



MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA JANUARY 4, 2000



Time Description

9:10 a.m. Meeting Called to Order, with Supervisor Reilly excused due to illness.

Chairman Pickard noted that the County had a smooth transition to 2000, with no Y2K problems.

Pledge of Allegiance
Introductions

Public Presentations: For Non-Timed Agenda Items and for Items Not on the Agenda
- Supervisor Stewart advised that he was selected as Chairman at the YARTS JPA meeting on Monday. He also stated that he has a Schedule of Public Hearings regarding the Draft of the Merced River Plan which he will get to the Clerk of the Board to pass out to interested parties.

Selection of Chairman and Vice-Chairman for 2000

BOARD ACTION: (M)Stewart, (S)Balmain, Supervisor Parker was selected as Chairman and Supervisor Balmain was selected as Vice-Chairman/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

Presentation of Gavel Plaque to Supervisor Pickard for Serving as Chairman for 1999

BOARD ACTION: Chairman Parker presented the gavel plaque to Supervisor Pickard and commended him for outstanding leadership as Chairman.

Chairman Parker announced that as a result of the closed session held on December 20, 1999, direction was given to staff relative to the recruitment for the Planning Director position.

Certificates of Recognition to Tom Williams and Russell Allison on Receiving the American Future Farmers of America Degree Award (Supervisor Reilly)

BOARD ACTION: (M)Stewart, (S)Pickard, Certificates were approved/Ayes: Balmain, Stewart, Parker, Pickard, Excused: Reilly. Chairman Parker presented certificate to Tom Williams. Russell Allison was not present. Supervisor Balmain commented on behalf of Supervisor Reilly and himself, commending the Williams and Allison families on giving their children good foundations. Supervisor Stewart stated that he had attended both FFA and 4-H meetings and feels there are large groups of kids trying to do a good job and thanked the parents for working hard for their children.

9:20 a.m. Recess

9:30 a.m. Approval of Minutes of 12/7/99, 12/14/99 Regular Meetings and 12/20/99 Meeting

BOARD ACTION: Minutes were approved.

Approval of Consent Agenda (See End of Minutes)

BOARD ACTION: Chairman Parker pulled items 4, 6 and 8. (M)Pickard, (S)Stewart, balance of items were approved/Ayes: Balmain, Stewart, Parker, Pickard, Excused: Reilly. Supervisor Parker advised that relative to item 4, the Historical Sites and Records Preservation Commission has requested that a Board member serve on the Commission.

Board concurred with Supervisor Pickard attending the meetings, and with keeping the appointment of a Board member open. Following discussion, (M)Pickard, (S)Stewart, items 4, 6 and 8 were approved/Ayes: Balmain, Stewart, Parker, Pickard, Excused: Reilly.

Marita Green, Family Support Division Manager, appeared on behalf of Christine Johnson, District Attorney;
Resolution Approving and Authorizing the Chairman of the Board of Supervisors to Execute a Contract for Outside Vending for Mailing of Monthly Statements and Notices of Collections

BOARD ACTION: Following discussion, (M)Balmain, (S)Stewart, Res. 00-8 adopted/Ayes: Balmain, Stewart, Parker, Pickard, Excused: Reilly.

Superior Court, District Attorney, Probation, Sheriff;
Resolution Approving the Mariposa County Drug Court and Implementation

BOARD ACTION: Item was continued to 1/25/00.

Doug Balmain, District II Supervisor;

A) Consider Request from Mariposa SPCA to Partially Reimburse for Remodel Costs at the Highway 49 Shelter and Approve Action from the General Fund Contingency in the Amount of \$650 (4/5ths Vote Required)

BOARD ACTION: Following discussion, (M)Stewart, (S)Pickard, Res. 00-9 adopted/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

B) Modification to Proposed Zoning Ordinance Amendment to Add Mini-Storage Units as a Permitted Use in the Neighborhood Commercial Zone-2 to Make Proposed Amendment Applicable Only to Greeley Hill TPA

BOARD ACTION: Following discussion with Sarah Williams, Interim Planning Director, (M)Balmain, (S)Stewart, direction was given to staff to proceed with modification as recommended, and for mini-storage uses in the other town planning areas to be addressed through the commercial/industrial program/Ayes: Balmain, Stewart, Parker, Pickard, Excused: Reilly.

Janet Hogan, County Administrative Officer;
Review Staff Report and Approve Filling Additional Account Clerk III Position Allocated to the Public Works Department During Fiscal Year 1999-2000 Budget Hearings

BOARD ACTION: Following discussion, (M)Pickard, (S)Balmain, Res. 00-10 adopted/Ayes: Balmain, Stewart, Parker, Pickard, Excused: Reilly.

Review and Approve the 2000 Mariposa County Legislative/Regulatory Platform (County Administrative Officer)

BOARD ACTION: Discussion was held. Supervisor Pickard thanked Janet Hogan, County Administrative Officer, and Dale Wagerman, Wagerman Associates, for putting together the platform; and he advised that he is interested in pursuing the bill regarding impoundment of stray animals. Chairman Parker advised that solid waste is his top priority. Supervisor Balmain agreed, adding emphasis on trial court funding, and the financial challenges ahead along with the Mariposa Creek Project, and recreation countywide. He also advised that Supervisor Reilly agreed with the emphasis on recreation in a conversation he had with her this morning. Supervisor Stewart asked if the language regarding UC Merced was strong enough, and expressed concern over the availability of funds to fix or repair county projects such as La Paloma Road. Supervisor Balmain agreed as well as Supervisor Pickard; and they noted that if the State Park Bond is successful, it would give the county financial support and should be beneficial to all

rural counties. Supervisor Balmain brought up additional issues such as the suggestion of a grantsman function and suggested that perhaps Wagerman and Associates could help in this area. He expressed concern with the formula proposed in the State Controller's SMART proposal and asked if Wagerman and Associates could help the County in this area. (M)Balmain, (S)Pickard, Board approved the platform, with changes as discussed/Ayes: Balmain, Stewart, Parker, Pickard, Excused: Reilly.

Review and Approve the General Plan for the Census 2000 Complete Count Campaign and Designate the Board of Supervisors to Serve as the Mariposa County Complete County Committee (County Administrative Officer)

BOARD ACTION: Discussion was held. Supervisor Balmain advised of a Ribbon Cutting Ceremony for the Census Bureau Office in Merced on Friday, January 7, 2000, at 9:00 a.m., which Supervisor Pickard plans to attend. (M)Balmain, (S)Stewart, Res. 00-11 adopted/Ayes: Balmain, Stewart, Parker, Pickard, Excused: Reilly.

Chairman Parker advised of the Chamber of Commerce Installation dinner to be held on Friday, January 7, 2000, at 5:30 p.m. – further discussion to be held under Board Information and Announcements later this date.

10:15 Recess

10:37 a.m. Mike Edwards, Public Works Director;

A) Approve Pilot Project for Litter Abatement on County Roads Utilizing Citizen Volunteers and S.C.O.P.E. Resources

BOARD ACTION: Discussion was held, and Mike Edwards advised that Bob Eckart, who initiated the request, has agreed to coordinate the volunteer effort. Discussion was held relative to liability and safety issues. Jeff Green, County Counsel, advised that a training program could be established and a waiver of liability for the volunteers would address these issues. Supervisor Stewart advised of the safety training video developed by CalTrans.

Pelk Richards, Sheriff, advised that he fully supports this program and their SCOPE volunteers would be happy to participate in this program. He also noted that some of the trash may involve large items that would need to be dealt with separately.

Further discussion was held relative to the proposed program. Mike Edwards advised that they may be able to deal with the larger items by using grant funds, and they plan to provide bags to the volunteers and have staff pick up the bags similar to the CalTrans' program.

Bob Eckart advised that they were not thinking of handling the "dump sites" and large items, just roadside cleanup – but they could identify the "dump site" areas that are observed during their program.

(M)Pickard, (S)Stewart, Board approved moving forward with the pilot program with the details to be worked out/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

Supervisor Balmain suggested consideration be given to changing the time for the Board meeting to commence on January 11, 2000, in Coulterville from 1:00 p.m. to 2:00 p.m. due to the agenda scheduling. (M)Balmain, (S)Pickard, Board waived rules requiring 72 hours agenda noticing to consider this matter, finding it was not known about at the time the agenda was prepared and it is a matter of timeliness/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly. (M)Balmain, (S)Stewart, Res. 00-12 adopted changing the time for the January 11, 2000, Board meeting to commence to 2:00 p.m./Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

10:57 a.m. Recess

11:07 a.m. B) MARIPOSA COUNTY WATER AGENCY

Presentation by Art Baggett, Member of the California State Water Resources Control Board, on Current Water Issues

AGENCY ACTION: Mike Edwards advised that the following Water Agency Advisory Board members were present for the presentation: Harter Bruch and Tom Standen. Art Baggett explained why mountain counties are involved in the Bay-Delta water management issues, and reviewed the Bay-Delta project. Director Parker asked about resolving problems with the salt-infiltration in the Delta.

Mark Rowney, MPUD General Manager, provided input on water management issues.

Art Baggett suggested that the County keep informed of licensing issues with the Federal Energy Regulation Commission (FERC) and with Merced Irrigation District (MID). Agency concurred with directing Public Works Director to call a meeting of the Water Agency Advisory Board for discussion of these issues and the relationship of the County with MID and future licensing issues. Mike Edwards noted that there are two vacancies on the Advisory Board.

Resolution Authorizing Mariposa County Counsel to Provide Legal Counsel Representation at the Yosemite Area Regional Transportation System (YARTS) Joint Powers Authority Monthly Meetings and to Review Related Contracts and Documents (Supervisor Stewart)

BOARD ACTION: (M)Balmain, (S)Stewart, Res. 00-13 adopted approving the request. Discussion was held relative to the request and whether the services would be fragmented with the host counties providing legal counsel, and relative to the County's responsibility in this matter. Ayes: Balmain, Stewart, Pickard; Noes: Parker; Excused: Reilly. (M)Pickard, (S)Stewart, direction was given for County Counsel to make it clear to the YARTS JPA Board that he represents the County first and foremost; and in the event any conflict arises between YARTS and what is in the best interest of the County, that YARTS will need to retain alternative counsel/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

12:06 p.m. MARIPOSA COUNTY PUBLIC FINANCE CORPORATION

Conduct Annual Meeting and Select Officers

CORPORATION ACTION: (M)Balmain, (S)Stewart, the Board Chairman was selected to serve as President, and the Board Vice-Chairman was selected to serve as Vice-President, with the other officers to continue as previously selected by their official duties with the County/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

12:07 p.m. Lunch

2:10 p.m. Sarah Williams, Interim Planning Director;

A) PUBLIC HEARING to Consider Appeal of Interim Planning Director's Denial of a Building Permit for the Conversion of Not Habitable Space to Habitable Space, Steve and Helen Yates, Appellants A.P.N. 006-100-058 (7403 Yosemite Park Way, Yosemite West)

BOARD ACTION: Sarah Williams reviewed the Board's previous action restricting the issuance of building permits for property within the Yosemite West Maintenance District, and their subsequent processing of permits in the community. Skip Strathearn, Assistant Planner, presented the staff report, and he reviewed the details of this appeal and staff's recommendation for denial.

Public portion of the hearing was opened and input was provided by the following:

Steve and Helen Yates, appellants/applicants, referred to their written information presented to the Board. They stated that they feel that the addition of this office space will not result in any additional flow into the sewer system, and they noted there is no

plumbing requested for the space. The space would only be used for an office. They advised that their guest bedroom (which is currently being used for the office space) was originally permitted by the County as a bedroom, and they do use it occasionally as a guest bedroom. They do not feel that the letters that the Board received objecting to this application have any relevance to their request since plumbing is not involved and they do not feel they are increasing the bedroom capacity of their home. The proposed office space is separate from the house. They feel their request falls under the category of permits to be reviewed on a case-by-case basis under the current restrictions. They further advised that they want to follow the correct procedures.

Dave Deto, neighboring property owner, stated the Yates have been good neighbors and they are an asset to the community and to the County. He stated he does not feel that the expansion for office space will be used as a bedroom, or that the expansion will impact the sewer system. He urged the Board to support their request.

Chairman Parker advised that all of the written correspondence has been entered into the record.

Rebuttal: none. Public portion of the hearing was closed and the Board commenced with deliberations. Sarah Williams stated they appreciate the appellants and those in the community that do things the right way and get permits; however, staff is concerned about the potential for future use of the space. Supervisor Pickard stated he would like to have information from John Davis, Building Director, relative to the interpretation of the Uniform Building Code and whether there is flexibility for making a decision in this matter. Staff responded to questions from the Board relative to the existing size of the house and the number of bedrooms, relative to the request for adding office space, what an internal remodel would consist of, and relative to heating and ventilation requirements. Mike Edwards, Public Works Director, responded to questions from the Board relative to the Cease and Desist Order issued by the State and whether there would be any complications from the State if this application is approved.

(M)Stewart, (S)Balmain, Res. 00-14 adopted upholding the appeal of the Interim Planning Director's denial of a building permit for the conversion of not-habitable space to habitable space for Steve and Helen Yates (APN 006-100-058) based on the finding that it will have no adverse impact on the flow of sewer and no impact on the existing restriction of the issuance of building and other permits for property within the Yosemite West Maintenance District; and the Board directed that the appellants/applicants be allowed to proceed with a building permit for the 200 square foot office space above the garage, based on the unique circumstances that are related to the lay-out of this particular structure as the garage is detached from the house/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

B) Approve Issuance of a Letter of Public Convenience and Necessity to the Department of Alcoholic Beverage Control to Allow an Upgrade of an On-Sale Beer License to 5026 Highway 140 (49er Bar)

BOARD ACTION: (M)Pickard, (S)Balmain, Res. 00-15 adopted/Ayes: Balmain, Parker, Pickard; Noes: Stewart; Excused: Reilly.

Board Information and Announcements

- Supervisor Parker advised that he plans to attend the Chamber of Commerce Installation Dinner on January 7, 2000. Supervisors Stewart and Pickard advised that they also plan to attend the dinner.

INFORMATION – No action was necessary on the following:
Information Hearing Schedule (Clerk of the Board)

CONSENT AGENDA

- CA-1 Accept Resignation of Sylvia Owens from the Yosemite West District Advisory Board (Supervisor Reilly)
- CA-2 Appoint Garrett DeBell to the Yosemite West Community Planning Advisory Committee (Supervisor Reilly)
- CA-3 Appoint Robert C. Stewart and Steve Hayes to the Yosemite Area Travelers Information Services, Inc. (YATI, Inc.) (Supervisor Stewart)
- CA-4 Accept Resignation of Pat Rhoan from the Historic Sites and Records Preservation Commission (Planning)
- CA-5 Approve Budget Action Transferring Appropriations from Permanent Salaries to Extra-Help in the Amount of \$5,469 (Health); Res. 00-1
- CA-6 Resolution Authorizing Expenditure of Up to \$14,000 by the Mariposa Museum and History Center from the Capital Improvement Project Budget, History Center Vault Line Item, for Design of a Mariposa Museum Vault Addition (Public Works); Res. 00-6
- CA-7 Approve Budget Action Transferring \$2,520 from General Fund Contingency to Facilities Maintenance to Cover the Cost of an Elevator Service Agreement for the Government Center and Authorize the Public Works Director to Execute the Agreement (4/5ths Vote Required) (Public Works); Res. 00-2
- CA-8 Approve Budget Actions Transferring Appropriations in Don Pedro 1-M (\$3), Mariposa Parking District (\$4), Facilities (\$6,092) and Fleet Maintenance (\$20,000) to Correct Budget Line Item Deficiencies (Public Works); Res. 00-7
- CA-9 Resolutions Recognizing the Mariposa County Chamber of Commerce Business Man and Business Woman of the Year 1999 (Chamber of Commerce); Res. 00-3; and Res. 00-4
- CA-10 Approve Budget Action Anticipating Gates Grant Revenue and Increasing Appropriations \$32,176 (4/5ths Vote Required) (Library); Res. 00-5

2:48 p.m. Adjournment in memory of Walter Reeves, John W. Elliott, C. Loyd Dotson, Brenda Mitchell, McKenzie McTeague, Roscoe M. "Whit" Whitmore, Alice Cramer, Marianna L. Lantz, Gwendolyn Regert, Frank G. Raucina, and Jamie Powers.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA JANUARY 11, 2000



Time Description

2:02 p.m. Board met at the Coulterville Community Club in Coulterville at 5043 Broadway, with Supervisor Reilly excused due to illness.

Meeting Called to Order
Pledge of Allegiance
Introductions

Public Presentations: For Non-Timed Agenda Items and for Items Not on the Agenda
- Pelk Richards, Sheriff, gave a status report of law enforcement activities in the County for 1999, and he advised that a comprehensive report would be available in March, 2000. He reviewed statistics for various types of arrests and crimes and the length of incarcerations and costs. He also reviewed the status of their four volunteer programs, advising that they have 170 volunteers with over 20,000 hours donated. He commended the efforts of the Northside citizens and noted that there are 23 SCOPE volunteers on the Northside. He reviewed legislation the Department is working on relative to inmate medical coverage, COPS program grant funding, technological grant funding, and training reimbursement funding for the deputies. He reviewed accomplishments of the Department over the last year and commended his staff for successfully implementing the vision, goals and mission statement of the Department. He noted that for the first time, the Department did not receive any citizen complaints as defined by the Penal Code, and did not open any internal investigations.

A member of the audience stated they would like to see more of a law enforcement presence in the Buck Meadows area.

- Valeria Dumitru, retired Registered Nurse, cited Florence Nightingale's statement that a change in social conditions will improve law enforcement, and she advised of a special meeting to be held on January 15, 2000, at 2:00 p.m. at the Lake Don Pedro Hacienda for representatives of the medical field to discuss integrating medicines.

Approval of Consent Agenda (See End of Minutes)

BOARD ACTION: (M)Balmain, (S)Stewart, all items were approved/Ayes: Balmain, Stewart, Parker; Pickard; Excused: Reilly. Supervisor Balmain commented on item 4.

2:44 p.m. Recess

3:00 p.m. LOCAL TRANSPORTATION COMMISSION

Robert C. Stewart, District III Supervisor;

Discussion of Yosemite Area Regional Transportation Strategy (YARTS) Highway 132 Transit System

COMMISSION ACTION: Commissioner Stewart explained the YARTS program, and he advised that the YARTS JPA Board is looking at whether service is desired on Highways 120 and 132 to provide transportation to Yosemite for those who do not want to drive their private automobile.

Input was provided by public and business owners. Board members, Jay Pawlek, Planner IV, and Jim Petropulos, Assistant Public Works Director, responded to questions. Discussion was held relative to the demonstration project; costs and funding sources for

the service; possible routes and bus stop locations; and the process for providing input on the service. Commissioner Stewart urged the citizens and business owners to provide their input at the YARTS JPA Board meetings as well.

Resolution Certifying the Disability Retirement of Richard Gomes Effective November 1, 1999 (County Counsel)

BOARD ACTION: Following discussion, (M)Balmain, (S)Pickard, Res. 00-20 adopted/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

Resolution Approving and Authorizing Chairman to Sign Memorandum of Understanding Providing for Participation in the CSAC Excess Insurance Authority Property Insurance Program (County Counsel)

BOARD ACTION: Following discussion, (M)Balmain, (S)Pickard, Res. 00-21 adopted/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

Board Information and Announcements

- Supervisor Balmain advised that a letter was sent to the State Controller relative to the SMART Task Force proposal and the County's concern with the proposed formula.
- Supervisor Pickard advised that he attended the grand opening for the Census Bureau Office in Merced on January 7, 2000; and he advised that they are beginning the process of hiring the census workers. It was noted that information is available at the Coulterville Chamber of Commerce office on the recruitment process.
- Supervisor Stewart advised that he plans to attend the Foreign Trade Zone meeting in Merced next week, and he explained the program.
- Janet Hogan, County Administrative Officer, discussed scheduling of solid waste issues with the Public Works Department – Board concurred with scheduling this matter on February 8, 2000, in the morning.

3:48 p.m. Dinner

5:09 p.m. Mike Edwards, Public Works Director;

PUBLIC HEARING to Consider Increase in Sewer Service Fees Charged in the Coulterville Service Area (Continued from 11/2/99)

BOARD ACTION: Mike Edwards presented the staff report, and he advised that this hearing was continued from November 2, 1999. He reviewed the noticing and distribution of information for this hearing. He reviewed the financial status of the District, and he recommended that the increase in fees be effective February 1, 2000.

Public portion of the hearing was opened and input was provided by the following.

Charles Serini, Yosemite Gold Country Motel, stated the sewer and water costs are higher than the electric bill, and in the slow season, only their income goes down. He stated he does not feel that the rates are fair under the EDU method. He feels the sewer rates should be charged based on the water usage – this way everyone pays the same rate.

Nancy Serini asked why the increase in rates is being proposed so close to the last increase, and what would happen if the rates do not increase. She further advised that someday the Motel will close because they cannot afford the rates.

Mike Edwards clarified that it has been two years since the last increase, and that the Advisory Board considered not increasing the rates at this time; however, it was determined to make more frequent rates increases in smaller amounts to lessen the impact on the user.

Joan Tune asked what the new regulations are that impact the District financially and about the balance in the Utility Capital Fund. She also asked about the status of the

Reserve Fund. She noted that the Advisory Board's recommendation was adopted by two members, as there were only three members present at the meeting and one voted "no."

Clif Price, PWD/Facility Maintenance Manager, advised of new waste water discharge requirements for more tests and more frequent tests. Mike Edwards advised the \$500 was included in the request for these testing requirements changes. Marty Allan, PWD/Fleet-Fiscal Manager, advised that the Utility Capital Fund balance is approximately \$70,000.

Walt McClary asked when the last outside audit was performed for the District.

Janet Hogan, County Administrative Officer, advised that the overall County audit each year includes review of the District. The last audit was performed by Vargas and Lopez and the new audit is just being completed by Willis and Walsh.

Joan Tune asked for information on how the audit is conducted.

Mary Sherlock stated she feels the amount set aside in the Contingency Fund is high, and she feels the EDU method is not fair. She feels the commercial users pay too much.

Mike Edwards advised that they recommend that the Contingency Fund be ten percent of the operating budget and that the Advisory Board is studying alternatives to the EDU method.

Frank Shannon, Coulterville Café and RV Park, stated their businesses depend on seasonal trade, and he asked if there is consideration of giving variances during the off-season.

Mike Edwards advised that seasonal issues are being reviewed.

Joan Tune stated she agrees with Mary Sherlock relative to the EDU system not being the fairest system; however, she stated certain business people in the community forced this system.

Frank Shannon asked if the EDU system is the common way of handling fees for sewer and water services.

Mike Edwards advised that the EDU system is common for many districts.

Janelle Shannon stated she feels there needs to be a fairness between the rates for the businesses and the residences. As a member of the Advisory Board, they have tried to address the issues and be fair. She has several businesses in town and the EDU system is not fair for them – she feels it is most fair for the residences.

Walt McClary stated he would like to see the Board direct Public Works to provide the District with an accounting every month of the man hours and work that has been performed in the District. He noted that were told by a previous County Administrative Officer that this could be done and they are still waiting for the information.

Public portion of the hearing was closed and the Board commenced with deliberations. Staff responded to questions from the Board relative to the EDU system; frequency of review of the rates; balance in the Utility Capital Fund and Contingency Fund and use of those funds; relative to cost for replacing pumps and other equipment; when the cost of the new testing regulations would be known; and consideration of the vacancy rate in the fee structure. Supervisor Balmain stated he would like to see the Advisory Committee and Public Works bring back something that equalizes the rates between the businesses and the residences. Supervisor Parker suggested that consideration be given to conducting an independent audit of the District, at the District's expense, to resolve concerns the citizens have expressed – no action was taken on this suggestion.

Frank Shannon asked what the cost of an audit would be. Staff advised that the cost would be approximately \$4,000 to \$5,000.

Supervisor Parker requested that the hearing be continued for six months, and he asked the citizens to work with staff and help the Board to find a solution to the issues that have been raised. Hearing was continued to July 11, 2000, at 10:00 a.m. at the Coulterville Community Club in Coulterville. Jeff Green, County Counsel, noted that a recommendation would need to be received from the Advisory Committee at least thirty days prior to July 11th. He also advised that he will review the noticing requirements for continuing the hearing for six months.

The citizens thanked the Board for meeting in Coulterville. Joan Tune urged the citizens to be aware of the Advisory Board's meetings and to participate – their next meeting will be held on January 19, 2000, at 6:30 p.m. Mr. Serini commented on a meter system used in Illinois and advised that he will obtain information on that system for the District to consider.

CONSENT AGENDA

- CA-1 Resolution Authorizing Execution of a Grant Contract with the California Arts Council (Arts Council); Res. 00-16
- CA-2 Resolution Approving the Proposed Class Specification of Gate Attendant at a Salary Range of 92 (\$1,495 - \$1,817) (Personnel); Res. 00-17
- CA-3 Resolution Approving a 4/10 Flex Schedule for the Staff in the Public Guardian/Conservator's Office (Human Services); Res. 00-18
- CA-4 Resolution Terminating the Specific Plan Amendment #98-3, a Text Amendment to the Coulterville Town Planning Advisory Specific Plan to Establish Standards for Junkyards (Planning); Res. 00-19

6:24 p.m. Adjournment in memory of Cuthbert "Bert" Allison, Anne M. Carpenter, and Dorothy Holmes.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS



CONFORMED AGENDA JANUARY 18, 2000

Time Description

9:07 a.m. Meeting Called to Order
Pledge of Allegiance

Introductions – Judge McMechan, Superior Court, introduced Pete Judy, the new Chief Probation Officer.

Public Presentations: For Non-Timed Agenda Items and for Items Not on the Agenda – none.

Approval of Minutes of 1/4/00 Regular Meeting
BOARD ACTION: Approved.

Approval of Consent Agenda (See End of Minutes)
BOARD ACTION: Supervisor Parker pulled item 4 for discussion with the Sheriff later this date. (M)Pickard, (S)Stewart, balance of items were approved/Ayes: Unanimous. Blaine Shultz, Fire Chief, responded to questions relative to item 6 and replacement of the collars on the turnouts.

9:17 a.m. LOCAL TRANSPORTATION COMMISSION

Commissioner Reilly advised that CalTrans closed Highway 140 behind her this morning due to rocks coming down on the road, and the closure will impact the repair projects in the Merced River Canyon.

Mike Edwards, Public Works Director;

A) PUBLIC HEARING to Consider the Use of a Portion of the County's State Transportation Improvement Program (STIP) Funds to Purchase Two (2) Transit Buses and Appropriate Funding from the Transit Bus Replacement Fund (\$12,000) for Matching Funds (4/5ths Vote Required)

COMMISSION ACTION: Mike Edwards presented the staff report and advised that Mary Williams, Community Services Director, was present to answer questions. Staff responded to questions from the Commission relative to the status of available funding if this request is approved; the possibility of purchasing another type of bus for transit services in the town area; and timeframes for the requested purchase.

Public portion of the hearing was opened and there was no public input. Public portion was closed, and the Commission commenced with deliberations. Staff responded to additional questions from the Commission as to what would happen to the funding if the request is not approved. Marty Allan, PWD/Fleet-Fiscal Manager, responded to questions relative to the schedule for replacement of the buses and the number of buses in the existing fleet and the use of the funding from the sale of the buses that are being replaced. Commissioner Stewart advised that he will bring more information back to the Commission on possibly having a transportation service in the Mariposa town area. (M)Stewart, (S)Parker, LTC Res. 00-1 adopted approving the requested action/Ayes: Unanimous.

9:36 a.m. Mike Edwards, Public Works Director;
Resolution Establishing County Procurement Policies to Encourage Waste Reduction and Promote the Purchase of Products Made with Recycled Material and Products which are Recyclable

BOARD ACTION: Discussion was held with Mike Edwards and Tom Starling, PWD/Solid Waste Coordinator. (M)Reilly, (S)Pickard, Res. 00-27 adopted/Ayes: Unanimous.

9:49 a.m. Recess

10:09 a.m. Consent Agenda item 4 –Supervisor Parker advised that he had an opportunity to discuss this request with the Sheriff. (M)Pickard, (S)Balmain, item 4 was approved/Ayes: Unanimous.

Resolution Authorizing Chairman to Execute Lease Agreement with Robert J. Evans and Elizabeth Evans for Office Space to be Utilized by the Mariposa County District Attorney’s Family Support Division and Authorize the Auditor to Process Monthly Payments in Accordance with Lease Agreement (County Counsel)

BOARD ACTION: Discussion was held with Jeff Green, County Counsel, and he advised that, if the renovation work is done by the Evans, the rent will be higher and there is sufficient funding available. He requested that the lease agreement be approved with possible modifications relative to the renovation work and the rent amount, and he advised that a detailed plot plan will be provided to go with the final agreement. (M)Pickard, (S)Balmain, Res. 00-29 adopted with changes in the lease agreement as recommended/Ayes: Unanimous.

Request Authorization to Obtain a Private Appraiser Concerning the Mariposa Hotel Parking Lot and the Parking Lot Behind the Methodist Church for Possible Purchasing Negotiations (County Counsel)

BOARD ACTION: Discussion was held with Jeff Green, County Counsel, and he requested that authorization be given for having an appraisal done on all of the lots in the area for a total amount not to exceed \$3,100. Janet Hogan, County Administrative Officer, advised that possible sources of funding could be the Engineer/Surveyor projects line item or the fund balance in the land acquisition account. (M)Pickard, (S)Stewart, Res. 00-30 adopted approving the request as recommended, with funding to come from either the Engineer/Surveyor or land acquisition account; and if there is not sufficient funding in one of those accounts, a budget transfer request is to be brought back to the Board/Ayes: Unanimous.

10:22 a.m. CLOSED SESSION Regarding Filling Position of Director of Public Works Department (County Counsel)

BOARD ACTION: (M)Pickard, (S)Reilly, closed session was held/Ayes: Unanimous.

11:19 a.m. Lunch

1:42 p.m. Chair Parker announced that as a result of closed session direction was given to staff.

Board Information and Announcements

- Supervisor Reilly updated the Board on the status of the changes in the Federal legislation that supports the Mother Lode Job Training programs – the Workforce Investment Board replaced the Private Industry Council. She also advised that, at

- the El Portal Advisory Committee meeting last Wednesday, an overview was given of the draft Merced River Plan, and the Board will need to discuss this document.
- Supervisor Pickard advised that he attended a presentation of the draft Merced River Plan on Saturday. He advised there is concern that the Plan does not take into account projects that have been occurring during its preparation such as the land exchange in Wawona with the Seventh Day Adventist Church Camp and the National Park Service. He advised that he plans to attend the RCRC meeting on Wednesday and Thursday, and that he was nominated to serve on the Executive Committee.
 - Janet Hogan, County Administrative Officer, advised that she met with Candy O'Donel-Browne, Economic Development Corporation, last week and was updated on the economic development activities. She advised that she will be attending the County Administrative Officers and RCRC meetings in Sacramento on Thursday and Friday.
 - Supervisor Parker advised that he will be out of town after Wednesday morning for the rest of the week.

Patti A. Reilly, District I Supervisor;

Discussion and Possible Direction to Staff Regarding Yosemite West Water Conservation Plan

BOARD ACTION: Supervisor Reilly advised that this matter was scheduled at the request of citizens in the Yosemite West area and because of the continued crisis with the water situation. She also advised that she discussed this matter with Mike Edwards, Public Works Director, and Clif Price, PWD/Facility Maintenance Manager. Discussion was held. Mike Edwards provided input relative to the Department's ability to monitor water levels in the storage tanks and the pumping and booster stations. He stated there needs to be a mechanism and defined authority for enforcing the Conservation Plan.

2:01 p.m. Public Hearing to consider appeal of Interim Planning Director's determination relative to appeal received from Hornacek was opened and continued to after the following matter.

Further discussion was held relative to the Yosemite West Water Conservation Plan and the long-range plan for solving the water problem.

Input from the public was provided by the following:

Don Pitts stated he owns and runs a transient rental in Yosemite West and he is a member of the Advisory Board. He stated he feels the pump can produce 80 to 90 gallons per minute and that amount of water can serve about 1440 people a day. This would allow about four people per lot in the District. He stated some rentals are hosting twenty plus people a night, and any failure of the system caused a problem. The policy is supposed to prohibit the rental of transient units when the water level drops below half; however, this has not been enforced. Enforcement could be an issue. He stated he feels it is important to have an enforcement mechanism. He also stated he feels the sewer problems need to be solved.

Jeff Hornacek stated he has been trying to advocate conservation since becoming involved in Yosemite West. He feels there is no conservation or restrictions being implemented even though the rules are there. He stated he feels it is unfair that there are high water users and others cannot enjoy their property.

Supervisor Reilly suggested that the process be started for addressing the issues. (M)Pickard, (S)Reilly, direction was given to County Counsel and Public Works to review the Yosemite West Conservation Plan and to come back with recommendations on how to conserve water in times of crisis in Yosemite West and to recommend a clear mechanism for monitoring and enforcing the plan. Supervisor Parker suggested that

consideration be given to involving the Advisory Board in these issues, and Supervisor Reilly agreed. Ayes: Reilly, Stewart, Parker, Pickard; Noes: Balmain.

2:28 p.m. Recess

2:43 p.m. Sarah Williams, Interim Planning Director;
PUBLIC HEARING to Consider Appeal of Interim Planning Director's Determination that an Earlier Appeal of the Interim Planning Director's Denial of a Building Permit for a Four-Bedroom Home was Received After the End of the Appeal Period, Appeal No. 99-8, Jeffrey Hornacek, Appellant

BOARD ACTION: Sarah Williams presented the staff report and advised that the appeal is about the County's appeal procedures. She reviewed the appeal procedures and how they are implemented in the Planning Department.

Public portion of the hearing was opened and input was provided by the following:

Jeff Hornacek, appellant, provided input relative to his appeal and the information he received from the Planning Department, and he advised that he did not realize the appeal days were calendar days versus business days when he initially reviewed the appeal process. He noted that the package he received from Planning was quite large and he did not read it in its entirety. The back half of the appeal form itself was missing. He advised that he wants an opportunity to present his study on water conservation issues to the community and the Board; and he urged the Board to grant him leniency for the two days the appeal was submitted past the deadline.

Don Pitts stated he feels that the two days in question is not a big issue. He stated he feels the appellant should file his application again to see if someone could build the type of structure he is proposing – he feels the Board has the option of hearing this matter now or later.

Jeff Hornacek further commented on the confusion on his part relative to the appeal process.

Public portion of the hearing was closed and the Board commenced with deliberations. Staff responded to questions from the Board relative to the contents of the package that was sent to the applicant/appellant and relative to what portion(s) of the package was missing. (M)Pickard, (S)Stewart, Res. 00-31 adopted denying the appeal and upholding the Interim Planning Director's determination that an earlier appeal was received after the end of the appeal period. Further deliberation was held. Supervisor Reilly suggested that the twenty calendar days be clarified in future letters. Ayes: Balmain, Stewart, Parker, Pickard; Noes: Reilly. Further discussion was held relative to the process for resubmitting an application that is denied. Sarah Williams suggested that the appeal deadline could also be included in future letters of decisions. Jeff Hornacek asked for clarification of what determines the resubmission of an application. Hearing was closed.

Supervisor Pickard advised that the services for Paul Paige, former County Sheriff, are scheduled for Saturday, January 22, 2000, at 11:00 a.m. at the Lutheran Church.

CONSENT AGENDA

- CA-1 Resolution Authorizing the Chairman of the Board of Supervisors to Sign the 1999/2000 High Risk Pest Exclusion Contract No. 99-0565 with the California Department of Food and Agriculture (Ag Commissioner/Sealer); Res. 00-22
- CA-2 Approve Budget Action Transferring Appropriations from Permanent Salaries to Extra-Help in the Amount of \$9,000 (Building); Res. 00-23

- CA-3 Authorize Chairman to Sign an Order of the Board to Reject Claim No. C99-11 in the Amount of \$1,515.90 (County Counsel); Res. 00-24
- CA-4 Resolution Approving Agreement Between the Sheriff's Department and Swanson Services for Inmate Commissary Services for the Adult Detention Facility (Sheriff); Res. 00-28
- CA-5 Resolution Endorsing the Southwest Interface Team (SWIFT), which is Involved in Strategic Fire Planning in the Northeast Portion of Mariposa County and the Southeast Portion of Tuolumne County (Fire); Res. 00-25
- CA-6 Approve Budget Action Request to Appropriate Unanticipated Revenue to the Fire Department (\$52,487) (Fire) (4/5ths Vote Required); Res. 00-26

3:10 p.m. Adjournment in memory of Dolores G. Vuscovich, Frances Hull, Harold E. Lyle, Joan E. Remington, Frances Burnham Bird, and Paul Paige (former Mariposa County Sheriff).

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA JANUARY 25, 2000



<u>Time</u>	<u>Description</u>
9:08 a.m.	Meeting Called to Order Pledge of Allegiance Introductions

Public Presentations: For Non-Timed Agenda Items and for Items Not on the Agenda
- Mike Bird, Iron Mountain Systems, advised that he wanted to provide input on Consent Agenda item 7, and he agreed to wait until Dennis Patrick, Technical Services Director, could be present before making his presentation.

Approval of Minutes of 1/11/00 Regular Meeting

BOARD ACTION: At Supervisor Balmain's request, the minutes were continued to 2/1/00 for approval.

Approval of Consent Agenda (See End of Minutes)

BOARD ACTION: Supervisor Stewart pulled item 7 for discussion later this date with Dennis Patrick, Technical Services Director. (M)Stewart, (S)Pickard, remainder of items were approved/Ayes: Unanimous.

Marita Green, Family Support Division Manager, appeared on behalf of Christine Johnson, District Attorney;

Approve Budget Action Providing for Transfer of Funds from Capital Improvement Fund to Excess Incentive Fund for the Remittance of Unexpected and Unencumbered Funds to the California Department of Social Services in the amount of \$162,967.49

BOARD ACTION: (M)Pickard, (S)Reilly Res. 00-39 adopted/Ayes: Unanimous.

Judge Carlos LaRoche, Superior Court;

Resolution Approving Implementation of the Mariposa County Drug Court

BOARD ACTION: Judge LaRoche, Bryce Johnson/Deputy Probation Officer, David Smothers/Defense Attorney and Fabrice Desbrosses/Deputy District Attorney, were present for discussion of the implementation of the Mariposa County Drug Court. Judge LaRoche advised of the anticipated savings and of their plans to start on February 2, 2000. Discussion was held relative to the program and eligibility to participate. It was noted that the drug court also has a mini-grant which will pay for some of the costs. The Judge commented they anticipate nine participants in the program on February 2nd. Janet Hogan, County Administrative Officer, advised that there is a component of the program that affects the contract for indigent defense services – Attorney Smothers has submitted a request to modify their contract by increasing it \$1,500 a month. She suggested the increase could possibly be funded from the savings that is anticipated in the Jail budget.

Pelk Richards, Sheriff, said he supports the Drug Court program and he would prefer to use the savings in the Jail budget for drug testing and counseling. He also asked for an evaluation process, whereby in the next five months, it could be determined what the costs are for the defense attorneys. He suggested using the Welfare Inmate Fund to support this program at this time.

Discussion was held relative to possible funding sources and the program. (M)Reilly, (S)Stewart, Res. 00-40 adopted approving implementation of the Mariposa County Drug Court. Motion was amended, agreeable with maker and second and with the concurrence of Judge LaRoche, to include request for an evaluation report to be submitted to the

Board of Supervisors no later than six months after the beginning of the program to measure the effectiveness and cost of the program/Ayes: Unanimous.

Pete Judy, Chief Probation Officer;

Approve Budget Action Increasing Appropriations and Estimated Revenue by \$38,356 in the Probation Department Budget to Fund Drug Court Activities (4/5ths Vote Required)

BOARD ACTION: (M)Reilly, (S)Stewart, Res. 00-41 adopted/Ayes: Unanimous.

9:45 a.m. Recess

10:03 a.m. Consent Agenda item 7 – Discussion was held with Dennis Patrick, Technical Services Director. Mike Bird, Iron Mountain Systems, provided input relative to the requested action. Dennis Patrick withdrew the request for the domain “mariposa.ca.us.” (M)Pickard, (S)Balmain, Res. 00-42 adopted confirming appointment by Dennis Patrick of John Bevins and/or his successor(s) of Sierratel Internet, as the technical contact with the U.S. Domain Registrar for the domain “co.mariposa.ca.us.” Further discussion was held. Supervisor Reilly asked if Mr. Bird would protest if the county filed for the domain and he said only if it was not a valid application. Ayes: Unanimous.

Mike Edwards, Public Works Director;

Resolution Awarding the Contract for Construction of the Mariposa County Library, Public Works Project PW 95-38; and Authorize the Public Works Director to Execute an Agreement with the Lowest Responsible Bidder

BOARD ACTION: Discussion was held with Jim Petropulos, Assistant Public Works Director, relative to the bids that were received and the recommendation. Jim Petropulos advised there were six responsive bidders with the lowest bidder requesting to rescind their bid. The next lowest bidder was Tech-Four with a bid amount of \$1.376 million, which allows for a 7% contingency. The difference between the two lowest bids was about \$25,000. (M)Pickard, (S)Reilly, Res. 00-43 adopted accepting bid with Tech-Four. Motion was amended, agreeable with maker and second, to include authority to allow the low bidder to rescind their bid/Ayes: Unanimous, Chairman Parker thanked the Friends of the Library, the public and the Board members for their support of this project. Jim Petropulos introduced Fred Solomon, project manager, Wes Shipstead, Tech-Four, and Mr. Andrews, framing sub-contractor. It was noted that construction is expected to begin February 14, 2000. Following discussion, Board concurred with scheduling a ground-breaking ceremony for February 22, 2000, at 11:30 on the new library site.

Robert C. Stewart, District III Supervisor;

Discussion and Possible Direction Relative to Options for Yosemite Area Traveler Information (YATI), Inc.

BOARD ACTION: Supervisor Stewart initiated discussion relative to the status and options for YATI, Inc., and he advised that a YATI meeting will be scheduled to determine its future. Discussion was held relative to the options. Supervisor Stewart advised that he preferred option 1, to let YATI, Inc., dissolve quickly and \$9,000 would come back to the County; or option 2 which would allow for YATI, Inc., to dissolve over a period of time, until July, 2000, and no money would come back to the county. Supervisor Reilly stated she would like more input from the advertisers who use the yosemite.com website. Jay Pawlek, Planner, advised that having the domain name is an asset to YARTS and to the County. Board concurred with having Supervisor Stewart providing the comments from this discussion to the YATI Board.

Janet Hogan, County Administrative Officer;
Approve Revised Classification Specification for Maintenance Foreman and Authorize Filling One Maintenance Foreman Position, Facilities Maintenance Division, Department of Public Works

BOARD ACTION: Item was continued to February 1, 2000, at the County Administrative Officer's request.

10:40 a.m. Recess

10:50 a.m. Sarah Williams, Interim Planning Director;
Discussion and Direction Regarding the Industrial/Commercial Program 2000

BOARD ACTION: Sarah Williams reviewed the goals for the Commercial/Industrial zoning and she advised that this program will use the recommendations of the community planning advisory committees. She advised that a meeting will be held with each advisory committee, and if they are not interested in this program, it would not be pursued for that particular area. This program will be subject to a full environmental impact report. With the pending General Plan update, she suggested that staff move forward with task one of this program. It was noted that staff resources is an issue in moving forward with all of these projects. Discussion was held relative to the program and enforcement.

Input from the public was provided by the following:

Janet Bibby, Catheys Valley Town Planning Advisory Committee member, stated they were surprised with the planning process for their Specific Plan – the Committee felt that had a complete Plan and they were waiting for approval or further direction. No action has been taken, and now they are finding that the Plan was not complete. She asked what the current status of the Plan is. She asked about the planning for industrial zoning at the Airport and the proposed boundaries and whether there is sufficient water to support this type of use. She noted that her family owns property in the Airport area, and stated she was under the impression that the area was zoned for agricultural use – they recently received a letter from Public Works indicating the County's interest in obtaining more property, and she asked about the County's intent. She asked about the nuisance issues that are mentioned at the Airport. She asked why Hornitos is not included in this program, especially with the pending UC Merced campus. She stated that she feels that if an individual town planning area can not be handled with the limited staffing, it will be overwhelming to take on the whole County. She further stated that she feels that if no action is taken at this time, the citizens will tune-out future processes.

Don Starchman stated he feels we should think in terms of a MPUD sphere of influence for the Airport area if that is being considered – we should plan for the whole corridor/area. He stated he feels that development will not be able to occur without infrastructure. He asked about the status of the Open Window Period application process. He stated he feels there needs to be provisions for heavier uses to occur outside of town planning areas, such as batch processing and recycling, etc. He suggested that perhaps existing zoning for heavier uses may be okay, he feels all uses should be subject to a use permit. This would give a review process for expansion of existing uses as well. He stated he feels the review of home enterprise/rural home industry should be held until the zoning and projects issues are resolved. He also stated that he agrees with Janet Bibby – with the UC Merced campus, Hornitos should be reviewed.

Ron Iudice stated he agrees with the need for enforcement, and further stated that he feels the County should set the example. He stated he feels there are still County buildings that are not in compliance with the ordinances. He stated he would like to see the General Plan update process accelerated – he feels the process is moving too slow.

Helen Fowler, resident of Midpines, advised that they do not have a town planning area. At the Advisory Committee meetings, there is a strong consensus of why bring in new rules when we can not enforce the ones that we have presently.

Carol Davis, resident of Midpines, expressed concern with the rural home industry uses. She stated she feels it is unfair for neighbors living in a rural area to have delivery vehicles and increased traffic on their privately maintained roads to support an industry that should be in an industrial area.

Bob Ragghianti stated he agrees with need for enforcement – he stated he feels we should implement the laws that we have. He expressed concern with the way the Specific Plan for Catheys Valley was handled, and he stated he feels we should move forward with the General Plan update. He expressed concern with the County covering the environmental impact report expenses.

Joe Simon read his letter into the record relative to the planning process for the Specific Plan for Catheys Valley.

Bart Brown stated there is a lot of information available, including the ADE Report, that contain some things to be considered in the planning processes. He stated he feels the information being provided by Jones and Stokes relative to their review of the General Plan should also help in the planning process. He stated he feels the issue of zoning to preserve the Airport and the community needs to be addressed.

Barry Brouillette stated he has reviewed the documents referred to by Bart Brown; however, he feels that some of the things are not applicable now. He commented on the Open Window Period application process, and he stated he feels it is important to recognize the work done by the town planning advisory committees. He commented on zoning for businesses and the need to be environmentally sensitive. He stated he agrees with looking at planning for Hornitos and with moving forward with the General Plan update. But he noted that this will take a significant amount of time.

Candy O'Donel-Browne, President of the Economic Development Corporation, stated she is interested in economic development, and they were delighted with they saw in this planning process. As a citizen, she stated she felt some tension about things not getting done. She stated she feels this is a way to get things accomplished and that we should review existing staffing and time availability. She stated she agrees with looking at the General Plan along with these goals.

Steve Fortner, Catheys Valley, referred to his memorandum to the Board. He stated he feels there has been little effort in the last two years to draw businesses into town planning areas, and now everything is conditional. He stated he feels the permit process makes sense to business owners. He stated he feels Title 17 and the existing zone code is full of “catch 22’s.” He stated he feels the cost to develop within a town planning area needs to be attractive to deter development outside of the town planning areas. He noted that the rural home industry is already out there – he stated he feels we need standards that we do not have now. He agreed with considering Hornitos and the West side of the County with the new UC Merced. He stated the General Plan does not mention the UC Merced and he feels it is out of date. In regard to Task No. 1, he stated he agrees with identifying the core areas, but he feels it needs to be voluntary on the part of the property owners. He stated he feels that what the Catheys Valley Town Planning Advisory Committee did is not a Specific Plan and the document does not meet the code requirements or CEQA. He advised that he prepared a Specific Plan. He feels the County should cost-share with property owners that come forward and jointly go through the environmental review for projects. He stated he feels the Open Window Period application process should be opened for people within town planning areas to bring in site specific proposals. He also stated he feels the town planning advisory committees should listen to the property owners.

Cathie Pierce-Ragghianti, resident of Catheys Valley, noted these planning processes have been ongoing for years. She stated she does not understand why everyone is concerned about building up Bootjack and Catheys Valley and Hornitos with the

university campus. She noted that the businesses in Mariposa complain that they are starving if there are no tourists. She feels that if this build-up is so great, that it should occur in Mariposa as the infrastructure is there, and the rest of the County could be left alone. She advised that the ranches are being broke down because of the pressure of growth. She feels that if someone wants to make a lot of money, they should go elsewhere. She stated she feels that Merced does not care about whether our County grows. She feels people should have to pay for their own development. She noted the town planning advisory committees work hard – she attended the Catheys Valley Town Planning Advisory Committee meetings, and now she feels the Board does not listen and understand what the Committee wants. She stated there is more than just Yosemite that is beautiful in this County, and families here have made sacrifices to keep their land.

Discussion was held by the Board relative to the recommendations and the input that was provided. Supervisor Parker suggested that the matter be continued to consider the input that was provided.

Gloria Palmer, resident of Catheys Valley, asked if consideration has been given to property that is in the Williamson Act.

Further discussion was held. Supervisor Parker suggested that the matter be tentatively continued to March 14th. Supervisor Pickard requested more details from staff on how they would accomplish Task No. 1; how to put the Catheys Valley Specific Plan back on the table; and how this fits in the overall work program for the Planning Department for the year. Sarah Williams advised they will also review the report on the General Plan and bring recommendations back to the Board. She advised that if citizens let her know, the Department will advise them when the matter is being brought back to the Board.

12:24 p.m. Lunch and CLOSED SESSION Regarding Filling Position of Director of Public Works Department (Continued from 1/11/00) (County Counsel); and CLOSED SESSION Regarding Salaries for Appointed Officials (County Counsel)
BOARD ACTION: (M)Balmain, (S)Pickard, closed sessions were held following a short recess/Ayes: Unanimous.

1:42 p.m. Recess, with closed sessions continued to later this date.

2:07 p.m. Doug Balmain, District II Supervisor;
Discussion Regarding the Sierra Conservation Framework

BOARD ACTION: The following persons were present and provided input and responded to questions: Ben DelVillar/Stanislaus National Forest Supervisor, Wain Johnson/Farm Advisor, Bruce Blodgett/a Director of the California Farm Bureau Federation, John Maschi/Stanislaus National Forest, Tom Efird/Sierra National Forest District Ranger, and Alan Quan/Eco-Management for the Sierra National Forest.

John Maschi gave a power point presentation relative to managing roads and roadless areas in the forest and the process and timeframes for the Sierra Conservation Framework. Discussion was held relative to Rule 219 and implementation.

Input from the public was provided by the following:

Bill Tucker, representing the American Indian Council, asked about water rights and material gathering and ceremonial areas that are sacred to their culture, and whether these issues are being considered. He expressed concern with the roadside spraying and the possibility of the chemicals getting into the watershed. Ben DelVillar advised that they have involved the tribal members and considered these concerns. Tom Efird provided input relative to their planning levels.

Wain Johnson introduced Bruce Blodgett, and he advised that Diane Crisp, Mariposa Farm Bureau, was present to provide input relative to the grazing issues.

Bruce Blodgett commented on sustainability of the forests and the need to retain base industry and timber harvest. He commented on the USFS processing for this

project, and he stated he feels it will be difficult to review and implement the proposed document. He feels the planning regulations are important and is concerned with the timeframes for implementation. He advised that he recognizes the difficulty in managing the forest for multiple uses. He asked whether there would be impacts to the water rights with the watershed issue. He noted that comments are due February 4th. He asked about the definition of roadless area, and he referred to the Congressional Subcommittee hearing scheduled on Saturday relative to forest issues. He stated he feels this is Forest Service reform, and he feels the County needs to work with its citizens and comment on these proposals. He stated he feels these changes will result in the loss of ranchers and the timber industry.

Diane Crisp stated she is a public land user and a cattle grazer on public land and she is a concerned citizen. She expressed concern with the roadless area and the Sierra Conservation Framework and impacts on grazing. She stated she supports the “no change” alternative. She stated this proposal may not be site specific enough with rules being put on the whole forest. She asked about the preservation of historical practices that are valuable to California’s history. She expressed concern with getting notification out to the public on these issues. She noted that she was told by a person in the Forest Service that cattle grazing has about five years left before it will be banned on Forest Service land and that concerns her. She stated she feels that the roadless area issues and the Framework crosses over and asked how the Framework will be implemented if the roadless areas are upheld. She stated she feels there are management difficulties now in remote areas and asked how the Forest Service will get to the roadless areas to monitor them. She requested scientific documentation that grazing is hazardous to the land. In regard to the fires and fuels issues, she noted the wildland fires do not stop at Forest Service boundaries – she feels the cattle grazing can be used to manage the area as an alternative.

Paul Ritz stated he is an advisor to Madera County on these types of issues in planning – they have taken the approach that the reduction of fuels increases water production. He advised that they want to see continued access. He stated Madera County passed a resolution requesting that the Forest Service work with Planning to coordinate implementation of the regulations at a local level. They also authorized their County Counsel to look at possibly issuing a restraining order, and they hope that Mariposa and Fresno and other counties will join with them in this effort. They are concerned with the alternatives and do not feel that the limitation of harvesting two million board feet of lumber deals with the fuel reduction issue. He noted he has charts and regulations directing the Forest Service to coordinate with local governments.

Lyle Turpin stated he is a public land lessee, and he asked about the definition of roadless area. He also asked about the ability to be able to build roads to harvest timber after a fire.

Wain Johnson asked for clarification relative to alternative No. 6 and what will be allowed. In regard to the draft Environmental Impact Statement and the definition of recent science and best scientific information, he asked who will make those determinations. He also asked about noxious weed control and the philosophy the Forest Service plans to use. Ben DelVillar stated he feels they will need to take aggressive measures to avoid the “out of control” situations that have occurred in other states.

Tom Efird advised of the public notification process, workshops, and internet information that is available. He encouraged the public to be involved.

Discussion was held, and Supervisor Balmain thanked everyone for their participation.

3:27 p.m. Board reconvened in continued closed sessions with Jim Petropulos, Assistant Public Works Director, to be present for a portion of the session.

5:07 p.m. Board reconvened in open session with direction given to staff as a result of closed session, and the following action was taken. (M)Pickard, (S)Stewart, Res. 00-44

adopted increasing salaries for the following appointed officials, effective retroactive to January 1, 2000: Fire Chief - \$52,000, Librarian - \$47,000, and Interim Planning Director to the current Planning Director salary - \$64,000/Ayes: Unanimous.

Board Information and Announcements – none.

INFORMATION – No action was necessary on the following:
KingsView has Provided Formal Notification that they will be Vacating the County Facility Located at 5085 Bullion Street in 30-45 Days from their Letter Dated December 29, 1999 (County Counsel)

CONSENT AGENDA

- CA-1 Approve Budget Action Increasing Appropriations for Fixed Assets and Revenue and Authorizing the Family Support Division to Purchase Three Computer Workstations and Two Printers from the State of California Multiple Award Schedule (CMAS) in the Amount of \$19,151.91 (4/5ths Vote Required) (District Attorney/Family Support); Res. 00-32
- CA-2 Approve Budget Actions Transferring Appropriations from Permanent Salaries to Extra-Help, Overtime and Standby, in the Amount of \$14,300 for Facility Maintenance and to Extra-Help in the Amount of \$20,548 in Roads (Public Works); Res. 00-33
- CA-3 Resolution Authorizing Chairman to Execute the Master Settlement Agreement and Documents to Instruct the California State Department of Justice to Release the First of Two Installments of California Tobacco Settlement Funds to Mariposa County (County Counsel); Res. 00-34
- CA-4 Appoint Barbara Miranda and Mark Butler to the Midpines Community Advisory Committee (Supervisor Reilly)
- CA-5 Approve Budget Action Increase for Fund 335, Human Services Community Services/Community Action Program Budget, to Reflect Additional Funds Received for Low Income Home Energy Assistance Program, Contract 00B-1220 in the Amount of \$79,879 (4/5ths Vote Required) (Human Services); Res. 00-35
- CA-6 Approve Contract with Self-Help Enterprises to Provide Program Implementation Services for the County 99-STBG-1397 CDBG Program (Human Services); Res. 00-36
- CA-7 Approve Resolution Confirming Appointment by Dennis Patrick, Technical Services Director, Acting as Administrative Contact, of John Bevins and his Successor(s) of Sierratel Internet, as the Technical Contact with the U.S. Domain Registrar for the Following Domains: (a) mariposa.ca.us (b) co.mariposa.ca.us (Data Processing); Res. 00-42, with the deletion of mariposa.ca.us.
- CA-8 Authorize Chairman to Sign Fiscal Year 1999-2000 Subvention Certificate of Compliance and Medi-Cal Agreement with the California Department of

Veterans Affairs, Claim Period July 1999-December 1999 (Community Services); Res. 00-37

CA-9 Resolution Approving a Three-Year Memorandum of Understanding with the Mariposa County Managerial and Confidential Organization Effective November 1, 1999 (Personnel); Res. 00-38

5:10 p.m. Adjournment in memory of Arlis Parker, Jim Baker, and Elizabeth Poor.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS



COMFORMED AGENDA FEBRUARY 1, 2000

<u>Time</u>	<u>Description</u>
9:07 a.m.	Meeting Called to Order Pledge of Allegiance Introductions

Public Presentations: For Non-Timed Agenda Items and for Items Not on the Agenda – none.

Judge McMechan, Superior Court;

Presentation of Certificates of Appreciation to Gail Neal and Bryce Johnson for Serving as Co-Interim Chief Probation Officers During the Recruitment Period for that Position
BOARD ACTION: (M)Stewart, (S)Balmain, Certificates were approved and presented to Gail Neal and Bryce Johnson. Judge McMechan commented on how the efficiency of the justice system depends on the Sheriff's Department, District Attorney's Office, Probation Department and the Court all working together, and he thanked Gail and Bryce for stepping in and accepting the duties of Interim Chief Probation Officer while that position was vacant. The Judge also introduced Pete Judy, the new Chief Probation Officer. Ayes: Unanimous.

Garry Parker, Board Chairman;

Presentation of Certificates of Appreciation to Dennis Patrick, Technical Service Director, and Bob Grycel, Information System Specialist, for their efforts in the Successful Transition of Mariposa County into the Year 2000
BOARD ACTION: (M)Balmain, (S)Stewart, Certificates were approved and presented to Dennis Patrick and Bob Grycel/Ayes: Unanimous.

Mike Edwards, Public Works Director;

Presentation to Gwen Foster, Associate Engineer, in Recognition as being Selected as the 1999 Regional Public Works Employee of the Year, by the County Engineers Association of California; and Certificate of Recognition from the County
BOARD ACTION: (M)Reilly, (S)Stewart, Certificate was approved and presented to Gwen Foster/Ayes: Unanimous. Mike Edwards stated he was proud to see Gwen get this award and introduced Tom Flynn, Deputy Director of Public Works in San Joaquin County and President of the Regional Association. Tom Flynn presented the regional plaque and a letter from the Regional County Engineers' President. Gwen stated she could not have achieved this honor without the hard work of the rest of the crew, and she introduced the following staff members: Bruce Atkinson, Roy Briese, Yen Ng, and Brian Atkinson, all of whom were present. Gwen also noted that there have been other staff members in the Department who have helped with the projects that have since left.

9:20 a.m. Recess

9:28 a.m. Janet Hogan, County Administrative Officer;

Acceptance of Mike Edwards Resignation as Public Works Director Effective February 11, 2000; and Appointment of Public Works Director

BOARD ACTION: (M)Balmain, (S)Stewart, Board accepted Mike Edwards' resignation/Ayes: Reilly, Balmain, Stewart, Noes: Parker, Pickard. (M)Balmain,

(S)Stewart, Board appointed Jim Petropulos as Public Works Director, effective February 11, 2000/Ayes: Unanimous.

Approval of Minutes of 1/11/00 (Continued from 1/25/00) and 1/18/00 Regular Meeting
BOARD ACTION: Minutes were approved, with correction to the minutes of 1/18/00 to clarify Board announcements as requested by Supervisor Pickard.

Approval of Consent Agenda (See End of Minutes)

BOARD ACTION: (M)Reilly, (S)Stewart, all items were approved/Ayes: Unanimous.

Tom Archer, Human Services Director;

Kathy Delaney, Prevention Specialist, Alcohol and Drug Services;

Informational Presentation on Youth Development in Mariposa County

BOARD ACTION: Kathy Delaney gave presentation and asked for thoughts from the Board in ways of supporting youth development in each district. A handout was passed out entitled *Top 10 Ways to Support Youth*.

Supervisor Reilly stated she was interested in the concept of the youth council and utilizing the abilities of youth in areas such as landscaping and improved websites. Supervisor Stewart remarked that he was a strong family supporter and would like to see programs involving parents. He stated he was concerned over the government raising our children and sees the need to work with parents as well, to encourage them to be better role models for our youth.

Kathy addressed the focus of getting everything needed for healthy, positive development and what she is presenting is not just a program, but a framework. Supervisor Pickard commented that he likes the concept of her approach, thinks there is good direction and looks forward to more information.

No action was requested.

Janet Hogan, County Administrative Officer;

Approve Revised Classification Specification for Maintenance Foreman and Authorize Filling One Maintenance Foreman Position, Facilities Maintenance Division, Department of Public Works (Continued from 1/25/00)

BOARD ACTION: Janet Hogan reviewed the revisions in the classification specification.

Lisa Edelheit, Field Representative for Service Employees International Union, expressed areas of concern over the time frame in order to obtain certification and the salary compensation for the position. She feels it would be appropriate to expand the 18 month time-cap to 24 months to obtain the certification and that the salary should be adjusted to be equivalent to the equipment mechanic supervisor.

Discussion was held. Supervisor Stewart suggested that "all" be deleted from the required training.

Mike Edwards, Public Works Director, advised of processes already underway to bring in a trainer to assist employees with the certification process.

Lisa Edelheit commented on the need to create an incentive to keep people in the County jobs, she feels they will leave once trained and certified due to low compensation.

Following further discussion, (M)Balmain, (S)Stewart, Res. 00-48 adopted approving revised classification specification with a change in wording to delete "all" from the required training, and authorizing the position to be filled. Supervisor Pickard requested that the motion be amended to include direction for Public Works administration to focus on following through with training for the employees so they could obtain the necessary certifications – amendment was not agreeable with the second to the motion and was not included. Mike Edwards advised that they have processes underway to work with employees to receive training. Ayes: Unanimous.

Lisa Edelheit reiterated her concern with the compensation for the position.

10:43 a.m. Recess

10:58 a.m. Selection of Chairman and Vice-Chairman for the Mariposa County Water Agency and the Local Transportation Commission (Board Clerk)

BOARD ACTION: (M)Pickard, (S)Balmain, it was agreed to keep the same chairs and vice-chairs as for 1999/Ayes: Unanimous.

Review and Provide Direction Relative to Selection of Board Member Liaison to Policy Areas (Board Clerk)

BOARD ACTION: Supervisor Reilly requested that this matter be continued for further review. Board concurred and matter was continued to February 22, 2000.

Selection of Board Member Representation on Agencies (Board Clerk)

BOARD ACTION: Discussion was held. Supervisor Reilly noted that Supervisor Stewart is the representative to the YARTS JPA and there is no alternate. Board concurred with changing the CSAC Excess Insurance Authority (EIA) Liability Insurance alternate to the County Administrative Officer. (M)Pickard, (S)Reilly, Board concurred with keeping the same representation on agencies, with the changes as discussed/Ayes: Unanimous.

Discussion and Possible Action Relative to the Regional Council of Rural Counties Objections to United State Forest Service Proposed Planning Rule Amending and Modifying 36 Code of Federal Regulations Parts 217 and 219 and Possibly Incorporating this into Mariposa County (Supervisor Pickard)

BOARD ACTION: Supervisor Pickard initiated discussion, and he advised that he requested a change in the RCRC response to include the Sierra Nevada's and that change was not made in this document – he requested that the Board approve these comments with that change.

Wain Johnson, Farm Advisor, suggested that the Board look at the process and that a group or steering committee be established to make decisions on the alternatives versus the Regional Forester, as currently proposed. He asked how the road closures will affect ADA requirements for disadvantaged persons gaining access to the forests.

(M)Balmain, (S)Pickard, Res. 00-49 adopted objecting to the proposed Rule 219. Motion was amended, agreeable with maker and second, to include the Sierra Nevada's as suggested/Ayes: Balmain, Stewart, Parker, Pickard; Noes: Reilly.

Board Information and Announcements

- Supervisor Reilly announced that her granddaughter, Lily Camille Fluharty, was born on January 27, 2000.
- Janet Hogan, County Administrative Officer, advised that she will be out of the office on Thursday and Friday to attend the Strategic Planning session for the Public Policy Center Board through Stanislaus State.

11:45 a.m. Lunch

2:07 p.m. David Whitcomb;

Presentation and Update on “Visioning the Future of Mariposa County”

BOARD ACTION: David Whitcomb introduced Dr. Gene Mallory, the new coordinator pro-tem for the visioning project. Dr. Mallory advised that they have worked with over 300 citizens over the year and one-half, and they met in areas all over the County. He advised that Susan DePree, consultant, assisted the group with the project process; otherwise, everyone involved is a local volunteer citizen. He stated their meetings are open to the public and they welcome involvement.

David Whitcomb advised that Tom Dowlan initiated the project, and he advised of the meetings that were held, and of the group meetings to move the project forward.

Susan Overstreet advised that for phase 1, twelve meetings were held throughout the County – they collected information to see what citizens shared in common and to determine priorities. This information was recorded on a mural in phase 2.

David Whitcomb shared their mission statement to lead us into the future.

Kathy Delaney reviewed phases 3 and 4 and advised that they had a booth at the County Fair and visitors were given an opportunity to add goals to those that were being recorded on the mural. She advised that phase 3 which started in September, 1999, involved a move from the common ground to determining future goals. Eleven meetings were held in different parts of the County. They discussed images of the County for 2020 and developed goals. Phase 4 included over 70 participants and eight task groups were formed for different areas – they are still working to make the shared vision a reality.

David Whitcomb presented the Board with their shared vision statement for Mariposa County for 2020.

Barry Brouillette stated he feels this process has an opportunity for people to begin the process of trust. He reviewed the eight task force groups that were formed and their purpose.

The following task force leaders reviewed their group's area of work:

Alicia Sebastian, a sophomore at the High School, advised her group had the area of education. They are working on several educational issues, including facilities and programs.

Brian Martella, a student at the High School, advised that he has been taking photos and video taping students who are providing community service. This will be shared with other students to encourage their involvement.

Lisa Edelheit advised her group had the area of county/community-wide communication – they are working on communication issues, such as improving communication with the Park Service and Yosemite Concession Services. Their long-range goal is for a radio station in the County.

Lee Stetson advised his group dealt with the area of cultural and historical development. He advised that the new slab is being installed for the Rotary theatre, and he thanked the Board and the community for supporting this project and the performing arts.

Cameron Burley advised that his group had the area of economic development and they were exploring ways for our children to be able to stay or return to live in Mariposa.

Roger Beery advised that his group had the area of recreational development. This group is also reviewing facility development.

Bob Allen advised that his group had the area of peaceful and safe community. One of the areas they are working on is to assist the local Miwoks to attain tribal status in their way.

Barry Brouillette advised that his group had the area of sustainable land use planning, and he reviewed some of the issues they are dealing with.

Dr. Mallory thanked the Board for listening and allowing them to make the presentation on their work. He stated they are trying to look ahead to 2020.

Board members thanked everyone who has participated.

2:59 p.m. Recess

3:20 p.m. Janet Hogan, County Administrative Officer, initiated discussion relative to replacing the name plates in the Board hearing room with something that can be read from the back of the room. Supervisor Balmain advised that he will get cost estimates for slate plates. Janet Hogan to get more information and samples for the Board to further consider.

INFORMATION - No action was necessary on the following:

- A) Notification of the Appointment of the Following Persons to the YARTS JPA Technical Advisory Committee: Jan Mennig – Representing the Chamber of Commerce, Barry Brouillette – Representing the Business Interest, John Brady – Representing the Citizens (Supervisor Stewart)
- B) Information Hearing Schedule (Clerk of the Board)

CONSENT AGENDA

- CA-1 Approve Budget Action Transferring Appropriations from Probation, Chief Probation Officer Salaries to Probation Services, Private Vehicle Use for Moving Expenses in the Amount of \$3,000 (Probation); Res. 00-45
- CA-2 Approve Budget Action Transferring Appropriations Within the Solid Waste Enterprise Budget for the Purchase of Four Transfer Station Gatehouses and Portable Restrooms from Total Waste Systems, Inc. in the Amount of \$3,500 Plus Tax and Establish Petty Cash Funds for those Facilities in the Amount of \$500 (Public Works); Res. 00-46
- CA-3 Resolution Authorizing Chairman to Sign Personal Services Agreement with Carolyn Rose, MD, to Provide Physician Services to the Health Department on an “As Needed” Basis (Health); Res. 00-47
- CA-4 Appoint Lucy Anne Otto to the Midpines Community Advisory Committee (Supervisor Reilly)
- CA-5 Accept Resignation of Joan Conlan from the Midpines Community Advisory Committee (Supervisor Reilly)
- CA-6 Reappoint Loretta Milne to the Sequoia Area VIII Board (Mariposa Coordinating Council for the Developmentally Disabled) (Human Services)

3:25 p.m. Adjournment in memory of Keith J. Davis and Virginia Best Adams.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS



CONFORMED AGENDA FEBRUARY 8, 2000

Time Description

9:08 a.m. Meeting Called to Order
Pledge of Allegiance
Introductions

Public Presentations: For Non-Timed Agenda Items and for Items Not on the Agenda - none.

Resolution and Tile Plaque Recognizing Betty Mankins Upon her Retirement from the Mariposa County Superior Court

BOARD ACTION: (M)Stewart, (S)Pickard, Res. 00-50 adopted and presented to Betty Mankins, along with the tile plaque/Ayes: Unanimous. Judge LaRoche, Superior Court, commented on his appreciation for Betty and her ability to go through all the transitions of the court.

Resolution and Tile Plaque Recognizing Mike Edwards for his Services as Mariposa County Public Works Director

BOARD ACTION: (M)Balmain, (S)Reilly, Res. 00-51 adopted and presented to Mike Edwards, along with the tile plaque/Ayes: Unanimous. Bill Delaney, Chief, Division of Project Management, read a letter from David Mihalic, Yosemite National Park Service Superintendent, in appreciation of Mike's dedicated service and his leadership with the co-compost facility, YARTS project, and other projects. Also presented to Mike, was a framed picture of Yosemite Valley. Board members also expressed appreciation for his integrity and hard work on behalf of the County.

Chairman Parker introduced Jim Petropulos, Assistant Public Works Director, who was appointed to fill Mike's position as Director of Public Works; Kent Woolsey, Road Superintendent; and Pete Judy, Chief Probation Officer.

9:35 a.m. Recess

10:02 a.m. Approval of Minutes of 1/25/00 Regular Meeting

BOARD ACTION: Minutes were approved with a correction to clarify a statement made under the Industrial/Commercial Program 2000 item.

Approval of Consent Agenda (See End of Minutes)

BOARD ACTION: (M)Balmain, (S)Stewart, all items were approved/Ayes: Unanimous. Supervisor Balmain addressed item 6, stating his feelings of our Government becoming more intrusive on our private lives referring to the 2000 Census Form.

Mike Edwards, Public Works Director;

A) Resolution Adopting Plans and Specifications for the Family Support Remodel of the Evans Building, Public Works Project PW 99-19; Authorizing Public Works to

Advertise Bids, Set Bid Opening for March 8th at 2:00 p.m.; and Authorize the Public Works Director to Execute an Agreement with the Lowest Responsible Bidder
BOARD ACTION: Discussion was held with Jim Petropulos, Assistant Public Works Director, and Marita Green, Family Support Division Manager. (M)Pickard, (S)Stewart, Res. 00-52 adopted /Ayes: Unanimous.

Off Agenda Item – Mike Edwards advised of an off agenda item relative to a modification of the agreement with Yosemite National Park for the co-compost project. (M)Pickard, (S)Balmain, Board waived rules to consider this matter finding it was not known about at the time the agenda was prepared and it is a timeliness issue/Ayes: Unanimous. Discussion was held. (M)Balmain, (S)Pickard, Res. 00-56 adopted approving modification to agreement with Yosemite National Park for funding of mixed solid waste composting project for \$100,000, for an agreement total of \$150,000/Ayes: Balmain, Stewart, Parker, Pickard; Abstained: Reilly.

C) Resolution Approving and Authorization for the Chairman to Execute a Solid Waste Franchise Agreement with Mariposa County Total Waste Systems, Inc.
BOARD ACTION: Following discussion, (M)Pickard, (S)Balmain, Res. 00-57 adopted, with change to set the franchise fee at zero/Ayes: Unanimous.

D) Resolution and Authorization for the Public Works Director to Modify the Wawona County Service Area 2-W Solid Waste Handling Agreement's Section 6 – Franchise Fee to be Consistent with County of Mariposa Franchise Agreement
BOARD ACTION: (M)Pickard, (S)Balmain, Res. 00-58 adopted with the change to set the franchise fee at zero/Ayes: Unanimous.

10:45 a.m. Recess

10:58 a.m. Mike Edwards acknowledged that Stu Katte, Total Waste Systems, was present and announced that he will be retiring, and he wished him the best and thanked him for his help. He introduced Rick Powell who will replacing Mr. Katte. He also advised that Fred Youngren, Total Waste Systems, was present.

E) Resolution Approving and Authorization for the Public Works Director to Execute an Agreement with Hilton, Farnkopf and Hobson, LLC for an Independent Assessment of Solid Waste Collection Rates and Appropriate the Funds to Cover the Cost (\$35,750) from the General Fund Contingency (4/5th Vote Required)
BOARD ACTION: Discussion was held relative to the request and funding for the study. (M)Balmain, (S)Stewart, Res. 00-59 adopted/Ayes: Unanimous.

B) Workshop and Possible Action Regarding Mariposa County's Management of Municipal Solid Waste Issues

BOARD ACTION: Mike Edwards introduced Harter Bruch, retired Stanislaus County Planning Director, a Civil Engineer, and a member of the Mariposa County Water Agency Advisory Board and Area Agency on Aging PSA-12 Advisory Board. He advised that he will bring an action to the Board in the future recommending that Harter serve on a contract basis as the local project manager for the co-compost project. He advised that Belinda Green, California Rural Water Association, will be providing assistance with public education efforts for recycling and the co-compost, etc., and this is funded by the EPA.

George Eowan, Integrated Recycling, discussed compliance with AB 939, waste reduction, and gave a presentation on the waste management strategy for 2000 and beyond.

John McGinnis, Integrated Recycling, discussed the results of the waste characterization study.

Supervisor Balmain was excused at 12:03 p.m. for the rest of the morning session to attend the Mental Health Advisory Board meeting.

Discussion was held relative to solid waste issues, and Mike Edwards advised that a status report on the co-compost project will be brought back in the near future.

Mike Edwards advised of a proposal received from Pacific Waste Services for operation of the landfill. Jim Wyse and Dave Brischke provided input on their proposal. Mike advised that more recently Total Waste Systems has also expressed an interest in continuing to operate the landfill. Rick Powell, Total Waste Systems, stated they were not aware that Public Works was soliciting proposals for operation of the landfill until recently, and he advised that they are interested in continuing to operate the facility.

12:42 p.m. Lunch

2:10 p.m. Sarah Williams, Interim Planning Director;
PUBLIC HEARING to Consider General Plan/Zoning Amendment No. 99-3 and the Filing of a Notice of Exemption on the Project, Business District Overlay, Greeley Hill Town Planning Area; County of Mariposa, Applicant

BOARD ACTION: Sarah Williams presented the staff report and a letter that was received. Staff responded to questions from the Board relative to the lighting standards; the creation of a zone for this amendment versus rezoning a parcel; as to whether mini-storage uses are allowed as rural residential industry; and as to whether another use could be added to this amendment for storage tanks.

Public portion of the hearing was opened and input was provided by the following:

Gary Penrod stated he has a mini-storage facility in Greeley Hill and he asked about the status of the asphalt requirement versus gravel. He noted that the average stay for his facility is seven and one-half years; there is very little traffic; there is no water or sewer impacts; and it is an environmentally safe business. He responded to questions from the Board relative to his hours of operation; the issue of his driveway width; lighting; and his plans for expansion, and he asked if a lot-line adjustment would impact his ability to add units.

Staff responded to questions from the Board relative to the proposed hours of operation and relative to lighting issues.

Public portion of the hearing was closed and the Board commenced with deliberations. Staff responded to additional questions from the Board relative to the access issues that were just raised relative to the width of the driveway and whether the existing use could be expanded. Gary Penrod responded to a question from the Board as to whether his site is fenced. (M)Balmain, (S)Pickard, Res. 00-60 adopted approving General Plan/Zoning Amendment No. 99-3, with the recommended findings; first reading was waived and an ordinance introduced amending the Mariposa County Code and Mariposa County Zoning Map; direction was given to staff to file a notice of exemption on the project; and direction was given for the allowed hours of operation to be from 6:00 a.m. to 10:00 p.m./Ayes: Unanimous. Hearing was closed.

2:48 p.m. Recess

2:54 p.m. Resolution Authorizing the Chairman to Sign the Addendum to Legal Services Agreement with Gary L. Collings and David A Smothers for Indigent Defense Services and Approving Budget Action Increasing the Indigent Defense Budget (\$6,000) (4/5th Vote Required) (County Counsel)

BOARD ACTION: Discussion was held with Jeff Green, County Counsel, and he advised that detailed information will be kept for review for consideration of renewing the contract in the future. (M)Balmain, (S)Reilly, Res. 00-61 adopted/Ayes: Reilly,

Balmain, Stewart, Parker; Noes: Pickard. Jeff Green noted that these types of programs (in this case a revision to the contract as a result of the implementation of the Drug Court) and grant programs have impacts on the costs to the General Fund. Janet Hogan, County Administrative Officer, noted that the Drug Court may not result in a lower jail population and incarceration costs.

Approve Letter to the National Park Service Requesting an Extension of the Comment Period for the Merced River Management Plan (Supervisor Pickard)

BOARD ACTION: (M)Pickard, (S)Reilly, Board approved sending the letter/Ayes: Unanimous. Supervisor Stewart initiated discussion relative to dealing with Park Service and Forest Service issues and the lack of staff support to review the documents and assist with responding.

Board Information and Announcements

- Supervisor Balmain advised that he plans to attend the 51st Logging Conference later this week.
- Supervisor Reilly asked about plans for attendance at the Merced River Management Plan workshops. Supervisor Pickard advised that he plans to attend the workshop scheduled for Fish Camp.
- Supervisor Parker advised that he plans to attend the Emergency Medical Services meeting on Wednesday, and he will be out of the County the next week.
- Janet Hogan, County Administrative Officer, advised that she attended the Strategic Planning session for the Public Policy Center Board through Stanislaus State on Thursday and Friday and it was a great meeting. The Ironstone Winery Conference Center is an excellent facility.

CONSENT AGENDA

- CA-1 Approve Budget Action to Transfer Funds from Fixed Asset Account and Recorder's Modernization Trust to Maintenance of Equipment Account in the Total Amount of \$1,169 (4/5ths Vote Required) (Assessor/Recorder); Res. 00-53
- CA-2 Approve Budget Action Transferring Appropriations from Within the Sheriff's Budget, to Allow for Continued Investigation in the Sund-Pellosso Case, in the Amount of \$10,000 (Sheriff); Res. 00-54
- CA-3 Appoint Edward Mee to the Wawona Town Planning Advisory Committee (Supervisor Pickard)
- CA-4 Reappoint Joyce Koller, Lawrence Williams, William Krause, Maryjane Ehrman, Pat May, Frank M. Yost, Jr. and Tony Christianson to the Wawona Town Planning Advisory Committee (Supervisor Pickard)
- CA-5 Reappoint Jeff Cerioni, Howard Davies and Karen Bergh to the Fish Camp Community Planning Advisory Council (Supervisor Pickard)
- CA-6 Approve and Authorize the Chairman to Sign an Agreement with the State of California for the Census 2000 Complete County Campaign and Approve a Budget Action Increasing Estimated Revenue and Appropriations by \$3,000 (4/5ths Vote Required) (Administration); Res. 00-55

3:11 p.m. Adjournment in memory of Pauline Hand and James Kates.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS



CONFORMED AGENDA FEBRUARY 15, 2000

Time Description

9:09 a.m. Meeting Called to Order with Supervisor Parker excused.
Pledge of Allegiance
Introductions

Public Presentations: For Non-Timed Agenda Items and for Items Not on the Agenda
- Pelk Richards, Sheriff, advised of an early morning plane crash over Penon Blanco resulting in two fatalities, one male and one female.

On Monday, February 14th, Sheriff's Department volunteers were asked to go to Fresno to provide crowd control and parking assistance for the opening of the Ronald McDonald House and a downpour occurred at the time of a scheduled group photo.

Sheriff Richards passed around to the Board old photographs relative to the history of the Sheriff's Department, staff and facilities, in connection with the Commemoration of the 150th Anniversary of Mariposa County.

Leroy Radanovich and Scott Pinkerton;

Presentation in Commemoration of the 150th Anniversary of the Establishment of Mariposa County on February 18, 1850 and Resolution from the California State Association of Counties

BOARD ACTION: Vice-Chair Balmain noted that the resolution from the California State Association of Counties (CSAC) was hanging on the wall in the back of the Chambers, and the flag was being flown recognizing Mariposa County as one of the original counties when the State was formed.

Leroy Radanovich gave the first part of the presentation regarding the history of the formation of the counties.

Scott Pinkerton gave the final part of the presentation regarding the subsequent history of Mariposa County and its officials.

Approval of Minutes of 02/01/00 Regular Meeting

BOARD ACTION: Minutes were continued to 2/22/00.

9:55 a.m. Recess

10:13 a.m. Approval of Consent Agenda (See End of Minutes)

BOARD ACTION: Supervisor Balmain pulled item 8 for discussion with the Community Services Director. Supervisor Stewart pulled item 6 for discussion. (M)Pickard, (S)Reilly, remainder of items were approved/Ayes: Reilly, Balmain, Stewart, Pickard, Excused: Parker. Discussion was held relative to item 6. Discussion was held with Mary Williams, Community Services Director, relative to item 8, and she advised of changes to the documents. (M)Stewart, (S)Pickard, item 6 was approved and item 8 was approved with corrections made to the agreement to show the new address for Area 12 Agency on Aging, on page 3; to change the reimbursement amount from \$2 to \$2.58 for each contracted eligible meal served, on Attachment A under *Scope of Services*; and to change on Attachment A under Section B, *Menu Planning*, to 30 days instead of 15 for meals to be approved by the Nutritionist prior to meal delivery or service/Ayes: Reilly, Balmain, Stewart, Pickard, Excused: Parker.

Jim Petropulos, Public Works Director;

A) Resolution Approving and Authorization for the Public Works Director to Apply for a Tire Recycling Grant from the California Integrated Waste Management Board

BOARD ACTION: Following discussion, (M)Stewart, (S)Pickard, Res. 00-71 adopted/Ayes: Reilly, Balmain, Stewart, Pickard, Excused: Parker.

B) Resolution Supporting Amador County's Views on the Air Quality Issue in Mountain Counties to Include Mariposa County

BOARD ACTION: Discussion was held with Jim Petropulos, Public Works Director, and Gwen Foster, Associate Engineer. Gwen advised that she attended a seminar on this issue and stated projects would be affected if Mariposa County is determined to have non-attainment status due to transported ozone. She suggested Mariposa County send a letter to Congressman Radanovich similar to the letter Amador County sent to Congressman Doolittle. Supervisor Pickard requested that a letter also be sent to Senators Boxer and Feinstein relative to the County's concerns. Supervisor Reilly requested that the letters reflect that Mariposa County does want to keep its air clean, clean air is a great asset to the County, that what would be imposed on us would not make a difference and would add costs to the County, and that we are interested in regulations that affect us. She stated she feels that this is an issue that needs a lot of examination and we should do more than just write letters. Janet Hogan, County Administrative Officer, suggested the efforts be combined on this matter with PWD/Transportation and Health/Air Quality, and that the matter be brought back to the Board for further consideration. It was noted that the Mountain Counties Air Basin meets the third Thursday in March and the Board may want to provide further direction prior to that meeting. (M)Stewart (S)Reilly, Board approved sending letters as suggested to our elected officials expressing the County's concern with this matter. Supervisor Balmain advised he would like information brought back to the Board regarding the location of the air quality monitor and would like to see it in a place that gives an accurate reading. He suggested that the letter emphasize that Mariposa County is downstream from the air pollution source. Ayes: Reilly, Balmain, Stewart, Pickard, Excused: Parker.

Board Information and Announcements

- Supervisor Pickard advised that he plans to attend a retreat in Amador County on Wednesday and Thursday for the Regional Council of Rural Counties (RCRC). He also advised he was in Sacramento last week and of the possibility of including Mariposa County in AB1303, which would provide more gasoline tax dollars to local counties and cities. He will keep the Board informed on this issue.
- Supervisor Stewart announced that the YARTS JPA Board is working hard on providing bus service to the 132 Corridor and that the buses are scheduled to start on May 19th with service coming out of Buck Meadows and Coulterville. He also advised of the opening of the Ronald McDonald House in Fresno on Monday, February 14th. He advised that he and the County Administrative Officer will be going to Sacramento for a meeting relative to court facility issues this week.
- Supervisor Balmain advised that he attended the Sierra Cascade Logging Conference held in Reno on Thursday, Friday and Saturday.
- Janet Hogan, County Administrative Officer, advised that she and Sarah Williams, Interim Planning Director, met with representatives of the Census Bureau and Department of Finance yesterday and that there is a map in the Conference Room reflecting projected areas of undercount. Assistance centers will be set up at the Catheys Valley Fire Station, Hornitos Fire Station, and it was suggested to have a center at the Senior Center as well. They discussed the issues raised by Supervisor Balmain relative to the supplementary census form questions, and they were advised that these questions were adopted by Congress. Supervisor Balmain asked

that County Counsel assist with drafting a letter to Congress for the Board to consider on February 22, 2000. Supervisor Stewart asked that the questionnaire form be routed to the board members for review

CONSENT AGENDA

- CA-1 Authorize Chairman to Sign the Fiscal Year 1999/2000 Renegotiated Exhibit "C" of the Mental Health Services Contract with KingsView Corporation to Provide Mental Health Services in Mariposa County (Human Services); Res. 00-62
- CA-2 Authorize Chairman to Sign the Fiscal Year 1999/2000 (Year Two) Multi-Year Negotiated Net Amount Agreement with the State of California Alcohol and Drug Programs for Provision of Services in Mariposa County (Human Services); Res. 00-63
- CA-3 Approve Budget Action Increasing Revenue and Appropriations for Community Services Block Grant Contract 00F-2104 in the Amount of \$160,000 (4/5ths Vote Required) (Human Services); Res. 00-64
- CA-4 Approve Budget Action Transferring Appropriations from Communication, Office Expense and Programming to a New Fixed Asset Account for the Purchase of a Storage Shed from Tuff Shed in the Amount of \$2,886 (Data Processing); Res. 00-65
- CA-5 Approve Resolution Declaring All Playground Equipment as Surplus in Compliance with SB2733 (Public Works/Parks & Rec.); Res. 00-66
- CA-6 Approve Resolution Appropriating Unanticipated Revenue for Public Works Fleet from Previous Year's Tax Return from Diesel Fuel and for Insurance Settlement for Damage to Fleet Building Caused by an Employee Vehicle (\$8,323 Total) (Public Works); Res. 00-69
- CA-7 **LOCAL TRANSPORTATION COMMISSION**
Approve Resolution Allocating Transportation Development Act Funds for the 1990-00 Fiscal Year (Public Works); LTC Res. 00-2
- CA-8 Authorize the Chairman to Sign Request for Proposal, Contract Agreement with Budget 9/19/99 and Revised Budget 01/31/00 for the Restaurant Meal Program Fiscal Year 1999/2000 with Area 12 Agency on Aging (Community Services); Res. 00-70, with changes to the agreement
- CA-9 Approve Budget Action Transferring Appropriations from Board of Supervisors Permanent Salaries to Extra-Help in the Amount of \$2,500 (Administration); Res. 00-67
- CA-10 Approve and Authorize the Chairman to Sign an Agreement with Morrison Printing Company to Print the Mariposa County Vacation Planner (\$24,924.65) (Visitors' Bureau); Res. 00-68

10:55 a.m. Adjournment in memory of Ernest W. Matschke.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA FEBRUARY 22, 2000



Time Description

9:00 a.m. Meeting Called to Order with Supervisor Reilly excused due to illness.

Pledge of Allegiance
Introductions

Public Presentations: For Non-Timed Agenda Items and for Items Not on the Agenda

- Supervisor Stewart advised that he attended the ceremony for the Ronald McDonald House, and he presented each Board member with a pin commemorating the event.
- Supervisor Pickard advised of an off-agenda item relative to requesting an amendment to AB 1303 (allocation of gasoline tax) to include the three counties with no incorporated cities. Matter was continued for the following hearing to be opened.

9:15 a.m. Public Hearing to consider the qualifications of James J. Petropulos for appointment to the position of Road Commissioner was opened and continued to after the following items.

(M)Balmain, (S)Stewart, Board waived rules requiring 72 hours agenda noticing to consider an amendment to AB 1303, finding the matter was not known about at the time the agenda was prepared and it is a matter of timeliness/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly. Discussion was held. (M)Balmain, (S)Stewart, Board approved letters being sent from the Chairman requesting that AB 1303 be amended to include the three counties with no incorporated cities/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

Approval of Minutes of 2/1/00 Regular Meeting (Continued from 2/15/00)

BOARD ACTION: Approved.

Approval of Consent Agenda (See End of Minutes)

BOARD ACTION: Supervisor Pickard pulled item 3. Supervisor Balmain pulled item 1 for discussion with the Human Services Director. (M)Pickard, (S)Balmain, balance of items were approved/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly. Discussion was held with Tom Archer, Human Services Director, relative to item 1. (M)Balmain, (S)Pickard, item 1 was approved with correction to change Madera to Mariposa/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly. Item 3 was held for discussion with the Public Works Director later this date.

9:24 a.m. Jeff Green, County Counsel;

PUBLIC HEARING to Consider the Qualifications of James J. Petropulos for Appointment to the Position of Road Commissioner for All Road Districts in the County of Mariposa

BOARD ACTION: Jeff Green presented the staff report and he advised that Jim Petropulos meets the registered civil engineer requirement for appointment. Public portion of the hearing was opened. There was no public input. Public portion of the hearing was closed and the Board commenced with deliberations. (M)Balmain,

(S)Pickard, Res. 00-75 adopted appointing James J. Petropulos to the position of Road Commissioner for all road districts in the County of Mariposa/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly. Hearing was closed.

Tom Archer, Human Services Director;
Authorize Chairman to Sign Contract with the Center for Public Policy Studies, California State University, Stanislaus, for Monitoring Progress Study for Assessment of Welfare-To-Work Participants in a Five County Region

BOARD ACTION: Following discussion, (M)Pickard, (S)Balmain, Res. 00-76 adopted/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

Christine Johnson, District Attorney;
Resolution Adopting the Insufficient Funds Check Collection and Diversion Program and Authorizing the District Attorney and Chairman to Execute an Agreement Between the District Attorney and the District Attorney Technical Services, Ltd.

BOARD ACTION: Christine Johnson introduced Henry Craghead, District Attorney Technical Services, and discussion was held relative to the program. Pelk Richards, Sheriff, provided input relative to the current process and this program. (M)Pickard, (S)Stewart, Res. 00-77 adopted/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

Pelk Richards, Sheriff, advised that he had an opportunity on Friday to travel to Los Angeles and have lunch with the Governor. He was able to visit with him relative to the Sund/Pelosso homicide case and expenses to the counties for these type of cases.

Robert C. Stewart, District III Supervisor;
Discussion and Possible Action Relative to a Yosemite Area Regional Transportation Strategy (YARTS) Bus Stop in Coulterville

BOARD ACTION: Supervisor Stewart advised of efforts to establish a bus stop in Coulterville.

Frank Shannon reviewed his proposal for placing a bus stop in the town of Coulterville, and his request for approximately \$8,000 to help fund this project. He advised that MCAG will be able to fund this project in their next budget; however, funding is not available in their current budget.

Discussion was held relative to the proposal and keeping with the historical character of the District. (M)Balmain, (S)Stewart, Board approved supporting the Highway 132 proposal for a bus stop as submitted by Mr. Shannon and Supervisor Stewart, with details of the design review and signage to be worked out as the program proceeds. Further discussion was held relative to the project and request for funding. Sarah Williams, Interim Planning Director, provided input relative to the proposed stop being a permitted use on the subject parcel. Supervisor Balmain clarified that his motion does not identify funding, it only shows that the Board supports this process. Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

10:29 a.m. Recess

10:41 a.m. Jim Petropulos, Public Works Director;

A) Resolution Authorizing the Public Works Director to Approve or Deny Final Maps on Behalf of the Board of Supervisors

BOARD ACTION: Following discussion, (M)Pickard, (S)Stewart, Res. 00-78 adopted/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

B) Resolution Approving an Additional Thirty-Eight Foot Wide Easement Along the Southerly Edge of Tenth Street Between Jones and Bullion Streets Increasing Total Easement Width to Eighty-Eight Feet

BOARD ACTION: Following discussion, (M)Pickard, (S)Stewart, Res. 00-79 adopted/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

C) Approve Budget Action Increasing Appropriations for the Environmental Enhancement Mitigation Program Funds for Tree Planting in the Town of Mariposa in the Amount of \$53,700 (4/5ths Vote Required)

BOARD ACTION: Discussion was held with Jim Petropulos and Gwen Foster, PWD/Engineer. (M)Pickard, (S)Stewart, Res. 00-80 adopted/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

D) Resolution Awarding the Contract for Mariposa Town Sidewalks on County Roads (PW 92-38), Authorize Public Works Director to Execute Contract, Committing Use of \$119,200 for Paving Portions of 8th, Jones, 9th and Bullion Streets, Authorize \$95,202 of Proposition 116 Funds Previously Proposed for the Greeley Hill Sidewalk Project for the Mariposa Town Sidewalks Project and Committing to Construction of the Greeley Hill Sidewalks in the 00-01 Fiscal Year (4/5ths Vote Required)

BOARD ACTION: Discussion was held relative to the request and funding options for the shortfall. (M)Pickard, (S)Stewart, Res. 00-81 adopted awarding and authorizing Public Works Director to sign contract for the sidewalk project, with direction for the \$212,402 shortfall (for the Mariposa and Greeley Hill projects) to come from the funding set aside for the road maintenance zone of benefit/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

10:59 a.m. Regional Council of Rural Counties (RCRC) Local Government Finance Joint Powers Authority Discussion

BOARD ACTION: Marcia Basque, RCRC Executive Director, reviewed the history of RCRC and the programs they are operating. She advised that one home loan was processed for Mariposa County under the Housing Authority Program, and they hope to increase participation in this program. Supervisor Pickard noted there are financial resources available to the County through the Local Government Finance Joint Powers Authority for future projects that the County may wish to pursue. No action was necessary.

Consent Agenda item 3 – Discussion was held with Jim Petropulos, Public Works Director. (M)Stewart, (S)Balmain, item 3 was approved/Ayes: Balmain, Stewart, Parker; Noes: Pickard; Excused: Reilly.

Discussion and Possible Direction Regarding Comments on the Merced River Management Plan (Supervisor Pickard)

BOARD ACTION: Supervisor Pickard initiated discussion relative to the draft Merced River Management Plan, and he advised that the County has not received a response to its request for an extension of time to provide comments. Board concurred with Supervisors Reilly and Pickard working with County Counsel and appropriate departments to prepare draft comments for the Board to consider on March 14, 2000.

Review and Provide Direction Relative to Selection of Board Member Liaison to Policy Areas (Continued from 2/1/00) (Clerk of the Board)

BOARD ACTION: Matter was continued to be rescheduled at a later date.

Discussion and Possible Direction to Send a Letter Relative to Concerns Regarding the Supplementary Census 2000 Survey (Supervisor Balmain)

BOARD ACTION: Following discussion, Board concurred with Supervisor Balmain working with County Counsel to draft a letter to Congress to bring back to the Board relative to concerns that the Supplementary Census 2000 Survey questionnaire is intrusive on private citizen's rights.

Board Information and Announcements – none.

FORTHCOMING POLICY

Waive First Reading and Introduce Ordinance Regarding Adoption of Building Permit Exemptions to Chapter 15.10 Entitled "Adoption of Uniform Codes" (Scheduled for Action on 3/14/00) (Building)

CONSENT AGENDA

- CA-1 Authorize Human Services Director to Sign Agreement with ISAWS New Services for Network Install Services for the Welfare to Work Module of the ISAWS System (Human Services); Res.00-83
- CA-2 Resolution Authorizing the Chairman to Sign the Agreement Between the County of Merced and the County of Mariposa for the Use of Weights and Measures Testing Equipment the Personnel for Fiscal Year 2000-2001 and Fiscal Year 2001-2002 (Ag Commissioner/Sealer); Res. 00-72
- CA-3 Resolution Accepting the Community Services Block Grant of 2000 and Authorize the Public Works Director to Execute the Grant Agreement (Public Works); Res. 00-82
- CA-4 Resolution Rescinding Resolutions No. 94-108, 84-8 and 82-171 and Modifying the Establishment, Operation and Membership of the El Portal Town Planning Advisory Committee (Supervisor Reilly); Res. 00-73
- CA-5 Reappointment of Marty Acree, Ron Skelton, Sam Hays, Martha Lee, Denise Ludington, Roxann Mulvey, Gary Cole, Veronika Gerger, Caitlin Lee-Roney, Terri Nishimura and Anthony DiStefano to the El Portal Town Planning Advisory Committee (Supervisor Reilly)
- CA-6 Resolution Recognizing State Revenue for the Family Support Remodel and Approving Transfer of Funds to the Capital Improvement Project Fund (4/5ths Vote Required) (District Attorney/Family Support); Res. 00-74

Groundbreaking Ceremony for the New County Library to be held at 11:30 a.m. this date.

11:28 a.m. Adjournment in memory of George Lozier, Virginia Mitchell, John F. Westfall, Virginia Michael, and Ken Maddy.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA MARCH 14, 2000



Time Description

9:07 a.m. Meeting Called to Order

Pledge of Allegiance led by Girl Scouts: Hollene Potter, Kristina Sanders and Christina Cavallaro.

Introductions

Garry R. Parker, Chairman;

Proclamation of March 11 through 17, 2000 as "Girl Scout Week" and March 12, 2000 as "Girl Scout Day"

BOARD ACTION: (M)Balmain, (S)Stewart, Proclamation was approved. Chairman Parker introduced Girl Scouts, Hollene Potter, a Junior from Troop 95, Kristina Sanders, a Daisy from Troop 83 and Christina Cavallaro, a Junior from Troop 81 along with Leaders, Lorella Potter, Sandy Sanders and Nancy Cavallaro. Chairman Parker presented the Proclamation with Courthouse pins for the girls/Ayes: Unanimous.

Garry R. Parker, Chairman;

Proclamation of March, 2000 as "DeMolay Month"

BOARD ACTION: (M)Balmain, (S)Stewart, Proclamation was approved. Chairman Parker introduced Robert Manning, Master of Mariposa Lodge #24, Robert Linke, Chapter Dad, Lisa Linke, Junior Princess – Center Division, Trevor Miller, Master Counselor of the Motherlode Chapter and Jan Mennig in accompaniment. Chairman Parker presented Proclamation with Courthouse pins/Ayes: Unanimous.

Public Presentations: For Non-Timed Agenda Items and for Items Not on the Agenda

- Louis Maehler addressed the Board with concerns he has over run-off from new construction which he feels is contaminating his 20-foot artesian well at his residence on Triangle Road. Mr. Maehler showed a short videotape stressing his concerns. Dr. Mosher, County Health Officer, Sarah Williams, Interim Planning Director, John Davis, Building Director, and Jerry Progner, Resource Conservation District, were all present for the presentation. The videotape was referred to the Building Department to copy and return to Mr. Maehler; and Board concurred with referring this issue to the appropriate departments to review and resolve the issue.
- Supervisor Balmain requested an article from the web page newsletter, *Our Job News*, regarding the recent election and Board actions and public notification, be read in to the record. He stated he feels to slander the Board in this manner is not necessary and if someone has a concern, they should come to the Board directly and provide specifics so that the concern can be addressed. Chairman Parker read the article.
- Chairman Parker brought up two resolutions being considered by Tulare County: an alternative in the General Management Plan for the Sequoia and Kings Canyon National Parks which excludes the use of livestock from certain public lands and the other opposing the Giant Sequoia Monument Project. Chairman Parker asked for the rules to be waived to consider this request because the Forest Service has scheduled a public forum on March 18th. (M)Balmain, (S)Stewart, to waive rules requiring 72 hours agenda noticing to consider this request, finding the request was

not known about at the time the agenda was prepared and it is a matter of timeliness as the Forest Service has scheduled a public forum on March 18th, was further discussed. Supervisor Reilly requested clarification of the timeliness issue and advised that she feels the matter should be scheduled on the agenda for discussion so that the public would have an opportunity to provide input. Discussion was held relative to waiving the rules. Ayes: Balmain, Parker, Pickard; Noes: Reilly, Stewart. Matter was continued to later this date for County Counsel to review whether this requires a 4/5ths vote.

Approval of Minutes of 2/8/00, 2/15/00 and 2/22/00 Regular Meetings

BOARD ACTION: Approved.

9:53 a.m. Recess

10:07 a.m. Approval of Consent Agenda (See End of Minutes)

BOARD ACTION: Supervisor Stewart pulled item 10 for more information. (M)Reilly, (S)Pickard, balance of items were approved/Ayes: Unanimous. Discussion was held with Jeff Green, County Counsel, relative to item 10. (M)Stewart, (S)Pickard, item 10 was approved/Ayes: Unanimous.

John Davis, Building Director;

Waive First Reading and Introduce Ordinance Regarding Adoption of Building Permit Exemptions to Chapter 15.10 Entitled "Adoption of Uniform Codes" (From Forthcoming Policy)

BOARD ACTION: Discussion was held with John Davis, Building Director, relative to allowing prefabricated shelters for recreation vehicles to be installed without building permits. Supervisor Stewart asked what the site plan fee would be and was advised it would be between \$8 and \$20. Supervisor Pickard stated more specifics on the types of structures would be helpful. Supervisor Reilly asked about sizes and enforcement, and suggested that allowed uses and sizes be specified. Discussion was held relative to requiring site plans versus including language that the setbacks be complied with and exempting the site plan process. (M)Pickard (S)Reilly, item was returned to John Davis to be brought back with language clarifications and exempting site plans/Ayes: Unanimous.

Dr. Mosher, Health Officer;

Discussion of Impending "Non-Attainment" Designation of Mariposa (and Other Rural Air Districts) for Federal Ozone Standard

BOARD ACTION: Dr. Mosher gave a presentation on air pollution. Discussion was held with Dr. Mosher concerning the impending "non-attainment" designation for Mariposa County and other rural counties. Gwen Foster, PWD/Engineer, addressed the possible impacts the non-attainment status would cause, stating all federal projects, (Yosemite National Park or Forest Service) such as burns, could be affected. Everything Public Works is working on now would be exempt, but it could affect future projects.

10:57 a.m. Recess

11:15 a.m. Jim Petropulos, Public Works Director;

A) Resolution Authorizing the Chairman to Execute a Personal Services Agreement with Harter Bruch for the Establishment of a Co-Composting Facility at the Mariposa County Landfill

BOARD ACTION: Discussion was held with Jim Petropulos and Tom Starling, PWD/Solid Waste Coordinator, relative to the contract and the services to be provided.

Discussion was held relative to having another workshop to bring everyone up-to-date on the status of solid waste issues. Jeff Green advised of the Solid Waste Committee's purpose of trying to determine if it is economically feasible to establish a co-composting facility in Mariposa County as well as ways to obtain additional funding. Supervisor Reilly suggested the personal services agreement be clear on the proposed intent to evaluate the feasibility of establishing a co-composting facility. She advised she would like to see an administrative practice session laying out the various options and programs, pros and cons and costs. Supervisor Pickard stated he feels it is important to get the information as soon as possible and to be able to move forward to meet the solid waste reduction mandates. (M)Pickard, (S)Balmain, Res. 00-90 adopted. Supervisor Balmain commented on the importance of educating the public on these issues. County Counsel suggested approving the agreement with minor modifications to make clear the evaluation purposes – motion was amended, agreeable with maker and second/Ayes: Unanimous. Supervisor Balmain requested that staff be prepared to answer the question of whether we still have two partners for these issues if it is determined that the co-composting facility is not a cost effective project.

B) Resolution Clarifying Commitment to Construction of the Greeley Hill Sidewalks in the 2000/2001 FY Using \$95,202 of Zone of Benefit Funds and Funding the Mariposa Town Sidewalks with Proposition 116 Funds

BOARD ACTION: Following discussion, (M)Balmain, (S)Pickard, Res. 00-91 adopted/Ayes: Balmain, Stewart, Parker, Pickard, Abstained: Reilly. Supervisor Balmain asked staff to review whether the project would cost less if a standard width sidewalk was used.

Jeff Green, Personnel Director

Resolution Revising the Classification of Administrative Court Clerk/Jury Commissioner at Salary Range 193 to Administrative Court/Assistant Jury Commissioner at Salary Range 140

BOARD ACTION: Continued to March 21, 2000.

Discussion and Possible Action Relative to California State Association of Counties' (CSAC) Request for "A Call to Action" for Fiscal Relief for Counties (Chairman Parker)

BOARD ACTION: Following discussion, (M)Pickard, (S)Balmain, Board supported CSAC's request. Supervisor Balmain asked for clarification of the action, and he was advised the Chairman was authorized to sign the letter requested by CSAC and participate in the legislative process/Ayes: Unanimous.

Discussion and Possible Direction Relative to Request from the Masons to Place a Cornerstone Dedication at the New County Library (Chairman Parker)

BOARD ACTION: Chairman Parker advised of the request from Bob Manning, Master of the Masons, to have a dedication ceremony which would take place sometime in November. Supervisor Reilly advised that she would like to get input from the Friends of the Library, and Supervisor Stewart agreed.

Discussion and Possible Direction Regarding Comments on the Merced River Management Plan (Supervisors Pickard and Reilly)

BOARD ACTION: It was noted that the Park Service granted a continuance for providing comments and the matter was continued to March 21, 2000.

Jeff Green, County Counsel, advised that he reviewed the vote requirements for the off-agenda item requested by Tulare County for the Sequoia and Kings Canyon National Parks earlier this date – he advised that emergency off-agenda items require a 3/5ths vote and since this is not an emergency item, 4/5ths vote is required. Thus, the motion failed.

Board Information and Announcements

- Supervisor Reilly reported on the Storytelling Festival that took place over the weekend, which she participated in. She also advised that she would be in Sacramento for a couple of days after today's meeting.
- Supervisor Stewart advised that he will be attending part of the CSAC Board of Directors' meeting in Sacramento on Thursday.
- Supervisor Pickard advised that he will be attending the Legislative Conference and RCRC meeting in Sacramento on Thursday.
- Supervisor Parker offered congratulations to Supervisors Balmain and Pickard on their re-election to the Board.
- Supervisor Reilly offered congratulations to Supervisors Balmain, Parker and Pickard on their re-election.
- Janet Hogan, County Administrative Officer, advised of a CAO meeting in Sacramento on Thursday that she plans to attend regarding updates on Trial Court Facilities. She also advised of the 209 area code becoming exhausted by the second quarter of 2003. The first meeting for input regarding this issue will be held on March 29, 2000 at 7:00 p.m. at the Modesto City Council Chambers. Chairman Parker asked if Supervisor Pickard would work on this.
- Supervisor Balmain showed a sample of a slate name plate for the dais in the Board Hearing Room at a cost of \$85 each. Bronze or brass names plates would be \$15 to \$20 each. He was asked to continue gathering information.

12:23 p.m. Lunch

1:12 p.m. Janet Hogan, County Administrative Officer;
Review and Action Relative to the FY 1999-2000 Mid-Year Financial Report and Recommendations for Preparation of the FY 2000-2001 Budget (4/5ths Vote Required)
BOARD ACTION: Janet Hogan presented the staff report, and discussion was held. Supervisor Parker pointed out the "VIA" name should be changed in the budget unit to reflect the current operation.

(M)Reilly, (S)Pickard, Res. 00-92 adopted approving consent changes for other funds/Ayes: Unanimous

(M)Pickard, (S)Reilly, Res. 00-93 adopted approving consent changes in the General Fund/Ayes: Unanimous

Discussion was held relative to the following policy changes in the General Fund:
Board of Supervisors/computers – to be further discussed later today.
Historical Project/photographs and information on officials – Board concurred with continuing this request to be considered with the budget process for next fiscal year.
Sound System enhancement for the Board hearing room – Board concurred with funding this request.
Auditor/computer and salary savings transfer to extra help – Board concurred with funding these requests.
Data Processing and Data Processing CIP (Fund 516)/AS/400 upgrade – Board concurred with funding this request.
Interfund Transfers, Fleet – Discussion was held and Marty Allan/PWD-Fleet/Fiscal Manager, provided input. To be further discussed later today.
Interfund Transfers, Roads – Discussion was held and Kent Woolsey, PWD/Road Superintendent, provided input. To be further discussed later today.

Interfund Transfers, Law Library – Board concurred with funding this request, and concurred with requesting an update from the Court on the status of fine collections.

Probation – Board concurred with funding the request to replace the carpet and with further discussing the request for computers later today.

Fire – Board concurred with funding the requests.

Defibrillators – Discussion was held relative to the possibility of obtaining grant funds, and Supervisor Reilly suggested that the California Endowment Fund be contacted. Further discussion to be held later this date.

2:26 p.m. Recess

2:42 p.m. Further discussion was held relative to the request to fund the defibrillators, and Board concurred with funding this request, with direction for other sources of funding to be researched.

Fire Department Supplemental Request – Janet Hogan advised of a revised request in the amount of \$80,000, and that the water tender request has been pulled for more information to be obtained. Blaine Shultz, Fire Chief, provided input. Matter was continued for further discussion later this date.

Agricultural Commissioner/telephone system and salary correction – Board concurred with funding these requests.

Planning Department/adjustments – Board concurred with the requested adjustments.

CALED Membership – Board concurred with discontinuing membership.

Health Department/vision-screening device and adjustments – Board concurred with the requested changes.

Farm Advisor/travel increase – Board concurred with funding the increase.

Budget Clean-Up Items/close-out of unused funds – Board concurred with funding the close-out.

Contingency – Will discuss later this date.

Discussion was held relative to the following policy changes in other funds:

Road Fund – Held until later today.

Law Library – Board concurred with funding.

COPS Grant – Board concurred with funding.

Data Processing, CIP – Board previously concurred with funding.

Building Department – Board concurred with funding, equipment to be ordered by June 1, 2000, and \$10,000 to go back into contingency.

Fleet Maintenance – Deferred action on budgetary changes, proposal to come back.

Discussion was held regarding computer purchase requests.

3:08 p.m. Recess

3:28 p.m. Janet Hogan, County Administrative Officer, presented recommended solution of providing \$68,518 to the Road Fund, \$38,654 to Fleet, fund 3 replacement computers to the Board for \$3,300, fund Probation's full request leaving a balance of \$30,320 that could also go to the contingency, leaving a contingency total of \$80,320. She also stated that she and the Fire Chief could research other resources regarding a water tender. Supervisor Reilly expressed concerns over funding computers at this time. Supervisor Parker stated he supports moving forward with computer requests with the Board being the last to receive theirs. Supervisors Pickard, Stewart, Balmain and Reilly (with reservations) agreed.

(M)Balmain (S)Pickard, Res. 00-94 adopted approving policy changes agreed to earlier/Ayes: Unanimous.

Janet Hogan advised that the Highway 140 Project was on target and is expected to be finished by next summer. She also recommended the general approach to the 2000-2001 fiscal year budget to fund current service levels only. Discussion was held relative to the tobacco settlement funds. Board concurred with recommendations. Supervisor Reilly advised of concerns over the General Plan issue that has to be dealt with. Supervisor Pickard brought up Don Pedro and Yosemite West as other big issues out there. Supervisor Stewart added the relining of the town pool.

Janet Hogan advised of the Budget Preparation Schedule. (M)Reilly (S)Stewart, Board adopted the recommended Budget Preparation Schedule/Ayes: Unanimous.

Supervisor Parker requested that the Public Works Director confirm that money has been budgeted to replace carpet in the Public Works Building, if not, then to bring issue back before the Board.

FORTHCOMING POLICY:

Resolution Establishing Emergency Medical Care Quality Assurance (QI) Committee, a Subcommittee of the Emergency Medical Care Committee (EMCC) (Scheduled for Action on 3/21/00) (Health)

INFORMATION – No action was necessary on the following:
Information Hearing Schedule (Clerk of the Board)

CONSENT AGENDA

- CA-1 Appoint Debbie Bryson to the Mariposa County Tourism Advisory Council to Represent Tenaya Lodge with Jonathan Farrington as an Alternate (Supervisor Pickard)
- CA-2 Appoint Bill Kinsella, Terry Dumolt, Jean Jenkins, Jeri O'Neal, Susan Vanderschaus and Hugh Martin to the Newly Established Pedestrian and Equestrian Trails Advisory Board (Supervisor Balmain)
- CA-3 Appoint Bill Tucker to the Historical Sites and Records Preservation Commission (Chairman Parker)
- CA-4 Resolution Authorizing the Public Works Director to Sign the Program Supplements for All 1998 Regional Transportation Improvement Program Projects (Public Works); Res. 00-84
- CA-5 Request to Support an Application by Self-Help Enterprises for a Housing Preservation Grant to be used in the County of Mariposa (Human Services); Res. 00-85
- CA-6 Resolution Authorizing Chairman to Sign Agreement with State for Receipt of CMSP, Wellness and Prevention Grant Program and Approve Budget Action Increasing Revenue and Appropriations in the Amount of \$70,860 (4/5thsVote Required) (Health); Res. 00-86

- CA-7 Resolution Approving the Road Name “Sunrise Lane” (Planning); Res. 00-87
- CA-8 Resolution Approving the Road Name “Old Orchard Lane” (Planning); Res. 00-88
- CA-9 Waive Second Reading and Adopt an Ordinance Amending the Mariposa County Code and Mariposa County Zoning Map for General Plan/Zoning Amendment No. 99-3, Business District Overlay, Greeley Hill Town Planning Area; County of Mariposa, Applicant (Planning); Ord. 945
- CA-10 Resolution Changing the Employer’s Contribution Under the Public Employee’s Medical and Hospital Care Act (Personnel); Res. 00-89

3:57 p.m. Adjournment in memory of Beatrice Eckerson, H. “Orlando” Brewer, Ross Miller, Thomas “Tom” William Fisher and Doris Boyle.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS



CONFORMED AGENDA MARCH 21, 2000

Time Description

9:08 a.m. Meeting Called to Order with Supervisor Stewart excused.

Pledge of Allegiance
Introductions

Public Presentations: For Non-Timed Agenda Items and for Items Not on the Agenda

- Tom Efird, U.S. Forest Service District Ranger for the Minarets-Mariposa Ranger District, distributed the proposed Road Management Policy for the Forest Service and advised of two public meetings scheduled for March 30th in Clovis and April 5th in Oakhurst. He further advised that there is a sixty day comment period, and that he would be willing to provide a presentation to the Board. Supervisor Reilly stated she would be interested in a presentation on the issues and that this would provide an opportunity to get the public involved as well. Mr. Efird agreed to set up a presentation on the Board's future agenda.

Garry R. Parker, Chairman;

Proclamation of March 19 through 25, 2000 as "National Agriculture Week"

BOARD ACTION: (M)Reilly, (S)Pickard, Proclamation was approved and presented to Lyle Turpin, Farm Bureau, and Jan Mennig, Chamber of Commerce/Ayes: Reilly, Balmain, Parker, Pickard; Excused: Stewart.

Supervisor Pickard announced the Kids' Day edition of the Fresno Bee newspaper was being sold along the highway in town and encouraged everyone to please stop by and purchase a copy for \$1 which goes to benefit Valley Children's Hospital.

Approval of Consent Agenda (See End of Minutes)

BOARD ACTION: (M)Pickard, (S)Balmain, all items were approved/Ayes: Reilly, Balmain, Parker, Pickard; Excused: Stewart.

Dr. Mosher, Health Officer;

Resolution Establishing Emergency Medical Care Quality Assurance (QI) Committee, a Subcommittee of the Emergency Medical Care Committee (EMCC) (From Forthcoming Policy on 3/14/00)

BOARD ACTION: Following discussion with Dr. Mosher, (M)Balmain, (S)Pickard, Res. 00-97 was adopted with changes to committee by-laws under paragraph 1 of *Purpose*, by adding, "specific action for improvement will include counseling of individuals, referral to the certifying agency, Mountain Valley EMS Agency, or referral to the EMCC of the Mariposa County Board of Supervisors, as appropriate"; and under paragraph 1 of *Membership*, by adding, "Members shall be appointed by the Mariposa County Board of Supervisors for the initial membership." Also, Supervisor Parker requested that a copy of the annual generalized report be submitted to the Mountain Valley EMS Agency – motion was amended, agreeable with maker and second/Ayes: Reilly, Balmain, Parker, Pickard; Excused: Stewart. It was decided that a Board member not serve on the Committee because the Brown Act would require meetings to be held publicly, and the meetings need to be held confidentially.

Pelk Richards, Sheriff;

A) Approve Application Made to the Office of Criminal Justice Planning, California Law Enforcement Technology Equipment Purchase Program Grant, Request for Proposals

BOARD ACTION: Following discussion, (M)Pickard, (S)Balmain, Res. 00-98 adopted/Ayes: Reilly, Balmain, Parker, Pickard; Excused: Stewart.

B) Annual Report Presentation

BOARD ACTION: Sheriff Richards handed out the Annual Report for 1999 to Board members and discussed each section of the report. He also advised that the report was on the Sheriff's website, sheriff@sierratel.com. Supervisor Parker suggested providing copies to each branch of the library as well. Sheriff Richards introduced the members of his command staff that were present with Supervisor Pickard introducing his father, a retired corrections lieutenant, now bailiff who was also present.

10:21 a.m. Recess

10:39 Jim Petropulos, Public Works Director;
Resolution Authorizing Public Works Director to Execute Letter Terminating Transit Services Agreement with VIA Adventures, Inc. on May 27, 2000

BOARD ACTION: Following discussion with Jim Petropulos, (M)Balmain, (S)Pickard, Res. 00-99 adopted/Ayes: Reilly, Balmain, Parker, Pickard; Excused: Stewart.

Jeff Green; Personnel Director;

Resolution Revising the Classification of Administrative Court Clerk/Jury Commissioner at Salary Range 193 to Administrative Court Clerk/Assistant Jury Commissioner at Salary Range 140

BOARD ACTION: Discussion was held. Kristy Waskiewicz, Union Representative for American Federation of State, County and Municipal Employees (AFSCME) agreed in general with the changes; however, she brought up issues of supervision and salary. She also expressed concern with the procedures used for changing this classification. She stated she does not feel the salary should be equal to that of the Court Clerk III position since she feels it involves a higher level of skill and should be at a higher range. It was noted that the current range is actually 199, instead of 193. Kristy stated they want to make sure the employee is not financially harmed by this action. Jeff Green and Janet Hogan, County Administrative Officer, responded to the concerns, reviewed the process, and staff's recommendations. Motion by Pickard to approve the request as recommended, failed for lack of a second. Item was continued to April 4, 2000, by request of Supervisor Reilly to allow for more time to review the salary issue. Mickie Romeike, Administrative Court Clerk, thanked the Board for its efforts to give her protection; and she stated she feels this protection may vanish if the State takes total control of the courts.

Authorize an Increase in the Salary Range for Transportation Planner from Range 204 (\$2,610-\$3,172) to Range 216 (\$2,770-\$3,367) (Personnel)

BOARD ACTION: Following discussion, (M)Balmain, (S)Pickard, Res. 00-100 adopted/Ayes: Reilly, Balmain, Parker, Pickard; Excused: Stewart.

Authorize the Risk Manager to Request a Liability Actuarial Study for the 1999/2000 Fiscal Year (Personnel)

BOARD ACTION: Following discussion, (M)Balmain, (S)Reilly, Res. 00-101 adopted/Ayes: Reilly, Balmain, Parker, Pickard; Excused: Stewart. Janet Hogan, County Administrative Officer, advised that there are funds in the Insurance Set Aside

Fund if costs are incurred this fiscal year; otherwise, the costs will be budgeted for next fiscal year.

Discussion and Direction to Staff Relative to Request from Prop 10 Commission to Enter into a Contractual Arrangement to Provide Administrative Services (County Counsel)

BOARD ACTION: Discussion was held and continued for the following hearing to be opened.

11:32 a.m. Public Hearing for the application for CDBG funds for housing rehabilitation on Native American allotment land was opened and continued to after the following matters.

Following further discussion relative to the request from the Prop 10 Commission, direction was provided for staff to further review the issues and bring a proposal back to the Board.

Discussion and Direction Regarding the Mariposa County Courthouse (Administration)

BOARD ACTION: Item was continued to 3/28/00.

CLOSED SESSION Regarding Salaries for Appointed Officials (County Counsel)

BOARD ACTION: Closed session was continued to 3/28/00.

11:34 a.m. Tom Archer, Human Services Director;

PUBLIC HEARING to Provide an Opportunity for Community Participation Regarding a County Application for the Community Development Block Grant (CDBG) for Housing Rehabilitation on Native American Allotment Land

BOARD ACTION: Tom Archer presented the staff report. Public portion of the hearing was opened and closed with no input being provided. Tom Archer introduced Denise Hardcastle, Program Manager for Self-Help Enterprises. Mr. Archer advised that this grant would provide \$563,000 of grant funds to the County for rehabilitation on Native American allotment land. He also requested that the Resolution be amended to include a phrase authorizing the County Administrative Officer to execute future contracts or amendments to contracts for this project. Staff responded to questions from the Board relative to administration of the project; whether other grant funds are available to assist other ethnic groups; and relative to the source of funding for this grant. Denise Hardcastle responded to a question from the Board relative to the extent a house could be rehabilitated. (M)Pickard, (S)Reilly, Res. 00-102 adopted, with change to authorize the County Administrative Officer to execute future contracts or amendments as requested/Ayes: Reilly, Balmain, Parker, Pickard; Excused: Stewart. Hearing was closed.

11:45 a.m. Recess

11:56 a.m. Discussion on Name Plates for the Board Hearing Room (Supervisor Balmain)

BOARD ACTION: Supervisor Balmain presented another sample for name plates and advised that he will present additional information on March 28, 2000.

Discussion and Possible Direction Regarding Comments on the Merced River Management Plan (Continued from 3/14/00) (Supervisors Pickard and Reilly)

BOARD ACTION: A draft letter to Yosemite National Park Superintendent with Board Comments on the "Merced Wild and Scenic River Plan" for the Chairman to sign was handed out to the Board along with comments drafted by a subcommittee of the El Portal Town Planning Advisory Committee to be labeled as "Exhibit A." Discussion was held.

Supervisor Pickard requested the following two changes to the letter: a paragraph be added to the end of number 7, page 4 that reads, "By way of comparison, the General Management Plan received over two years of public review and comment compared to approximately 70 days of public review for the River Plan. The Board of Supervisors believes the River Plan will be every bit as crucial to future development in the Park as the General Management Plan and the public has been short-changed regarding the ability to review, assimilate, and meaningfully comment on the River Plan because of the fast tracking of this proposal," and that paragraph 4-B on page 3 be deleted. (M)Pickard, authorizing Chairman to sign letter with foregoing changes, (S)Reilly, Res. 00-103 adopted, with the changes as requested by Supervisor Pickard/Ayes: Reilly, Balmain, Parker, Pickard; Excused: Stewart.

Board Information and Announcements

- Supervisor Pickard advised he would be Sacramento on Wednesday and Thursday for RCRC meetings.
- Supervisor Reilly advised she attended the Fire Prevention Workshop on Saturday at the Fairgrounds, and she commended Jan Hamilton and her husband for their hard work on this project. She also advised of changes in the operation of the Yosemite Medical Clinic. She further advised that she met with Senator Monteith relative to the legislation to rename Highway 140 as the John Muir Highway – she advised that Merced County has the draft language and proposed changes; however, Mariposa County still does not have the information.
- Supervisor Balmain advised that he received five folders of material from an individual in Hunters Valley that discusses a proposal for retirement benefits for volunteer firefighters and he will forward that information to the Board. He advised that the next Bio-Diversity Council meeting is scheduled to be held in Palm Springs, and he asked if another Board member is interested in attending.
- Janet Hogan, County Administrative Officer, advised of her meetings in Sacramento last week with Dale Wagerman and staff relative to budget changes in the legislation to provide for reimbursement for the Sund-Pelosso Case; and with the new department head for Family Support.

CONSENT AGENDA

- CA-1 Resolution Approving the Road Name "Fairgrounds Road" (Planning); Res. 00-95
- CA-2 Resolution Rescinding Resolution No. 98-186 and Modifying the Establishment, Operation and Membership of the Fish Camp Town Planning Advisory Council (Supervisor Pickard); Res. 00-96

12:26 p.m. Adjournment in memory of Kendall Hall "Mac" McAllister, Lou Bittner, Wendell O. Price, Al Dye, and Pauline Volkhart.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS



CONFORMED AGENDA MARCH 28, 2000

Time Description

9:07 a.m. Meeting Called to Order
Pledge of Allegiance
Introductions

Discussion and Direction Regarding the Mariposa County Courthouse (Continued from 3/21/00) (Administration)

BOARD ACTION: Judge LaRoche, Superior Court, provided input relative to his concerns with using the existing Courthouse for court operations. He expressed concern with security issues, ability to evacuate the courtroom in the event of a fire, and the need for a larger and additional courtroom. He advised that there may be funding available from the State for court facilities. He asked the Board to establish a committee to investigate this matter. Chairman Parker suggested that the County Administrative Officer further discuss this suggestion with Judge LaRoche and bring a recommendation back to the Board to establish a committee. Matter was continued to later this date.

Public Presentations: For Non-Timed Agenda Items and for Items Not on the Agenda

- Jim Petropulos, Public Works Director, advised that the gasoline additive, MTBE, was detected in a well at the Public Works road yard facilities. He updated the Board on the status of this matter.
- Supervisor Balmain initiated discussion relative to UC Merced Foundation Board of Trustees – he advised that currently there is not a Mariposa County resident on the Board of Trustees; however, citizens can make application, He noted he has names of some residents who would like to serve and he plans to meet with the Vice-Chancellor on this matter. Jill Ballinger, Mariposa Gazette, asked if the names of those persons who wish to serve are available to public. Chairman Parker suggested that Supervisor Balmain be allowed to have his meeting and obtain information on the appointment criteria.

Resolution Recognizing Jay Pawlek for his Services to Mariposa County

BOARD ACTION: (M)Balmain, (S)Stewart, Res. 00-104 was adopted and presented to Jay Pawlek/Ayes: Unanimous.

Approval of Minutes of 3/14/00 Regular Meeting

BOARD ACTION: Approved.

Approval of Consent Agenda (See End of Minutes)

BOARD ACTION: Supervisor Stewart pulled items 1 and 4 for discussion. (M)Reilly, (S)Pickard, balance of the items were approved/Ayes: Unanimous. Following discussion, (M)Stewart, (S)Reilly, item 1 was approved/Ayes: Unanimous. Following discussion, (M)Stewart, (S)Balmain, item 4 was approved/Ayes: Unanimous.

9:45 a.m. Recess

9:55 a.m. Amy Horne, Sierra Business Council;
Presentation of "Sierra Nevada Wealth Index"

BOARD ACTION: Tom Dowlan, Yosemite Bank and on behalf of the Sierra Business Council, was present. As a private citizen, he congratulated the incumbent Supervisors on their reelection and stated he is very pleased with the hard work and dedication of the Board members. He presented background information on the formation of the Sierra Business Council and introduced Dr. Amy Horne, Research Director for the Council. Dr. Horne gave a presentation on the Sierra Nevada Wealth Index and statistics for Mariposa County. Discussion was held relative to the information in the Index. Tom Dowlan reiterated the need for more diversification and infrastructure in the County.

11:04 a.m. Recess

11:18 a.m. LOCAL TRANSPORTATION COMMISSION

Jim Petropulos, Public Works Director;

A) Resolution Amending the Transportation Planning Overall Work Program for FY 1999-2000

COMMISSION ACTION: Following discussion with Jim Petropulos and Gwen Foster, PWD/Engineer, (M)Parker, (S)Pickard, LTC Res. 00-3 adopted/Ayes: Unanimous.

Supervisor Pickard initiated discussion relative to addressing a safety concern on Highway 49 South at the Streeter Mountain intersection. (M)Pickard, (S)Stewart, direction was given to staff to send a letter to CalTrans to address this safety issue. Supervisor Stewart asked about addressing other safety issues in the County, and expressed concern that the left-turn lane on Highway 49 South at Darrah Road is not scheduled until 2003. Discussion was held. Ayes: Unanimous. Board concurred with staff meeting with CalTrans to see how best to address areas of concern.

B) Resolution Authorizing Public Works to Request Time Extensions Pursuant to Senate Bill 45 on Various STIP Projects

COMMISSION ACTION: Following discussion, (M)Parker, (S)Stewart, LTC Res. 00-4 adopted/Ayes: Reilly, Balmain, Stewart, Parker; Noes: Pickard.

11:43 a.m. Jim Petropulos, Public Works Director;

Resolution Authorizing the Public Works Director to Solicit Proposals for a Policy and Procedure Consultant for the Public Works Safety and Loss Prevention Program and to Execute an Agreement with the Most Qualified Firm

BOARD ACTION: Following discussion, (M)Pickard, (S)Balmain, Res. 00-109 adopted/Ayes: Unanimous.

Adoption of Amendment to the Mariposa County Policy Against Discrimination and Harassment in the Workplace (County Counsel/Personnel)

BOARD ACTION: Following discussion, (M)Balmain, (S)Reilly, Res. 00-110 adopted/Ayes: Unanimous.

Further discussion was held regarding the Mariposa County Courthouse. Janet Hogan, County Administrative Officer, provided a status report on the Task Force's review of court facilities on a statewide basis and relative to CSAC Advisory Group's (of which Supervisor Stewart is a member) work on this matter. Supervisor Stewart recommended that a committee be established to plan for the future of the Courthouse and court facilities. Janet Hogan advised that the State would be responsible for future planning of facilities; however, the committee could work with the State as a community partner. Board concurred with the County Administrative Officer working with Supervisor

Stewart to prepare a recommendation for the establishment of a committee and a formal resolution for adoption by the Board regarding the future of the Courthouse.

Discussion on Name Plates for the Board Hearing Room (Continued from 3/21/00)
(Supervisor Balmain)

BOARD ACTION: Supervisor Balmain presented samples of different sizes of lettering and a recommendation for a slate directional sign for the public restrooms in the Government Center. Discussion was held. (M)Balmain, (S)Pickard, Board approved the Style "C" lettering for the name plates with 1 1/8 inch lettering, and the directional sign for the restroom/Ayes: Unanimous.

Board Information and Announcements

- Supervisor Balmain advised that he will be unable to attend the Bio-Diversity Council meeting in Palm Springs on April 12th, and he has the information on the meeting if another Board member is interested in attending.
- Supervisor Pickard advised that he was in Sacramento on Monday and met with RCRC and the EPA relative to the CUPA program.
- Supervisor Stewart advised that the YARTS JPA meeting scheduled for April 3rd has been cancelled. Supervisor Balmain asked about the status of the bus stops for Highway 132. A brief discussion was held relative to the construction of the bus stops in Mariposa and concerns being received relative to the availability of parking. Supervisor Parker suggested that the Board be given a current status report on the bus demonstration project. Janet Hogan, County Administrative Officer, suggested that MCAG put together an informational sheet to keep everyone informed of the progress.

12:28 p.m. CLOSED SESSION Regarding Salaries for Appointed Officials (Continued from 3/21/00) (County Counsel)

BOARD ACTION: (M)Reilly, (S)Pickard, Board to convene in closed session after lunch at 1:30 p.m., with the meeting to be adjourned following the closed session/Ayes: Unanimous.

12:29 p.m. Lunch

1:42 p.m. Board convened in closed session.

CONSENT AGENDA

- CA-1 Resolution Approving Placement and Operation of a Vending Machine at the Mariposa Pool (Public Works/Parks & Rec); Res. 00-107
- CA-2 Approve Budget Action Increasing Revenue and Expenditures for the Silver Tip Lodge Project Processing to Reflect Current Activity in the Amount of \$100,000 (4/5ths Vote Required) (Planning); Res. 00-105
- CA-3 Approve Vacation Time Accrual for Sarah Williams Up to 360 Hours (Planning); Res. 00-106
- CA-4 Resolution Authorizing an Agreement Between Mariposa Public Utilities District (MPUD) and the County of Mariposa to Utilize Building Department Staff for Inspection Services During the Construction of a New MPUD Fire House (County Counsel); Res. 00-108

- CA-5 Appoint Martha O. Acevedo and Pete Judy to the Alcohol and Drug Advisory Board (Supervisor Parker)
- CA-6 Accept Resignation of Elaine Sumrow from the Alcohol and Drug Advisory Board and Hal Locke from the Mental Health Board and Appoint Howard Davies to the Alcohol and Drug Advisory Board and Gene Sanders to the Mental Health Board (Supervisors Stewart and Pickard)

3:52 p.m. Adjournment in memory of Woodrow Rodrigues, Scott Claunch, Katharine Coakley, Samuel Thomas, Sr., Donald Gilbride, and Jack Andrews.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board