 20 feet (20'x14,700') - Construction	3,200,000	608,000	3,808,000	3,452,333	355,667	7
Yes	D	2020	Cat Ex 2019	Design/Construction	Runway OFA Grading	2,100,000	525,000	2,625,000	2,379,825	245,175	7
Total 2020											
Yes	D	2021	EA 2017-18	Engineering	Airline Terminal Building - Architectural Engineering	\$ 16,670,000	\$ 4,524,500	\$ 21,194,500	\$ 19,214,934	\$ 1,960,466	
Yes	D	2021	10/31/18	Design/Construction	Reconstruct Town Hangar Taxiway (40' x 550') and Slurry Seal Taxiway(s) (50' x 10,040')	\$ 1,045,000	\$ 1,750,000	\$ 2,795,000	\$ 1,586,550	\$ 163,450	
Yes	D	2021	EA 2017-18	Engineering	Terminal Access Road, Automobile Parking Lot, Terminal Area Utilities - Engineering		262,000	262,000	1,184,926	122,074	
Yes	D	2021	EA 2017-18	Engineering	Airline Terminal Apron, Deicing Pad, Terminal Apron Taxiways, New Ramp Connector and Relocation of A4 connector - Engineering		776,000	776,000	703,522	72,478	
Total 2021											
Yes	D	2022	EA 2017-18	Construction	Airline Terminal Building - Construction	\$ 1,045,000	\$ 670,000	\$ 670,000	\$ 607,422	\$ 62,578	
Yes	D	2022	EA 2017-18	Construction	Terminal Access Road, Automobile Parking Lot, Terminal Area Utilities - Construction	\$ 17,525,000	\$ 1,750,000	\$ 19,275,000	\$ 17,474,715	\$ 1,800,285	
Yes	D	2022	EA 2017-18	Construction	Airline Terminal Apron, Deicing Pad, Terminal Apron Taxiways, New Ramp Connector and Relocation of A4 connector - Construction	4,400,000	836,000	5,236,000	4,746,958	489,042	
N/A	D	2022	N/A	Acquisition	Replace ARRF Vehicle	9,500,000	1,805,000	11,305,000	10,249,113	1,055,887	
Total 2022											
Yes	E	2023	EA	Environmental	Land Acquisition - U.S. Forest Service Land - 154.28 Acres and LADWP Land - 57.64 Acres	\$ 32,325,000	\$ 4,481,000	\$ 36,806,000	\$ 33,368,320	\$ 3,437,680	
Total 2023											
Yes	D	2019	11/8/18	Engineering	General Aviation Apron North Expansion (long term parking area) 187,000 Sq. Ft. - Engineering		327,000	327,000	296,458	30,542	
Total 2024											
Yes	D	2025	EA 2023	Land	Land Acquisition - U.S. Forest Service - (154.28 Acres)	\$ 50,545,080	\$ 14,168,337	\$ 64,713,417	\$ 58,669,184	\$ 6,025,133	
Yes	D	2025	EA 2023	Land	Land Acquisition - LADWP (57.64 Acres)						
Total 2025											



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FOR IMMEDIATE RELEASE

Date: **June 7, 2019**
Contact: Stuart Brown, Parks and Recreation Director & Public Information Officer
Phone: (760) 965-3696
Email: sbrown@townofmammothlakes.ca.gov
Website: www.townofmammothlakes.ca.gov

TOWN OF MAMMOTH LAKES AND INYO COUNTY AWARDED PRESTIGIOUS HERMAN C. BLISS PARTNERSHIP AWARD

Mammoth Lakes, CA - On June 4, 2019 at the 10th Annual Federal Aviation Administration (FAA) Western-Pacific Region Airports Conference, the Herman C. Bliss Airports Partnership Award was presented jointly to the Town of Mammoth Lakes and Inyo County.

The award was granted in recognition of the important partnership developed between the Town of Mammoth Lakes and Inyo County to cooperatively develop their respective airports and to develop a regional solution to the aviation needs of California's Eastern Sierra Region.

Town of Mammoth Lakes Public Works Director, Grady Dutton accepted the award on behalf of the Town. He thanked Mr. Bliss, who presented the award and Mr. Mark A. McClardy the Director of the Western-Pacific Region, stating that, "It has been a long-time goal of both agencies to realize a vision of cooperation in the region and we are honored to receive this prestigious award."

The Herman C. Bliss Airports Partnership Award was created in 2005 to recognize the service of long-time FAA Western-Pacific Region Airport Division Manager Mr. Herman C. Bliss. The 2019 award included three nominees from the West-Pacific Region.

Mr. Dutton worked with Mr. Bliss in the mid-90s when Mr. Dutton was the Senior Director, Public Works for the Port of San Diego/San Diego International Airport Lindbergh Field.

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TOWN OF MAMMOTH LAKES AND INYO COUNTY AWARDED PRESTIGIOUS HERMAN C. BLISS PARTNERSHIP AWARD

Contact: Stuart Brown, Parks and Recreation Director | Public Information Officer – (760) 965-3696

This prestigious award is presented to an airport, a consultant, a state or local government employee or organization that has provided unparalleled leadership and accomplished the most noteworthy/important achievement in at least one of the following areas:

- Developed and/or implemented specific programs or activities resulting in enhanced airport/ aviation safety;
- Performed outstanding and/or unique accomplishments, directly linked to airport/aviation safety, or in support of airports programs;
- Developed/implemented other noteworthy accomplishments that have provided substantial benefit to aviation within the Western Region.

The Western-Pacific Region includes Arizona, California, Hawaii, Nevada, American Samoa, Guam and the Commonwealth of the Northern Mariana Islands. The FAA presents three annual awards for Airport Safety, Airport of the Year and the Herman C. Bliss Partnership Award.

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