

DEPARTMENT: Board

By: Patti A. Reilly,  
District I Supervisor

Phone: 966-3222

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes \_\_\_ No X)

Adopt Resolution which modifies establishment, operation and membership requirements of the El Portal Town Planning Advisory Committee. The current membership requirements have made it difficult to maintain a quorum.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Board of Supervisors adopted a number of resolutions regarding this committee, including No. 82-171, 84-8 and 94-108.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

1. Modify provisions in resolution
2. Negative action, or not approving the resolution, would result in no changes to current membership and term requirements.

COSTS: ( X ) Not Applicable

A. Budgeted current FY \$ \_\_\_\_\_

B. Total anticipated Costs \$ \_\_\_\_\_

C. Required additional funding \$ \_\_\_\_\_

D. Internal transfers \$ \_\_\_\_\_

COSTS: ( ) 4/5th Vote Required

A. Unanticipated revenues \$ \_\_\_\_\_

B. Reserve for contingencies \$ \_\_\_\_\_

C. Source description: \_\_\_\_\_

Balance in Reserve Contingencies, If Approved:  
\$ \_\_\_\_\_

SPECIAL INSTRUCTIONS:

List the attachments and number the pages consecutively:

Draft Resolution \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

CLERK'S USE ONLY

Res. No.: 00-23 Ord. No.: \_\_\_\_\_

Vote - Ayes: 4 Noes: \_\_\_\_\_

Absent: Pattly Abstained: \_\_\_\_\_

Approved  Denied

Minute Order Attached  No Action Necessary

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

Date: \_\_\_\_\_

ATTEST: \_\_\_\_\_

MARGIE WILLIAMS, Clerk of the Board

By: \_\_\_\_\_

Deputy

ADMINISTRATIVE OFFICER'S RECOMMENDATION:

This item on agenda as:

\_\_\_\_\_ Recommended

\_\_\_\_\_ Not Recommended

\_\_\_\_\_ For Policy Determination

\_\_\_\_\_ Submitted for Comment

\_\_\_\_\_ Returned for Further Action

Comment: \_\_\_\_\_

\_\_\_\_\_

A.O. Initials: JR

**MARIPOSA COUNTY RESOLUTION NO. 00- 73**

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

**WHEREAS**, the Board of Supervisors adopted the Mariposa County General Plan in 1981, and has updated the Plan a number of times since then; and

**WHEREAS**, the Mariposa County General Plan provides for the designation of Town Planning Areas (TPAs); and

**WHEREAS**, there is a significant area under the ownership of the National Park Service that is surrounded by privately owned lands in El Portal; and

**WHEREAS**, there are residents of National Park Service owned-land that have possessory interest in such lands; and

**WHEREAS**, it is in the interest of the County of Mariposa and the National Park Service to assure that these interests are reflected in the Park Service planning and development program for the area; and

**WHEREAS**, on January 17, 1984, the Mariposa County Board of Supervisors recommended the re-establishment of a permanent citizen's advisory board to the Planning Commission.

**NOW, THEREFORE, BE IT RESOLVED** that Resolution Nos. 94-108, 84-8 and No. 82-171 regarding the establishment and operation of the El Portal Town Planning Advisory Committee are hereby rescinded and this Resolution shall embody all of the Board actions in previous Resolutions.

**BE IT FURTHER RESOLVED** that the El Portal Town Planning Advisory Committee is hereby constituted as follows:

**I. Membership**

- A) The El Portal Town Planning Advisory Committee shall be established with thirteen (13) members. All members to be chosen shall be employed, reside or own property within the geographical boundaries of the El Portal Town Planning Area. The members must maintain these qualifications for their entire term.

B) The following shall be designated as ex-officio members of the Committee:

1. Board member whose District encompasses the El Portal Town Planning Advisory Committee; and
2. Planning Commissioner whose District encompasses the El Portal TPA.

## **II. Terms and Manner of Appointment**

A) All appointments to the El Portal Town Planning Advisory Committee shall be made by the Mariposa County Board of Supervisors, and shall be recruited in accordance with the minimum requirements pursuant to State law.

The terms of office of each member of the present Committee shall be staggered with seven (7) members terms expiring in one year and six (6) members terms expiring in two (2) years. The Board of Supervisors shall appoint each successor for a full term of two (2) years. Any member may be removed at any time and without cause by the appointing body. Any vacancy in the membership of the Committee shall be filled for the unexpired term by appointment by the Board of Supervisors.

The ex-officio members of the Committee are excluded from these requirements.

B) Special non-voting members may be appointed to the Committee upon majority vote of the Committee and ratification by the Mariposa County Board of Supervisors.

1. Special members serve at the pleasure of the Committee with respect to term of appointments.
2. Special members shall be appointed for the purpose of providing the Committee with specific input and specialized expertise on various matters.

### III. Officers and Responsibilities

- A) The Committee shall elect the following officers for a term of one (1) year:
1. Chair
  2. Vice-Chair
  3. Secretary
- B) The El Portal Town Planning Advisory Committee is appointed as an advisory group to the Mariposa County Planning Commission and Board of Supervisors. The Committee shall also serve as a resource group, and as such should provide information and suggestions to prospective developers upon request. Duties of this Committee shall be:
1. Provide guidance, assistance, and direction to the National Park Service in their efforts to develop a plan for the El Portal Administrative site.
  2. Address long-range planning issues for the El Portal area to include but not be limited to:
    - a. Public services and facilities;
    - b. Land use and development concerns;
    - c. Coordination of County and Park Service planning and development programs; and
    - d. Assuring that present and future residential and commercial property owners and possessory interest holders needs are taken into account within any planning and development program proposed for the El Portal Administrative site.
  3. Informing the Mariposa County Board of Supervisors and the Mariposa County Planning Commission on the above described issues and the progress of planning and development concerns and activities.
  4. Advising the Board and Commission with respect to Park Service plans and environmental review decisions to be made by these County bodies on the Park Service plans and development programs for El Portal.

#### **IV. Meetings and Quorum**

- A) The Committee shall meet at the call of the Committee chairman or at the request of the majority of the Committee members.
- B) Business may not be transacted at a regular or special meeting of the Committee without a quorum of six (6) members.
- C) Any person appointed to this Committee who is absent from three (3) consecutive regular meetings without excuse may be removed and a vacancy thereby created.
- D) Public notice shall be given by posting notices in the Community, including but not limited to, El Portal Post Office, and the El Portal Elementary School of a meeting of the Committee fourteen (14) days prior to holding said meeting.
- E) Before a regular meeting of the Committee, an agenda shall be posted containing a brief general description of each item of business to be transacted or discussed at the meeting. The agenda shall specify the time and location of the regular meeting and shall be posted at the meeting site. No action shall be taken on any item not appearing on the posted agenda.
- F) The Committee may adopt by-laws and rules regarding the conduct of meetings, which shall not contravene the meeting and notice requirements contained herein.

#### **V. Staff Support**

- A) Secretarial support to the Committee shall be provided by the Mariposa County Planning Department and responsibilities shall include the preparation of public notices and agendas as can be reasonably provided.
- B) Technical support to the Committee shall be provided by the Mariposa County Planning Department and responsibilities shall include the preparation of special reports, planning documents, and obtaining of such information as the Committee deems necessary for the discharge of its responsibilities.

**BE IT FINALLY RESOLVED** that this Board of Supervisors determines and orders that the Committee shall discharge its responsibilities as assigned by the Board as an advisory body to the Planning Commission and Board of Supervisors in a manner in keeping with established County policy and with the support of the Board.

**PASSED AND ADOPTED** by the Board of Supervisors, Mariposa County this 22nd day of February, 2000, by the following vote.

AYES: Balmain, Stewart, Parker, Pickard

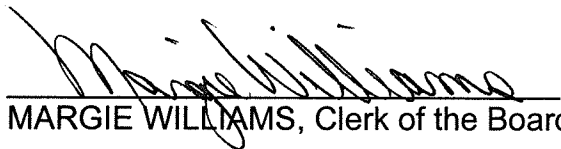
NOES: None

NOT VOTING: None

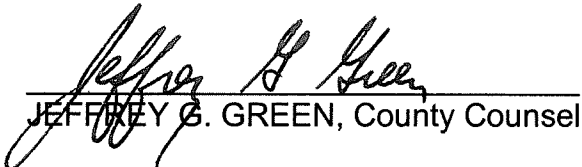
ABSENT: Reilly

  
**GARRY R. PARKER, Chairman**  
Board of Supervisors

**ATTEST:**

  
MARGIE WILLIAMS, Clerk of the Board

**APPROVED AS TO FORM AND LEGAL SUFFICIENCY:**

  
JEFFREY G. GREEN, County Counsel