RECOMMENDED ACTION AND JUSTIFICATION:  (POLICY ITEM:  YES__  NO_X__)

Pass the attached resolution authorizing application for an Urban Streams Restoration grant and determining appropriate environmental impact document, conditionally accepting grant, if offered, and designating contract manager and fiscal agent. (Necessary to submit application).

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The County has received Urban Streams Restoration Program and Park Bond funds for the Mariposa Creek Parkway Project. In addition, $150,000 in Advertising Funds have been contributed to the Project.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION.

Elect not to submit application.

COSTS:  (X) Not Applicable
A. Budgeted current FY $________
B. Total anticipated costs $________
C. Required Add'l funding $________
D. Internal Transfers $________

SOURCE:  ( ) 4/5ths vote required
A. Unanticipated revenues $________
B. Reserve for contingencies $________
C. Source description: ________________
Balance in Reserve for Contingencies, if approved:  $________

SPECIAL INSTRUCTIONS:
List the attachments and number pages consecutively:

________________________
________________________
Staff Memo and Resolution__
________________________
________________________

CLERK’S USE ONLY:
Resolution No.:  93-69
Ordinance No.: __________________
Vote - Ayes: 4  Noes: ________
Absent: _______  Abstain: _________
Approved  ( )  Denied
( )  Minute Order Attached
( )  No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.
Date: __________

ATTEST:  MARGIE WILLIAMS
Clerk of the Board
County of Mariposa,
State of California

By: ___________________
Deputy

ADMINISTRATIVE OFFICER’S RECOMMENDATION:
This item on agenda as:

____Recommended
____Not Recommended
____Policy Determination
____Submitted w/ Comment
____Returned for further action

Comment: __________________________________________

________________________
________________________
__A.O. Initials: ____________
MARIPOSA COUNTY RESOLUTION NO. 93 - 67

A RESOLUTION AUTHORIZING APPLICATION FOR AN URBAN STREAMS RESTORATION GRANT AND DETERMINING APPROPRIATE ENVIRONMENTAL IMPACT DOCUMENT, CONDITIONALLY ACCEPTING GRANT IF OFFERED, AND DESIGNATING CONTRACT MANAGER AND FISCAL AGENT.

WHEREAS, the California Department of Water Resources, Division of Local Assistance, Urban Stream Restoration Program, has announced the availability of funds for grants; and

WHEREAS, said grants are intended to help solve flooding and erosion problems in a way that provides environmental enhancement; and

WHEREAS, we have concluded the project proposed for funding with the grant funds would be environmentally-beneficial and categorically-exempt from requirements for environmental document preparation under Class 7, Section 15307.

WHEREAS, we consider the prospects of receiving such a grant to be reasonably likely.

NOW THEREFORE, BE IT RESOLVED that the Mariposa County Board of Supervisors hereby approves the Housing and Community Development Agency to submit an application for an Urban Streams Restoration Program grant.

If offered such a grant, we authorize Eric Erickson, Chairman of the Mariposa County Board of Supervisors to accept the grant and sign any contract for administration of the grant funds. James Evans, Housing and Community Development, to develop a work plan for the project, and Evelyn N. Billings, Auditor, to submit invoices to the Department of Water Resources for activities carried out under the work plan for the grant contract.

PASSED AND ADOPTED this 26th day of January, 1993, by the following vote:

AYES: BALMAIN, ERICKSON, PARKER, TABER
NOES: NONE
ABSENT: BAGGETT
ABSTAINED: NONE

ERIC J. ERICKSON, Chairman
Board of Supervisors

ATTEST:

MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

JEFFREY G. GREEN, County Counsel
January 20, 1993

TO: Board of Supervisors
FROM: James F. Evans, Director
SUBJECT: URBAN STREAMS RESTORATION PROGRAM APPLICATION FOR THE MARIPOSA CREEK PARKWAY PROJECT

Dear Members of the Board of Supervisors:

I am requesting your approval to submit an application to the California Department of Water Resources for $40,000 - $50,000 (detailed cost estimates are being developed) to continue the Mariposa Creek Parkway Project. As you are aware, this Project has been approved by your actions adopting the Mariposa County Parks Plan and the Mariposa Town Area Specific Plan. This application requests funding for the following:

1) Property/Easement acquisition from WILLING property owners.
2) Professional surveying services to provide detailed surveys of the Mariposa Creek area so that easement acquisition and future design and construction can be more readily accomplished.
3) Removal from the creek of excessive trees, vegetation, silt, trash, and other related materials.
4) Stream bank improvements such as rip rap to prevent flooding.

Thank you for your consideration of this matter.
Grant Application

1993

State of California
Department of Water Resources
Division of Local Assistance
Urban Streams Restoration Program

Project identification information
Agencies, city councils, boards of directors, districts, citizens groups, or nonprofit organizations can submit an application. See brochure, grants, The Urban Streams Restoration Program, 1993, for detailed instructions for completing this application.

I. Project applicant and endorser
A. Organization or government agency submitting the application:

Richard Begley/James F. Evans
Name of project manager

Mariposa County Housing & Community Dvlp.
Organization or agency

P.O. Box 39/5200 HWY 49N
Street address

Mariposa
City

(209) 966-2498/966-6121
Area code/Telephone

CA
Zip

(209) 966-5147
FAX

1/27/93
Date

Mariposa County
County

Eric J. Erickson, Chairman of the Board
Name of official representing agency or organization

Signature

B. Organization or government agency cosponsoring this application:

Contact name
Organization or agency

Street address
City
Zip

Area code/Telephone

County
Date

Name of official representing agency or organization
Signature
1. SUMMARY STATEMENT:

The purpose of the Mariposa County STREAM RESTORATION GRANT PROGRAM is to establish a long range program designed to prevent flood damage and restore/enhance the stream channel and riparian zone in the Mariposa Creek drainage. The County has initiated a program of encouraging the donation of easements to preserve the stream corridor to provide flood control, recreation opportunities, wildlife/plant habitat protection. It is hoped that protection of the resource and its habitats will result from increased public awareness.

Urban Stream Restoration Program funds in the amount of $38,637 is requested to compliment a local match valued at $17,256 to complete Phase Two of the Mariposa Creek Parkway Project. Property/easement acquisition, stream channel enhancements, riparian zone/stream bank enhancements, professional surveying, and related improvements are the components of Phase Two.

The Mariposa Creek Parkway Project is an important local project with benefits beyond effective flood protection and resource enhancements. Restoration of the impacted Mariposa Creek will benefit the economic and educational health of the community as well as reduce drainage and flooding problems.

2. PLEASE DESCRIBE THE STREAM RESTORATION OR WATERSHED MANAGEMENT TECHNIQUES YOU WILL USE. HOW WILL THESE TECHNIQUES OR MANAGEMENT MEASURES STABILIZE THE WATERSHED AND HOW WILL THEY RESTORE, ENHANCE, OR PRESERVE A RAPIRIAN ENVIRONMENT?

An important goal of the Mariposa County Parks & Recreation Master Plan, the Mariposa County General Plan, and the Mariposa Town Area Specific Plan is the protection and preservation of Mariposa Creek. In addition, the recently adopted Mariposa Town Area Specific Plan prohibits most detrimental activities, such as "fill" and streambed alterations, in the Mariposa Creek riparian zone. To accomplish effective watershed management to enhance the Mariposa Creek riparian zone, the County has developed a Mariposa Creek Parkway Plan (see attached excerpts). Phase One of the Project (scheduled for completion this summer) is the development of a parkway and associated flood protection improvements between 3rd and 5th streets. In addition to recreation, other improvements include drainage, stream bank stabilization, trash removal, streambed cleaning, replanting of indigenous plants, and other stream enhancement and flood protection components.
To accomplish the goal of effective watershed management and enhancement, Mariposa County proposes the following as Phase Two of the Mariposa Creek Parkway:

1) Acquisition of the "Gimblin Property." The Gimblin property is a 1.34 Acre parcel composed of creek drainage and bank area between 7th and 8th streets in the town of Mariposa.

2) Channel improvements on the Mariposa Creek riparian zone located on the "Gimblin Property" to reduce stream vegetation and silt that accumulate at the 6th Street Bridge and flood the town of Mariposa.

3) Bank Stabilization on County-owned property in the Miller Road area. This area was recently affected by an underground tank leak that was subsequently abated. However, the long range impact on large trees in the Mariposa Creek riparian zone has yet to be ascertained.

4) Long range planning for County acquisition (whether directly or by easements) of private property for flood control and recreation purposes.

The areas of Mariposa Creek proposed for consideration under the 1993 Stream Restoration Program are immediately upstream from 5th street, downstream from 3rd Street, and the Miller Road area (referred to as the Phase Two target area).

The watershed management techniques proposed in Phase Two of the Mariposa Creek Parkway Program and the subject of this Application are as follows:

1) Acquisition of the 'Gimblin' property to prevent further deterioration of the riparian zone and continue the goal of enhancement of Mariposa Creek.

2) Removal of excessive and exotic vegetation to minimize silt accumulation and encourage natural stream flow patterns in the riverbed and stabilization of the stream banks using river rock.

3) Planting of native and approved riparian plants.

4) Removal of dead adult trees in the Miller Road area to prevent log jams down stream.

5) Survey the riparian zone so that parcels and/or easements can be acquired to complete the Mariposa Creek Parkway Program.
3. **HOW DOES THIS PROJECT RELATE TO THE LARGER FLOOD PROTECTION PICTURE?**

15 miles downstream from the town of Mariposa, the U.S. Army Corps of Engineers maintains a flood control impoundment near the Merced-Mariposa County line.

The Mariposa Town Specific Plan identifies the Mariposa Creek riparian zone as a community resource. It sets standards regarding set-backs, drainage, and plant/wildlife considerations. It also prevents future encroachments into the creek area.

On January 14, 1993 a flood event occurred in Mariposa Creek. The Miller Road area was impacted substantially. However, the Parkway Phase One area was the least impacted zone of the Creek due to the associated improvements (see letter from the Director of the Public Works Department).

4. **DESCRIPTION OF PUBLIC PARTICIPATION IN PLANNING, DESIGN, AND IMPLEMENTATION.**

The concept of preserving Mariposa Creek was initiated in 1984 by a group of Mariposa County citizens, working under the auspices of the Mariposa County Arts Council. The citizen's committee obtained the services of California State Polytechnic University, San Luis Obispo senior landscape architecture students to develop project proposals for presentation to the community and to the County Board of Supervisors. The 1985 California DWR Streams Restoration Grant resulted from the efforts of the students and citizen committee. This effort also resulted in an $80,000 grant of 1988 State Park Bond Act (Prop 70) funds. These funds were used for Phase One of the Mariposa Creek Parkway and included property/easement acquisition, riparian zone improvements, and recreational improvements. The Mariposa Creek Preservation Committee is an important component of the Mariposa Creek Parkway. Indicative of the amount of community support, the following organizations and individuals have contributed to the Parkway:

| MARISPOA COUNTY BOARD OF SUPERVISORS | $150,000 |
| STATE OF CALIFORNIA PARKS & RECREATION | $80,000 |
| MARIPOSA CREEK PRESERVATION COMMITTEE | $6,000 |
| YOSEMITE MOTELS CO. | $3,500 |
| MARIPOSA LIONESS CLUB | $600 |
| MARIPOSA SOROPTOMIST CLUB | $500 |
| STATE OF CALIFORNIA YOUTH AUTHORITY | Labor |
| MARIPOSA COUNTY BOY SCOUTS | Labor |
| MARIPOSA COUNTY HIGH SCHOOL AG CLASS | Labor |
| ROGER STEPHENS ENGINEERING-PLANS FOR 5TH ST. | Labor |
| MARIPOSA COUNTY PUBLIC WORKS DEPT-PROF SERV & LABOR |
| MARIPOSA COUNTY PLANNING DEPT.-PROF SERV & LABOR |
Harley Hartman  Easement Donation
Wilfred Von Der Ahe  Easement Donation
Dr. Lloyd Milburn  Easement Donation
Violet Matlock  Easement Donation
Marjorie Dulcich  Easement Donation
Yosemite Motels Co.  Easement Donation
Mariposa Public Utility Dist.  Easement

There has been significant enthusiasm on the part of numerous individuals and other service clubs to participate in the creek restoration. The County has been reluctant to accept donations prematurely and then give the appearance of not performing in a timely manner. Long range plans are being developed to give each group significant participation in various phases of the total project. (Please see letters of support attached to this application).

5. WHAT EDUCATIONAL BENEFITS AND TECHNICAL CONTRIBUTIONS TO STREAM RESTORATION AND STREAM CORRIDOR MANAGEMENT MIGHT THIS PROJECT PROVIDE?

Continued demonstration that the Mariposa Creek riparian zone and stream corridor are an important community resource and the associated increase in community awareness of the creek's natural communities and processes are important educational benefits.

The community is also recognizing the importance of the Mariposa Creek Parkway to the local economy. Indicative of the increased awareness of the economic benefits of the restoration of Mariposa Creek, the Parkway Project was recently ranked by a local economic development committee as the third most important economic development project in the County. Restoration of local resources is an important component of a tourism economy. The community's increased awareness of the importance of the Mariposa Creek Parkway is a major educational benefit.

In addition, interpretive signage to relate various locations of Mariposa Creek to local historical sites is planned. Other educational benefits anticipated are the use of various completed portions of the creek as "show and tell" examples of environmental management.

6. WHAT WILL APPLICANT SUBMIT TO DWR THAT DESCRIBES THE METHODS AND RESULTS OF THE PROJECT?

The methods needed to accomplish this project consist of standard property acquisition procedures, procurement of professional services for surveying services, and procurement of construction services for streambed and stream bank work.
Public entities, such as Mariposa County, must acquire property after appraisal and agreement to sell. The property owner has indicated a willingness to sell (see Attached letter). Since the property is not occupied, relocation assistance is not a factor. It is anticipated that an option to purchase the property will be entered into by both parties. This will evidence the property acquisition.

It is anticipated that easements will be acquired free of charge from other property owners as has been the case with Phase One of the Parkway project.

Procurement of surveying services will be accomplished in accordance with State Law and County Code. Costs must be reasonable and a written agreement entered into by both parties.

Mariposa Creek restoration work will be accomplished by volunteer labor and by contract with a duly licensed Contractor. Project specifications will be developed by a licensed landscape architect.

The property purchase option, proposed professional services agreement, bids and specifications, and related documents will be submitted to DWR prior to execution. In addition, quarterly reports will be submitted to DWR. A final report will include a description of accomplishments, photographs, and any other pertinent data.

7. WHAT ARE THE APPLICANT’S PLANS FOR LONG TERM MAINTENANCE AND MANAGEMENT OF THE STREAM?

The County Board of Supervisors has designated County property/easements in the Mariposa Creek area as a park thereby ensuring long-term maintenance and management of the Project area.

The adopted Parks and Recreation Masterplan addresses the County’s long range commitment to the maintenance and management of Mariposa Creek (see attached excerpts of the Masterplan).

8) WHAT OTHER OPTIONS ARE AVAILABLE TO MEET PROJECT OBJECTIVES IF NO OR PARTIAL URBAN STREAMS RESTORATION FUNDS ARE PROVIDED?

Mariposa County is committed to goals expressed in this application as evidenced by the County’s commitment of Advertising Funds to complete Phase One of the Mariposa
Creek Parkway. However, other sources such as Urban Streams Restoration funds are required to complete the Parkway.

First priority is the property purchase. The second priority is to complete the survey of the Creek area. Easement acquisition would be the third priority.

9) STATE HOW APPLICANT WILL PROVIDE THE LOCAL MATCH.

Mariposa County proposes to provide labor for streambed and riparian zone enhancements. Donated labor will plant native trees in the Project area. The County will provide the appraisal necessary to purchase the property. Please refer to item 10) which quantifies the proposed match.

10) OUTLINE THE PROJECT BUDGET, LISTING GRANT AND MATCHING CONTRIBUTIONS.

The budget for Phase Two of the Mariposa Creek Parkway:

**Urban Streams Restoration Funds:**

1. Property (Gimblin) acquisition..................$11,000
   (County Assessor estimated value)

2. Stream channel enhancements....................2,000
   (Tire "loader": 25 hours @ $80/hour)

3. Native trees/irrigation..........................7,500
   (50 trees @ $150/each)

4. Riparian zone/bank enhancements...............2,125
   (Blade track layer: 25 hours @ $85/hour)

5. Survey Mariposa Creek............................12,500
   (Local Surveyor's estimate for 3.9 miles and 120 survey markers or monuments)

6. Project design....................................3,512
   ($35,125 x 10%)

**County Match:**

7. Donated labor: riparian zone enhancements....$ 2,500
   (250 people hours @ $10/hour)

8. Donated labor: stream channel enhancement.....3,000
   (300 people hours @ $10/hour)

9. Appraisal/legal services..........................1,000
   (County Assessor/County Counsel estimates)
10. Project administration, management, etc....... 1,756
    ($35,125 x 5%)

11. Project management/maintenance............... 7,000
    (200 people hours x $17.50/hour x 2 years)

12. Donated easements............................ 2,000
    (County Assessor estimate)

Budget Summary:

Urban Streams Restoration Program.............$38,637
County Match/in-kind services............... 17,256

Project Total                         $55,893