



MARIPOSA COUNTY

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MERLIN JONES, CHAIR
JOHN CARRIER, VICE-CHAIR
ROSEMARIE SMALLCOMBE
MARSHALL LONG
KEVIN CANN

DISTRICT II
DISTRICT V
DISTRICT I
DISTRICT III
DISTRICT IV

MINUTES

April 7, 2015

A. Call to Order and Roll Call

9:01 AM Chair Jones called the meeting to order at the Mariposa County Government Center, noting that there was a quorum with all Board members present.

| Attendee Name | Title | Status | Arrived |
|----------------------|-------------------------|---------|---------|
| Rosemarie Smallcombe | District I Supervisor | Present | 9:01 AM |
| Merlin Jones | District II Supervisor | Present | 9:01 AM |
| Marshall Long | District III Supervisor | Present | 9:01 AM |
| Kevin Cann | District IV Supervisor | Present | 9:01 AM |
| John Carrier | District V Supervisor | Present | 9:01 AM |

B. Pledge of Allegiance

The Pledge was led by Supervisor Long followed by a moment of silence in honor of our service people here and abroad, and for our law enforcement personnel.

C. Introductions

None.

D. Approval of Consent Agenda (Items designated by "CA")

NOTE: The Consent Agenda consists of items that are generally viewed as non-controversial and routine by the department. If the Board wishes to discuss an item, it will be removed from the Consent Agenda and moved to the end of the timed agenda; or, at the Chair's discretion, may be taken in conjunction with another item scheduled by the respective department. Otherwise, the Consent Agenda items are generally approved in one single motion. This is the appropriate time for the public to advise the Chair of any comments to the Consent Agenda or request to have an item removed from the Consent Agenda.

Chair Jones noted that CA3 and CA20 require a 4/5ths vote.

Public comment opened.

Regarding CA15, Chevon Kothari/Human Services Director clarified that what is being dissolved is the inactive, standalone council, not Mariposa Safe Families, Inc., which acts as the Child Abuse Coordinating Council for the county.

Public comment closed.

Supervisor Cann noted that a two year Secure Rural Schools (SRS) reauthorization has been passed by the House of Representatives and appears to be headed for approval, but cautioned that it has not yet passed through the full process and urged that the Board still approve CA3.

Regarding CA5, Supervisor Long noted that number 9 of the agreement is missing an "s" on the word "loss," and that in item 25 the word "hereto" is one word as opposed to two words, but that he has been assured by the CAO that the contract has been corrected and submitted.

Supervisors Carrier, Jones, and Smallcombe discussed CA10, with Supervisor Smallcombe advising that the item before the Board is to request authorization to proceed with submission of an application to Tesla, but that it is non-binding and does not commit the County to anything. Supervisor Smallcombe also provided an overview of the history of the issue, noting that interest is to support travelers with Electric Vehicles (EVs); remarked on outlying areas that are putting in chargers; commented that the purpose of this application is to make sure that we are on Tesla's list; discussed the application process, noting that a minimal application is required; discussed the types of Tesla chargers available and their costs; noted that all three locations identified in the application are zoned in such a way as to allow dedicated parking spaces; and advised that the Planning Director has identified some uncertainty regarding potential conflicts with a grant for the parking lot near the History Center but feels that staff time does not need to be encumbered before a determination of location is made. In response to an inquiry from Supervisor Cann, Supervisor Smallcombe advised that she cannot guarantee that adequate electricity is available at the three sites. Supervisor Cann also noted that the History Center parking lot is always full and he suggested that, providing that sufficient electricity is available, chargers might be better in the other two locations.

Supervisor Carrier requested that CA13 be considered separately.

Regarding CA12, Supervisor Smallcombe requested that language in H.2 of the Minutes be changed from "ancillary and supportive of future zones of benefit efforts" to "minimally supportive of future zones of benefit efforts."

Regarding CA13, Supervisor Smallcombe requested a correction in the Public comment portion to change "Mr. Damien" to "Mr. Riley."

Regarding CA14, Supervisor Smallcombe required clarification of how concurrence of the Board can be ascertained to call a special meeting given Brown Act limitations. Steven W. Dahlem/County Counsel responded, noting that there is an express exception in the Brown Act that allows communications for purposes of scheduling a meeting, but that no discussion can occur to try to achieve consensus on an item decision. Supervisor Cann noted that Board members can consider calling a special meeting during a regular meeting, or a member can request that the Chair call a special meeting. County Counsel clarified that a special meeting can be called through the Chair, or during a regularly noticed Board meeting. Supervisor Jones extended thanks to the Clerk of the Board for updating the procedure.

Regarding CA23, Supervisor Long extended thanks to Kenneth Trujillo and Ken Wagner for their willingness to serve; and noted that he still needs another person.

Regarding CA24, Supervisor Long; advised of discussions with Rick Peresan and Public Works staff, noting that the consensus is that this is an excellent operating system and services Public Works well; noted that it may be possible to extend it to all of county government; and extended thanks to Mr. Peresan and Public Works staff. Supervisor Smallcombe required clarification as to the coverage of this agreement as it seems to address ongoing maintenance and support rather than upgrades. Barbara Carrier/Public Works Assistant Director - Support Services responded that it includes both.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

CA1. Administration RES-2015-141

Resolution Continuing the Local Emergency Due to Landslides on Highway 140 En Route to Yosemite National Park

CA2. Administration RES-2015-142

Resolution Continuing the Local Drought Emergency

CA3. Administration RES-2015-143

Approve Budget Action Reducing General Fund Contingency and Transferring Funding to the Forest Reserve Budget to Allow for the Fulfillment of the Mariposa County Fire Safe Council and Southwest Interface Team Contracts for the Remainder of This Fiscal Year (\$20,000) 4/5ths Vote Required

CA4. Administration RES-2015-144

Approve the Reappointment of Kathleen A. Boze as Agricultural Commissioner and Sealer of Weights and Measures Effective May 1, 2015

CA5. Administration RES-2015-145

Approve the Five Year Lease Agreement with the 35-A District Agricultural Association to Allow the County Agricultural Commissioner and Farm Advisor to Lease Office Space, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA6. Administration RES-2015-146

Approve a Request for Proposals for Indigent Defense Work

CA7. Auditor (ID # 4598)

Receive Quarterly Audit Reports for Treasury Funds for the Third and Fourth Quarters of Calendar Year 2014

CA8. Board of Supervisors RES-2015-147

Approve a Letter of Support for Assembly Bill 203 Extending the Fire Prevention Fee Due Date and Authorize the Board of Supervisors Chair to Sign the Letter

CA9. Board of Supervisors RES-2015-148

Approve a Letter of Support for AB 1262 Which Would Authorize a Transfer of \$5 Million from an Underutilized Account in the California Advanced Services Fund (CASF) to the Rural and Urban Regional Broadband Consortia Grant Account and Authorize the Board of Supervisors Chair to Sign the Letter

CA10. Board of Supervisors RES-2015-149

Approve the Submittal of an On-Line Application for Tesla Electric Vehicle Superchargers by the Board of Supervisors Chair Pending Approval as to Form by County Counsel

CA11. Board of Supervisors

Approve the Minutes of Tuesday, March 10, 2015

CA12. Board of Supervisors

Approve the Minutes of Tuesday, March 17, 2015

CA13. This item was considered separate from the Consent Agenda

CA14. Clerk of the Board of Supervisors RES-2015-150

Approve Amended "Rules of Procedure for Meetings of the Board of Supervisors of Mariposa County"

CA15. Clerk of the Board of Supervisors RES-2015-151

Approve Dissolving the Inactive Mariposa County Child Abuse Prevention Coordinating Council

CA16. Community Services RES-2015-152

Approve an Increase of Extra-Help Hours from 999 Hours to 1,375 Hours for a Medical Driver and Relief Transit Driver Extra-Help Positions in the Transit Budget

CA17. County Counsel RES-2015-153

Approve the Extension of a Small Claims Legal Advisor Agreement for the Remainder of This Fiscal Year and Fiscal Year 2015/2016, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA18. Human Services 2015-39

Appoint Rosemarie Smallcombe to the Mental Health Board for a Term Expiring April 7, 2018

CA19. Human Services/Social Services RES-2015-154

Approve an Agreement with Mariposa Safe Families to Provide an Array of Services with the Goal of Preventing and Decreasing Child Abuse in an Amount Not to Exceed \$333,611 Over Four Years, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA20. Planning RES-2015-155

Adopt a Resolution Establishing a Time Limit for Archiving Planning Advisory Committee Meeting Audio and to Allow Destruction of Specific Audio Records

CA21. Planning 2015-40

Accept the Resignation of Tanya Hughes, Member at Large on the Historic Sites & Records Preservation Commission

CA22. Planning RES-2015-156

Approve a Contract for Professional Services with J.B. Anderson to Provide Technical Services and Assistance in the Preparation of the General Plan

Housing Element Update 2014-2019, and Authorize the Board of Supervisors Chair to Sign the Contract

CA23. Planning 2015-41

Appoint Kenneth Trujillo and Ken Wagner to the Catheys Valley Community Planning Advisory Committee for Terms to Expire on February 28, 2017 (Supervisor Long)

CA24. Public Works RES-2015-157

Approve an Agreement with Cascade Software Systems, Inc. in the Not-To-Exceed Amount of \$12,035.14 for Maintenance and Support for Fiscal Year 2015-2016, and Authorize the Public Works Director to Sign the Agreement

CA25. Sheriff's Office RES-2015-158

Approve the Overfill of One Sheriff's Jail Officer Position Effective May 1, 2015, and Until a Work Status Determination is Made on the Incumbent in the Affected Position

CA26. Sheriff's Office RES-2015-159

Approve Budget Action Transferring Funds Within Fire Department Budget to Accommodate Extra-Help Hours (\$44,292)

CA27. Sheriff's Office RES-2015-160

Approve Agreement 12-LE-11051360-002 (2015 Controlled Substance Annual Operating and Financial Plan) with the United States Department of Agriculture, Sierra and Stanislaus National Forests for Law Enforcement Services on National Forest Lands, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA28. Sheriff's Office RES-2015-161

Approve Agreement 12-LE-11051360-002 (2015 Forest Service Law Enforcement Patrol Agreement) with the United States Department of Agriculture, Sierra and Stanislaus National Forests for Law Enforcement Services on National Forest Lands, and Authorize the Board of Supervisors Chair to Sign the Agreement; Approve Modification 8 to Grant Agreement and Authorize the Sheriff to Sign the Modification

CA29. Sheriff's Office RES-2015-162

Approve Agreement Number 2015-35 with the United States Drug Enforcement Administration for Reimbursement for Marijuana and Drug Related Investigations; and Authorize the Sheriff to Sign the Agreement

Items Considered Separately

CA13. Board of Supervisors

Approve the Minutes of Tuesday, March 24, 2015

Public and Board comment was taken during the consent portion of the meeting.

RESULT: **ACCEPTED AS AMENDED [4-0]**
MOVER: Marshall Long, District III Supervisor
SECONDER: Rosemarie Smallcombe, District I Supervisor
AYES: Smallcombe, Jones, Long, Cann
ABSTAIN: Carrier

E. Board Recognitions

1. Board of Supervisors 2015-42

Proclaim the Week of April 5 - 11, 2015, as "Safety Seat Checkup Week" (Becky Hagen, Lieutenant - CHP)

Becky Hagen/Lieutenant, California Highway Patrol (CHP) discussed the CHP car seat programs, including the free car seat fittings performed by Officer Adrian Perez who is a Child Passenger Safety Technician Instructor. She then introduced Officer Perez who noted the number of children lost in accidents and discussed the program. Officer Perez also noted that this is an educational program and not a regulatory one; and advised that they will be putting on an event for the entire community within the next month. Supervisor Cann noted that the statistics regarding children are horrifying, and he extended thanks to the CHP for embracing this program. Supervisor Smallcombe extended thanks for the program, and inquired as to how the Board will be apprised of the future events mentioned. Officer Perez noted that they will have the Public Information Officer include the Board in advisements, and he discussed available promotional materials. Supervisor Smallcombe requested copies of promotional material to pass out in communities. Officer Perez noted that they would send a packet. Supervisor Jones discussed his amazement at the statistics, and recounted seeing a woman holding her baby while driving, and the discussion that he later had with her regarding same.

No public input.

Chair Jones presented the Proclamation to Lt. Hagen and Officer Perez.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Kevin Cann, District IV Supervisor
SECONDER: Rosemarie Smallcombe, District I Supervisor
AYES: Smallcombe, Jones, Long, Cann, Carrier

2. Board of Supervisors 2015-43

Proclaim the Month of April, 2015, as "Child Abuse Prevention Month" (Britany Sturm, Mariposa Safe Families)

Mariah Lord/Mariposa Safe Families Program Director introduced Brittany Sturm/Mariposa Safe Families Prevention Specialist, noting that Ms. Sturm will be taking on all of their child abuse prevention efforts. Ms. Lord also: noted that their main goal is to educate; noted that Mariposa County has one of the highest report rates per capita in the state; advised that they just held their annual Safe at Home event at Mariposa Elementary School (M.E.S.) and discussed same; advised that they will be hosting a second event in Coulterville in June; and advised that the Third Annual Daddy-Daughter Dance will be held from 6:30 PM to 8:00 PM at M.E.S. on April 17th.

Public comment opened.

Chevon Kothari extended thanks to Mariposa Safe Families for the work that they do, and noted that she sees the increase in reports as a good thing as it shows that the community is bringing issues to their attention.

Public comment closed.

Supervisor Smallcombe noted that she would like additional information on the statistics and will follow up on that outside of the meeting, and she extended thanks for their efforts to combat child abuse. Supervisor Jones discussed his experiences with home visits when setting up a charter school, and extended his thanks.

Chair Jones presented the Proclamation to Ms. Lord and Ms. Sturm.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Kevin Cann, District IV Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

3. Board of Supervisors 2015-44

Proclaim the Month of April, 2015, as "Alcohol Awareness Month" (Britany Sturm)

Mariah Lord introduced Jessie Bullis/Mariposa Safe Families Alcohol, Tobacco and Drug Prevention Specialist. Ms. Lord discussed the accessibility of alcohol in the community; noted that they let the students pick the projects that they work on and gave an overview of some of their projects; and advised that they are hosting their second DUI Court and discussed same, noting that it will be followed by a video based on Casey Goodwin's story.

Supervisor Smallcombe discussed the importance of their program; and recounted the death of a friend at the age of 21 due to a drunk driver, and discussed the impact of same. Supervisor Jones noted that he is sure that the DUI Court has an impact as most young adults have never been to court before.

No public input.

Chair Jones presented the Proclamation to Ms. Lord and Mr. Bullis.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Kevin Cann, District IV Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

4. Board of Supervisors 2015-45

Proclaim the Month of April 2015, as "Sexual Assault Awareness Month" and April 29, 2015, as "Denim Day" (Kristen Fiester)

Delana Agnew/Mountain Crisis Services Program Specialist discussed an event to be held on April 22th in collaboration with Ethos; advised that they will be attending the Spring Fling in El Portal on April 25th in order to educate about their services; noted that April 29th is Denim Day, and discussed activities planned for the day; and extended thanks to the Board for their support.

Supervisor Jones noted that he had not heard the story behind Denim Day until last year, and he remarked on how compelling it is. Ms. Agnew advised that there are Denim Day flyers on the back table for anyone who wishes to learn about it.

Public Comment Opened.

Chevon Kothari noted that in recent years the Human Services field has been acknowledging the link between trauma and the services that they need to provide. She also extended thanks to Mountain Crisis for the work that they do, as well as to the Sheriff's Office and the Probation Department for their efforts on this issue.

Public comment closed.

Chair Jones presented the Proclamation to Ms. Agnew.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Marshall Long, District III Supervisor
SECONDER: Kevin Cann, District IV Supervisor
AYES: Smallcombe, Jones, Long, Cann, Carrier

F. Departmental Presentation

For Items within the Jurisdiction of the Board and not on Today's Agenda

Tony Stobbe/Public Works Director updated the Board on the Ferguson Project noting that no talus trucks have yet arrived at the landfill; and advised of an upcoming Hazardous Waste collection event at the Lake Don Pedro Transfer Station, by appointment only, on April 24th, with another one scheduled for the local landfill from 9:00 AM to 2:00 PM on April 21st. Mr. Stobbe also reported on an issue with a clogged sewer main in Yosemite West last week; discussed the repair efforts; advised that the State was contacted and a boil water order was issued; and noted that they learned some potential ways to better communicate in the future. Mr. Stobbe also discussed the Governor's Executive Order regarding water conservation and encouraged everyone to be proactive. Supervisor Carrier inquired if they will be sending letters to customers of the water agencies that we service. Mr. Stobbe affirmed, noting that they want to collaborate on the method. Supervisor Cann advised of a California State Association of Counties (CSAC) teleconference on the subject on Friday, and noted that he would email the information to Mr. Stobbe.

G. Public Comment on Non-Agenda Items

For Items within the Jurisdiction of the Board and not on Today's Agenda (Speakers Limited to Five Minutes)

For Items within the Jurisdiction of the Board and not on Today's Agenda (Speakers Limited to Five Minutes)

Greg Kittelson referenced the earlier consent item regarding the Tesla application, and inquired as to whether a supercharging station would be able to handle a Nissan Leaf or other makes of EV vehicles. Supervisor Smallcombe responded that the Tesla supercharger does not accommodate the Nissan Leaf or Chevrolet hybrid cars because of differences in the battery technology, and she discussed same.

Marvin Wells extended thanks to the Board for their support of CA25 through CA29; noted that he will not be here for the department head salary item (N.5 on the agenda) and urged its passage; and supplied information regarding the number of jobs lost in five other counties and discussed same. Mr. Wells also noted receiving a response from staff relative

to his request for information regarding the number of veterans employed by Mariposa County; noted the cost to fulfill his request; inquired as to why he needs to pay; inquired if Board members would have to pay if they requested the information; and distributed five questions regarding the issue. Mr. Wells also discussed the State Responsibility Area (SRA) fees and requested an update on same; and recounted being seriously burned, discussed his treatment and the time that he spent in a hospital, and requested that Board members donate blood this Thursday.

Damien Riley/Chamber of Commerce CEO updated the Board on last month's visitor center statistics; discussed how busy Yosemite has been; and noted that there are free Butterfly Festival milkweed seed packets in the back of the room. Supervisor Cann noted that visitation in Yosemite is usually high the week before and after Easter, but that Glacier Point is not usually open so early. Mr. Riley remarked that he visited Glacier Point this weekend.

Karen Cutter/Chamber of Commerce Chairman of the Board advised that the Butterfly Festival is only four weekends away; noted that the Taste of Mariposa event will be on May 1st at 6:00 PM at the Fairgrounds; advised that the parade will be held at 11:00 AM on Saturday and that entry forms are available at mariposabutterflyfestival.net and at the Chamber of Commerce office; discussed events that are scheduled during the festival; noted that butterflies are being raised in the schools for release throughout the festival; and advised that they are looking for volunteers to help with the festival, and for businesses to raise butterflies.

Supervisor Jones advised that the Friends of the Fairgrounds will be hosting a community appreciation social on April 16th at 5:30 PM at the Fairgrounds.

1. **Clerk of the Board of Supervisors (ID # 4648)**

Handouts from the Public Comment on Non-Agenda Items Portion of the April 7, 2015 Meeting

RESULT: INFORMATION RECEIVED

H. Board Information

Supervisor Jones advised that he took four days off for medical leave. He also advised of having a meeting with the District Ranger and reported that, due to the drought, it is expected that the marijuana growers will be changing locations in search of water; and he advised that anyone seeing anything suspicious should contact law enforcement.

Supervisor Jones also advised that the 17th is the last day to sign up for the current Natural Resources Conservation Service (NRCS) program, and he encouraged the public to check their programs. He also discussed the Governor's Executive Order, and remarked that he hopes that it helps the Don Pedro community.

Supervisor Cann reported: attending a March 25th planning and assessment session with the Fairgrounds Board of Directors and some representatives from the Friends of the Fairgrounds and noted that, in the past, he has suggested a similar planning session for this board; attending a meeting with Supervisor Long and Planning staff regarding the sign ordinance and off site signage; attending the Mariposa County Business Association meeting last week where the Economic Development Corporation (EDC) discussed the need for conference facilities; and observing the Fire Save Council's chipping service yesterday, and he discussed same. Supervisor Cann also discussed the controls on vacation rentals and B&B situations, and remarked that it may be time to make a comprehensive review of the codes and regulations. Supervisor Cann advised that he: will be attending the Gateway Partners meeting in Yosemite on Thursday; will be participating in the drought emergency teleconference; and was in receipt of signed copies of AB1973 which allowed Caltrans to consider the Ferguson Slide rockshed option, and that he would

deliver them to the Clerk of the Board.

Supervisor Smallcombe reported: that most of her time since the last meeting has been focused on broadband and the need to deploy and disseminate it more broadly in rural communities; attending a meeting in Tuolumne County that was sponsored by the Tuolumne County Economic Development Corporation; and attending a meeting of the Central Sierra Connect steering committee, and discussed a speaker at that meeting who has been working to increase broadband in Nevada County and who has now received a grant from the California Advanced Services Fund to install 26 miles of 1 gig fiber optics there. She also reported attending the California Emerging Technologies Fund roundtable in Riverside last week, and noted that some of the topics discussed were: the need to look at what is being done relative to deployment as it is important to economic development, telecommuting, telemedicine, education, agriculture, first responders and safety; the First Responder Network Authority (FirstNet) program, which will begin rolling out in the next two to three years and which will be the first nationwide high speed wireless network dedicated to public safety; and the need to ensure that fairgrounds statewide have broadband communication capabilities because of their importance as disaster evacuation and staging locations. She also discussed the recent Ever Better Communities event, noting that a lot of good things came out of that.

Supervisor Long reported attending: a special meeting of the Airport Advisory Committee on March 24th, and noted that it was a good meeting and that a lot of issues were aired; a March 26th meeting with Supervisor Cann, Sarah Williams, and Kevin Darcy regarding sign issues in downtown Mariposa; the Farm Bureau Rib Dinner in Hornitos on the 28th; the Mariposa County Business Association meeting on April 2nd; and a meeting with Dr. Ryder on April 3rd regarding accrediting the Mariposa Health Department through the CDC in a three year process. Supervisor Long advised that he will be attending: a meeting with the Human Resources Director on the 8th regarding HR issues; a meeting with Supervisor Jones, the CAO, and Rick Peresan on the 9th on I.T. issues and updates; a meeting with Les Overstreet on the 9th regarding the secondary use of Ag lands and conditional use permits; and the Human Services Housing Voucher outreach program on the 10th. He also noted receiving calls from constituents regarding loud airplanes at the airport; advised that he needs to check a well on Road 72B which might be a safety issue; noted receiving a call from a citizen regarding water running off the Catheys Valley ball field; and advised that he will give blood on Thursday.

Supervisor Carrier reported: attending a planning development meeting regarding the Silvertip project on March 18th; attending the CAL FIRE graduation in Ione on March 20th; attending the retirement barbeque for Jim Middleton and Hal Nolan on March 21st; attending a March 23rd courthouse meeting regarding replacement of the roof, paint, electrical upgrades, and other repairs; attending the March 24th Kick-Off event for Yosemite's 125th Anniversary Celebration; attending the Airport Advisory Committee meeting on March 24th, where they discussed concerns regarding some flight maps which show the airport as closed, rather than untended; visiting the new office of Mariposa Safe Families on the 30th; attending a planning meeting on the 31st regarding the YARTS Highway 41 Route; attending the Area 12 JPA meeting on April 2nd, followed by the County EMS meeting later in the day; and attending a meeting with Supervisor Smallcombe and the Child Support Department on April 6th. Supervisor Carrier also advised that he will be: attending a Mountain Valley EMS JPA meeting in Copperopolis tomorrow, followed by another Mountain Valley EMS meeting with the Health Department and County Counsel; attending a Thursday Yosemite Gateway meeting in the Park; attending the Friday Planning Commission meeting; participating in the conference call regarding the Governor's drought provisions; and attending the Wawona Property Owners Association meeting on the 11th, followed by a barbeque and silent auction for the Wawona Charter School; and the YARTS Board meeting in Merced on Monday. Supervisor Carrier also advised that Monday's Historic Sites meeting has been cancelled.

Recess Board of Supervisors

11:02 PM Chair Jones recessed the Board of Supervisors and passed the gavel to Supervisor Long. The Clerk of the Board then read the disclosure pursuant to Government Code section 54952.3 advising that no compensation was received for either the Local Transportation Commission meeting or the County Service Area 1M (Lake Don Pedro) meeting.

I. LOCAL TRANSPORTATION COMMISSION

(Chair - Commissioner Marshall Long, Vice-Chair - Commissioner Merlin Jones)

11:04 AM Chair Long convened the Local Transportation Commission meeting.

Public Comment Period

For Items within the Jurisdiction of the Local Transportation Commission and not on Today's Agenda (Speakers Limited to Five Minutes)

None.

LTC Regular Agenda

1. Planning LTC-2015-5

Adopt a Resolution Amending the Membership of the Transit Center Feasibility Study Citizens Advisory Committee from Nine to Eleven Members

Sarah Williams/Planning Department Director gave the staff report.

Commissioner Cann noted that this grant program puts a strong emphasis on the spectrum of representation; and discussed the reasoning behind the increased membership.

No public input.

Commissioner Cann discussed the importance of this Committee given that parking in the downtown area is going to be a growing challenge; and noted the need to call a meeting of the Parking District Board.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Kevin Cann, District IV Supervisor

SECONDER: Merlin Jones, District II Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

2. Public Works LTC-2015-6

Adopt a Resolution Approving the Updated Mariposa County Coordinated Public Transit-Human Services Transportation Plan

Barbara Carrier gave the staff report, noting that the original document was adopted in 2008; advised that this document discusses coordinating our transit between social services and the transit department; and remarked that the document is required by Caltrans in order to receive federal transportation assistance.

Commissioner Smallcombe complimented Public Works for the work that they have done to keep this moving forward; and inquired as to resources regarding grant writing. Ms. Carrier noted that she writes most of the grants with assistance from Terri Peresan; affirmed that it probably could be a full time job; but noted that there is a lot of funding out there that we do not qualify for because of our rural nature.

Commissioner Jones noted the plans for the North County and discussed transportation issues for those residents.

No public input.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Merlin Jones, District II Supervisor

SECONDER: Kevin Cann, District IV Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

3. **Public Works LTC-2015-7**

Approve the Federal Fiscal Year 2015 Certifications and Assurances for Federal Transit Administration Assistance (FTA) Programs, and Authorize County Counsel and the Executive Director to Sign the Document

No public input.

Staff report by Barbara Carrier.

Commissioner Smallcombe inquired if the Commission is comfortable that County policies and procedures keep the County in compliance. Ms. Carrier assured that Public Works is comfortable with those portions relative to them. Steven W. Dahlem/County Counsel noted that he is comfortable with the requirements and the certifications that are being made; noted that on the program level, the department is responsible for making sure that it has the checks and balances in place; and advised that the requirements are nothing unusual.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Kevin Cann, District IV Supervisor

SECONDER: Merlin Jones, District II Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

Adjourn LTC

11:19 AM Chair Long adjourned the Local Transportation Commission meeting and passed the gavel to René LaRoche/Clerk of the Board.

J. County Service Area 1M (Lake Don Pedro)

(Chair - Director - Vacant, Vice-Chair - Director - Vacant)

11:19 AM There being no Chair or Vice-Chair for this Board, the meeting was called to order by the Clerk of the Board.

CSA 1M Regular Agenda

1. **Clerk of the Board of Supervisors CSA1M-2015-1**

Selection of the 2015 County Service Area 1-M Board Chair

No public input.

Action was taken to select Director Jones as the 2015 Chair.

RESULT: **ADOPTED [4 TO 0]**

MOVER: Kevin Cann, District IV Supervisor

SECONDER: Marshall Long, District III Supervisor

AYES: Rosemarie Smallcombe, Marshall Long, Kevin Cann, John Carrier

ABSTAIN: Merlin Jones

11:21 AM The Clerk of the Board passed the gavel to Chair Jones.

2. Clerk of the Board of Supervisors CSA1M-2015-2**Selection of the 2015 County Service Area 1-M Board Vice-Chair**

No public input.

Action was taken to select Director Long as the 2015 Vice-Chair.

RESULT: **ADOPTED [4 TO 0]**

MOVER: Kevin Cann, District IV Supervisor

SECONDER: John Carrier, District V Supervisor

AYES: Rosemarie Smallcombe, Merlin Jones, Kevin Cann, John Carrier

ABSTAIN: Marshall Long

3. County Counsel CSA1M-2015-3**County Service Area 1M (Lake Don Pedro): Adopt a Resolution Declaring the Board's Intent to Lease Real Property Located in the Lake Don Pedro 1-M Area for Grazing Purposes**

County Counsel gave the staff report, noting that what is required from this Board is a minimum bid price.

Public comment opened.

Greg Kittelson inquired if there is worry about over grazing because of the drought.

Director Jones commented that that is why he prefers a five year lease. Director Long noted that ranchers run their own animals and that harm to the land is harm to the animals. He also commented that ranchers usually leave the land as good or better than they found it. Director Jones recommended raising the insurance requirement to \$1,000,000, and explained his reasoning for the increase. Supervisor Smallcombe noted the County's standard practice is to require a \$1,000,000 policy, and inquired if there was a reason to deviate in this instance. County Counsel responded that he thought the lower amount was because this is unimproved property used for grazing, which means a lower liability; and noted that the required amount can be increased.

Public comment closed.

Action was taken to declare the Board's intent to lease the property, parcels 1 and 2 in CSA 1-M; set a minimum floor price for that bid to correspond with the County Assessor's estimate of \$225,000 per year; and increase the required insurance from \$500,000 to \$1,000,000.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Kevin Cann, District IV Supervisor

SECONDER: Marshall Long, District III Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

11:31 AM Chair Jones recessed the meeting for a break and reconvened at 11:35 AM.

Public Comment Period

For Items within the Jurisdiction of the County Service Area 1M (Lake Don Pedro) and not on Today's Agenda (Speakers Limited to Five Minutes)

None.

Adjourn CSA 1M

11:35 AM Chair Jones adjourned the County Service Area 1M Board meeting.

Reconvene as Board of Supervisors

11:35 AM Chair Jones reconvened the Board of Supervisors meeting.

K. Regular Agenda Items

1. Planning 2015-46

Appoint Kevin Cann as a Board of Supervisors Member to Local Agency Formation Commission (LAFCo) as a Commissioner; Appoint Two Additional Board of Supervisors Members to (LAFCo) as a Commissioner and an Alternate Commissioner

Sarah Williams gave the staff report.

In response to an inquiry from Supervisor Jones, Ms. Williams noted that LAFCo meetings are no longer held on Board of Supervisors meeting days, and that the next LAFCo meeting is scheduled for Wednesday, April 22nd.

No public input.

Action was taken to appoint Supervisors Cann and Smallcombe to LAFCo as voting members, with Supervisor Long an alternate.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: John Carrier, District V Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

2. Auditor (ID # 4553)

Presentation and Discussion of the County's Audited Financial Statements for Fiscal Year 2013-2014

Debbie Isaacs/Mariposa County Auditor gave the staff report followed by requests for clarification by Board members.

No public input.

RESULT: INFORMATION RECEIVED

3. Administration RES-2015-163

Discussion and Approval of the County's 2015 Legislative Platform

Mary Hodson/County Administrative Officer gave the staff report.

Additional language was suggested by Supervisors Smallcombe and Carrier.

No public input.

Action was taken to adopt the legislative platform, amended to include additional language: under the "Transportation" category, that supports appropriate taxation of all vehicles, including electric vehicles, to fund road repair, maintenance and rebuilding; under the "Quality of Life" category, that supports efforts to ensure that rural counties have equal access to broadband; under the "Quality of Life" category, that supports county fairgrounds being connected to broadband because they are the point of congregation during times of disaster; and under the "Health and Human Services" category, that supports enhanced levels of veterans support services.

RESULT: ADOPTED AS AMENDED [UNANIMOUS]

MOVER: Rosemarie Smallcombe, District I Supervisor

SECONDER: Marshall Long, District III Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

L. Items removed from Consent Agenda

None.

M. Closed Session

1. Human Resources/Risk Management (ID # 4599)

CLOSED SESSION - Conference with Legal Counsel: Anticipated Litigation; Significant Exposure to Litigation Pursuant to Subdivision (B) of Government Code Section 54956.9; Number of Cases to be Discussed: 1

No Board or public input.

This Closed Session was held at 12:03 PM and reported out at 2:00 PM.

RESULT: CLOSED SESSION HELD

N. 2:00 PM Reconvene

Report Out

2:00 PM Chair Jones reconvened the Board meeting and reported out that information was received and direction was given during the Closed Session.

1. Board of Supervisors (ID # 4623)

Receive a Presentation from Greg Norton/President of the Rural County Representatives of California (RCRC)

Supervisor Cann welcomed and introduced Greg Norton/President and CEO of Rural County Representatives of California who, in turn, introduced RCRC Legislative Advocates, Cyndi Hillery and Kathy Mannion.

Mr. Norton provided an overview of the RCRC and noted that they also operate four other legal entities, including: the Environmental Services Joint Powers Authority (JPA); the Golden State Finance Authority (GSFA), which is a housing authority and which operates an energy retrofit program, and a multi-family financing program; and the National Homebuyers fund, which is a non-profit organization that does similar things on the single family side. Mr. Norton reported that there have only been fourteen homebuyers who have utilized their programs to buy homes in Mariposa County, and that they intend to pursue more outreach with the local lender and realtor community. Mr. Norton also noted that all of the various entities under the RCRC have been formed to help the rural counties of RCRC; discussed dues and the staff that they fund; and noted that the primary purpose of the organization is to represent, and provide a voice for, the rural communities of California at both the state and federal level. Ms. Hillery then discussed: the RCRC's areas of advocacy; recent activity regarding the Secure Rural Schools Act; the Wildfire Disaster Funding Act; a redefinition of the rule that determines which Veterans can access local healthcare under the new Veterans Act, so that it now uses Google miles rather than a straight-line measurement; and several new pieces of forestry legislation, including some biomass legislation. Ms. Mannion discussed: that RCRC also has dedicated regulatory staff; AB91 and AB92, the legislative drought packages; the Governor's Drought Executive Order, and legislative timelines; an upcoming joint conference call between the California State Association of Counties (CSAC), RCRC and the leadership of the Water Board, followed by time for questions and answers; activities of the California Water Commission; funding now available for county fairs; and attempts to address document dumping within the California Environmental Quality Act (CEQA.)

Supervisor Smallcombe inquired about Forest Health legislation. Ms. Mannion responded, noting that their regulatory staff was not in attendance. Ms. Hillery responded that it sounded like Cap and Trade and she could connect Supervisor Smallcombe with the correct person when she returns to her office. Supervisor Smallcombe inquired as to any biomass legislation. Ms. Hillery noted, and discussed, AB590 which is attempting to improve the efficiency of the biomass industry. Supervisor Cann remarked that at least one piece of major forest health legislation is anticipated on the federal level. Ms. Hillery advised that they are hearing that there will be some kind of comprehensive forestry reform legislation; and she discussed RCRC's considerations and position on the issue. Supervisor Jones discussed the lack of mills, which makes it almost impossible to remove more timber. Supervisor Long noted some of the environmental processes that need to be considered in order to build a new mill; and he extended thanks for the presentation. Mr. Norton extended his thanks for the invitation to speak today.

No public input.

RESULT: PRESENTATION MADE

2. Board of Supervisors RES-2015-164

Approve a Resolution Consenting to Inclusion of Properties Within the County's Jurisdiction in the California Home Finance Authority Community Facilities District No. 2014-1 (Clean Energy) to Finance Renewable Energy Improvements, Energy Efficiency, and Water Conservation Improvements and Electric Vehicle Charging Infrastructure

Supervisor Cann requested Mr. Norton introduce the next item. Mr. Norton advised that the PACE program is underneath the RCRC's Golden State Finance Authority, and he introduced Mike Lemyre.

Mike Lemyre/Vice-President of the YGRENE Energy Fund gave a PowerPoint overview and discussed the partnership between YGRENE and Golden State Finance Authority; noted that in order to qualify, a project will have to save energy or produce it; advised that the program is activated upon adoption of the resolutions; noted that there is minimal County staff time required after the program is approved; discussed aspects of the program; and advised that if enacted today, the initial availability will probably be in late May of 2015. Mr. Lemyre noted that YGRENE is the only private program based on Mello-Roos and SB555, which allows them to finance a slightly higher amount of the property value; and noted that PACE funds the project in full at the end after the property owner approves the work which causes the contractor to bind funds. Mr. Norton noted that, under this program, Golden State Finance Authority provides the capital to fund the projects pending reimbursement from PACE.

In response to an inquiry from Supervisor Cann, Mr. Lemyre discussed the average time needed for a local contractor to become certified; and discussed ways in which they facilitate the process. Supervisor Jones and Mr. Lemyre discussed contractor certification, factors used in the determination of the term length, interest rates, and the foreclosure process.

In response to Supervisor Carrier, Mr. Lemyre noted that they don't approve projects that would approve value greater than 100%; noted that the HERO program is based on AB811 which results in a special assessment on the property, while YGRENE works is based on SB555, modified Mello-Roos, which allows them to finance up to forty years which means lower payments; is not placed as a bulk assessment on the tax rolls; and that special tax rules may apply. Supervisor Carrier required clarification as to whether SB555 provided cleanup legislation regarding the Federal Housing Financing Authority (FHFA.) Mr. Lemyre noted that this legislation did not clean that up, and discussed the Governor's Loan-Loss Reserve Program which he advised was meant to address FHFA concerns. Supervisor Carrier noted that Mariposa County is relatively small and, consequently, probably cannot sustain a lot of programs, and required clarification as to why YGRENE would be the better model. Mr. Lemyre responded, noting that YGRENE and Golden State provide the lowest annual repayment amounts, the lowest after taxing rate, the longest terms, a one-stop shop, and the largest commercial program so that the County will be getting a whole program; and the revenue generated by the programs are fed into RCRC. In response to an inquiry from Supervisor Smallcombe regarding the potential of changes to property tax assessments, Mr. Lemyre noted that these types of projects do not necessarily trigger an automatic re-assessment; but that some non-residential projects might. Supervisor Cann noted that the resolutions may be confusing to the layman, and requested assurances that the program is voluntary. Mr. Lemyre responded that the program is 100% voluntary under either structure. Mr. Lemyre also noted that this creates a shell district around the county; but that the only way a property can be accessed within it is voluntarily.

Noting the Tax Collector in the audience, Supervisor Jones inquired as to whether this program will create additional work for that office. Keith Williams/County Clerk-Treasurer-Tax Collector responded that he did not think it would create much additional work unless there are accelerated foreclosure requests with which his office would have to comply; and noted that he had no problem with the action.

Greg Norton clarified that the program is voluntary for each county that participates; voluntary for any incorporated city that participates; and voluntary for each property owner who participates, and requires unanimous approval if there are multiple property owners. Mr. Norton also noted that regarding FHFA, the documents have full disclosure; noted that competition is good; remarked that they emphasized the customer service portion of it; and discussed his pride in the program because it provides funding to contractors so that they do not have to tie up their own capital while waiting for reimbursement from the PACE program.

In response to an inquiry from Supervisor Long, Mr. Lemyre discussed warranties noting: that manufacturer warranties apply; that contracts are signed between the contractor and the property owner; and that YGRENE bases its funding release on the representations of the contractor and equipment manufacturer.

No public input.

Supervisor Cann discussed his enthusiasm for the agriculture component of this program.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Marshall Long, District III Supervisor
SECONDER: Kevin Cann, District IV Supervisor
AYES: Smallcombe, Jones, Long, Cann, Carrier

3. Board of Supervisors RES-2015-165

Approve a Resolution Consenting to Inclusion of Properties Within the County's Unincorporated Area in the California Home Finance Authority Property Assessed Clean Energy (PACE) Program to Finance Renewable Energy Generation, Energy and Water Efficiency Improvements and Electric Vehicle Charging Infrastructure

Supervisor Cann noted that this is part of the same discussion as the previous item.
No public input.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Kevin Cann, District IV Supervisor
SECONDER: Marshall Long, District III Supervisor
AYES: Smallcombe, Jones, Long, Cann, Carrier

4. Board of Supervisors (ID # 4629)

Approve a Resolution Authorizing Execution of an Agreement for Collection of Special Taxes and Contractual Assessments to Implement the Property Assessed Clean Energy (PACE) Financing Program in Mariposa County

Supervisor Smallcombe required clarification as to the blanks in the agreement which was attached as an exhibit. Discussion ensued regarding same. County Counsel advised that he did not think it prudent to approve an agreement with blank amounts.

Direction: The Board concurred with tabling the item, and bringing it back after

the attached agreement has been fully filled in.

RESULT: TABLED

Recess

3:43 PM Chair Jones recessed the meeting for a break, and reconvened at 3:50 PM.

5. Administration RES-2015-166

Discussion and Action Regarding Department Head Salaries - Elected and Appointed Officials Excluding Members of the Board of Supervisors; Authorize the Auditor to Increase Appropriations to Each Affected Budget Unit in Order to Implement the Adjustments

Mary Hodson gave the staff report; and recommended that the Human Resources Director perform a market research and internal study in the fall of 2016.

Supervisor Cann extended kudos to the CAO for the recommended plan. Supervisor Jones referenced the practice of increasing salaries when recruitment difficulties arise, and discussed his concerns that long time department heads are financially penalized; noted that this is a three year plan; discussed the cost of living; and noted his hope that future boards look at all the salaries when needing to increase a salary during recruitment in order to prevent inequities. He also expressed appreciation for the efforts of the CAO, as well as for Pete Judy and Rick Peresan. Supervisor Long extended kudos to the CAO, the department heads, and staff. Supervisor Cann noted his agreement, and remarked that recent agreements with bargaining units was made possible by the success of the tourism industry; remarked that the County needs to be active in that business; and discussed his appreciation for the partnership with the department heads. Supervisor Jones pointed out that in the past, all department head salaries were based off of the CAO's salary, and asked the Board to be aware of that and determine if that is what they want to do. Supervisor Smallcombe commented on the need to be sensitive to the workloads that are imposed on the departments, and department heads; remarked that she did not think that it makes sense to peg department head salaries to any particular point; and noted that that will need to be independently considered as part of the market study proposed for 2016.

Public comment opened.

Rick Peresan/Technical Services Director discussed the amount of time he spends in the office and encouraged the Board to authorize looking at comparable benefits, including sick leave and vacation time.

Doug Binnewies/Mariposa County Sheriff extended thanks to the Board and the CAO; discussed the CAO's professionalism and focus; noted that he demands a lot from his employees and it is sometimes difficult to recognize that his expectations of them are higher than what they are being compensated for; noted that he has worked for Mariposa County for a long time, and has thought that the department head salaries were intentionally kept below market in order to keep the employee salaries low; discussed his relationships with various employees and departments; noted that the product that the employees provide to the community is high; and remarked that when compensation is fair, it shows in the employees.

Steve Johnson/Human Resources Director noted that he was happy to participate in this process; discussed the collaboration on this effort; applauded the Supervisors, CAO, and department heads; noted that department heads serve at will, and remarked that compensation is one way of exchanging value; noted that, like the other employees, the department heads will be picking up a part of their PERS expense; and commented that he

thinks that the increase is fiscally sustainable. Supervisor Jones expressed his support for the study.

Cathi Boze/Agricultural Commissioner noted that she is advocating for raising the department heads salaries as part of succession planning; remarked that, in order to hire smart people, you have to pay them adequately; and noted that she is advocating for increasing compensation for the department heads, and the rank and file.

Public comment closed.

Supervisor Cann noted the lack of input from the public; remarked that such would not have been the case three or four years ago; and noted that the Board and the public are aware of the need to take this step. Supervisor Long concurred.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

O. Adjournment

4:21 PM Chair Jones adjourned the meeting in memory of Robert Bryant, Frank Williams, and Joseph Ewing.

Respectfully submitted,

RENÉ LaROCHE
Clerk of the Board

MERLIN JONES
Chair, Board of Supervisors



MARIPOSA COUNTY

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MERLIN JONES, CHAIR
JOHN CARRIER, VICE-CHAIR
ROSEMARIE SMALLCOMBE
MARSHALL LONG
KEVIN CANN

DISTRICT II
DISTRICT V
DISTRICT I
DISTRICT III
DISTRICT IV

MINUTES

April 14, 2015

A. Call to Order and Roll Call

9:01 AM Chair Jones called the meeting to order at the Mariposa County Government Center, noting that there was a quorum with all members present.

| Attendee Name | Title | Status | Arrived |
|----------------------|-------------------------|---------|---------|
| Rosemarie Smallcombe | District I Supervisor | Present | 9:00 AM |
| Merlin Jones | District II Supervisor | Present | 9:00 AM |
| Marshall Long | District III Supervisor | Present | 9:00 AM |
| Kevin Cann | District IV Supervisor | Present | 9:00 AM |
| John Carrier | District V Supervisor | Present | 9:00 AM |

B. Pledge of Allegiance

The Pledge was led by Supervisor Carrier, followed by a moment of silence in honor of our service people domestically and abroad, as well as for our law enforcement personnel.

C. Introductions

None.

D. Approval of Consent Agenda (Items designated by "CA")

NOTE: The Consent Agenda consists of items that are generally viewed as non-controversial and routine by the department. If the Board wishes to discuss an item, it will be removed from the Consent Agenda and moved to the end of the timed agenda; or, at the Chair's discretion, may be taken in conjunction with another item scheduled by the respective department. Otherwise, the Consent Agenda items are generally approved in one single motion. This is the appropriate time for the public to advise the Chair of any comments to the Consent Agenda or request to have an item removed from the Consent Agenda.

Chair Jones noted that CA5 and CA7 require a 4/5ths vote.

No public input.

Regarding CA4, Supervisor Long inquired as to how many days a week the museum is open, and whether we are paying full rent if it is not open full time. Supervisor Cann noted that Ron Iudice is on that board. Chair Jones requested Mr. Iudice address the

issue after Board questions.

Regarding CA5, Supervisor Carrier recognized the community of Wawona for their efforts, and extended thanks.

Regarding CA6, Supervisor Jones extended thanks to Mr. Kennedy for his service.

Regarding CA7, Supervisor Cann noted that this particular issue is from a while ago, and requested an overview of current stability and how this purchase will fit into our existing infrastructure. Rick Peresan/Technical Services Director responded that we are in pretty good shape overall; discussed his concern regarding our switches which he noted will be addressed in the budget; and discussed the storage capacity, and the need to expand it. Mr. Peresan also noted that there have been some changes at the Health Department which will require more storage, and advised that he would like to address that sooner rather than later. He also discussed his concern that the process to restore system information after a problem takes longer than it should, and advised that that has more to do with the robustness of the backup equipment which is usually old, used equipment; and he noted that his recommendation is to upgrade some components of our data storage and backup process. Supervisor Long extended thanks for the updates, and discussed the rapid rate of change regarding technology. Supervisor Jones extended thanks for the updates. Supervisor Smallcombe referenced language in the agenda item, and inquired as to what components have not been acquired. Mr. Peresan responded, noting that he was referring to help desk software which would allow his department to provide metrics to the Board; and advised that the money that had been allocated for it will be used to improve the backup software. In response to Supervisor Smallcombe's inquiry, Mr. Peresan affirmed that the help desk concept will be included in the budget process.

Chair Jones inquired if Ron Iudice could provide information regarding CA4. Mr. Iudice clarified that he is no longer on the Mineral Museum Board having resigned due to frustrations with the State. Mr. Iudice also noted that, originally, the museum was open seven days a week but is now open only four days a week; noted that tourists are not being served properly; and encouraged the County to talk with the State.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: John Carrier, District V Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

CA1. **Administration RES-2015-167**

Resolution Continuing the Local Emergency Due to Landslides on Highway 140 En Route to Yosemite National Park

CA2. **Administration RES-2015-168**

Resolution Continuing the Local Drought Emergency

CA3. **Administration RES-2015-169**

Approve Budget Action Transferring Funding Within the Board of Supervisors Budget to Increase District 5 Travel Due to Unanticipated Travel Needs (\$750)

CA4. **Administration RES-2015-170**

Approve a Five-Year Grant Agreement with the 35-A District Agricultural Association for the Payment of Rent on the California State Mineral and Mining

Museum Building, and Authorize the Board of Supervisors Chair to Sign the Grant Agreement

CA5. Library RES-2015-171

Approve Budget Action Increasing Revenue and Appropriations in the Library Budget to Accept a Donation from the Wawona Friends of the Library (\$2,015) 4/5ths Vote Required

CA6. Planning 2015-47

Accept the Resignation of Commissioner Kenneth Kennedy from the Local Agency Formation Commission (LAFCo) and Recognize Him for His Service

CA7. Technical Services RES-2015-172

Approve Budget Action Transferring Funds from the Technical Services Contingency Fund to the Technical Services Operating Budget and Approve the Fixed Assets Associated with the Expansion of the Windows Storage and Backup Infrastructure (\$35,076) 4/5ths Vote Required

E. Board Recognitions

1. Community Services 2015-48

Proclaim April 12 - 18, 2015, as "National Volunteer Week"

Terri Peresan/Community Services Director noted that she sponsors this Proclamation every year to recognize the volunteers.

No public input.

Supervisors Cann, Smallcombe, Carrier, and Jones expressed appreciation for the volunteers throughout the county.

Chair Jones presented the Proclamation to Ms. Peresan.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Rosemarie Smallcombe, District I Supervisor

SECONDER: John Carrier, District V Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

2. Board of Supervisors 2015-49

Proclaim April 12 - 18, 2015, as "Week of the Young Child" (Amber Chambers)

Amber Chambers/Local Child Care Planning Council Coordinator introduced Cindy Shipp and Angie Steele from Infant Enrichment Services who were in the audience; thanked the Board for the recognition; discussed the need to interact and nurture children; noted and discussed the artwork on the walls; and extended thanks to Gussie Kidd, Marie Pretzer, Maria Wolff, Rhonda Grogan, and the Catheys Valley First 5 Preschool for the donated artwork.

No public input.

Supervisor Smallcombe discussed the importance and influence of early interactions with children. Supervisor Jones discussed the importance of these daycare providers.

Chair Jones presented the Proclamation to Ms. Chambers. Ms. Chambers advised that in the back of the room were DVDs entitled "Just a Bowl of Peanuts" which is about inclusion of children with special needs in childcare.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Rosemarie Smallcombe, District I Supervisor

SECONDER: Kevin Cann, District IV Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

F. Departmental Presentation

For Items within the Jurisdiction of the Board and not on Today's Agenda

Rich Drozen/CAL FIRE advised of a tree mortality workshop this Saturday at the fairgrounds; noted topics that will be discussed there; encouraged the public to attend; passed out a flyer for same; and discussed the importance of the information being presented.

Terri Peresan advised that the Senior Health Fair and Expo will be held on the second Friday in May; and advised that they have sent out invitations and have already booked twenty tables, but that they are hoping for at least thirty. Supervisor Cann required clarification of the date. Ms. Peresan noted that it will be held on May 8th from 9:30 AM to 2:00 PM. Supervisor Cann and Ms. Peresan discussed past attendance.

1. Clerk of the Board of Supervisors (ID # 4707)

Handouts from Departmental Presentation Portion of the April 14, 2015, Meeting

RESULT: INFORMATION RECEIVED

G. Public Comment on Non-Agenda Items

For Items within the Jurisdiction of the Board and not on Today's Agenda (Speakers Limited to Five Minutes)

None.

H. Board Information

Supervisor Jones noted that he attended over thirty meetings this last week and was just going to touch on the highlights. He reported that he is working with the Forest Service and Bureau of Land Management (BLM) on a number of projects; noted attending the Southwest InterFace Team (SWIFT) meeting with Supervisor Smallcombe; discussed a mastication program that he is undertaking; discussed the need to remove the bug trees; and noted that the upside of all of the dead trees is that there is a lot of wood going to the senior wood program. He also reported that he has been working a lot on the Hazel Green Project, and the Hotel Jeffery fundraiser which will be on May 30th. Supervisor Jones advised that there will be: a workshop on April 18th at the Fairgrounds regarding bug trees; and a Thursday potluck lunch at the Government Center as a thank you to the employees.

Supervisor Carrier reported attending: the Mountain Valley EMS JPA meeting last Wednesday in Copperopolis, followed by another Mountain Valley EMS meeting with the Health Department, Mercy Ambulance, and Admin staff; the Yosemite Gateway meeting on Thursday in Yosemite National Park; the Planning Commission meeting on Friday, where the main topic was water export outside of the county; the Wawona area property owners

meeting on Saturday, followed by a fundraiser for the Wawona Charter School; and yesterday's Yosemite Area Regional Transportation System (YARTS) JPA meeting in Merced, noting that the Highway 41 route is on track and scheduled to be running Memorial Day weekend. Supervisor Carrier advised that he will be: serving lunch today at the Senior Center; participating in an Area 12 conference call with a state representative regarding compliance issues; attending the Local Transportation Committee meeting on Thursday; attending the Fish Camp Town Planning Advisory meeting on Saturday, followed by the Fish Camp Fire Rescue meeting and Yosemite Alpine Community Service District meeting; and attending a Monday meeting with Supervisor Cann and the Auditor. Supervisor Carrier also advised that The Redwoods in Wawona recently remodeled their wedding and event center and will be having an open house Thursday through Saturday, 11:00 AM to 1:00 PM; and noted that there are two vacancies on the Wawona Town Planning Advisory committee, and advised that anyone interested in serving should contact him or check the County's website under Planning.

Supervisor Long reported that he has been doing a lot of studying on the conditional use permit issue coming up later today. He also discussed the severity of the drought; noted branding calves on Sunday and discussed the feed; and advised that he thinks that the Board needs to look at stopping the exportation of water outside of Mariposa County. He also reported attending: a meeting on the 8th with the Human Resources Director - Risk Manager; a meeting on the 9th with Les Overstreet regarding the mining conditional use permit; a meeting with Supervisor Jones, the CAO, and the Technical Services Director over business process and I.T. issues; the Planning Commission meeting on the 10th; and a meeting regarding the Mariposa County Pioneer Wagon Train. Supervisor Long discussed Yosemite entrance statistics, noting that more people are still going in through the Highway 41 entrance; noted that work on the niche meats initiative has faltered as they met on Tuesdays and he was unable to attend, but that he is expecting it to get active again as they are changing the meeting dates; advised that he is working on setting up a Hornitos Town Hall meeting sometime next month, and that he is working on beautifying Hornitos; and apologized to Marvin Wells for not getting to the blood drive, but noted that he will donate blood. Supervisor Long advised that he will be: serving lunch today at the Senior Center; meeting with the Auditor tomorrow regarding a Federal Insurance Contributions Act (FICA) issue; interviewed by the Mariposa Gazette, along with Supervisor Smallcombe, on the 16th; attending the employee appreciation picnic on the 16th; attending the Friends of the Fairgrounds Social at the Fairgrounds on the 16th at 5:30 PM; and attending the April 20th Mother Lode Job Training Directors meeting and training in Sonora with Supervisor Smallcombe. He also noted that the Civil War reenactment will be held on the 17th, 18th, and 19th, and discussed same; encouraged everyone to participate; and advised that he is not sure that he will be able to attend either the Art Night at the High School on the 17th, or the tree mortality workshop on the 18th, due to the scheduling conflict.

Supervisor Cann reported: attending the Gateway Partners meeting last Thursday; attending the first-half of the Planning Commission meeting on Friday, followed by a CSAC sponsored emergency drought call regarding the Governor's Executive Order; spending a lot of time in town the last two Saturdays, and discussed the uptick in visitors to the area; attending some meetings yesterday regarding the mining permitting issue later today; and meeting with the Human Services Director regarding the homeless issue and public engagement. Supervisor Cann advised that he will be attending: a Board meeting of the Rural County Representatives of California (RCRC) in Sacramento tomorrow, and noted that they will be meeting with Resource Secretary Laird regarding a Forest Health and Wildfire presentation that RCRC had previously made to the Governor's Chief of Staff; and a meeting of the Central Sierra Economic Development District in Sonora on Thursday, noting that he will be touring the Tuolumne County Business Incubator and Innovation lab afterwards. Supervisor Cann also advised of the Friends of the Fairgrounds social on Thursday evening.

Supervisor Smallcombe reported that the application for an Electric Vehicle (EV) supercharger has been submitted to Tesla; advised that they are continuing to move forward with that; and noted a post on the Tesla website that discussed how busy the charging station at the Ahwahnee Hotel usually is. Supervisor Smallcombe reported: attending the SWIFT meeting, and noted the need to explore having a similar group south of the Merced River and discussed the Mountain Area Safety Taskforce (MAST) in San Bernardino County; attending the Midpines Planning Advisory Committee last Tuesday; attending the Yosemite Gateway Partners meeting; attending a portion of the Planning Commission meeting; participating in the drought teleconference regarding the Governor's Executive Order; attending the Yosemite Area Regional Transportation System (YARTS) Joint Powers Authority (JPA) meeting, and she advised that the National Park Service is looking to open Tioga Pass in the next two to three weeks, and that there will be no-fee to enter Yosemite National Park on April 18th and 19th; and attending a First Five Commission meeting yesterday. Supervisor Smallcombe advised that she will be attending: the Tree Mortality Workshop on Saturday; a Biomass Project meeting tomorrow; and a Human Services Needs Assessment meeting. Supervisor Smallcombe also advised that there will be a fundraiser for the Yosemite Valley School on Saturday evening.

Supervisor Cann discussed how quickly Tioga Road can close if the weather turns bad.

Supervisor Jones discussed the reduction of water and noted that a shortage of hay is anticipated; and urged people to support the Friends of the Fair.

I. Regular Agenda Items

1. Agricultural Commissioner RES-2015-173

Approve Cooperative Service Agreement No. 15-73-06-0260-RA - the Annual Work and Financial Plan for Fiscal Year 2015/2016 with the United States Department of Agriculture/Animal and Plant Health Inspection Service/Wildlife Services (USDA/APHIS/WS), and Authorize the Board of Supervisors Chair to Sign the Agreement

Cathi Boze/Agriculture Commissioner gave the staff report, and introduced Wade Carlson/USDA-APHIS Wildlife Services Central District Supervisor who gave an overview of the program and the annual report.

Supervisor Smallcombe requested elaboration regarding the Health and Safety visits, versus the Health and Safety visit TAs. Mr. Carlson noted that the TAs are Technical Assistance visits and can be onsite to access damage, but are mostly over the telephone. Supervisor Smallcombe discussed various categories on the report, and required clarification as to whether the disease samples taken resulted from the assessments conducted during the Health and Safety visits. Mr. Carlson responded, noting that some of the disease samples taken may be related to damage to agriculture rather than Health and Safety visits. Supervisor Carrier noted an apparent drop in Technical Assistance calls and inquired as to whether the reason for same has been identified. Mr. Carlson responded noting that there are a variety of possible reasons, and he discussed a scenario where a call might begin as technical assistance but then end up as control work. Supervisor Jones required clarification as to what factors determine the need for bear removal. Mr. Carlson discussed the process; noted that such a determination is made by the California Department of Fish and Wildlife Services and is dependent on what actions have been taken by the residents to try and stop it; and noted that the department is required to act when damage is incurred and people have taken measures to stop it on their own. Supervisor Long inquired about the multi-year comparison, as it appears that fewer services have been needed as we move further into the drought. Mr. Carlson noted that it could be that those are ongoing projects at the same location.

Mr. Carlson also discussed the multi-year statistics regarding the number of bears taken in hunter harvests and the number that his department had to remove, noting that the number of incidents and the amount of damage done has gone up since the enactment of SB 1221, which prevented hunters from using dogs. Mr. Carlson also noted that the statistics regarding mountain lions are about the same; and that incidents with wild pigs have gone down and that, due to the drought, they are only seeing localized populations of pigs in certain parts of the county. Supervisor Jones noted that the wildlife at his home has increased dramatically since the Rim Fire.

Jeff Davis/USDA-APHIS Wildlife Services Specialist for Mariposa County noted that some of the projects that he dealt with last year included: ravens in the Fairgrounds stadium lights; bears in Midpines, Coulterville, and Greeley Hill; coyotes in Don Pedro; pigs in Coulterville, Greeley Hill, Hornitos, and Catheys Valley; raccoons and skunks in Ponderosa Basin; bobcats in the Triangle Road/Darrah Road/Lushmeadows area; mountain lions that killed goats, sheep, a colt, and pony; and pigs down Usona Road.

No public input.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

2. Board of Supervisors (ID # 4649)

Receive a Presentation on the Mariposa Pioneer Wagon Train

Ron Wilson/Wagon Master gave a brief history of the Wagon Train. He noted that it was started in 1976 for the national bicentennial; advised that it was started by Tom Richardson and run by the Board of Supervisors for four years; noted that Jim Honea formed the 501(c)(3) non-profit organization; discussed the different kinds of support from various entities at the beginning; noted some of the changes through the years due to changes in regulations; discussed problems with the dissemination of information on the internet; and advised that they have meetings every month.

Supervisor Smallcombe extended thanks for keeping the history alive. Mr. Wilson discussed the State sesquicentennial celebration; discussed a book that was published in conjunction with that event; and noted that he would bring a copy of the book in to Supervisor Smallcombe. Supervisor Jones extended thanks for the history. Mr. Wilson read the purpose, from the Wagon Train's bylaws.

No public input.

Supervisor Long extended his thanks that the history was being kept alive; discussed his memories of the first wagon train ride; and noted that he thinks they need to look into starting it in Wawona again.

RESULT: PRESENTATION MADE

3. Board of Supervisors RES-2015-174

Approve Budget Action Reducing the General Fund Contingency to Provide a One Time Contribution to the Mariposa Pioneer Wagon Train (\$2,000)

4/5ths Vote Required

Becky Crafts/Wagon Train Secretary gave the report, noting that she believes it to be the longest County sponsored event; discussed the authenticity of the event; and noted

some of the expenses that they pay.

No public input.

Supervisor Jones discussed with Ms. Crafts the fact that one of the main contributors to the Wagon Train lives out of the County. Supervisor Jones also advised that he would like to be more involved in the fundraising for the event in the future. Ms. Crafts noted that it is hard to raise money in the community because they get so many requests.

Chair Jones noted that the item requires a 4/5th vote.

Supervisor Long suggested that they consider moving the beginning of the Wagon Train back up to Wawona. Supervisor Smallcombe advised that she and Supervisor Carrier are liaisons with the National Park Service and could set up a committee. Supervisor Carrier noted that he has no problem supporting and working with the Park; and advised that he is sure the people in Wawona would be supportive of the endeavor.

RESULT: ADOPTED [4 TO 1]

MOVER: Marshall Long, District III Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Rosemarie Smallcombe, Merlin Jones, Marshall Long, Kevin Cann

NAYS: John Carrier

4. **Planning 2015-50**

Appoint Renea Kennec as Planning Commissioner for District I for a Term that Coincides with the Term of District I Supervisor

Public comment opened.

Larry Harris urged that the Board reappoint Les Marsden, the current District I Planning Commissioner; and read an email regarding same that he sent to Supervisor Smallcombe in January.

Ruth Catalan read an email that she sent that noted that Planning Commissioner appointments are normally consent items at which the Board confirms a supervisor's choice, and which urged appointment of Supervisor Smallcombe's nominee.

Public comment closed.

Supervisor Jones noted that every supervisor has the opportunity to nominate who they want. He also discussed Mr. Marsden's dedication, honesty, and fairness as Planning Commissioner; and commended the whole Planning Commission on all that they have done.

Supervisor Cann discussed Mr. Marsden's service; extended kudos to Supervisor Smallcombe for putting the issue on the timed agenda; noted that the people of District I elected their supervisor and will hold her responsible for her Planning Commissioner; and noted that he will respect Supervisor Smallcombe's choice on this issue, while giving full respect to Commissioner Harris' position.

Supervisor Jones echoed his appreciation of Supervisor Smallcombe's decision to move this item from consent to the timed agenda, and commended her for same.

Supervisor Smallcombe noted that because of her principals regarding transparency, she felt it was necessary to provide an opportunity for full public discussion of her appointment; commented that she believes the Planning Department has already begun taking the steps necessary to recognize Mr. Marsden for his service; discussed her appreciation for the work that Mr. Marsden has done; discussed her election, and the commitments that she made to District I; recounted the time and efforts that she took

when considering the District I Planning Commissioner position; remarked that she selected the nominee because of her background and nexus with the community; and noted that she thinks that people will find that Ms. Kennec can also contribute greatly to the Planning Commission and Mariposa County.

Supervisor Long discussed his support of Supervisor Smallcombe's choice, noting that he would never question any other supervisor's choice in such a matter, except for lack of qualification which he does not see here.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Marshall Long, District III Supervisor
SECONDER: John Carrier, District V Supervisor
AYES: Smallcombe, Jones, Long, Cann, Carrier

J. Items removed from Consent Agenda

None.

K. Closed Session

1. Closed Session (ID # 4650)

CLOSED SESSION - Anticipated Litigation; Significant Exposure to Litigation Pursuant to Subdivision (B) of Government Code Section 54956.9; Number of Cases to be Discussed: 2

No Board or public input.

This Closed Session was held at 11:24 AM and reported out at 2:00 PM.

RESULT: CLOSED SESSION HELD

L. 2:00 PM Reconvene

Report Out

2:00 PM Chair Jones reported out from closed session that Information was Received.

1. Planning RES-2015-175

PUBLIC HEARING: Re-Consideration of Zoning Ordinance Amendment (ZA) No. 2014-078; Implementation of General Plan Policies for Mining (Referred Back to Agricultural Advisory Committee and Planning Commission by the Board of Supervisors on December 16, 2014)

2:01 PM Chair Jones opened the Public Hearing.

Sarah Williams/Planning Director gave the staff report, and noted that public input that was received after the agenda packet was published was distributed to the Board today.

Supervisor Long read a statement advising that he has no financial interest in any mining by Long Aggregates on the Long Ranch and, consequently, no financial interest in any decision that is made; and that Long Aggregates is already permitted and will neither benefit nor suffer from any decision made today.

In response to an inquiry by Supervisor Smallcombe, Ms. Williams provided an

overview of the processes and procedures relative to the California Environmental Quality Act (CEQA), the Surface Mining and Reclamation Act of 1975 (SMARA), and Conditional Use Permits (CUPs) with emphasis on the public participation and hearings. Supervisor Smallcombe required clarification regarding the differences in the scope of the discussions that can occur between the different types of actions. Ms. Williams responded, noted that the ability to make comment on the technical aspects of the mine, pursuant to SMARA, would be the same with either option; and that the ability to make comment on the environmental review aspects of the mining project would be the same with either option. Ms. Williams also noted that the biggest difference with the conditional use permits is that additional findings are established by Chapter 17.112 and that there is a discretionary review and decision made about the mining project based on the health, safety, morals, comfort, and general welfare of the persons residing or working in the neighborhood.

Supervisor Cann required clarification of where the language discussing grandfathering could be found. Ms. Williams noted that if it is not in the resolutions and ordinances it should be. Supervisor Cann required clarification that a fifty percent expansion is a permitted function and would not require a conditional use permit. Ms. Williams affirmed, noting that it would still require an amendment to the mining permit and reclamation plan as is required now.

Supervisor Jones and Ms. Williams discussed the conditional uses with the two options.

Supervisor Carrier inquired if the difference between the two options is the discretionary review process in option two. Ms. Williams responded, noting that it is still included in option 1 for any parcel that is not in the Ag Working Landscape land use, and is not 160 acres or greater in size. Supervisor Carrier required clarification as to how much time the conditional use permit will add to the permit process. Ms. Williams noted that it should not add any additional time. Supervisor Carrier noted a clerical error in the fourth paragraph of page 123.

Supervisor Jones and Ms. Williams discussed the discretionary review process. Ms. Williams noted that the fundamental difference is that permitted uses are uses by right, while conditional uses are discretionary.

Supervisor Long required clarification of the differences in the public process for a 159 acre Ag working landscape parcel, and a 161 acre Ag working landscape parcel. Ms. Williams noted that it would be the same number of public hearings, the same review process, and the same noticing under either option, but that the difference is determined by the CEQA determination and whether an environmental review must occur.

Supervisor Smallcombe required clarification as to whether the main difference between the two parcels has to do with the scope of the elements on which the public may comment. Ms. Williams affirmed, and discussed the elements being reviewed under CEQA; and noted that CEQA does not establish policy, nor give direction as to policy. Supervisor Smallcombe inquired about land swaps, and whether there was a possibility that a land swap might occur. Ms. Williams noted that the policy contained in the General Plan today allows for someone to make a proposal to amend the General Plan, but that it has to be of equal acreage. She also discussed the passage of the land swap provisions.

Public comment opened.

Chris Scheuring/Sacramento Farm Bureau staff lawyer urged adoption of option 2, noting that he would like to see local oversight in addition to CEQA and SMARA; and cautioned against relying on CEQA for the entire public process as laws change.

John Brady/MERG urged the adoption of option 2; noting that wording on land swaps was not onerous; and remarked that having a local level of control is important.

Malcolm MacGregor urged the adoption of option 2, noting that it has been approved by the Planning Commission and the Ag Advisory Committee; remarked that the environmental community also supports option 2; and noted that option 2 would provide more transparency to the process.

Ralph Mendershausen urged adoption of option 2; and discussed the County's

economy, and types of mining operations.

Margaret Udell-Williams urged adoption of option 2; and noted that property values will decline without the protections that a conditional use permit offers.

Kris Casto noted that this will be a policy decision; and discussed other uses that require conditional use permits for much less intensity.

Mark Wilcoxon urged adoption of option 2; commented that he likes the oversight; and noted that he doesn't think that tourism is compatible with most large scale mining.

Les Overstreet urged option 2, noting that miners will be dissuaded by the permit use; and remarked that mining should continue with the application of conditions.

Linda Meyer/Meyer Ranches urged adoption of option 2.

Public comment closed.

Board deliberations opened.

Supervisor Cann concurred that the land swap process was onerous, noting that it was onerous for a reason; recounted that in nine years it has happened once and was nearly a year long process so he does not see that as an issue in the future; and requested that some specificity be built in to grandfather in existing operations. Ms. Williams clarified that today's outcome will be to provide direction as to which option to pursue, and that the appropriate language will be added to the finished resolution.

Supervisor Smallcombe inquired as to other counties that may have CUPs with defined criteria upon which to form the basis for decisions. Ms. Williams noted that CUPs are required for a number of uses in the county. She also noted that there is a set list of review requirements with SMARA. Supervisor Smallcombe requested further clarification as to whether efforts have been undertaken to define the criteria. Ms. Williams responded, noting that she could not answer as she has not researched the issue. Ms. Williams also noted that the Board will not be amending that chapter today.

Supervisor Jones noted that he does not like changing rules in the middle of the game; does not like the discretionary review aspect because three people can kill a project; noted that he would like to see definitions; noted that groups from out of the county will be able to come in and dictate the determinations if the County makes it a CUP; remarked that this county has always tried to be less intrusive than other counties which is why a lot of people move here; remarked that the landowners need to make the decisions if it doesn't intrude; discussed conditional use permits in other counties; noted that option number 2 would be stricter than those required by the State of California; discussed past mining and timber industries in the county; concurred with needing to protect the health and welfare of the county; and urged the adoption of option 1.

Supervisor Long remarked that option 2 allows the ability to kill any project; noted that mining has a history in Mariposa and does not impede tourism; discussed the necessity of mining to provide materials for technology; stated that mining creates economic development; noted that the aggregate mining business has been a constant in Mariposa County, and that there is no project currently before any entity for a large scale mining operation; commented that the discord over this item is because one project is being prejudged; remarked that there has never been a CUP on large Ag lands in Mariposa County and one is not needed now; discussed local mining operations that no longer exist, noting that he does not think that we need to further regulate the mining industry; urged option 1; and noted that both options should include stronger grandfathering clauses.

Supervisor Jones discussed mining and timber industry problems in the past, noting that those issues have been put to an end in California by the enactment of preventive regulations.

Supervisor Smallcombe noted that there are reasons that other counties have instituted CUPs; remarked that she does not feel that projects will be killed by imposing a CUP for mining activities; commented that bringing people together in the public process will reduce the possibility of litigation; and urged option 2.

Supervisor Long moved option 1, but the motion died for a lack of a second.

ACTION was taken, under motion of Supervisor Smallcombe and second by Supervisor Carrier, to approve option number 2, providing that robust provisions are included to ensure grandfathering of current operations.

Chair Jones continued the Public Hearing to April 28th, 2015, at 2:00 PM.

RESULT: ADOPTED [3 TO 2]

MOVER: Rosemarie Smallcombe, District I Supervisor

SECONDER: John Carrier, District V Supervisor

AYES: Rosemarie Smallcombe, Kevin Cann, John Carrier

NAYS: Merlin Jones, Marshall Long

M. Adjournment

3:42 PM Chair Jones adjourned the meeting in memory of Robert Boyer, Dianne Vereschagin, David Lile, and Joseph Proietti.

Respectfully submitted,

RENÉ LaROCHE
Clerk of the Board

MERLIN JONES
Chair, Board of Supervisors



MARIPOSA COUNTY

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MERLIN JONES, CHAIR
JOHN CARRIER, VICE-CHAIR
ROSEMARIE SMALLCOMBE
MARSHALL LONG
KEVIN CANN

DISTRICT II
DISTRICT V
DISTRICT I
DISTRICT III
DISTRICT IV

MINUTES

April 21, 2015

A. Call to Order and Roll Call

9:01 AM Chair Jones called the meeting to order at the Mariposa County Government Center, noting that there was a quorum with all members present.

| Attendee Name | Title | Status | Arrived |
|----------------------|-------------------------|---------|---------|
| Rosemarie Smallcombe | District I Supervisor | Present | 9:00 AM |
| Merlin Jones | District II Supervisor | Present | 9:00 AM |
| Marshall Long | District III Supervisor | Present | 9:00 AM |
| Kevin Cann | District IV Supervisor | Present | 9:00 AM |
| John Carrier | District V Supervisor | Present | 9:00 AM |

B. Pledge of Allegiance

The Pledge was led by Supervisor Cann followed by a moment of silence in honor of our service people here and abroad, and for our law enforcement personnel.

C. Introductions

None.

D. Approval of Consent Agenda (Items designated by "CA")

NOTE: The Consent Agenda consists of items that are generally viewed as non-controversial and routine by the department. If the Board wishes to discuss an item, it will be removed from the Consent Agenda and moved to the end of the timed agenda; or, at the Chair's discretion, may be taken in conjunction with another item scheduled by the respective department. Otherwise, the Consent Agenda items are generally approved in one single motion. This is the appropriate time for the public to advise the Chair of any comments to the Consent Agenda or request to have an item removed from the Consent Agenda.

No public input.

Regarding CA3, Supervisors Carrier, Jones, and Cann extended thanks to Faith Selk and the Tourism Bureau for redesigning the County's display case.

Supervisor Smallcombe requested additional information regarding CA5. Robin Ryder/Health Officer discussed services offered by the Health Department, and the

minimal fees that have been collected; discussed recent changes to health insurance, noting that opportunities may now exist for reimbursement; and remarked that CA5 represents an opportunity to bill insurance companies.

Regarding CA7, Supervisor Long noted receiving a complaint regarding the rough edge to the asphalt at 8th and Bullion at the entrance to Mariposa Physical Therapy and requested that the Public Works Director investigate to see if something could be done about it. Supervisor Cann expressed his appreciation, noting that this was a lost project which Public Works staff resurrected.

Regarding CA9, Supervisor Cann inquired as to the amount at which the hangar was offered. Tony Stobbe/Public Works Director noted that he asked the same question and was told by staff that the County is not usually interested in purchasing hangars. Supervisor Jones noted that he had the same question; discussed private sector practices; and remarked that he would like to know the amount before deciding on the item. CA9 was pulled from the Consent section.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

CA1. Administration RES-2015-176

Resolution Continuing the Local Emergency Due to Landslides on Highway 140 En Route to Yosemite National Park

CA2. Administration RES-2015-177

Resolution Continuing the Local Drought Emergency

CA3. Administration RES-2015-178

Ratify the Signature of the County Administrative Officer on the County Display Case Authorization Form that Allows the Yosemite/Mariposa Tourism Bureau to Update the County's Display Case Located in the State Capitol

CA4. Community Services RES-2015-179

Approve Amended Agreements with Area 12 Agency on Aging, and Authorize the Board of Supervisors Chair to Sign the Amended Agreements; Approve Budget Actions Adjusting Revenue and Appropriations in the Senior Nutrition Budget to Correspond with the Newly Amended Agreements (\$7,512) 4/5ths Vote Required

CA5. Health RES-2015-180

Approve the Medi-Cal Managed Care Service Agreement with Anthem Blue Cross and the Nine Corresponding Memorandums of Understanding (MOUs) to the Agreement to Allow for Billing of Medi-Cal Managed Care Services, and Authorize the Board of Supervisors Chair to Sign the Agreement and the MOUs

CA6. Human Resources/Risk Management RES-2015-181

Approve the Rejection of Claim Nos. C15-1 Filed by Rebekah Glorier and C15-2 Filed by Wanalynn Alexander for Undisclosed Amounts and Authorize the Board of Supervisors Chair to Sign the Notices of Rejection

CA7. Public Works RES-2015-182

Accept the Bullion Street Paving Project as Complete and Authorize the Public Works Director to Record the Notice of Completion and Release the Retention

CA8. Public Works RES-2015-183

Approve Dissolving the Solid Waste Recycling Task Force and the Solid Waste Advisory Committee

CA9. was pulled from the Consent Agenda and Placed After the Regular Agenda

CA10. Sheriff's Office RES-2015-184

Approve the Renewal of a One Year Lease Agreement with Robert E. Bondshu for Fire Department Office Space, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA11. Sheriff's Office RES-2015-185

Approve Budget Action Transferring Funds Within the Sheriff's Budget to Cover Shortfall in Sheriff's Overtime (\$30,000)

E. Board Recognitions

1. District Attorney 2015-51

Proclaim the Week of April 19 - 25, 2015, as "National Crime Victims' Rights Week"

Laura Smith/Victim-Witness Assistance Coordinator gave the staff report and invited everyone to the memorial and reception in special tribute of the 2014 crime victims from Noon to 1:00 PM this Friday in the Government Center Courtyard. She also reminded everyone that Denim Day is April 29th.

Public comment opened.

Tom Cooke/District Attorney noted that Supervisor Cann and the Sheriff will be speaking at the ceremony on Friday; and discussed the effects of trauma on victims.

Doug Binnewies/Mariposa County Sheriff extended kudos to the District Attorney's Victim-Witness Unit, noting that the Sheriff's investigators work closely with them; and he discussed the rapport between the units.

Pete Judy/Chief Probation Officer extended thanks for the work that Human Services, the Sheriff's Office, and Victim-Witness does; and noted that the Community Corrections Partnership (CCP) is going to explore ways to improve the reimbursement process in order to more quickly restore victims.

Public comment closed.

Supervisor Smallcombe discussed the importance of the work being done by the Victim-Witness Program. Supervisor Cann recounted an incident regarding a friend, and discussed the emotional upset that it caused.

Chair Jones presented the Proclamation to Laura Smith.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Rosemarie Smallcombe, District I Supervisor
SECONDER: Kevin Cann, District IV Supervisor
AYES: Smallcombe, Jones, Long, Cann, Carrier

F. Departmental Presentation

For Items within the Jurisdiction of the Board and not on Today's Agenda

For Items within the Jurisdiction of the Board and not on Today's Agenda

Tony Stobbe reported that the Public Works Administration building will be closed on Friday in order to complete a minor flooring renovation, but that it will not affect the rest of Public Works. Mr. Stobbe also noted that just over eight tons of Ferguson material made its way to the landfill in the previous week; and noted that they have been working through some minor issues but that it will, ultimately, be very useful for the landfill.

Rich Drozen/CAL FIRE reported on the Tree Mortality workshop that was held this last weekend, and extended thanks to the Mariposa Resource Conservation District, Mariposa Fire Safe Council, the U.S. Forest Service, CAL FIRE, and the Master Gardeners. Chief Drozen also advised that burn permits will be required beginning April 27th which is earlier than usual, and noted that they will probably be doing some elevation restrictions, as well. Chief Drozen also reported that CAL FIRE will be hiring seasonal fire fighters on April 27th, and they anticipate that all stations will be open on May 4th. Supervisor Cann noted a meeting that he had on Wednesday for Rural County Representatives of California (RCRC) with Ken Pimlott/CAL FIRE Director and John Laird/California Secretary for Natural Resources; and discussed the confidence and faith that RCRC has in Director Pimlott and all of the local, state and federal entities. Supervisor Long and Chief Drozen discussed when fire season may be declared; and issues with burning permits because of the dry vegetation. Supervisor Smallcombe extended thanks to CAL FIRE staff for their participation in the Tree Mortality workshop. Supervisor Jones advised that his wife and a group of north county residents attended, and discussed how impressed they were by the amount of information that was presented. Chief Drozen discussed the workshop attendance, and noted the need for more outreach. In response to an inquiry from Supervisor Jones, Chief Drozen noted that the defensible space inspectors are mapping homes and water sources, especially water tanks, via global positioning system (GPS); noted that fire trucks can draw from water tanks with special connections, and advised of a flyer that has been prepared regarding same; and noted that they are working with the Mariposa County Office of Emergency Services to try to get some additional fire tanks installed throughout the county. Supervisor Smallcombe advised that the flyer would be added to the County's website, and she requested that the flyer be distributed to the rest of the Board.

Chevon Kothari/Human Services advised that she has begun doing some community presentations regarding homelessness; has scheduled a Town Hall meeting regarding the Homeless Strategic Plan for May 7th at 5:30 PM in the Chambers, and advised that they will be putting that information on the County website and in the newspaper. Ms. Kothari also advised that they are in the process of developing a brief online needs assessment survey in response to a request from the Calaveras-Mariposa Community Action Agency; noted that it will be available online; advised that her department will soon be sending a link out which she requested be forwarded to anyone who might be interested; and noted that she will return in June to share the strategies that are developed as a result of that survey. Ms. Kothari also noted that her department is planning an Open House in the Coulterville office on a Saturday in July, and that the tentative date for that is July 18th; invited any interested community partners to contact them as they would like to provide it as a resource fair; and noted that full details will go on the website.

Pete Judy/Chief Probation Officer extended his thanks to Jacquie Hale, Ron Iudice, and Keith Williams for their time to read and score some RFPs on the two \$5,000 mini-grants offered through the Community Corrections Partnership.

G. Public Comment on Non-Agenda Items

For Items within the Jurisdiction of the Board and not on Today's Agenda (Speakers Limited to Five Minutes)

Randell Widner/Concerned Citizens of Central California introduced other committee members in the audience, and discussed a tri-county commission that the committee is trying to put together; discussed aspects of the Healthy Forest Act; discussed the amount of water that gets evaporated or used by forest canopies; noted that the committee is advocating taking back the sovereignty of the forest; discussed the use of litigation to stop forest salvaging and harvesting; discussed the need to landscape the forest which requires taking control; provided a packet of information for Board members; and requested that the Board schedule another time for him to come back and make a full presentation. Supervisor Jones concurred with the need to maintain the landscape and discussed a mastication project on which he is currently working. Mr. Widner advised that Madera County passed a resolution last Thursday, and Fresno County is contemplating doing the same.

Paul Willingham/Concerned Citizens of Central California remarked that this plan will allow the people to have some control over the forests which will increase the economy, improve the environment, and help fight the drought.

Cal Wise/Concerned Citizens of Central California noted that he has a degree in geology; discussed the potential fire damage this year; and discussed the water shortage.

Doug Binnewies/Mariposa County Sheriff-Coroner-Interim Fire Chief noted his familiarity with this group; remarked that the Fresno County Sheriff validated their credentials; noted that what is being presented is a reasonable and attainable approach to managing our resources and water; urged review of the materials that they presented; and urged formal consideration of this presentation.

Karen Cutter/Chamber of Commerce Board Chair advised that they will be releasing butterflies tomorrow at the Children's Hospital to promote the Butterfly Festival; noted that the festival begins in ten days; advised that they are raising a total of 5,000 butterflies; advised that they will begin releasing the butterflies at the festival at 10:00 AM on May 1st; noted that the Taste of Mariposa starts at 6:00 PM at the Fairgrounds and that they are still accepting donations for the auctions; noted that the event starts on Saturday at 10:00 AM with the Arts and Crafts Fair, followed by the parade down main street at 11:00 AM; and discussed scheduled food vendors, butterfly releases, and entertainment.

H. Board Information

Supervisor Carrier reported: attending a meeting in Lushmeadows last Wednesday; participating in a conference call regarding the Area 12 Agency on Aging; attending the Social Services Transportation Advisory Committee meeting on Thursday; cleaning up a downed oak at home on Thursday, and he noted how quickly it burned, urged caution with burning this year, and urged everyone to have a "go bag" and be prepared to evacuate; attending the Open House at The Redwoods on Friday; attending a couple of Fish Camp meetings on Saturday; attending the Civil War Reenactment on Sunday; meeting with the Auditor and Supervisor Cann on Monday; and meeting with representatives from the Regional Water Management Plan. Supervisor Carrier advised that he will be: attending the Commission on Aging meeting tomorrow; participating in a conference call regarding the new State water regulations; attending the Regional Water Management Plan meeting on Thursday; attending the Planning Commission meeting on

Friday, followed by the Crime Victims ceremony; attending the Bootjack Volunteer Fire Department's quarterly breakfast on Saturday morning; and attending the FFA Dinner Saturday evening.

Supervisor Long concurred with Supervisor Carrier's remarks about personal responsibility regarding fire safety. He also reported: serving lunch at the Senior Center on the 14th; attending a meeting on the 15th with the Auditor; that he was interviewed by a Gazette reporter on Thursday; attending the employee appreciation lunch sponsored by the Chair on Thursday; and attending the Friends of the Fairgrounds Social Thursday evening. He also reported that he had to miss other events due to illness; and noted that the report he received on Sunday regarding the Civil War Reenactment was that over 700 school children had attended, and that they had over 700 attendees on Saturday. Supervisor Long advised that he will be attending: a Local Agency Formation Commission (LAFCo) meeting on the 22nd; the final New Supervisors training with Supervisor Smallcombe on the 23rd; a meeting with the Human Resources Director on the 27th regarding personnel issues; and a meeting with the County Administrative Officer and County Counsel regarding panhandling, and he discussed seeing someone panhandling near the post office.

Supervisor Jones noted that more of his information is being put on the website, and advised that he has a report on the back table. Supervisor Jones reported that the DRI grant is moving forward and that they will end up with a lot of miles of paved road from Dogtown, Schilling, and Bondurant Mine Roads, and he commended George Reed Construction for their efforts. Supervisor Jones also reported that water issues are no better in Don Pedro, and advised that they are working on the second well which is a short term fix since the water beneath the ground is also diminishing; noted that the leaks are increasing; advised that in McClure they are looking to go down closer to the dam to access water but that they need two million dollars on a six million dollar project; and advised that they now think that they can last until October, but he thinks that they are being optimistic. Supervisor Jones also reported attending the Friends of the Fairgrounds social, noted that they are doing a good job, and extended kudos to the Fair Manager; and reported on a meeting with Alan MacPhee/John C. Fremont Hospital and Mary Bass regarding delivery of prescriptive drugs over to District II. Supervisor Jones also noted that he and his wife had a great time at the employee appreciation potluck on Thursday, and he extended thanks to staff for their help.

Supervisor Cann congratulated and thanked Supervisor Jones for hosting the employee barbeque. Supervisor Cann reported on his attendance at a Rural County Representative of California (RCRC) meeting last Wednesday, and advised that they met with the State Resources Chief and CAL FIRE chiefs to petition them for cap and trade money for forest health; discussed the money being generated by the State Responsibility Area (SRA) fee, noting that they do not have a good plan for how to best invest that money; remarked that Forest Service land is by far the most at risk; and noted his appreciation for the public's initiative. He also reported that the RCRC is trying to accumulate the medical marijuana ordinances from all of the rural counties in order to be a repository for same; and noted that he has distributed information from the RCRC on the MAP-21 Transportation funding and other issues; and he discussed the shortfalls in federal and state funding based on gas tax revenues which continue to recede. Supervisor Cann also reported: that he was in Sonora on Thursday with the Central Sierra Economic District; meeting with a road maintenance association in his district Thursday evening regarding their considerations of a Zone of Benefit; disposing of electronic waste at the e-waste recycling day at the Fairgrounds, and he noted how busy the event was; participating in a review on Saturday of the lower Yosemite Falls Rehabilitation project which was originally begun in 2005, noting that a similar project is to begin on Wawona Grove; working on some Parking District issues, noting that they are in the process of hiring Doug Wilson, the former Interim Public Works Director, to help work on those issues; and attending the Water Management oversight meeting yesterday. Supervisor Cann also noted that

Mariposa just got a Ted-X license for a program; noted that the Tourism Bureau took the lead on working with the franchising group; and advised that they are looking to host an event in November.

Supervisor Smallcombe reported that last week she was focused primarily on fire; discussed the SouthWest InterFace Team (SWIFT) which operates north of the Merced River, and discussed her desire to form a similar group south of the river; advised of people and entities she has spoken with on the matter; noted that the Fire Safe Council is interested in serving as the core of that collaborative effort; advised that John Schroeder is in contact with a similar type of group in San Bernardino County called the Mountain Area Safety Taskforce (MAST); discussed similar organizations in other counties; noted speaking with a U.S. Forest Service representative who advised that the Sierra Forest has proactively decided to bring on a national fire prevention team due to the extended drought and fire outlook; advised that she will soon bring an item to the Board regarding same; noted that risk assessment surveys will be carried out on May 14th; and advised that the 2nd Annual Fire Safe Rally will be held on May 30th at the Fairgrounds. Supervisor Smallcombe also: reported that the Biomass Project Requests for Proposals (RFPs) will go out for the fuel availability study shortly after May 1st, which will be followed by an economic feasibility study; advised that the Yosemite West financial analysis is nearly complete, and should be in a position to distribute later this week or next; and reported attending the El Portal planning meeting last week, noting that the primary topic of discussion was speed humps as there is an intent to install another one in old El Portal. She also advised that she will be: traveling to Sacramento with Supervisor Long on Thursday to complete their training; participating in a CSAC telephone conference on poverty tomorrow; attending the LAFCo meeting; participating in a CSAC telephone conference on the new water regulations; meeting with Mariposa Pines Water and Fire group on Friday on a cleanup; attending the Spring Fling in El Portal on Saturday; and working on broadband issues next Monday.

Recess Board of Supervisors

10:39 AM Chair Jones recessed the Board of Supervisors meeting and passed the gavel to Supervisor Long. The Clerk of the Board then read the disclosure pursuant to Government Code section 54952.3 advising that no compensation was received for the Local Transportation Commission meeting.

I. LOCAL TRANSPORTATION COMMISSION

(Chair - Commissioner Marshall Long, Vice-Chair - Commissioner Merlin Jones)

10:39 AM Chair Long convened the Local Transportation Meeting in the County Government Center.

Public Comment Period

For Items within the Jurisdiction of the Local Transportation Commission and not on Today's Agenda (Speakers Limited to Five Minutes)

None.

LTC Regular Agenda

1. Public Works LTC-2015-8

Adopt a Resolution Approving the Application and Necessary Documents Pertaining to the Federal Transit Administration (FTA) Section 5311

**Program (Operating Assistance) Funds for Federal Fiscal Year 2014-2015,
and Authorize the Executive Director to Sign the Application**

No public comment.

Barbara Carrier/Public Works Assistant Director - Support Services gave the staff report.

Commissioner Cann noted that the Commission has been fielding concerns regarding transportation for medical appointments; and inquired where the program is headed. Terri Peresan/Community Services Director responded, noting that there has been an increased need for medical transport in outlying areas and that they have been trying to address it; noted staffing difficulties and limitations with transit drivers given that they are also school bus drivers; and noted that they are working to strategize and collaborate with other counties. Commissioner Cann noted that he was glad that it is not the financial aspect that is holding it back but, rather, the recruitment of drivers. Ms. Peresan discussed California Highway Patrol (CHP) requirements for passenger endorsements; and noted that they are doing well on the fare-box ratio. Commissioner Cann noted that it seems like this need is going to increase given the demographics, and inquired if a full time employee would be more efficient. Ms. Peresan responded, noting that there is not enough cushion in the budget for that. Chevon Kothari noted that she and Ms. Peresan have been discussing this issue with the Alliance for Community Transformation who is planning on providing medical transport which they will be able to bill to Medi-Cal; but, that it will take them about a month or two to work out the logistics. Commissioner Jones noted that users need to keep the transportation window in mind when making appointments. Ms. Peresan noted that they like to have two to three weeks advance notice with the north county, as that is a ten hour route; noted that they do give referrals if they can; and advised that they are hoping to work on a volunteer driving group to help out.

Supervisor Smallcombe requested clarification regarding the fare-box ratio, given that one part of the application states that they have not collected fares. Ms. Carrier clarified that the section in question is requesting if they have changed their fares, not charged them. Ms. Peresan advised that that ratio is the expenses in comparison to the fares that they take in, and right now they are running at 16%.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Rosemarie Smallcombe, District I Supervisor

SECONDER: Merlin Jones, District II Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

Adjourn LTC

10:55 AM Chair Long adjourned the LTC meeting and passed the gavel to Supervisor Jones.

Reconvene as Board of Supervisors

10:55 AM Chair Jones reconvened the Board of Supervisors meeting.

J. Regular Agenda Items

1. **Human Services/Social Services RES-2015-186**

Approve the Restructure of the Social Services Division in the Human Services Department by Adding the Full-Time Allocations of a Deputy

Director of Employment and Community Service, Staff Services Analyst I/II, Social Worker Supervisor II, and Office Technician I to the Social Services Budget Effective May 1, 2015; Approve Budget Action Transferring Funding Within the Social Services Budget to Accommodate the Social Worker Supervisor II Position (\$10,549)

Chevon Kothari made the staff report.

Steve Johnson/Human Resources Director-Risk Manager noted that Ms. Kothari met with him first, then collectively with CAO; noted his appreciation for the process; noted that this request is consistent with the County's classification system; and noted that they will work collaboratively with Merit Systems if it is approved. Ms. Kothari added that there is no impact to the County General Fund. Supervisor Smallcombe extended thanks for the work put into this, and emphasized how important this recommendation is; and noted that at the last CSAC training they discussed the funding of Human Services, and the challenges to that department.

Supervisor Carrier required clarification regarding the organizational charts that were received. Ms. Kothari responded, noting an error. Supervisor Carrier required assurances that Human Services will have the budget to cover these positions in the next fiscal year. Ms. Kothari noted that they are working on the budget now and, in addition to the restructuring, are looking at not refilling some positions after people retire. In response to an inquiry from Supervisor Carrier, Ms. Kothari noted that permission is not needed from Merit Systems for the reorganization.

No public input.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Rosemarie Smallcombe, District I Supervisor

SECONDER: Marshall Long, District III Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

K. Items removed from Consent Agenda

CA9. **Public Works RES-2015-187**

Decline the Option to Purchase Hangar No. 53 at the Mariposa/Yosemite Airport and Allow the Owner to Sell the Hangar to an Interested Party

Tony Stobbe reported that the hangar is being offered for \$60,000.

Public comment was taken during the consent agenda.

Supervisor Jones requested that the item come back to the Board if the sellers change their mind on the price. Supervisor Long clarified that the Board is now considering CA9. Supervisor Carrier inquired if Board direction is to bring the matter back should the owner drop the price. Supervisor Jones sought assurance that the County would still have the first right of refusal should the price drop. Steven W. Dahlem/County Counsel noted that the first refusal is for any stated price and that right now the offered price is \$60,000; and that his opinion is that the County would still have first refusal if the price was lowered.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Kevin Cann, District IV Supervisor
SECONDER: John Carrier, District V Supervisor
AYES: Smallcombe, Jones, Long, Cann, Carrier

L. Adjournment

11:17 AM Chair Jones adjourned the meeting in memory of William Whitla, and Elaine Johnson-Dodd.

Respectfully submitted,

RENÉ LaROCHE
Clerk of the Board

MERLIN JONES
Chair, Board of Supervisors



MARIPOSA COUNTY

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MERLIN JONES, CHAIR
JOHN CARRIER, VICE-CHAIR
ROSEMARIE SMALLCOMBE
MARSHALL LONG
KEVIN CANN

DISTRICT II
DISTRICT V
DISTRICT I
DISTRICT III
DISTRICT IV

MINUTES

April 28, 2015

A. Call to Order and Roll Call

9:00 AM Chair Jones called the meeting to order at the Mariposa County Government Center noting that there was a quorum with all members present.

| Attendee Name | Title | Status | Arrived |
|----------------------|-------------------------|---------|---------|
| Rosemarie Smallcombe | District I Supervisor | Present | 8:58 AM |
| Merlin Jones | District II Supervisor | Present | 8:58 AM |
| Marshall Long | District III Supervisor | Present | 8:58 AM |
| Kevin Cann | District IV Supervisor | Present | 8:58 AM |
| John Carrier | District V Supervisor | Present | 8:58 AM |

B. Pledge of Allegiance

The Pledge was led by Supervisor Smallcombe followed by a moment of silence in honor of our service people here and abroad, and for our law enforcement personnel.

C. Introductions

None.

D. Approval of Consent Agenda (Items designated by "CA")

NOTE: The Consent Agenda consists of items that are generally viewed as non-controversial and routine by the department. If the Board wishes to discuss an item, it will be removed from the Consent Agenda and moved to the end of the timed agenda; or, at the Chair's discretion, may be taken in conjunction with another item scheduled by the respective department. Otherwise, the Consent Agenda items are generally approved in one single motion. This is the appropriate time for the public to advise the Chair of any comments to the Consent Agenda or request to have an item removed from the Consent Agenda.

Steven W. Dahlem/County Counsel noted that the words "nine member committee" should be deleted from the definition of Audit Committee on page 2 of CA5. He also noted that CA7 has been withdrawn.

Chair Jones noted that CA4 has also been withdrawn, and that CA3 requires a 4/5ths vote.

No public input.

Regarding CA3, Supervisor Cann discussed the storage vault and recognized the County Administrative Officer (CAO) and the department heads for their work on the issue. Supervisor Jones concurred.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Kevin Cann, District IV Supervisor

SECONDER: Marshall Long, District III Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

CA1. **Administration RES-2015-189**

Resolution Continuing the Local Emergency Due to Landslides on Highway 140 En Route to Yosemite National Park

CA2. **Administration RES-2015-190**

Resolution Continuing the Local Drought Emergency

CA3. **Administration RES-2015-191**

Approve Budget Action Reducing General Fund Contingency and Increasing Funding in the Assessor/Recorder Budget for the Purchase of One Plat Cabinet for Assessor/Recorder Maps (\$3,215) 4/5ths Vote Required

CA4. This Item was Withdrawn by the Department

CA5. **Board of Supervisors RES-2015-192**

Adopt a Resolution Approving the Revised Golden State Finance Authority (GSFA) Joint Powers Authority (JPA) Agreement and Authorize the Board of Supervisors Chair to Sign the Revised Agreement

CA6. **Human Resources/Risk Management RES-2015-193**

Authorize Bickmore Risk Services to Perform Actuarial Studies of the County's Self-Insured Liability and Excess Workers' Compensation Programs at a Cost of \$4,500

CA7. This Item was Withdrawn by the Department

E. Board Recognitions

1. **Board of Supervisors RES-2015-188**

Resolution and Tile Plaque Recognizing Jennifer McClain, Upon Her Retirement as Administrative Analyst (Board Chair)

Chevon Kothari/Human Services Department introduced the item; discussed the contributions made by Ms. McClain to the department; and noted that Jennifer has taken a fiscal position in Marin County.

No public input.

Chair Jones discussed the dedication of the employees, and presented the Proclamation to Ms. McClain.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Rosemarie Smallcombe, District I Supervisor
SECONDER: Marshall Long, District III Supervisor
AYES: Smallcombe, Jones, Long, Cann, Carrier

2. **Human Services 2015-52**

Approve and Present Certificates of Recognition to Caroline Korn, Jon Paul Salonen, and Jim Sandlin in Recognition of Their Nominations as "Hands on Heroes of Mariposa County" as Recommended by Mariposa County First 5 Commission (Jeane Hetland, First 5 Director) Mariposa First 5 Commission "Hero Recognition"

Chevon Kothari introduced the item, and introduced Jeanne Hetland/First 5 Director. Ms. Hetland discussed the Hero Award program; and extended thanks to the Board for their constant support.

No public input.

Chair Jones presented the certificates to the recipients.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Rosemarie Smallcombe, District I Supervisor
SECONDER: John Carrier, District V Supervisor
AYES: Smallcombe, Jones, Long, Cann, Carrier

Recess

9:26 AM Chair Jones recessed the meeting for a brief break, and reconvened the meeting at 9:37 AM.

F. Departmental Presentation

For Items within the Jurisdiction of the Board and not on Today's Agenda

Mike Kinslow/Building Department Director noted that the Governor has proclaimed May as Building Safety Month, and he read the State Proclamation; discussed the earthquake in Nepal and the building damage that it caused; and discussed the importance of building techniques and standards.

Chevon Kothari provided a handout for a Town Hall Meeting on May 7, 2015, from 5:30 PM to 7:00 PM at the Mariposa Government Center.

Pete Judy/Chief Probation Officer advised that Mountain Crisis will be putting on a program tomorrow at 6:30 PM at the Amphitheater where they will be showing a video called "Rape Myths on Trial."

Supervisor Smallcombe suggested that Ms. Kothari transmit the flyer to the Chamber of Commerce for dissemination to the community.

G. Public Comment on Non-Agenda Items

For Items within the Jurisdiction of the Board and not on Today's Agenda (Speakers Limited to Five Minutes)

None.

Announcement

9:46 AM Chair Jones noted that he was going to reverse the next two items and proceed with the Regular Agenda Item before the Board Information.

H. Regular Agenda Items

1. Administration/Community Development (ID # 4658)

Receive a Presentation/Report from the Community Development/Grant Coordinator Regarding Current Program Activity

Tara Schiff/Community Development-Grant Coordinator gave a PowerPoint presentation and provided an overview of topics covered and sessions she attended at the recent Green California Conference and the CALED Annual Conference; and she extended thanks to the Mariposa County Economic Development Corporation for paying her registration fees.

10:16 AM County Counsel exited the meeting to appear in Court.

No public input.

Supervisor Long extended his thanks for the report. Supervisor Cann discussed the innovation lab in Sonora, noting that they brought in a number of senior engineering students to help with things like 3D printing; discussed the Build It lab there; and noted that Larry Cope has offered to help Mariposa County in any way. Supervisor Smallcombe extended thanks for the presentation and noted that she would like a separate item brought back so that the Board can assign priorities to different projects. Supervisor Jones discussed the DRI grant, noting that they are close to finishing the project in Coulterville.

RESULT: PRESENTATION MADE

I. Board Information

Supervisor Carrier reported: participating in the California State Association of Counties (CSAC) conference call with the State Water Board regarding new water rationing requirements, followed by tours of the Mariposa Public Utility District water and wastewater treatment plants, and the Saxon Creek pumping station; attending the Regional Water Management meeting on Thursday; and that he was home sick Friday and Saturday, and was playing catch up on Monday. Supervisor Carrier advised that he will be attending: the Yosemite Sequoia Resource Conservation and Development District meeting with Supervisor Smallcombe on Thursday; the Community Corrections Partnership (CCP) meeting on Friday; and the Sheriff's Search and Rescue Dinner on Saturday.

Supervisor Long reported attending: the Local Agency Formation Commission (LAFCo) meeting on the 22nd; the last CSAC New Supervisors training in Sacramento with Supervisor Smallcombe on the 23rd; the Future Farmers of America (FFA) Barbeque, Dinner-Dance and Auction; a meeting with the Human Resources Director on the 27th regarding personnel issues; and a meeting with the CAO and County Counsel regarding panhandling in downtown Mariposa. Supervisor Long advised that he will be attending an Airport Advisory Committee meeting on the 29th. He also advised that the Butterfly Days Festival will be on May 1st, 2nd, and 3rd; and that he will be the auctioneer at the Taste of Mariposa on Friday at the Fairgrounds if his voice holds out.

Supervisor Jones reported that he has had a number of meetings with the owner of Hazel Green regarding economic development as the projections are that they will be employing over 200 people. He also reported attending: the LAFCo meeting on the 22nd; a Senior Awareness event at the Hacienda in Don Pedro on the 25th; the FFA Dinner on the 25th; and the agenda review meeting yesterday. He also reported that he met with a

Bureau of Land Management (BLM) representative yesterday who advised that they are going to be doing a control burn of approximately 1200 acres next year in District II; and that he attended a meeting regarding the renovation of the Hotel Jeffery.

Supervisor Smallcombe reported that yesterday and part of last week she was focused on broadband in our county, and discussed its importance to the area; remarked that we need to talk about the policies and practices that we have in Mariposa County; and noted that she and Supervisor Long are putting together a core group to try to move that conversation and effort forward. She also noted that in response to the Governor's Executive Order regarding the drought, a formal Notice of Proposed Emergency Rulemaking is due out today, with final hearing and adoption anticipated to be held on the 5th; and reported that she spent Friday talking to residents of Jerseydale who are concerned about how they will comply with this new set of regulations. Supervisor Smallcombe noted that CSAC staff have been working on a poverty working group, and advised that she has participated in two of the teleconferences; noted that the purpose of the group is to examine ways in which counties can have an impact on poverty; and advised that the group approved a draft plank to authorize CSAC staff to focus efforts on legislation and regulation to help those in greatest need in communities. Supervisor Smallcombe also advised that tomorrow is Denim Day; noted that she will be working on fire, water, and broadband over the next week; and noted that she will be participating in a Calaveras-Mariposa Community Action Agency webinar and related discussions.

Supervisor Cann reported: touring a subsidized senior housing project in Pleasanton last Thursday, and he discussed the facilities; attending a meeting of the Yosemite-Mariposa Ted-X steering committee on Friday, noting that they were granted the franchise and that an event is scheduled to be held on November 14th at the High School Auditorium; participating in the Crime Victims' Rights Ceremony last week; and attending a Monday meeting with Human Services and Planning regarding low income housing. Supervisor Cann advised that he will be attending: a homeless strategies meeting on Wednesday; a meeting with Dave Gold, the Sierra National Forest Supervisor, on Thursday, noting that a replacement for Dave Martin is not expected anytime soon; the Butterfly Festival events on Friday, Saturday, and Sunday; and a Parking District meeting on Monday.

Supervisor Jones advised of the upcoming Spring Garden Tour on May 16th from 9:30 AM to 4:30 PM and he passed out flyers.

Supervisor Long advised that he had forgotten the Search and Rescue Dinner on Saturday.

J. Items removed from Consent Agenda

CA7. Human Resources/Risk Management (ID # 4675)

Adopt Resolutions Authorizing the County to Pay Certain Percentage of Employer Paid Member Contributions to the California Public Employees' Retirement System for Appointed and Elected Officials Effective May 1, 2015

RESULT: WITHDRAWN

CA4. Board of Supervisors

Approve Minutes of Tuesday, April 07, 2015

RESULT: WITHDRAWN

K. Closed Session

1. **County Counsel (ID # 4656)**

CLOSED SESSION: Conference with Legal Counsel; Existing Litigation; Cawny Louise Esau V. Mariposa Superior Court and County of Mariposa; Mariposa Superior Court Case No. 10593

No Board or public input.

This closed session was held at 12:18 PM and reported out at 4:04 PM.

RESULT: CLOSED SESSION HELD

2. **County Counsel (ID # 4701)**

CLOSED SESSION: Conference with Legal Counsel; Existing Litigation: Merced Irrigation District V. County of Mariposa, Et Al.; Tulare County Superior Court Case No. 13-252209

No Board or public input.

This closed session was held at 10:07 AM and reported out at 4:04 PM.

RESULT: CLOSED SESSION HELD

3. **Human Resources/Risk Management (ID # 4670)**

CLOSED SESSION: Conference with County Labor Negotiator; Name of Employee Organization: California United Homecare Workers (CUHW) for In-Home Supportive Services (IHSS) Providers; Name of County Designated Representative: Steve Johnson

No Board or public input.

This closed session was held at 10:50 AM and reported out at 4:04 PM.

RESULT: CLOSED SESSION HELD

Recess

10:50 AM Chair Jones recessed the meeting.

L. 2:00 PM Reconvene

2:02 PM Chair Jones reconvened the meeting. He also noted that the agenda attachments are out of order and that the backup documents for L.1 begin on page 163; the backup documents for L.2 begin on page 122; and the backup documents for L.3 begin on page 147.

1. **Planning RES-2015-194**

Consider Public Comments and Adopt a Resolution Accepting the 2015 General Plan Annual Report, Directing that the 2015 Annual Report be Filed with the State Office of Planning and Research (OPR) and the

**Department of Housing and Community Development (HCD), and
Establishing the 2015 Schedule of General Plan Amendments**

Alvaro Arias/Senior Planner gave the staff report.

Supervisor Smallcombe required clarification regarding the recommendation to conduct groundwater studies in the Future Considerations section; referenced the Integrated Regional Water Management Plan (IRWMP), and inquired as to what constitutes accomplishment of the water related tasks; referenced language that states that "new construction shall use fire safe practices" and remarked as to the robustness of state regulations, and inquired if there is benefit in saying that we know that the Building Department has to comply with the requirements imposed by the State Fire Marshal. Ms. Williams noted that the General Plan was adopted in 2006, but was in preparation for several years; and discussed potentially performing a comprehensive review of the General Plan. As to the groundwater issue, Ms. Williams noted that the IRWM Plan was adopted after, and does provide some of the same functions as a water element would do, but that the County was a partner in it and did not adopt it as their own, and that current policies do not address drought. Supervisor Smallcombe noted that there are parts of the General Plan which have an overall goal of preserving water as a valuable resource; noted that if she considers the IRWM Plan, the whole focus is how best to utilize the water resources in the county; remarked that she thinks there is considerable overlap on the value placed on water and the need to protect it; noted that the IRWMP discusses the need to integrate with the General Plan; and inquired as to what point it can be said that we have adequately addressed water, and how much effort would be needed to address that which is missing. Ms. Williams noted that she is not prepared to answer the question regarding what is missing; and remarked that if the Board is interested in having a discussion on a water element then a workshop should be scheduled to allow the key players to have that conversation.

Supervisor Cann noted that he participated in the IRWMP, and that the limiting factor in the information that they were able to pull together was the amount of information that people were willing to share and, consequently, he is not sure that new information is available; remarked that he does believe it is good as to how much could be accepted into the General Plan; referenced a Planning Commission meeting when the issue of water exportation was discussed; noted that he thinks that the Board should set up the workshop and have the discussion; and commented that he thinks the Board should be proactive and initiate the process. Supervisor Cann referenced page 164, noting that the recommendation is to redo the transfer of Ag criteria; discussed the amount of time that the Board spent on the issue; and inquired if there was a specific issue regarding that. Ms. Williams responded, noting that they just wanted to make sure that it did not get lost. Supervisor Cann referenced page 174 regarding the minimum density provisions of the General Plan, and noted that he does believe that this is an important item. Ms. Williams noted that Skip Strathearn is again working for Planning and he is being focused on implementing zoning for the Catheys Valley Plan which will have implementing provisions for minimum density subdivisions. Supervisor Cann requested clarification regarding item number 7, on page 175, regarding evaluating general commercial zone/heavy manufacturing industrial zone for consistencies with rural land use of the General Plan. Ms. Williams noted that it is something that they need to do to make sure the zoning ordinances are consistent with the General Plan. Supervisor Cann referenced item number 14, on page 175, regarding Agritourism and inquired if there have been Agritourism applications. Ms. Williams noted that there have been none. Supervisor Cann remarked that he thought when it was approved that the ordinance looked more like one to prohibit Agritourism, rather than encourage it; and noted that he would like to see it reviewed before being applied to other areas. Regarding the Housing Element side on page 192, Supervisor Cann noted that there is virtually no growth at all in the bottom two categories, and remarked that he wonders if we are not actually contributing to the homeless issue because of our lack of low, and very low, housing developments here.

Supervisor Cann also required clarification regarding the density bonuses referenced on page 194. Ms. Williams noted that there is density bonus for developers; but, that the last project processed was off of St. Andrews Road and, in the end, they were not going to benefit because the density is so great.

Supervisor Jones noted his concurrence with again looking at Agritourism, as that is potential for the County; concurred with the idea of bringing the water issue back to the Board; and inquired if number 4, on page 164, regarding Timber Preserve Zones, could be put on a list. Ms. Williams noted that it is on a list, but no one is actively working on it yet.

Supervisor Smallcombe noted that in the checklist, at least three of the items are assigned to the Public Safety Officer, and noted her understanding that the County has no Public Safety Officer; remarked that we should be reviewing the General Plan every five years, and we are four years late; and inquired if there is a way that we can utilize the services of the Agriculture Advisory Committee, the Planning Commission, and the Board of Supervisors on smaller projects, so that we can begin to eliminate some of these items.

Supervisor Carrier inquired as to the capacity of the Planning staff, and whether they can handle any of these tasks within the next year, including the other things in the queue. Ms. Williams noted that the department's work plan will first need to be addressed. Supervisor Carrier remarked that the Board is great at creating work, but not good at creating jobs to do the work; noted that he wants to make sure that the Board is making the most efficient use of the Planning staff to do what is required by law; noted that he does not want to add to workload; and noted that he feels the current plan is fine unless Ms. Williams knows of something that has to be done.

Supervisors Cann, Smallcombe, and Long concurred. Supervisor Long noted his agreement with the idea of possibly using the Planning Commission; concurred with exercising caution to prevent overburdening staff, as well as with possibly using the Planning Commission; noted that his biggest concern is that Title 17 does not align with our General Plan and causes ambiguity; and remarked that, if there is time, he would also support a water element to the General Plan.

2:51 PM County Counsel left the meeting.

Supervisor Jones remarked on how busy the Planning Department is, and noted that he would like to see a list of suggested projects from Ms. Williams. Supervisor Cann noted that a few years ago he suggested that the Board meet in open session one or two times a month regarding the Title 17-General Plan merge.

No public input.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Kevin Cann, District IV Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

Public Hearing (Continued from April 14, 2015)

Sarah Williams noted that this is the continued public hearing to discuss the issue of mining permitting, and she provided an overview of the matter to this point. County Counsel clarified that Finding 5 allows that any legally established mining use will be grandfathered, not illegally established ones. Ms. Williams summarized the procedural steps for the Conduct of Hearing; discussed publishing requirements and options under California regulations; noted where the proceedings are in the Hearing Procedures; and provided an overview of what will be accomplished today should the Board adopt the next two items.

Supervisor Jones required clarification of whether a third option could be entertained at this point in time. Ms. Williams noted that, in response to an earlier conversation with

Supervisor Jones on the subject, she prepared a slide with a third option which would allow mining permitted on parcels or contiguous parcels greater than 160 acres in size, with 20 acres or less of disturbed land, and no chemical used in leaching, separating, or extracting minerals. She noted that the consideration of a third option would begin the process anew in order to get public input, and would have to go back before the Ag Advisory Committee and the Planning Commission. Supervisor Jones noted that he brought this up because he thought it was a good compromise which would make huge mines need a Conditional Use Permit (CUP), while still allowing smaller mines to be permitted; noted that they would still be following the California Environmental Quality Act (CEQA), Surface Mining and Reclamation Act (SMARA), and the rest of the requirements; and noted that he is bothered by the current option. Supervisor Jones and Ms. Williams then discussed the cost and process involved with a Conditional Use Permit. Supervisor Jones also discussed a hypothetical scenario; noting that the project could be killed, and the investment lost, if there were three board members who did not like it. Ms. Williams advised that any actions have to be based on Findings, but that the decision makers need to exercise independent judgment on the finding regarding health, safety, morals, comfort, and general welfare; remarked that she knows that most of the counties around here have conditional use permits, but that this county is unique. Supervisor Jones inquired when the last application was received. Ms. Williams noted that they processed an application to combine two mining permits for Mark Long within the last year, but that prior to that, it has been a number of years; and she noted that they do have one new application that was submitted since the beginning of the year, but that the application is incomplete. Supervisor Jones noted that, given the historical significance of mining in the county, he hoped that the Board would allow this to go back to the Ag Advisory Committee so that onerous criteria are not being put on small operations.

Supervisor Long noted that we talk about economic development, but then suppress it; noted that mining has a small profit margin; remarked that it provides a product that people in Mariposa County need; noted that if we accept Option 2, he does not think you will see another mine permitted in Mariposa County; and noted that he would like to consider Option 3.

In response to an inquiry from Supervisor Cann, Ms. Williams provided clarification of whether a hypothetical situation would trigger an Environmental Impact Report (EIR.) Supervisor Cann discussed the past actions of the Ag Advisory Committee and Planning Commission in this matter; noted that it seems that the greater number of potential mining parcels are in District II and District III; and remarked that if those two supervisors are insistent that this is a critical issue in their districts, then he would be prone to having the matter go back to the Ag Advisory Committee and Planning Commission again. Supervisor Jones remarked that it is an important issue in District II, which is why he worked so long and hard on a compromise option that would relate to both parties.

In response to an inquiry from Supervisor Carrier, Ms. Williams provided clarification of a hypothetical situation, and noted that there needs to be consistency between the policies and the zoning ordinance.

Supervisor Long commented that agriculture and mining have gotten along for years; remarked that there have been mistakes but with proper planning, and proper oversight, mining can be done in a responsible way.

Supervisor Jones discussed the benefits of the option that he is suggesting, and noted that he thinks that this is a compromise that will satisfy both parties.

Supervisor Cann remarked that his feeling on large mining has not changed; and inquired if it would be proper to consider an urgency ordinance on anything larger than a twenty acre disturbance should they decide to reset the process in order to consider the third option. Ms. Williams noted that an urgency ordinance may be advisable, but that she would need to talk to County Counsel before making a determination. Supervisor Cann noted that an urgency ordinance could be one of the interim outcomes necessary if it is sent back through the process. Supervisor Cann required clarification that the prevailing

language is the language in the General Plan which requires anything under 160 acres have a Conditional Use Permit. Ms. Williams affirmed.

Public comment opened.

Kris Casto noted that when they went through the process of all of the public hearings, they were told that it would add no more to the process; remarked that when you look at a mine that would go through CEQA in relation to the General Plan, you have shown that the process works; commented that she is not here to say that she does not want mining but, rather, is here to say that she wants those other elements of health, safety, morals, etc., considered; noted that if it is not allowed in every other zone, except on a parcel over 160 acres, then she feels that we are only protecting a segment of our community, rather than protecting everyone.

Bud Munck/local miner and geologist noted that when he came back to Mariposa County in 1967 or 1968, there were a lot of little mines going with all sorts of people working on their own mines; noted that he can understand regulating big projects but that all of these regulations will kill the medium and small projects; remarked that the Mariposa mine dump ended up being the base of Highway 49; noted that mines are only in certain places and can be innocuous in this County; noted that he has a personal list of over 1200 mines in this county and most of them cannot be seen; and remarked on the ability to have some economic base other than tourism for the county's economy.

Public comment closed.

Supervisor Jones discussed his reasoning in formulating Option 3.

Supervisor Smallcombe noted that she suspects that many of the parcels that would be potential mine sites would be in Districts II and III, and she respects the positions of those supervisors; but, there is a need to balance the potential for economic development against the value of community; noted that the risk associated with intensive mining is considerable; and noted that she believes that a CUP is necessary for the community to engage and come to a common conclusion.

Supervisor Jones inquired if Board consensus is sufficient, or if a motion is needed to introduce Option 3 for consideration.

County Counsel recommended closing the public portion of the hearing, concluding Board deliberation, and making a decision; and noted that three members verbally indicating, on the record, direction to staff to develop Option 3 should be sufficient, otherwise the Board will need to proceed with Option 2.

Chair Jones inquired if the Board concurred with taking Option 3 back through the process.

Supervisor Cann noted that he would probably feel differently had the Ag Advisory Committee and Planning Commission been consistent; remarked that it bothers him to flip flop like this; noted that he is concerned that there is not a good consensus; noted that he does not like the prospect of sending this back through the process, but believes that it has to go in deference to the two districts; and noted that he is, in no way indicating how he will vote when it comes back through, but will support sending it back through the process if the Districts II and III supervisors feel strongly about it.

Supervisor Long noted that this was not about mining but, rather, became about the Fremont Mine; and remarked that that hurts all mining in Mariposa County.

Supervisor Carrier remarked that when it went back, he questioned the difference between Conditional Use Permit and Permitted; noted that there is no guarantee that the Board will see Option 3 as the final recommendation; remarked that the whole purpose of this was to provide consistency; noted that this is important enough to kick it back down for more discussion, but we may end up with a different interpretation again; noted that he wants to make sure that if we do send it down to staff again, that they look at it really hard and get plenty of public input; noted that he is not against mining, but if any large corporation wants to come into Mariposa County and wants to do mining, we should be able to be sure that they have the capital and resources to make sure they are going to do

it right; and remarked that he just wants to make sure that the community has input and buy-in on it. Supervisor Jones concurred.

Supervisor Cann and Ms. Williams discussed reclamation plans under SMARA, as well as the process and annual reviews of the plan. Supervisor Cann urged consideration of an urgency ordinance while this process is pursued. Ms. Williams remarked that such direction could be part of the Board's action. Supervisor Jones concurred.

Discussion ensued between Supervisor Carrier and Ms. Williams regarding the difference in costs between a Conditional Use Permit and Permitted, and the effect on a small miner.

County Counsel recommended that the Chair call for a motion to direct staff to develop Option 3.

2. Planning (ID # 4666)

Adopt a Resolution with Findings, Abandoning Zoning Ordinance Amendment No. 2014-078 and Initiating and Approving a New General Plan/Zoning Ordinance Amendment to Establish and Implement New General Plan Policies and Regulations for Mining

Chair Jones invited a motion.

Supervisor Carrier moved the adoption of item L.2 as present (Option 2.) The motion was seconded by Supervisor Smallcombe. Chair Jones called for the vote, and the motion failed.

RESULT: FAILED [2 TO 3]

MOVER: John Carrier, District V Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Rosemarie Smallcombe, John Carrier

NAYS: Merlin Jones, Marshall Long, Kevin Cann

Supervisor Long then moved to pursue Option 3, with direction to look at an emergency ordinance.

Upon recommendation of County Counsel, Supervisor Long withdrew the motion in order to allow further discussion.

Supervisor Cann noted that if this process gets delayed, his concern is that the Board needs to direct staff to determine if an urgency ordinance is required to protect or hold the ground with the issue as it was written on potential operations larger than a 20 acre disturbance which would fall under this third option; noted that he would ask that staff consider whether an urgency ordinance is appropriate.

Chair Jones inquired if that has to be in the motion. County Counsel responded that he and the Planning Director have clear direction on the issue should Option 3 be pursued.

The Board took Action on a substitute motion to restart the process on the mining permitting issue with the inclusion of Option 3.

Long (M); Cann (S); Passed 3-2; Nays were Smallcombe and Carrier.

3. Planning (ID # 4664)

Waive First Reading and Introduce an Ordinance Amending the Zoning Ordinance Provisions for Mining Permitting

RESULT: WITHDRAWN

Report Out

4:04 PM Chair Jones reported out from closed session that Information was Received on K.1; and that Information was Received and Direction was Given on the other two closed sessions.

M. Adjournment

4:05 PM Chair Jones adjourned the meeting in memory of Charles "Charlie" Fall, and Thena Mimler.

Respectfully submitted,

RENÉ LaROCHE
Clerk of the Board

MERLIN JONES
Chair, Board of Supervisors



MARIPOSA COUNTY

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MERLIN JONES, CHAIR
JOHN CARRIER, VICE-CHAIR
ROSEMARIE SMALLCOMBE
MARSHALL LONG
KEVIN CANN

DISTRICT II
DISTRICT V
DISTRICT I
DISTRICT III
DISTRICT IV

MINUTES

May 5, 2015

A. Call to Order and Roll Call

9:00 AM Chair Jones called the meeting to order at the Mariposa County Government Center, noting that there was a quorum with all members present.

| Attendee Name | Title | Status | Arrived |
|----------------------|-------------------------|---------|---------|
| Rosemarie Smallcombe | District I Supervisor | Present | 8:59 AM |
| Merlin Jones | District II Supervisor | Present | 8:59 AM |
| Marshall Long | District III Supervisor | Present | 8:59 AM |
| Kevin Cann | District IV Supervisor | Present | 8:59 AM |
| John Carrier | District V Supervisor | Present | 8:59 AM |

B. Pledge of Allegiance

The Pledge was led by Supervisor Long followed by a moment of silence in honor of our service people here and abroad, and for our law enforcement personnel.

C. Introductions

None.

D. Approval of Consent Agenda (Items designated by "CA")

NOTE: *The Consent Agenda consists of items that are generally viewed as non-controversial and routine by the department. If the Board wishes to discuss an item, it will be removed from the Consent Agenda and moved to the end of the timed agenda; or, at the Chair's discretion, may be taken in conjunction with another item scheduled by the respective department. Otherwise, the Consent Agenda items are generally approved in one single motion. This is the appropriate time for the public to advise the Chair of any comments to the Consent Agenda or request to have an item removed from the Consent Agenda.*

Chair Jones announced that CA11 has been withdrawn.

No public input.

Regarding CA7, Supervisor Smallcombe expressed her appreciation to the Human Services Department and the School District for moving forward with this agreement; and required clarification as to how they will measure success regarding the reports mentioned

on page 49. Chevon Kothari/Human Services Director responded discussing the strategies that will be used in the school, noting that each program has its own measuring standards; discussed different effects of counseling; and noted that they will be tracking different things to help measure its success.

Regarding CA14, Supervisor Smallcombe required clarification regarding the process to set a minimum price, as well as to reduce a minimum price, for tax defaulted properties. Keith Williams/Treasurer-Tax Collector-County Clerk responded that he looks at lowering the price if a parcel fails to sell the first time; advised that he looks at market value, assessor's sales, and will consult with real estate agents; noted that if it still fails to sell, he will assess the condition of the parcel and will lower the price to just recoup the out of pocket expense; and if it still does not sell, he will continue to lower the price to, hopefully, get it into the hands of someone who can do something with it.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Rosemarie Smallcombe, District I Supervisor

SECONDER: Marshall Long, District III Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

CA1. Administration RES-2015-196

Resolution Continuing the Local Emergency Due to Landslides on Highway 140 En Route to Yosemite National Park

CA2. Administration RES-2015-197

Resolution Continuing the Local Drought Emergency

CA3. Board of Supervisors RES-2015-198

Resolution and Tile Plaque Recognizing Darcy Salar, Upon Her Retirement as Public Health Educator (Board Chair)

CA4. County Counsel RES-2015-199

Approve an Agreement with Yosemite Area Regional Transportation System (YARTS) Joint Powers Authority (JPA) to Continue Providing Public Transit Services, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA5. District Attorney RES-2015-200

Approve a Lease Agreement for Office Space for the District Attorney's Victim Witness Program and Space to Conduct Child Abuse Forensic Interviews and Authorize the Board of Supervisors Chair to Sign the Agreement

CA6. Fire RES-2015-201

Adopt a Resolution Defining Local Government Fire and Emergency Assistance Reimbursement for Emergency Services Provided to the State of California and Federal Fire Agencies

CA7. Human Services/Behavioral Health & Recovery Services RES-2015-202

Approve a Memorandum of Understanding (MOU) with Mariposa County Unified School District (MCUSD) to Enhance Mental Health Prevention and Early

Intervention (PEI) Services in the Mariposa Schools in an Amount Not to Exceed \$450,000 for Three Fiscal Years, and Authorize the Human Services Director to Sign the MOU

CA8. Human Services/Social Services RES-2015-203

Approve a Memorandum of Understanding (MOU) Between Madera and Mariposa Counties Social Services to Coordinate Referrals and to Provide Assessments and Reports Required for Adoptions of Children who Are Dependents of the Child Welfare System in an Amount Not to Exceed \$28,500 Per Year for 2015-2017, and Authorize the Human Services Director to Sign the MOU

CA9. Planning 2015-53

Re-Appoint Rick Cordero and Stephen Huff to the Coulterville Planning Advisory Committee for Terms to Expire on February 28, 2017; Accept the Resignation of Chris Morey from the Coulterville Planning Advisory Committee (Supervisor Jones)

CA10. Planning 2015-54

Re-Appoint Malcom Hiatt to the Greeley Hill Planning Advisory Committee for a Term to Expire on February 28, 2017; Accept the Resignations of Tom Deutsch and Gary Balmain from the Greeley Hill Planning Advisory Committee (Supervisor Jones)

CA11. This item has been withdrawn by the Department

CA12. Sheriff's Office RES-2015-204

Approve a Two Year Lease Agreement with Mr. Thomas McHugh, Property Owner of 10549 Fiske Road Coulterville CA 95311, for the North County Sheriff's Patrol Sub-Station, and Authorize Board of Supervisors Chair to Sign the Agreement

CA13. Sheriff's Office RES-2015-205

Approve Budget Action Transferring Funds Within Sheriff's Boating Budget to Cover Unanticipated Training Expense (\$2,147)

CA14. Treasurer-Tax Collector-County Clerk RES-2015-206

Approve the Request for Approval to Sell 5-Year Tax Defaulted Parcels at the Annual Auction Scheduled for August 14, 2015

E. Board Recognitions

1. Human Services 2015-55

Proclaim May 3 - 9, 2015, as "Child Care Provider Appreciation Week" (Amber Chambers, Mariposa Local Child Care Planning Council Coordinator)

Chevon Kothari introduced the item by discussing the importance of child care providers and their families, and she introduced Amber Chambers. Ms. Chambers extended her thanks to the Board for recognizing child care in our community; noted that

there are about 14 licensed daycare facilities in the county and that most of them are experienced providers; noted how important it is for employers to recognize the importance of the daycare providers since quality childcare keeps Mariposans working; and discussed the devotion of the childcare providers and the time that they spend. Ms. Chambers introduced Marie Pretzer who has been providing child care for 23 years. Ms. Pretzer discussed the involvement and effort of families in providing daycare.

No public input.

Supervisor Cann discussed his family's use, and appreciation, of child care providers. Supervisor Jones extended his thanks.

Chair Jones presented the Proclamation to Ms. Pretzer.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Rosemarie Smallcombe, District I Supervisor
SECONDER: Kevin Cann, District IV Supervisor
AYES: Smallcombe, Jones, Long, Cann, Carrier

2. **Community Services 2015-56**

Proclaim the Month of May, 2015, as "Older Americans Month"

Terri Peresan/Community Services Director introduced the item, and requested the Board and its staff participate at the Senior lunch service today at Noon.

No public input.

Supervisor Smallcombe discussed the involvement of the seniors in the community and the history and wisdom that they impart. Supervisor Jones discussed the wisdom that he learns from speaking with seniors.

Chair Jones presented the Proclamation to Ms. Peresan.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Marshall Long, District III Supervisor
SECONDER: Rosemarie Smallcombe, District I Supervisor
AYES: Smallcombe, Jones, Long, Cann, Carrier

3. **Board of Supervisors 2015-57**

Proclaim the Month of May, 2015, as "Relay for Life Month" (Kathy Holland)

Kathy Holland introduced the item.

No public input.

Supervisor Cann noted that the Relay for Life transformed the recognition for the need for cancer research.

Chair Jones presented the Proclamation to Kathy Holland and Carol Evans.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Kevin Cann, District IV Supervisor
SECONDER: Marshall Long, District III Supervisor
AYES: Smallcombe, Jones, Long, Cann, Carrier

4. Board of Supervisors 2015-58**Proclaim the Month of May, 2015, as "National Military Appreciation Month" (Judith Huffman, Merced River Chapter Daughters of the American Revolution)**

Judy Huffman introduced the item noting that she and Kathy Landers are members of the Merced River Chapter of the Daughters of the American Revolution (DAR); noted that the Mariposa Chapter merged with the Merced Chapter in the past; discussed the sacrifices made by military personnel; discussed the Memorial Day Ceremony; and advised that they will be creating a bulletin board in the library to honor active duty military personnel and veterans.

Supervisor Cann extended his thanks for the opportunity to highlight this important part of our society; and extended thanks for the work done by the DAR. Supervisor Smallcombe echoed Supervisor Cann's comments, and emphasized the impact of service on family and friends. Supervisor Jones noted that we would not have our freedoms and liberty without the military; and he discussed the sacrifices by the families.

Public comment opened.

Tara Schiff/Community Development - Grant Coordinator extended thanks for the Proclamation noting that her father was career military, and that her brother is an active duty colonel in the National Guard.

Debbie Peters noted she has a nephew and son who are active duty; noted that her nephew is the father of nine and is active duty in Afghanistan; noted that 17% of the national population is rural, but that over 80% of the military comes from rural areas; and thanked the Board for their support.

Judy Huffman advised that her son is an Air Force captain stationed at the Space and Missile Systems Center in Los Angeles and is working on a satellite for our defense in space; advised that her daughter-in-law is now retired from the service but received a bronze star for her service in Afghanistan; and noted that it is important that families and community support each other.

Kathy Landers noted that her husband was a Marine in Korea, and that her youngest grandson just graduated as a Coast Guardsman.

Supervisor Jones noted that there are others in the audience who were in the military; and noted that the main reason that he ran for this office was because he did not serve in the military.

Public comment closed.

Supervisor Long noted that military service in this country is sacred, and that we need to remember the sacrifices made by our military personnel and their families.

Chair Jones presented the Proclamation to Ms. Huffman and Ms. Landers.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Rosemarie Smallcombe, District I Supervisor

SECONDER: Marshall Long, District III Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

9:44 AM Supervisor Cann noted that there will be an informal recognition for National Travel and Tourism week during public presentation.

Chair Jones inquired if the Board would mind if Mr. Selk gave his presentation now. The Board concurred.

Terry Selk/Tourism Bureau Director discussed the growth and importance of tourism; discussed the importance of the Transient Occupancy Tax (TOT) to the General

Fund; and discussed the marketing that is being done for National Travel and Tourism Week. He also noted that Randy Bolt, Kylie Chappell, Rebecca Delamare, and Bob Kirchner have been named as Tourism Heroes; and that Tom Phillips has been named to the Tourism Hall of Fame as the Tourism Champion for his history research, photos, and for volunteering at the Visitor Center. Mr. Selk extended his thanks to the Board for their support.

Supervisor Cann extended thanks to Mr. Selk; discussed the tourism figures and noted the increase in area tourism despite the drought; and remarked that it works because the Chamber of Commerce, the Tourism Bureau, and the local government work together.

Supervisor Jones discussed the work done by the Tourism Bureau staff; and encouraged volunteering at the Visitor Center.

5. Planning Commission RES-2015-195

Resolution and Tile Plaque Recognizing Les Marsden for His Service on the Mariposa County Planning Commission

Sarah Williams introduced the item, discussed Mr. Marsden's contribution, and thanked him for his service on the commission.

Public comment opened.

Jim Allen extended thanks to Mr. Marsden for his outstanding service; and commented that he knew that Mr. Marsden would do an outstanding job when he was selected as Planning Commissioner because he cares about Mariposa County.

Russ Marks noted that he has been on both sides of the process and that Mr. Marsden was always sincere and consistent, which is important for the public; noted that there were decisions that Mr. Marsden needed to make for projects which he did not believe in, but that he still followed the rules; and commented that the public was always very comfortable and knew they were leaving with a consistent, fair decision.

Public comment closed.

Supervisor Cann noted that Mr. Marsden is involved in many facets of the community which contributed to his success as a Planning Commissioner; noted that he brought banter to the Planning Commission meetings; and remarked that this community is in debt for his service as Planning Commissioner and other things.

Supervisor Smallcombe extended thanks for Mr. Marsden's contributions to the community and to the Planning Commission, noting that she and he are working on other projects.

Supervisor Jones noted that Mr. Marsden always did his homework and asked the right questions; noted that the District II Planning Commissioner appreciates the education that Mr. Marsden gave him; and remarked that Mr. Marsden has done an outstanding job as the Chairman and will be tough to follow.

Chair Jones presented the Proclamation to Mr. Marsden.

Mr. Marsden remarked that it has been an honor to serve the community; and noted how much he enjoyed working with Ms. Williams and the Planning Department staff.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Kevin Cann, District IV Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

Recess

10:10 AM Chair Jones recessed the meeting for a brief break and reconvened at 10:24 AM.

F. Departmental Presentation

For Items within the Jurisdiction of the Board and not on Today's Agenda

Doug Binnewies/Mariposa County Sheriff - Coroner - Public Administrator -Interim Fire Chief noted that Chevon Kothari asked him to remind everyone about the Homelessness Town Hall meeting on Thursday, May 7th at 5:30 here in the Chambers. Sheriff Binnewies discussed the success of the Search and Rescue Dinner this last Saturday; and noted that the North County Ambulance Association Recognition Dinner was last night in Greeley Hill, and that they recognized Art Larson for 36 years of volunteer service. Sheriff Binnewies also reported that yesterday marked the 39th California Peace Officers Memorial Ceremony in Sacramento; advised that in 2014, our state lost 13 peace officers killed in the line of duty; noted that he appreciates the Chair's comments in honoring our fallen heroes; and remarked that he would appreciate that the Board continue to honor those officers and their families.

Terri Peresan reminded everyone that this Friday is the annual Senior Healthcare and Expo.

G. Public Comment on Non-Agenda Items

For Items within the Jurisdiction of the Board and not on Today's Agenda (Speakers Limited to Five Minutes)

Jeanetta Phillips/Mariposa Butterfly Festival Chair reported on the festival noting that this was the biggest that they have seen since its inception; extended thanks to Public Works and Parks and Rec for their work; extended thanks to the people and merchants of Mariposa; and noted that they did an informal survey during the festival and found that a huge number of people came to town and spent the night and, as far as she knows, the hotel rooms were all filled.

Sara Zahn/Coulterville Visitor Center noted that Coulterville saw a 35% increase in their numbers this year over last; noted that she thinks it has to do with putting up an international sign; commented that the Coulterville hotels were also full; advised that the John Muir Festival, the Master Gardeners Tour, and the Hotel Dinner Auction are all coming up; and discussed a bus tour that will be originating in San Diego and stopping in Coulterville. In response to Supervisor Jones' inquiry, Ms. Zahn reported on the hotel reconstruction noting that they will, hopefully, be able to open in October or November.

Marvin Wells noted that many of the Proclamations that were approved touched him; remarked that he hoped that the Chairman meant what he said about listening to the old timers; and recounted guiding people from Tasmania through the area this weekend and finding that all of the hotels were full, and noted that those people told him that this was the friendliest town that they had visited in the United States. Mr. Wells concluded by asking the Board to remember the names Bergdahl and Dickerson as he will be discussing them at the next meeting.

Karen Cutter/Chamber of Commerce Board Chair extended thanks to the Board and community for all of the support and contributions to the Butterfly Festival; expressed appreciation for all of the support in the Information Booth; noted that more people were from out of Mariposa; remarked that it was a great opportunity for the Chamber and the County to work with the Butterfly Festival; and advised that the Chamber's next event is the Car Show which will be held on October 17th, with cruise night scheduled for October 16th.

Damian Riley/Chamber of Commerce CEO echoed Ms. Cutter's comments and extended thanks to everyone who helped; gave last month's visitor statistics; noted that they might be short having a ranger at the Visitor Center this year due to staffing issues; and advised that they will be taking staff up to tour the Yosemite Valley floor so that they will have a better understanding of what is there.

H. Board Information

Supervisor Cann discussed the Butterfly Festival noting that: he has never seen Mariposa show so well; so many people appreciated it; he was impressed with the number of people from the Central Valley; it involves a lot of work year-round; the partnerships were great; he hopes we will be able to partner for this and similar events as we move forward; and they plan this and the car show at the same time. Supervisor Cann explained that the lime green ties being worn by Board members are for Mental Health Awareness Month. Supervisor Cann reported that he: has been doing a lot of work on the Parking District and noted that they are getting some traction on an agreement regarding the two main parking areas downtown which the County manages; participated in a number of Denim Day events, and extended kudos to the Chief Probation Officer, the Sheriff, and the District Attorney for their participation; and had a long discussion on Thursday with Dean Gold/Sierra National Forest Supervisor, and advised that he will not be here next week to hear the presentation by the Concerned Citizens of Central California as he will be in mediation regarding Merced Irrigation District (MID) issues. Supervisor Cann advised that: he will be attending the Homelessness Town Hall meeting from 5:30 PM to 7:00 PM on Thursday night, and he noted that these issues are occurring in nearly every community in this state and he hopes that people will come and listen to other perspectives; and tomorrow is the National Day of Prayer and there will be a service at the Courthouse at Noon. Supervisor Cann noted that he will also be absent from the meeting on May 19th as he is scheduled to attend the National Association of Counties (NACo) Western States meeting where he will be giving a presentation on evolving rural economies from the county's perspective.

Supervisor Smallcombe echoed Supervisor Cann's comments regarding the Butterfly Festival, and she encouraged everyone to get involved next year. She also echoed the comments regarding Denim Day, and noted that she and Supervisor Carrier attended the film and the panel discussion at the town park. She also encouraged people who could not attend to contact Pete Judy, Doug Binnewies or Tom Cooke to tap into some of the conversations that occurred during the panel discussion. Supervisor Smallcombe gave an update on the Ferguson Project, noting that she received a complaint from a constituent regarding vehicles being able to pass trucks, as well as the sequencing of vehicles, and she read from an email that ensured that traffic issues had been addressed. She also emphasized that anyone who is concerned about activities of any truck should contact her with details like the date, time, and license number of the truck. She also discussed the question of the quantity of material that will be stored for the rockshed roof, and noted that Caltrans needs to finalize the design before they can develop a final number; and noted that they are not yet sure of where it will be stored, but it will not be stored at the county landfill. Supervisor Smallcombe reported that she spent a fair amount of time last week on fire safety and that she has been consulting with Rich Drozen of CAL FIRE and his staff, and she discussed the presentation today at 2:00 PM. She also noted that she is looking into the creation of an organization similar to the SouthWest Interface Team (SWIFT) for the area south of the Merced River in order to look at long term solutions to the vegetation problems. Supervisor Smallcombe also advised that May is Wildfire Awareness Month; noted that Governor Brown proclaimed this week as Wildfire Awareness Week, and she read a portion of that Proclamation emphasizing the need for citizens to take steps to prevent wildfires; noted that residents are being prompted to do their part to reduce the risk of fire danger in their neighborhoods; and advised that assorted pamphlets

from the Fire Safe Council were available on the back table. Supervisor Smallcombe also reported that some progress was made by Yosemite National Park and Mountain Crisis Center regarding the development of protocols for sexual assaults in Yosemite; and she advised that there have been four cases reported out of the Park since the effort began, and that the current Memorandum of Understanding (MOU) expires on August 31st. Supervisor Smallcombe reported that she attended the Yosemite-Sequoia Resource Conservation and Development Council meeting, and noted that there is a grant available from PG & E for \$50,000 for fuel reduction, and that anyone with a shovel ready project should contact the Mariposa County Resource Conservation District (RCD.) Supervisor Smallcombe reported on a California State Association of Counties (CSAC) Health and Human Services meeting, noting that they have approved a poverty platform which should be approved by the CSAC Board in early June. She also advised that she and Supervisor Carrier have a meeting with Don Neubacher/Yosemite National Park Superintendent on May 7th. Supervisor Smallcombe echoed Terri Peresan's encouragement to attend the Senior Health Fair and Expo on Friday as it presents a good opportunity to gather resources regarding services that exist.

Supervisor Jones noted that he had to miss the Northside Ambulance Association meeting because of another meeting. He reported that he attended the Airport Advisory Committee meeting on the 29th, and advised that they are to the point of letting the Public Works Director interview for a Fixed Base Operator (FBO). He also noted that the committee said that the Airport has not looked this good in years, and they credited the new Public Works Director as doing a great job. Supervisor Jones reported that the last employee appreciation barbeque and potluck was at the Government Center on the 30th, and he extended thanks to all of the staff who helped put it on; and noted that he really appreciates all of the County employees and hopes to make this an annual event. He also reported attending: a Greeley Hill fundraiser on the 30th, and noted that the charter school is going to be closing and turning the building over to the School District; the Butterfly Festival's Taste of Mariposa on May 1st; the Search and Rescue Dinner fundraiser on the 2nd, noting that he did not realize that teens as young as age fourteen can join; the Greeley Hill breakfast on the 3rd; and a meeting with Marvin Wells on the 5th.

Supervisor Long noted that the green ties are in honor of the California Coalition for Mental Health's efforts to bring awareness to mental health issues, and he discussed the coalition and the choice of color; and noted that most of the homeless have mental health issues, so by bringing light to mental health issues it reduces the stigma to allow people to get the help that they need. Supervisor Long reported: attending the Airport Advisory Committee meeting, and noted that the airport does look great and it is time to get the terminal opened; attending the Taste of Mariposa; attending the Butterfly Festival where he judged the parade which made him more aware of presentation during the parade; and that he missed the Search and Rescue fundraiser. Supervisor Long advised that he will be serving lunch today at the Senior Center, and attending Department Head reviews starting on the 6th. He also: advised that the National Day of Prayer is on the 7th, and he encouraged everyone to pray for our elected officials; encouraged people to attend the Homelessness Town Hall meeting on the 7th; and extended thanks to Supervisor Jones and his wife, and the County staff, for the appreciation potluck, noting that it was well done and he appreciated the chance to meet more County employees.

Supervisor Carrier reported attending: a meeting in Lushmeadows last Wednesday, followed by the Denim Day film and panel in the Park; the Yosemite Sequoia Resource Conservation and Development Council meeting with Supervisor Smallcombe; a Community Corrections Partnership (CCP) meeting, then to the landfill where he observed the operation of the hauling of the rock from the Ferguson slide; the Taste of Mariposa on Friday; the Butterfly Festival on Saturday, which included the Master Gardener plant sale, the Relay for Life breakfast at the Methodist Church, riding on the Cannonball Stagecoach in the parade, and volunteering for the Information Booth; the Search and Rescue Dinner

Saturday evening; and a meeting yesterday with the Human Resources (HR) Director and Supervisor Cann regarding some HR issues. Supervisor Carrier advised that he will be attending: department head reviews tomorrow; an Area 12 Joint Powers Authority (JPA) meeting in San Andreas on Thursday; a meeting with Supervisor Smallcombe and Don Neubacher in Yosemite Thursday afternoon; the Homelessness Town Hall meeting on Thursday evening; the Senior Health Fair and Expo on Friday; and the Historic Sites and Documents Preservation Commission meeting on Monday. Supervisor Carrier also discussed the large number of people at the Butterfly Festival, noting that he spoke with visitors from places as far away as the Netherlands, Germany, and China, and as close as Merced and the San Joaquin Valley.

Supervisor Smallcombe added that she is working with the Fire Safe Council and CAL FIRE to present a Proclamation at the May 19th meeting.

I. Items removed from Consent Agenda

1. Sheriff's Office (ID # 4678)

Approve Agreement with Stanislaus County Sheriff's Office Coroner's Division for Forensic Pathology Services, and Authorize the Board of Supervisors Chair to Sign the Agreement

RESULT: WITHDRAWN

Recess

11:20 AM Chair Jones recessed the meeting until 2:00 PM.

J. 2:00 PM Reconvene

2:01 PM Chair Jones reconvened the meeting.

1. Board of Supervisors (ID # 4682)

Receive a Presentation from Daniel Tune of Sierra National Forest Prevention Team on Efforts Underway at the Federal, State and Local Levels to Educate the Public About Fire Risk and to Develop Cooperative Relationships Among Organization Focused on Fire Risk Reduction (Supervisor Smallcombe)

Supervisor Smallcombe introduced Daniel Tune/United States Forest Service (USFS) Fire Prevention Technician who, in turn, introduced Charlotte Jordan/USFS Battalion Chief and David Cooper/District Fire Management Officer Division Chief. Mr. Tune discussed prevention teams and their duties; and provided an overview of the regional organization including incident management teams. He also advised that the Sierra National Forest is proactively assembling a prevention team; gave an overview of the day to day staffing in the forest service; and noted that Mariposa County has two dedicated teams, one in Midpines/El Portal area, with the other in Jerseydale; and he discussed patrols and their duties. Mr. Tune also discussed efforts on the regional level to identify mechanisms to fund prevention strategies; discussed strategies to educate the public especially regarding campfires; noted that there will be increased vigilance with expanded work days; and commented that one of the biggest tools that they have is fire restrictions, and that they will most likely head into fire restrictions early this year.

Public comment opened.

Carlene Anderson/Jerseydale Road ranch noted that fire prevention is also fuel reduction, and inquired what steps are being taken to reduce the overall fuel.

Scott Cummings noted that his property butts up to the Sierra National Forest where there are dead trees; inquired if there is a plan to take care of the dead overgrowth; commented that he knows CAL FIRE can cite properties that have buildings on them but there are some vacant parcels that are totally overgrown, and inquired if there is any way to do anything about those.

Public comment closed.

Daniel Tune responded to public comment noting that he is with fire prevention and that fuel reduction is another department, and that he is unsure of the plan for those areas. He also commented that they are not blind to the fuel load, but that fuel reduction is massive and exceeds the capabilities of their agency at this point; and that funding from the region is looking at the prevention standpoint.

Rich Drozen/Mariposa Division of CAL FIRE noted that Public Resources Code Section 4291 allows them to go in and do clearance around habitable structures or infrastructures but, without a county ordinance, there is no authority to enforce clearance on a vacant lot. He also noted that Merced County has an ordinance to require clearance of land between buildings; noted that Public Resources Code Section 4290 does require setbacks around buildings, driveways, and signage; and noted that the Uniform Fire Code has been tightened up in the last few years especially regarding types of building materials. Chief Drozen also discussed the partnership between CAL FIRE and the US Forest Service, noting that the Forest Service's opening of the Castle reload base was directly responsible for saving Ponderosa Basin; commented that we are lucky for the partnership; and noted how the Carstens Fire went from being a CAL FIRE incident, to US Forest Service incident, and back as the terrain and winds changed.

Supervisor Smallcombe requested Bob Bartholomew/Fire Safe Council address the issue of vacant lots as she understood that the Fire Safe Council had worked on it in the past. Mr. Bartholomew discussed the Fire Safe Council's efforts to contact property owners, and the low response rates even after having a former supervisor send letters. Rich Drozen noted that CAL FIRE has been working on fuel breaks and has to stop at a certain line, but that the Fire Safe Council can cross all of those lines. Supervisor Smallcombe noted that she would be happy to work with them as they did with Supervisor Allen; noted that, perhaps, the Board needs to pass an ordinance; and remarked that she feels strongly that she needs to support their efforts to address absentee landowners. Mr. Bartholomew noted that right now there is more attention because of the pine beetle; and noted that there are a lot of grant opportunities that they are pursuing.

Discussion ensued between Supervisor Jones, Chief Drozen, and Mr. Bartholomew regarding the senior wood program and the procurement of a self-loading truck.

Supervisor Smallcombe remarked that there needs to be collaboration to address the dead trees; and noted that she is hoping to build a coalition around the Fire Safe Council.

Doug Binnewies noted that he is confident that collaboration continues to occur between the agencies; noted that there continues to be a lot of professional and appropriate pre-planning between the agencies in Mariposa County; noted that communication, collaboration, and preplanning are necessary and are being done, but that it will not stop a cataclysmic event from occurring; and all they can do is to assist with a response. He also noted that some of the danger areas like Mariposa Pines and Jerseydale have ingress/egress challenges, and that those need to be on the radar regarding maintenance, accessibility, and gate availability; and he discussed that the message needs to get out to the community that, because of the fire danger, when a Nixle alert is sent, or a knock sounds on the door, that their response is needs to be immediate.

Chief Drozen discussed the Carstens Fire, and the use of Sheriff's Deputies and California Highway Patrol officers to help with evacuations.

Supervisor Jones discussed the need for a separate permit from Environmental Health in order to burn on a vacant lot.

Supervisor Smallcombe inquired as to what local government can do to assist in efforts. She also noted having brochures on the back table; and inquired as to what the Board can do to assist the agencies in disseminating the message. Mr. Tune responded that he did not know, yet; commented that everyone needs to take responsibility for themselves and their space; noted that this year, it will be minutes before a home burns down; and remarked that they have discussed having Town Hall chats. Chief Drozen noted that the response from the State perspective, is to do the same things that the Board is already doing; noted that when there is a big fire locally a lot of County resources are utilized, and the total force concept helps; and remarked that the leadership on the County Fire side is as good as it has ever been.

Sheriff Binnewies noted that preplanning is just as important in the community and that a lot of information still needs to be disseminated, and he noted that the brochures in the back of the room have a plethora of information. He also noted that they still do not have total sign up on the Nixle system and the Board can push that, as well as to continue to make constituents aware of the Mariposa County 966-1133 emergency line. Sheriff Binnewies also discussed suppression plans that have been put in place, and the Emergency Operation Center (EOC) process.

Mr. Bartholomew extended thanks to the Board for their support, as they had been looking at shutting down the Fire Safe Council seven years ago. Mr. Bartholomew also noted that he is on the Board of Ponderosa Basin Mutual Water Company, and advised that he received a complaint this weekend that water that had been set aside was used to clear the road for the Wagon Train. Chair Jones noted that Board would look into the matter.

Supervisor Cann noted that he has worked on Federal lands in five states and, he has never seen a better group committed to preparation and interagency coordination; discussed the management of the forests over the last twenty-five years, and noted that bills are being introduced on the Federal level for a Wildfire Reduction Act to be proactive with funding which would treat the cost of fires like FEMA; noted that Rural County Representatives of California (RCRC) has met with the Governor's office regarding opening up some of the Cap and Trade monies for use on forest health; and remarked that current efforts will take a while to manifest results. Chief Drozen noted that a lot of the SRA fees have come back into the County, and that they have defensible space inspectors now; noted that a lot of those dollars also came back for fuel reduction, and noted that they have been working with the County Road Department to identify critical roads that need clearing more often than the normal ten year cycle as getting clearances on those roads is critical.

Supervisor Jones discussed the SWIFT organization; the need for individual people to take responsibility; and some of the programs available through the NRCS.

Public comment reopened.

John MacDonald/Bootjack resident extended thanks for the Tree Mortality Workshop noting that there were a few hundred people there; and stated that another workshop would be useful.

Public comment closed.

Supervisor Smallcombe noted that John Schroeder and Bob Bartholomew were heavily involved in the workshop, and they can take that input back.

RESULT: PRESENTATION MADE

K. Continue Meeting

1. Administration (ID # 4699)

Continue the May 5, 2015, Meeting to Wednesday/May 6, 2015, at 8:30 A.M. for Department Head Performance Evaluations

3:26 PM Chair Jones continued the meeting to May 6, 2015, at 8:30 AM, in memory of Mae Beck.

Respectfully submitted,

RENÉ LaROCHE
Clerk of the Board

MERLIN JONES
Chair, Board of Supervisors



MARIPOSA COUNTY

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MERLIN JONES, CHAIR
JOHN CARRIER, VICE-CHAIR
ROSEMARIE SMALLCOMBE
MARSHALL LONG
KEVIN CANN

DISTRICT II
DISTRICT V
DISTRICT I
DISTRICT III
DISTRICT IV

MINUTES

May 6, 2015

(Meeting Continued from May 5, 2015)

A. Call to Order and Roll Call

8:31 AM Chair Jones reconvened the continued meeting at the Mariposa County Government Center.

| Attendee Name | Title | Status | Arrived |
|----------------------|-------------------------|---------|---------|
| Rosemarie Smallcombe | District I Supervisor | Present | 8:31 AM |
| Merlin Jones | District II Supervisor | Present | 8:31 AM |
| Marshall Long | District III Supervisor | Present | 8:31 AM |
| Kevin Cann | District IV Supervisor | Present | 8:31 AM |
| John Carrier | District V Supervisor | Present | 8:31 AM |

B. Pledge of Allegiance

8:32 AM Supervisor Carrier led the Pledge of Allegiance.

C. Closed Session

1. **Administration (ID # 4685)**

CLOSED SESSION: Public Employee Performance Evaluation; Position of Employee Under Review: County Administrative Officer

No Board or public input.

This Closed Session was held at 8:38 AM and reported out at 4:14 PM.

RESULT: CLOSED SESSION HELD

2. **Administration (ID # 4686)**

CLOSED SESSION: Public Employee Performance Evaluation; Position of Employee Under Review: Human Resources Director/Risk Manager

No Board or public input.

This Closed Session was held at 10:03 AM and reported out at 4:14 PM.

RESULT: CLOSED SESSION HELD

3. Administration (ID # 4687)

CLOSED SESSION: Public Employee Performance Evaluation; Position of Employee Under Review: County Counsel

No Board or public input.

This Closed Session was held at 11:22 AM and reported out at 4:14 PM.

RESULT: CLOSED SESSION HELD

4. Administration (ID # 4688)

CLOSED SESSION: Public Employee Performance Evaluation; Position of Employee Under Review: County Health Officer

No Board or public input.

This Closed Session was held at 1:31 PM and reported out at 4:14 PM.

RESULT: CLOSED SESSION HELD

5. Administration (ID # 4689)

CLOSED SESSION: Public Employee Performance Evaluation; Position of Employee Under Review: Community Services Director

No Board or public input.

This Closed Session was held at 3:05 PM and reported out at 4:14 PM.

RESULT: CLOSED SESSION HELD

Recess

8:34 AM Chair Jones recessed the meeting into Closed Session.

Report Out

4:14 PM Chair Jones reported out that Information was Received in each of the Closed Sessions.

D. Adjourn

4:15 PM Chair Jones adjourned the meeting.

Respectfully submitted,

RENÉ LaROCHE
Clerk of the Board

MERLIN JONES
Chair, Board of Supervisors



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MERLIN JONES, CHAIR
JOHN CARRIER, VICE-CHAIR
ROSEMARIE SMALLCOMBE
MARSHALL LONG
KEVIN CANN

DISTRICT II
DISTRICT V
DISTRICT I
DISTRICT III
DISTRICT IV

MINUTES

May 12, 2015

A. Call to Order and Roll Call

9:00 AM Chair Jones called the meeting to order at the Mariposa County Government Center noting that there was a quorum, with Supervisor Cann excused.

| Attendee Name | Title | Status | Arrived |
|----------------------|-------------------------|---------|---------|
| Rosemarie Smallcombe | District I Supervisor | Present | 8:56 AM |
| Merlin Jones | District II Supervisor | Present | 8:56 AM |
| Marshall Long | District III Supervisor | Present | 8:56 AM |
| Kevin Cann | District IV Supervisor | Excused | |
| John Carrier | District V Supervisor | Present | 8:56 AM |

B. Pledge of Allegiance

The Pledge was led by Supervisor Carrier followed by a moment of silence in honor of our service people here and abroad, and for our law enforcement personnel.

C. Introductions

None.

D. Approval of Consent Agenda (Items designated by "CA")

NOTE: *The Consent Agenda consists of items that are generally viewed as non-controversial and routine by the department. If the Board wishes to discuss an item, it will be removed from the Consent Agenda and moved to the end of the timed agenda; or, at the Chair's discretion, may be taken in conjunction with another item scheduled by the respective department. Otherwise, the Consent Agenda items are generally approved in one single motion. This is the appropriate time for the public to advise the Chair of any comments to the Consent Agenda or request to have an item removed from the Consent Agenda.*

No public input.

Chair Jones noted that CA3 requires a 4/5ths vote.

Regarding CA5, Supervisor Carrier noted that out of the \$35,000, the agency is able to leverage those monies to end up bringing \$88,000 back to the county; noted that Area

12 Agency on Aging also provides direct services that benefit the county, and discussed same; and extended thanks to Area 12 for their services.

Regarding CA10, Supervisor Long noted a clerical error in the second paragraph of the Recommendation and Justification which states that they reduced their not-to-exceed amount by 100%, but that it should say 50%.

Regarding CA14, Supervisor Long inquired as to the reason for the increase in this contract since it was recently amended. Mary Hodson/County Administrative Officer (CAO) noted that the agreement had expired and was extended as to term but that the amount had not been addressed; and she noted that this finishes that action. Supervisor Long inquired if there will be a new contract. CAO noted that she believes that the Board has already approved a new contract, and it is in the same amount as the previous fiscal year.

RESULT: ADOPTED [4-0]

MOVER: Marshall Long, District III Supervisor

SECONDER: John Carrier, District V Supervisor

AYES: Rosemarie Smallcombe, Merlin Jones, Marshall Long, John Carrier

EXCUSED: Kevin Cann

CA1. Administration RES-2015-207

Resolution Continuing the Local Emergency Due to Landslides on Highway 140 En Route to Yosemite National Park

CA2. Administration RES-2015-208

Resolution Continuing the Local Drought Emergency

CA3. Administration RES-2015-209

Approve Budget Action Increasing Revenue and Appropriations in the Fire - Special Grants Budget to Account for the Fire Department's Homeland Security Grant Program (HSGP) Awards (\$73,737) 4/5ths Vote Required

CA4. Administration RES-2015-210

Approve the State Community Services and Development Board Questionnaire, and Authorize the Board of Supervisors Chair to Sign the Questionnaire

CA5. Administration RES-2015-211

Approve the Administrative Match Agreement Between the County of Mariposa and Area 12 Agency on Aging for In-Kind Legal Services in the Amount of \$35,167 for Fiscal Year 2015/2016; and Authorize the Board of Supervisors Chair to Sign the Agreement

CA6. Administration 2015-59

Receive the List of Contracts Entered into by the County Administrative Officer (CAO) Pursuant to Ordinance 3.08 with Terms Commencing in September 2013, July 2014, and February, March, April, May, June, and September 2015

CA7. Board of Supervisors

Approve the Minutes of Tuesday, April 7, 2015

CA8. Board of Supervisors

Approve the Minutes of Tuesday, April 14, 2015

CA9. Human Resources/Risk Management RES-2015-212

Approve the Classification and Job Description of Sheriff's Deputy Recruit; Assign it as an Extra-Help Specialized Classification; and Set the Hourly Rate at \$18.05

CA10. Human Resources/Risk Management RES-2015-213

Approve an Agreement with Freese & Gianelli Claim Services, in a Not-To-Exceed Amount of \$15,000, for the Period of July 1, 2015 to June 30, 2016, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA11. Human Services/Behavioral Health & Recovery Services RES-2015-214

Approve a Second Amendment to the Agreement with Changing Echoes to Provide Residential Recovery Services for Substance Abuse Clients Increasing the Contract Maximum by \$10,000 for a Total Not to Exceed Amount of \$40,500, and Authorize the Board of Supervisors Chair to Sign the Amendment

CA12. Human Services/Behavioral Health & Recovery Services RES-2015-215

Approve Amendment 14-90069 A01 to the Current Drug Medi-Cal (DMC) and Negotiated Net Amount (NNA) Multi-Year Agreement with the State Department of Health Care Services (DHCS), and Authorize the Board of Supervisors Chair to Sign the Amendment

CA13. Human Services/Social Services RES-2015-216

Approve the Overfill of a Social Service Aide Position in the Social Services Budget Effective Immediately and through November 15, 2015

CA14. Public Works RES-2015-217

Approve Second Amendment to a Contract for Services with ARAMARK to Provide Uniform Laundry Service and Janitorial Supplies by Increasing Compensation in the Not to Exceed Amount of \$2,400 for Total Compensation of \$30,382.14 Per Year; and Authorize the Public Works Director to Sign the Second Amendment

CA15. Public Works 2015-60

Appoint Richard Leinheuser to Serve on the Solid Waste AB 939 Local Task Force as a Second Public Member with a Term Expiring on May 5, 2017

CA16. Sheriff's Office RES-2015-218

Approve a Lease Agreement Between William Freeman and the County of Mariposa for the Property Located at 5012 Fairgrounds Drive, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA17. Sheriff's Office RES-2015-219

Approve a Legal Services Agreement Authorizing the Mariposa County Public Administrator to Retain Starchman and Bryant Attorneys at Law to Proceed with the Administrating of Estates, and Authorize the Board of Supervisors Chair to Sign the Legal Services Agreement

CA18. **Sheriff's Office RES-2015-220**

Approve a Professional Services Agreement with John C. Fremont Healthcare District to Provide Medical Services to the Mariposa Adult Detention Facility, and Authorize the Board of Supervisors Chair to Sign the Agreement

E. Board Recognitions

1. Board of Supervisors 2015-61

Proclaim May 10 - 16, 2015, as "National Hospital Week" (Alan MacPhee, John C. Fremont Healthcare District Administrator)

Alan MacPhee/John C Fremont Healthcare District CEO noted that the Healthcare District is well represented today and introduced Mike McCreary/Chairman of the Board, Candy O'Donel-Browne/Board Member, Theresa Loya/Chief Nursing Officer, and Phil Blass/IT Director; advised that the hospital is doing well; and supplied copies of the hospital's most recent audit. Mike McCreary extended thanks for the acknowledgement; and noted that May will also be Healthcare District Month in California. Ms. O'Donel-Browne requested Board members to read the audit as they have turned the hospital around.

Public comment opened.

Chevon Kothari/Human Services Director discussed her excitement concerning the partnership with the hospital, and thanked Mr. MacPhee, his staff, and his board.

Doug Binnewies/Mariposa County Sheriff echoed Ms. Kothari's words and discussed his appreciation for the relationship with the hospital and healthcare district; noted that their Emergency Room (ER) staff needs to be commended as ER events can be turbulent; and extended thanks from the Sheriff's Office.

Public comment closed.

Supervisor Long noted his support of the J.C. Fremont Healthcare District; noted that the hospital has saved many lives including his own, his father's, and his brother's; and remarked that the community is in debt for the work that they are doing. Supervisor Jones echoed Supervisor Long's sentiments; commented on the satellite clinic in District II; and discussed how much it is appreciated. Supervisors Smallcombe and Carrier also extended thanks.

Chair Jones presented the Proclamation to Mr. MacPhee. Candy O'Donel-Browne noted that it is unusual to have a hospital in a community of this size, and discussed her pride in it. Theresa Loya and Phil Blass expressed their pride at working for the district.

RESULT: ADOPTED [4-0]

MOVER: Rosemarie Smallcombe, District I Supervisor

SECONDER: Marshall Long, District III Supervisor

AYES: Rosemarie Smallcombe, Merlin Jones, Marshall Long, John Carrier

EXCUSED: Kevin Cann

2. Human Services 2015-62**Proclaim the Month of May, 2015, as "Mental Health Month"**

Chevon Kothari introduced the item noting that the goal of Mental Health Awareness Month for the last 66 years is to shine a spotlight/limelight on mental health programs and initiatives occurring throughout California; noted that Proposition 63 was passed in 2004 and transformed the way mental health services were provided to communities as it allowed for proactive, rather than reactive, efforts. Ms. Kothari gave an overview of California and national statistics; noted that many Mariposa County programs emphasize prevention; and she discussed some recent, and potential future, initiatives. Ms. Kothari also noted that they now have a fully staffed leadership team in Behavioral Health, and she introduced Michael Bishop/Deputy Director of Behavioral Health and Recovery Services; Nicole Alvarez/Staff Services Analyst; Todd Davidson/Adult Services; Angela Phillips/Track Team; Chrissy Dawson (not present)/Children's Services; Julia Brown/Support Services; Paula Moore/Public Conservator-Guardianship; and Bobbi/a lead member of the Track Team.

Public comment opened.

Alan MacPhee discussed the cooperation and interaction between this Human Services Department and the hospital which he has never seen before in other communities; and he extended thanks to Ms. Kothari and her staff for all of their efforts.

Doug Binnewies extended thanks to Ms. Kothari for her efforts in partnering with the Sheriff's Office on DS related incidents.

Public comment closed.

Supervisor Smallcombe extended thanks to the team of professionals; discussed her educational background in psychology; noted that mental health issues know no boundaries; and remarked that she is very enthusiastic regarding the work that is being done in this area locally and statewide. Supervisor Long discussed the importance of early intervention, and removal of the stigma; noted that many of the homeless, as well as prisoners in the jails and prisons, suffer with mental illnesses; and discussed the need to treat, rather than house, them.

Chair Jones presented the Proclamation to Ms. Kothari.

RESULT: ADOPTED [4-0]

MOVER: John Carrier, District V Supervisor

SECONDER: Marshall Long, District III Supervisor

AYES: Rosemarie Smallcombe, Merlin Jones, Marshall Long, John Carrier

EXCUSED: Kevin Cann

F. Departmental Presentation

For Items within the Jurisdiction of the Board and not on Today's Agenda

Doug Binnewies recognized Steve Johnson/Human Resources Director-Risk Manager, and his department, for assisting with CA9 which established a new classification for the sheriff's deputy recruit and was approved this morning; and he extended thanks to the Board for their support.

Chevon Kothari thanked Sheriff Binnewies and Supervisor Cann for their support at the Homelessness Town Hall meeting the other night; thanked the community, as they had over 100 people attend; and noted that they are going to take the community input into account to formulate a strategic plan which will be come back to the Board once completed.

G. Public Comment on Non-Agenda Items

For Items within the Jurisdiction of the Board and not on Today's Agenda (Speakers Limited to Five Minutes)

Marvin Wells discussed the slaying of police officers in New York in December of 2014 and his subsequent request that the Board send condolences; noted the death of another officer; and requested the Board send condolences to the New York Police Commissioner. Mr. Wells also discussed the amount of water that one marijuana plant uses and urged reevaluation of that ordinance; discussed the number of police officers killed so far this year; expressed his pride in the declaration proclaiming May National Military Month; remarked that if he was a supervisor he would know how many vets were on the payroll; discussed the percentage of military personnel from rural areas; discussed the contributions of the new Public Works Director; discussed the County's Veteran's Preference Policy; remarked that he hopes that hiring is not done politically; noted that November 11th is Veteran's Day and suggested the Board sponsor a dinner or luncheon for local veterans; discussed Bowe Bergdahl who is in the news as an accused deserter in Afghanistan, and Dickerson who was a deserter during the Korean conflict; discussed the reoccurrence of the number 13 on death row; and advised that the Board could shorten their time by not advising of the meetings they attended during the Board Information section of meetings.

Karen Cutter/Mariposa Chamber of Commerce Chair noted that the Visitor's Center was busy last week because Highway 41 was closed due to snow. She also advised that there would be a ribbon cutting at the Majestic Mini Mall on May 13 at noon, and another one at the Seven Rivers Pickers Warehouse on May 20th at Noon. Ms. Cutter also noted that in Burbank they have a Veteran's Commemorative Committee, and noted that it would mean a lot to the Veterans, and the people who have Veterans in their family, if Mariposa would do something on one of those holidays.

H. Board Information

Supervisor Smallcombe discussed receipt of a complaint that some of the trucks used for the Ferguson Project were driving down Smith Road to cut between Highways 140 and 49 North; noted that the claim could not be substantiated by the Field Engineer; and advised that he would be warning all of the truckers to stay on the highway. She also discussed a second complaint that trucks that are pulling over to allow traffic to pass are pulling back in to traffic before all cars have passed; discussed the weight of the trucks and the difficulty getting them moving again; and requested that people be understanding when traveling behind them. Supervisor Smallcombe also reported that: she has been working on a proclamation regarding fire safety for next week's meeting; she has been meeting with constituents on a SWIFT type of group and that they have identified preliminary goals; she had discussions with constituents and U.S. Forest Service representatives regarding dead trees on Forest Service property; she spoke with some Forest Service representatives about further outreach and utilizing Mariposa communication channels to disseminate information; the Requests for Proposals (RFPs) for the fuel availability study for the Biomass Project were sent out earlier this month; she spent Friday on the phone working on money for a grant for another Electric Vehicle (EV) charger that could service vehicles other than Tesla; and she had a Thursday meeting with Don Neubacher/Yosemite National Park Superintendent, and his staff, and she advised that they are planning a Foresta evacuation drill/review on July 4th.

In response to Mr. Wells' remarks during the Public Comment on Non-Agenda Items portion of the meeting, Supervisor Jones: noted that he supports all veterans; advised that he did not serve in the military which is why he ran for office and which is why he includes the moment of silence for our veterans and law enforcement personnel; and advised that his personal opinion is that this Board has done a great job hiring department heads and,

in no way, does he have his brother or anyone else on the payroll, and noted that he has never hired that way. Supervisor Jones reported: serving lunch at the Senior Center on the 5th; participating in department head reviews on the 6th, noting that the County has a lot of great department heads now who often go beyond the call of duty; touring a mine on the 8th noting that he wants to learn more about mining so is planning on visiting each and every permitted mine in the county, and he encouraged everyone to perform similar site visitations before forming opinions; taking his wife to a movie on the 9th; and attending the agenda review meeting yesterday, with the rest of the day spent at the dentist.

Supervisor Long reported that he: enjoyed serving lunch at the Senior Center; participating in department head reviews, noting that they are intelligent professionals who are committed to this county; attended the Homelessness Town Hall meeting, noting that participation was excellent and that the Human Services Director is doing an excellent job bringing forward a plan; and attended the Historic Sites and Records Preservation Committee meeting yesterday where they discussed the law library books, noting that it looks like they will be returning to the Courthouse since there are no structural issues. Supervisor Long advised that he: will be attending the department head reviews on the 13th and 14th; will be working on mine adits and shafts particularly on Bureau of Land Management (BLM) land, noting that staff continues to do an excellent job; and has been getting a lot of calls about fire safety on a neighbor's property, and he advised that he has been referring those to the Fire Safe Council and CAL FIRE. Regarding the truck issue raised by Supervisor Smallcombe, Supervisor Long noted that he holds a Class A driver's license and advised that the law is specific and requires a driver let everyone pass because they give up the right-of-way when they pull out of the traffic lane. Supervisor Long also noted that he has an opening coming up on the Catheys Valley Planning Committee, and advised interested parties to contact him.

Supervisor Carrier reported that he: served lunch at the Senior Center last Tuesday; participated in department head reviews on Wednesday; attended the Area 12 Joint Powers Authority (JPA) meeting in San Andreas on Thursday; missed the Thursday meeting with Superintendent Neubacher because Big Oak Flat Road was closed due to snow but that he was able to return to Mariposa to attend the Homelessness Town Hall meeting; had a teleconference with Superintendent Neubacher on Friday, and noted that he seemed receptive to the idea of the Wagon Train starting in Wawona again and that they have identified two staff people to discuss the issue and acquire more information; attended the Senior Health Fair and Expo on Friday; and attended the Historic Sites and Records Preservation Committee meeting on Monday, followed by the In Home Support Services meeting. Supervisor Carrier advised that he will be attending department head reviews on Wednesday and Thursday, noting that he hopes that the Board will be able to provide a summary after the reviews are completed. He also advised that there was a proposed presentation today from the Concerned Citizens of Central California regarding the condition of the forests and the formation of a tri-county entity, but that it has been rescheduled to June 16th because neither Supervisor Cann nor County Counsel could be present, and because everyone is waiting on information and input from Madera and Fresno Counties.

Recess Board of Supervisors

I. Community Services Area 1M (Don Pedro)

(Chair - Director Jones, Vice-Chair - Director Long)

10:15 AM Chair Jones called the CSA 1M Board to order in the County Government Center.

Public Comment Period

For Items within the Jurisdiction of the County Service Area 1M (Lake Don Pedro) and not on Today's Agenda (Speakers Limited to Five Minutes)

None.

CSA 1M Regular Agenda

1. County Counsel CSA1M-2015-4

Open Sealed Proposals for the Lease of Grazing Property Located in the Lake Don Pedro 1-M Area Described as Parcels 1 and 2 in Area 1M of Lake Don Pedro (Approximately 162 Acres); and Call for Oral Bids at Least 5% Over the Written High Bid

This item has been withdrawn from this meeting and continued to next week.

RESULT: CONTINUED Next: 5/19/2015 9:00 AM

Adjourn CSA 1M

Reconvene as Board of Supervisors

J. Regular Agenda Items

1. Public Works (ID # 4723)

Approve Plans and Specifications for the Dogtown Road Bridge (#14-07) and the Bondurant Road Bridge (#14-08) Under the Disaster Relief Initiative (DRI) Grant and Authorize the Public Works Director to Solicit Bid Proposals

Gary Taylor/Assistant Director of Public Works - Operations gave the staff report.

No public input.

Supervisor Smallcombe noted that she has not seen any plans and specifications even though the item is to approve them. Mary Hodson advised that the plans and specifications are on file with the Clerk of the Board. Chair Jones remarked that the item so indicates at the bottom of page 158.

Supervisor Jones inquired if the bridges were going to be precast. Mr. Taylor responded that they will be a prefabricated type of bridge which will allow quicker construction at less cost with little disturbance to the area. Supervisor Jones required clarification regarding the anticipated project time. Mr. Taylor responded that they will have to put in a temporary bridge to keep traffic moving in the area since they will be replacing the bridge in the exact location; but that they are still looking at a total of three to four months total for the two bridges. In response to Supervisor Jones' inquiry, Mr. Taylor noted that the three to four month estimate is the construction time rather than the time the bridges would need to be closed. Mr. Taylor also noted that the traffic will not need to be closed down as there will be a temporary crossing at that location. Supervisor Jones required clarification as to the amount of time when a temporary crossing would be in place, and Mr. Taylor responded that it would be at least half of that time. Mr. Taylor also noted that they are hoping to move on construction in July or August. Supervisor Jones required clarification as to whether access and permission has been obtained for the temporary bridges in both projects. Mr. Taylor responded that they have been talking to the property owners and have to finalize; that there would be no right-of-way needed, only

a temporary construction easement; and that they are in communication with the land owners to try to determine exactly what that distance would be. Supervisor Jones required clarification that permission had not yet been obtained. Mr. Taylor responded that they do not have it in writing. Supervisor Jones cautioned that permission should be obtained before doing anything. Mr. Taylor responded that the issue would need to be taken care of before construction started. Supervisor Jones required clarification that the plan is to put the temporary bridges right beside the old bridges. Mr. Taylor affirmed, and noted that they are in communications with the citizens out there to try to address their concerns.

Supervisor Long noted that at least two Board members have not yet seen the plans and specifications, and inquired if it would be a problem to postpone the matter for a week to allow review time. Mr. Taylor responded that it would not be a problem.

Supervisor Carrier noted that he would be comfortable with a postponement; and requested that in the future the Board be notified when plans and specifications are available for review. Mr. Taylor noted that he will work with the Public Works Director to come up with a procedure to provide the information to the Board in time.

The Board concurred with Chair Jones inquiry regarding postponing the matter until next week.

Mr. Taylor remarked that the project is not against a deadline yet, but noted that it is being funded by the Disaster Recovery Initiative (DRI) Program which does have a sunset date on its funding, and requested clarification from Tara Schiff/Community Development-Grant Coordinator. Ms. Schiff noted that the DRI grant sunset date is December 31, 2015, but that invoices can be submitted for ninety days after; and she urged the Board to not delay much.

In response to an inquiry from Supervisor Jones, Mr. Taylor noted that it will take two to four weeks to order and receive the pre-fabricated bridges. Ms. Schiff noted that everything takes longer with CDBG.

Supervisor Carrier inquired as to the length of time that the plans and specifications have been ready, to which Mr. Taylor responded a couple of weeks. Supervisor Carrier noted that if the Board had known about the plans and specifications three weeks ago they could have reviewed them to make a decision today. He also remarked that he did not feel that the Board was delaying the project; and noted that in the past, there have been errors that were caught by multiple reviews. Mr. Taylor noted that another week should not be a problem; and that they are just trying to move ahead to prevent jeopardizing the funding. Supervisor Jones requested that construction milestones be included when it comes back to the Board. Mr. Taylor noted that he can provide milestones, but that the more accurate one will be the one that the contractor provides.

RESULT: CONTINUED Next: 6/9/2015 9:00 AM

2. Public Works RES-2015-221

Approve a Lease/Purchase Agreement with TCF Equipment Finance for the Lease of an International Baler, Model Tital-XHD-10 Horizontal Baler and a CYP-48323-P Wide Pit Conveyor with All Attachments and Accessories for the Solid Waste Division of the Public Works Department in the Not to Exceed Amount of \$155,450; and Authorize the Board of Supervisors Chair to Sign the Agreement

Greg Ollivier/Solid Waste-Recycling Manager gave the staff report.

Public comment opened.

Greg Kittelson inquired as to the definition of film plastics. Mr. Ollivier responded that they are plastic wraps, shrink wraps, plastic bags, etc.

Public comment closed.

Supervisor Carrier inquired if funding is budgeted in this fiscal year for that purchase. Mr. Ollivier noted that it is in this year's budget, but that the lease purchase requires no money down, and its first payment is not due for 6 months. In response to an inquiry from Supervisor Carrier, Mr. Ollivier noted that the timeline to put the infrastructure in place should be a few weeks.

Supervisor Smallcombe required clarification regarding budgeting for operations and maintenance. Mr. Ollivier estimated that the average maintenance cost to be a few thousand dollars per year for regular maintenance; and that they believe they have that covered.

Supervisor Jones noted that it looks like this piece of equipment will be paid off in five to six years; and has a twenty to thirty year average lifespan. Mr. Ollivier affirmed the lifespan, providing that the appropriate maintenance and work are done along the way. In response to Supervisor Jones' inquiry, Mr. Ollivier noted that they will be baling aluminum cans, plastic bottles, film plastics, Styrofoam, tin cans, newspaper, cardboard, and office paper.

RESULT: ADOPTED [4-0]

MOVER: Rosemarie Smallcombe, District I Supervisor

SECONDER: John Carrier, District V Supervisor

AYES: Rosemarie Smallcombe, Merlin Jones, Marshall Long, John Carrier

EXCUSED: Kevin Cann

K. Items removed from Consent Agenda

None.

L. Continue Meeting

1. Administration (ID # 4700)

Continue the May 12, 2015, Meeting to Wednesday/May 13, 2015, at 8:30 A.M. and to Thursday/May 14, 2015, at 8:30 A.M. for Department Head Performance Evaluations

10:40 AM Chair Jones continued the meeting to May 13, 2015, at 8:30 AM, and to May 14, 2015, at 8:30 AM, in memory of Merle Judkins, Eldora Halliday, and Darren Johnson.

Respectfully submitted,

RENÉ LaROCHE
Clerk of the Board

MERLIN JONES
Chair, Board of Supervisors



MARIPOSA COUNTY

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MERLIN JONES, CHAIR
JOHN CARRIER, VICE-CHAIR
ROSEMARIE SMALLCOMBE
MARSHALL LONG
KEVIN CANN

DISTRICT II
DISTRICT V
DISTRICT I
DISTRICT III
DISTRICT IV

MINUTES

May 13, 2015

(Meeting Continued from May 12, 2015)

A. Call to Order and Roll Call

8:32 AM Chair Jones called the meeting to order at the Mariposa County Government Center, noting that there was a quorum but that Supervisor Smallcombe was absent, and Supervisor Cann was excused.

| Attendee Name | Title | Status | Arrived |
|----------------------|-------------------------|---------|---------|
| Rosemarie Smallcombe | District I Supervisor | Present | 8:35 AM |
| Merlin Jones | District II Supervisor | Present | 8:32 AM |
| Marshall Long | District III Supervisor | Present | 8:32 AM |
| Kevin Cann | District IV Supervisor | Excused | |
| John Carrier | District V Supervisor | Present | 8:33 AM |

B. Pledge of Allegiance

The Pledge of Allegiance was led by Supervisor Long.

8:35 AM Supervisor Smallcombe arrived.

C. Closed Session

1. **Administration (ID # 4690)**

CLOSED SESSION: Public Employee Performance Evaluation; Position of Employee Under Review: Technical Services Director

No Board or public input.

This Closed Session was held at 8:43 AM and reported out at 4:11 PM.

RESULT: CLOSED SESSION HELD

2. **Administration (ID # 4691)**

CLOSED SESSION: Public Employee Performance Evaluation; Position of Employee Under Review: Public Works Director

No Board or public input.

This Closed Session was held at 10:05 AM and reported out at 4:11 PM.

RESULT: CLOSED SESSION HELD

3. **Administration (ID # 4692)**

CLOSED SESSION: Public Employee Performance Evaluation; Position of Employee Under Review: Child Support Services Director

No Board or public input.

This Closed Session was held at 11:28 AM and reported out at 4:11 PM.

RESULT: CLOSED SESSION HELD

4. **Administration (ID # 4693)**

CLOSED SESSION: Public Employee Performance Evaluation; Position of Employee Under Review: Agricultural Commissioner

No Board or public input.

This Closed Session was held at 1:32 PM and reported out at 4:11 PM.

RESULT: CLOSED SESSION HELD

5. **Administration (ID # 4694)**

CLOSED SESSION: Public Employee Performance Evaluation; Position of Employee Under Review: Human Services Director

No Board or public input.

This Closed Session was held at 2:45 PM and reported out at 4:11 PM.

RESULT: CLOSED SESSION HELD

Report Out

4:09 PM Chair Jones reported out that Information was Received in each of the Closed Sessions.

D. Continue Meeting

1. **Board of Supervisors (ID # 4731)**

Continue the May 13, 2015, Meeting to Thursday/May 14, 2015, at 8:30 A.M. for Department Head Performance Evaluations

4:11 PM Chair Jones continued the meeting to May 14, 2015, at 8:30 AM.

Respectfully submitted,

RENÉ LaROCHE
Clerk of the Board

MERLIN JONES
Chair, Board of Supervisors



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MERLIN JONES, CHAIR
JOHN CARRIER, VICE-CHAIR
ROSEMARIE SMALLCOMBE
MARSHALL LONG
KEVIN CANN

DISTRICT II
DISTRICT V
DISTRICT I
DISTRICT III
DISTRICT IV

MINUTES

May 14, 2015

(Meeting Continued from May 13, 2015)

A. Call to Order and Roll Call

8:33 AM Chair Jones called the meeting to order at the Mariposa County Government Center, noting that there was a quorum with all members present.

| Attendee Name | Title | Status | Arrived |
|----------------------|-------------------------|---------|---------|
| Rosemarie Smallcombe | District I Supervisor | Present | 8:33 AM |
| Merlin Jones | District II Supervisor | Present | 8:33 AM |
| Marshall Long | District III Supervisor | Present | 8:33 AM |
| Kevin Cann | District IV Supervisor | Present | 8:33 AM |
| John Carrier | District V Supervisor | Present | 8:33 AM |

B. Pledge of Allegiance

8:33 AM The Pledge was led by Supervisor Smallcombe.

C. Closed Session

1. **Administration (ID # 4695)**

CLOSED SESSION: Public Employee Performance Evaluation; Position of Employee Under Review: Building Director

No Board or public input.

This Closed Session was held at 8:42 AM and reported out at 4:53 PM.

RESULT: CLOSED SESSION HELD

2. **Administration (ID # 4696)**

CLOSED SESSION: Public Employee Performance Evaluation; Position of Employee Under Review: County Librarian

No Board or public input.

This Closed Session was held at 10:09 AM and reported out at 4:53 PM.

RESULT: CLOSED SESSION HELD

3. Administration (ID # 4697)

CLOSED SESSION: Public Employee Performance Evaluation; Position of Employee Under Review: Clerk of the Board

No Board or public input.

This Closed Session was held at 11:12 AM and reported out at 4:53 PM.

RESULT: CLOSED SESSION HELD

4. Administration (ID # 4698)

CLOSED SESSION: Public Employee Performance Evaluation; Position of Employee Under Review: Planning Director

No Board or public input.

This Closed Session was held at 2:48 PM and reported out at 4:53 PM.

RESULT: CLOSED SESSION HELD

Report Out

4:53 PM Chair Jones reported out that Information was Received in each of the Closed Sessions.

D. Adjourn

4:54 PM Chair Jones adjourned the meeting.

Respectfully submitted,

RENÉ LaROCHE
Clerk of the Board

MERLIN JONES
Chair, Board of Supervisors



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MERLIN JONES, CHAIR
JOHN CARRIER, VICE-CHAIR
ROSEMARIE SMALLCOMBE
MARSHALL LONG
KEVIN CANN

DISTRICT II
DISTRICT V
DISTRICT I
DISTRICT III
DISTRICT IV

MINUTES

May 19, 2015

A. Call to Order and Roll Call

9:01 AM Chair Jones called the meeting to order at the Mariposa County Government Center, noting that there was a quorum with Supervisor Cann excused.

| Attendee Name | Title | Status | Arrived |
|----------------------|-------------------------|---------|---------|
| Rosemarie Smallcombe | District I Supervisor | Present | 9:01 AM |
| Merlin Jones | District II Supervisor | Present | 9:01 AM |
| Marshall Long | District III Supervisor | Present | 9:01 AM |
| Kevin Cann | District IV Supervisor | Excused | |
| John Carrier | District V Supervisor | Present | 9:01 AM |

B. Pledge of Allegiance

The Pledge was led by Supervisor Carrier followed by a moment of silence in honor of our service people here and abroad, and for our law enforcement personnel.

C. Introductions

None.

9:03 AM Chair Jones requested permission to consider the Board Recognitions before the Consent Agenda to prevent the students from being out of school too long. The Board concurred.

D. Board Recognitions

- Health RES-2015-222**

Adopt a Resolution Recognizing the Week of May 17 - 23, 2015 as "Emergency Medical Services Week" and Recognizing Personnel for Outstanding Professional Performance During the Previous Year

Robin Ryder/County Health Officer gave the staff report.

No public comment.

Supervisor Long noted how well deserved these awards are, as these people are always on the front line. Supervisor Carrier extended thanks to all of the departments, entities, and volunteers for their services. Supervisor Smallcombe echoed the previous comments, noting that it is akin to the armed forces. Supervisor Jones discussed the volunteers in the county.

Chair Jones presented the Proclamation to Dr. Ryder.

Pat Murphy/Mountain Valley Emergency Medical Services (EMS) Agency noted that the roots of EMS are in the military. Mr. Murphy then presented plaques to the award winners, with Dr. Rogers accepting the award for Dr. Wythe. Mr. Murphy also recognized Karen Wilson as the First Responder of the Year, noting that her nomination came in too late to be included in the resolution.

RESULT: ADOPTED [4-0]

MOVER: Marshall Long, District III Supervisor

SECONDER: John Carrier, District V Supervisor

AYES: Rosemarie Smallcombe, Merlin Jones, Marshall Long, John Carrier

EXCUSED: Kevin Cann

2. Board of Supervisors 2015-63

**Certificate of Recognition for Mariposa County High School Grizzly Band
(Rod Fiester, MCHS Chair and Band Director)**

Supervisor Carrier gave the staff report, noting that the Grizzly Band will be playing at the Memorial Day service in Washington, DC. Lisa Mirassou/Grizzly Band Booster President noted that the band will be leaving tomorrow night, and discussed the band's itinerary while in Washington, DC.

No public input.

Supervisors Carrier and Smallcombe discussed the opportunity that this presents for the students.

Chair Jones presented the Certificate of Recognition to Ms. Mirassou and a group of band members.

RESULT: ADOPTED [4-0]

MOVER: Marshall Long, District III Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Rosemarie Smallcombe, Merlin Jones, Marshall Long, John Carrier

EXCUSED: Kevin Cann

3. Board of Supervisors 2015-64

Proclamation Recognizing May 17 - 23, 2015 as "Wildfire Awareness Week"

Supervisor Smallcombe gave the staff report, and acknowledged the partnership and collaboration between entities and urged personal responsibility in reducing fire risk.

Rich Drozen/CAL FIRE Mariposa Division - Mount Bullion Camp introduced Chief Kevin Smith and Chief Nancy Koerperich who each extended thanks and discussed the fire potential this year. Len Nielson/CAL FIRE Unit Forester passed out a handout to the Board and gave a PowerPoint presentation regarding the impacts from the drought.

Public comment opened.

Christina, Hall representative for Congressman Tom McClintock, extended thanks to the fire officials; discussed battling environmental processes regarding fire management; noted that those rules are impacting clearing the forests, as with the Rim Fire; and requested support from the county.

James Stead/Ponderosa Basin resident noted that there is a vacant lot near his home with dead trees; gave an overview of his efforts to address the situation; remarked that he has run into dead ends with every attempt; and advised that there is no county code to fix the problem.

Public comment closed.

Supervisor Long extended thanks to Mr. Stead, noting that he should not have to pay for someone else's negligence and remarked that this is something that the Board should consider. He also extended thanks for the presentation, and discussed the severity of the drought.

Supervisor Carrier extended thanks and inquired as to what the Board can do to help. Chief Drozen remarked that the public needs to be very careful right now; noted that people need to be careful with mowing and towing chains, to properly maintain their vehicles, and to conserve water; and he advised that if the Sheriff's Office tells you to evacuate, you need to leave. Chief Drozen also advised that people need to: sign up for Nixle alerts; clear around their house; and prepare now as the signs are that this year will be as bad as, or worse than, last year. Doug Binnewies/Mariposa County Sheriff discussed the Nixle notification system; and requested that people be directed to the Nixle icon on the website in order to sign up for alerts for fires and other situations. Sheriff Binnewies also reminded the community that they need to leave if they do get that face to face notification; and advised that they should have a quick "Go" bag with medications and other items, as well as have plans formulated for their animals. Sheriff Binnewies extended thanks to Supervisor Smallcombe for the proclamation, as well as to their federal, state and local partners; and advised that neighbors need to watch out for each other and police the neighborhoods for fire starters, as well as criminals.

Supervisor Jones discussed programs available in the county, and referred people to the Natural Resources Conservation Service (NRCS) mastication program.

Supervisor Smallcombe inquired of Sheriff Binnewies if he had a flyer on the Nixle system. Sheriff Binnewies affirmed, and advised that he would transmit it to the Clerk of the Board to disseminate to the supervisors. Supervisor Smallcombe discussed her agreement with investigating developing an ordinance.

Supervisor Carrier thanked Mr. Stead for his comments that highlighted a concern in the community, and noted that he will be in touch with him.

Supervisor Smallcombe extended thanks to everyone.

Chair Jones presented the Proclamation to Nancy Koerperich, Doug Binnewies, Kevin Smith, CJ Jackson, Rich Drozen, and Len Nielson.

RESULT: **ADOPTED [4-0]**

MOVER: Rosemarie Smallcombe, District I Supervisor

SECONDER: Marshall Long, District III Supervisor

AYES: Rosemarie Smallcombe, Merlin Jones, Marshall Long, John Carrier

EXCUSED: Kevin Cann

E. Approval of Consent Agenda (Items designated by "CA")

NOTE: *The Consent Agenda consists of items that are generally viewed as non-controversial and routine by the department. If the Board wishes to discuss an item, it will be removed from the Consent Agenda and moved to the end of the timed agenda; or, at the Chair's discretion, may be taken in conjunction with another item scheduled by the respective department. Otherwise, the Consent Agenda items are generally*

approved in one single motion. This is the appropriate time for the public to advise the Chair of any comments to the Consent Agenda or request to have an item removed from the Consent Agenda.

No public input.

Mary Hodson/County Administrative Officer advised of a correction to CA3, noting that the cubicle partitions will be kept since the company that manufactured them is no longer in business and they may be of use in the Planning Department.

Regarding CA7, Supervisor Smallcombe required clarification regarding the plan to comply with the data security procedures. Dr. Ryder responded, noting that: the Health Department does not keep patient care information since they don't see patients; information is collected and stored by the hospital; and information is transmitted to the California Department of Public Health.

Regarding CA8, Supervisor Smallcombe required clarification regarding reference to a "significant amount of local funding" being expected. Dr. Ryder noted that this reference is to Hepatitis B vaccinations for first responders which probably cost \$3,000 to \$4,000. Supervisor Carrier noted that agenda packet page 112, contract page 4 of 12, notes a total population of less than 100,000, and he commented that he believes that should indicate less than 10,000.

Supervisor Long extended thanks to Debbie Lester, in CA14, for volunteering to serve; extended thanks to Bob Mason, in CA 15, for his service, and noted that Mr. Mason's resignation has left a vacancy; and he advised that anyone interested in serving should contact him.

Regarding CA16, Supervisor Smallcombe extended thanks to County staff and the volunteers for all of the work on the Midpines Planning process, and she discussed some of the efforts that they have undertaken.

RESULT: ADOPTED [4-0]

MOVER: Marshall Long, District III Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Rosemarie Smallcombe, Merlin Jones, Marshall Long, John Carrier

EXCUSED: Kevin Cann

CA1. **Administration RES-2015-223**

Resolution Continuing the Local Emergency Due to Landslides on Highway 140 En Route to Yosemite National Park

CA2. **Administration RES-2015-224**

Resolution Continuing the Local Drought Emergency

CA3. **Administration RES-2015-225**

Approve Donation And/Or Disposal of County Surplus Property

CA4. **Board of Supervisors**

Approve the Minutes of Tuesday, April 21, 2015

CA5. **Board of Supervisors**

Approve the Minutes of Tuesday, April 28, 2015

CA6. **Health RES-2015-226**

Authorize the Health Officer to Apply for and Execute Documents with the First 5 of Mariposa County, for the Health Department's Child Dental Health Program for Fiscal Years 2015-2018 in the Amount of \$60,000 Per Fiscal Year (Agreements Subject to County Counsel Review for Approval as to Form)

CA7. Health RES-2015-227

Approve the California Enhanced HIV/AIDS Case Reporting System Data Use and Disclosure Agreement, Agreement No. 36-1, with California Department of Public Health, Center for Infectious Disease, Office of AIDS (OA) for a Term of Five Years and Authorize the Health Officer to Sign the Agreement

CA8. Health RES-2015-228

Authorize the Health Officer to Apply for and Execute Documents for California Department of Public Health (CDPH) Immunization Local Assistance Grant Funds for Fiscal Years 2015-2017 in the Amount of \$36,250 Per Fiscal Year; and Authorize the Health Officer to Sign the Agreement Once Awarded (Agreements Subject to County Counsel Review for Approval as to Form)

CA9. Human Resources/Risk Management RES-2015-229

Adopt Resolutions for Paying and Reporting the Value of Employer Paid Member Contributions for Appointed and Elected Peace Officers and Miscellaneous Officials Effective June 1, 2015

CA10. Human Services RES-2015-230

Approve a Lease Agreement with Richard Roesch to Allow Human Services to Occupy the Coulterville Office Located at 5026 Broadway, Coulterville, California, in an Amount Not to Exceed \$6,600; and Authorize the Board of Supervisors Chair to Sign the Lease Agreement

CA11. Human Services/Behavioral Health & Recovery Services RES-2015-231

Approve the First Amendment to the Behavioral Health Care Sierra Vista Hospital Inc. Agreement to Provide Psychiatric Inpatient Services for Mariposa County Behavioral Health Increasing the Not to Exceed Amount by \$5,000; and Authorize the Board of Supervisors Chair to Sign the Amendment

CA12. Human Services/Behavioral Health & Recovery Services RES-2015-232

Approve an Agreement with Crisis Support Services of Alameda County for After Hours Telephone Crisis Intervention and Counseling in an Amount Not to Exceed \$20,280; and Authorize the Board of Supervisors Chair and the Human Services Director to Sign the Agreement

CA13. Human Services/Behavioral Health & Recovery Services RES-2015-233

Approve an Agreement with Kings View Corporation to Provide Telepsychiatry Services for Mariposa County Behavioral Health in an Amount Not to Exceed \$282,000; and Authorize the Board of Supervisors Chair to Sign the Agreement

CA14. Planning 2015-65

Appoint Debbie Lester to the Catheys Valley Community Planning Advisory Committee for a Term to Expire on February 28, 2016 (Supervisor Long)

CA15. Planning 2015-66

Accept the Resignation of Robert Mason from the Catheys Valley Community Planning Advisory Committee (Supervisor Long)

CA16. Planning 2015-67

Receive the Midpines Community Planning Progress Report

CA17. Probation RES-2015-234

Approve Budget Action Transferring Funding Within the Community Corrections SB 678 Budget to Fully Fund Benefits and Overtime for Deputy Probation Officers through the Remainder of This Fiscal Year (\$13,200)

CA18. Public Works RES-2015-235

Approve the Program Supplement Agreement with the State of California Department of Transportation for Oak Road Over Bear Creek Bridge Project; and Authorize the Public Works Director to Sign the Agreement

CA19. Public Works RES-2015-236

Approve the Program Supplement Agreement with the State of California Department of Transportation for Buckeye Road Over Mariposa Creek Bridge Project; and Authorize the Public Works Director to Sign the Agreement

CA20. Public Works RES-2015-237

Approve Budget Action Transferring Funds Within the Fleet Maintenance Budget to Allow for the Purchase of a Compliant Waste Oil Tank (\$10,500)

CA21. Public Works RES-2015-238

Approve the Purchase of a Forklift and Yard Ramp from the Solid Waste Fund in the Current Fiscal Year

CA22. Sheriff's Office RES-2015-239

Approve the Business Associate Agreement, the Third Party Administration Agreement, and the Provider Network Addendum, Utilization Management Addendum, and Claims Administration Addendum with CorrectCare for Review of Medical Services Provided to Adult Detention Facility Inmates; and Authorize the Board of Supervisors Chair to Sign the Agreements (2) and Addendum (3)

F. Departmental Presentation

For Items within the Jurisdiction of the Board and not on Today's Agenda

Pete Judy/Chief Probation Officer advised that the Mariposa Girls Softball team participated in a tournament in Stockton and won the CIF-San Joaquin Section D6 Softball Champions for the second year in a row; noted that the team had four hits, two of which were by Jenny Kelsey who was present earlier for the band recognition; recognized coaches Tony Williams, Mark Edmiston, and Jenny Long; and extended thanks for a good job.

Dr. Ryder advised that there will be a symposium in the Chambers tomorrow which will look at environmental change and the affects to public health; advised that it will be in conjunction with the University of California; noted that air pollution, smoke, and temperature will be particular topics; and reported that they have tried to advertise the event and are expecting 30-60 to attend.

G. Public Comment on Non-Agenda Items

For Items within the Jurisdiction of the Board and not on Today's Agenda (Speakers Limited to Five Minutes)

Christina Hall/Field Representative for Congressman Tom McClintock's office noted that high school student, Jenny Kelsey, was unable to attend the high school scholarship night due to the playoffs; and advised that Ms. Kelsey has received the opportunity to attend the Naval Prep School and extended congratulations to her. Ms. Hall also extended thanks to the Sheriff on behalf of the Congressman; and noted that the Sheriff has been working to make sure that the civil rights of visitors and residents are met. She also reported that the U.S. Freedom Act of 2015 was voted on this past week, and advised that Congressman McClintock voted against it because he thought that it was watered down so much that it means nothing; and she discussed constitutional rights under the 4th amendment. Ms. Hall also discussed the Secure Rural Schools Act noting that it had been attached to the HR2 Medicare Access and Chip Reauthorization Act, and that the Congressman would like to see it stand alone and not be attached to another bill.

H. Board Information

Supervisor Carrier reported: participating in Department Head reviews last Wednesday and Thursday; attending the Planning Commission meeting on Friday; visiting the Yosemite Mountain Ranch, a private tree farm in the Fish Camp area, on Saturday; and attending the Ponderosa Basin Women's Club spaghetti dinner Saturday evening. Supervisor Carrier advised that he will be attending: the Yosemite Area Regional Transportation System (YARTS) ceremonies in Fresno and Oakhurst on Wednesday to kick off YARTS service on Highway 41; a Public Works meeting on Thursday; and the Memorial Day Ceremony on Saturday.

Supervisor Long reported participating in department head reviews, and remarked that he is impressed by the depth and breadth of the knowledge of the department heads. Supervisor Long advised that he will be attending: the Mariposa County Central Republican meeting tonight; the Health Department's symposium tomorrow; the Thursday Landlords' Breakfast being sponsored by Human Services; the Mother Lode Job Training Board meeting in Sonora; and the Memorial Day Ceremony on Saturday. Supervisor Long discussed the drought, noting that Californians do not seem to be taking it very seriously; and commented that a better job needs to be done to educate people especially given that last month there were over one thousand water violators in Fresno.

Supervisor Jones reported receiving a call from the Lake Don Pedro area regarding the reality of water supplies, and how many people do not fully understand that they can run out of water. In response to comments from Marvin Wells regarding honoring fallen police officers, Supervisor Jones noted that he is hesitant to try to recognize people individually as there is the chance of missing some. Supervisor Jones reported participating in the department head reviews on May 13th and 14th, and stated that this was the best year; reported that he inquired as to the number of hours each worked and the amount of vacation time taken, and noted that the department heads are taking very little time off and are working long hours; and thanked them for the dedication to their jobs. He also reported: attending the May 16th Grand Opening of The Yosemite Tapestries exhibit at the John Muir Geotourism Center; that his home was part of the Master Gardeners Tour; on a bike race that occurred in his district, noting that he would like to

see it expanded in the future; attending a meeting with Don Starchman and Anita Starchman Bryant on the 19th regarding the history and planning that went into the county; and meeting with the School District regarding the transfer of the Greeley Hill School back to the district, and noted that there will be a meeting tonight with the public to finalize that. Supervisor Jones also recounted speaking to a volunteer fireman who discussed the turnaround in the Fire Department and who expressed appreciation for the new system; and Supervisor Jones commended Sheriff Binnewies on the job that he is doing.

Supervisor Smallcombe reported participating in the department head reviews, noting that she found a group of thoughtful, knowledgeable individuals who are committed to serving the taxpayers of Mariposa County; and she extended her thanks for all that they do. She also reported attending the El Portal Town Planning meeting last Tuesday, where there was a presentation on a major sewage pipe project which is planned to commence around Memorial Day of 2016 and will go for two years; and she noted that they again discussed speed humps, and she recounted some confusion within the committee on the issue. She also reported attending the Midpines Planning Advisory Committee meeting last Wednesday, and noted that they spoke mostly about the report that was presented today as CA16. Supervisor Smallcombe also reported spending time researching ways to address the issue of absentee landowners who do not take care of their property; and advised that she spoke with former Supervisor Jim Allen, who provided a copy of a letter that he sent out to absentee owners, as well as a copy of an ordinance that he had contemplated bringing to the Board but chose not to pursue. Supervisor Smallcombe also reported: spending time working on a grant for a charging station, noting that Damian Riley would like to have a charging station installed at the Visitor Center; and spending some time with the Fire Safe Council who is interested in greater collaboration among the various partners, and she advised that she will be speaking at their next board meeting to continue that conversation.

Recess Board of Supervisors

10:52 AM Chair Jones recessed the Board of Supervisors meeting and passed the gavel to Supervisor Long. The Clerk of the Board then read the disclosure pursuant to Government Code section 54952.3 advising that no compensation was received for either the Local Transportation Commission meeting, or the Community Services 1M (Don Pedro) Board meeting.

I. LOCAL TRANSPORTATION COMMISSION

(Chair - Commissioner Marshall Long, Vice-Chair - Commissioner Merlin Jones)

10:52 AM Chair Long called the meeting to order in the Mariposa County Government Center.

Public Comment Period

For Items within the Jurisdiction of the Local Transportation Commission and not on Today's Agenda (Speakers Limited to Five Minutes)

None.

LTC Regular Agenda

- 1. Public Works LTC-2015-9**

Approve an Agreement with Caltrans for the 2014/2015 Optional Federal Apportionment Exchange and State Match Program for Regional Surface Transportation Program (RSTP) Funds; and Authorize the Local Transportation Commission Chair to Sign the Agreement

Barbara Carrier/Assistant Public Works Director - Support Services gave the staff report.

No public input.

RESULT: ADOPTED [4-0]

MOVER: Merlin Jones, District II Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Rosemarie Smallcombe, Merlin Jones, Marshall Long, John Carrier

EXCUSED: Kevin Cann

2. Public Works LTC-2015-10

Adopt a Resolution Allocating the State Transit Assistance (STA) Funds for Fiscal Year 2014-2015

Barbara Carrier gave the staff report.

No public input.

Chair Long extended thanks to Ms. Carrier for all of her work.

RESULT: ADOPTED [4-0]

MOVER: Rosemarie Smallcombe, District I Supervisor

SECONDER: Merlin Jones, District II Supervisor

AYES: Rosemarie Smallcombe, Merlin Jones, Marshall Long, John Carrier

EXCUSED: Kevin Cann

Adjourn LTC

10:57 AM Chair Long adjourned the LTC meeting and passed the gavel to Supervisor Jones.

J. Community Services Area 1M (Don Pedro)

(Chair - Director Jones, Vice-Chair - Director Long)

10:58 AM Chair Jones called the meeting to order at the Mariposa County Government Center.

Public Comment Period

For Items within the Jurisdiction of the Community Services Area 1M (Don Pedro) and not on Today's Agenda (Speakers Limited to Five Minutes)

None.

CSA 1M Regular Agenda

1. County Counsel CSA1M-2015-4

Open Sealed Proposals for the Lease of Grazing Property Located in the Lake Don Pedro 1-M Area Described as Parcels 1 and 2 in Area 1M of Lake Don Pedro (Approximately 162 Acres); and Call for Oral Bids at Least 5% Over the Written High Bid

Chair Jones instructed the clerk to open the sealed bids. René LaRoche/Clerk of the Board opened two sealed bids. The first bid was from Robert Cree, in the sum of \$2,526 per year. The second bid was from Nicholas Brazil, in the sum of \$2,300 per year in addition to the cost of publication, not to exceed \$500, as well as appropriate liability coverage.

Steven W. Dahlem/County Counsel reviewed the bids and noted that both met the criteria. He also advised that his interpretation is that Mr. Cree's bid of \$2,526 includes the cost of publication, compared to Mr. Brazil's bid which totals \$2800. Chair Jones required clarification that County Counsel's determination is that Mr. Cree's bid is \$2,026 plus the \$500 cost of publication, and that the bid from Mr. Brazil is \$2,300 plus the \$500 cost of publication. County Counsel affirmed, and agreed with Chair Jones that Mr. Brazil is the high bidder.

Chair Jones declared Mr. Brazil the high bidder, then called for oral bids from the audience. County Counsel clarified that, pursuant to Government Code, a bid would have to be at least 5% over the high bid. There were no bids from the audience.

Action was taken, under motion of Supervisor Long and second by Supervisor Smallcombe, to accept the highest responsible bid, which was from Nicholas Brazil. The Motion passed 4-0, with Supervisor Cann excused.

RESULT: ADOPTED [4-0]

MOVER: Marshall Long, District III Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Rosemarie Smallcombe, Merlin Jones, Marshall Long, John Carrier

EXCUSED: Kevin Cann

Adjourn CSA 1M

11:05 AM Chair Jones adjourned the CSA 1M meeting.

Reconvene as Board of Supervisors

11:05 AM Chair Jones reconvened the meeting.

K. Regular Agenda Items

1. Public Works RES-2015-240

Approve an Agreement with Caltrans for 2014/2015 Optional Federal Apportionment Exchange and State Match Program for the Regional Surface Transportation Program (RSTP) Funds; and Authorize the Board of Supervisors Chair to Sign the Agreement

Barbara Carrier gave the staff report, noting that it will be recognized in the 2015-2016 budget.

No public input.

RESULT: ADOPTED [4-0]

MOVER: Rosemarie Smallcombe, District I Supervisor

SECONDER: Marshall Long, District III Supervisor

AYES: Rosemarie Smallcombe, Merlin Jones, Marshall Long, John Carrier

EXCUSED: Kevin Cann

Recess

11:07 AM Chair Jones recessed the meeting for a brief break and reconvened at 11:21 AM.

2. Administration (ID # 4663)

Presentation by the Mariposa County Fire Safe Council - Discuss and Provide Direction to Staff Regarding the Use of Secure Rural Schools and Community Self Determination Act of 2000 Funds for the Continued Funding of Mariposa County Fire Safe Council and the South West Inter-Face Team (SWIFT) Project Coordinator

Bob Bartholomew introduced Megan Atkinson/Fire Safe Council who gave a PowerPoint presentation. Ms. Atkinson noted the availability of a video on mariposafiresafe.net.

Public comment opened.

Rich Drozen discussed the Fire Safe Council and their efforts; and discussed his appreciation.

Public comment closed.

The Board extended thanks for all that the Council does.

Supervisor Carrier noted that the Board needs to find a way to continually fund this program as it is an essential program to our county given that we are the second highest rated for fire danger; and he remarked that it would be a disservice if the Board did not continue to fund them. Supervisors Jones and Smallcombe concurred.

Supervisor Jones concurred, noting that the benefits are worth it.

Mary Hodson clarified that this item is seeking direction, and inquired if the Board was amenable to giving staff direction to pursue a two year agreement with the Fire Safe Council, and a one year agreement for the SouthWest InterFace Team (SWIFT) coordinator. The Board concurred with that direction.

RESULT: PRESENTATION MADE

L. Items removed from Consent Agenda

None.

M. Closed Session

1. County Counsel (ID # 4727)

CLOSED SESSION: Conference with Legal Counsel: Anticipated Litigation; Significant Exposure to Litigation Pursuant to Subdivision (B) of Government Code Section 54956.9; Number of Cases to be Discussed: 5

No Board or Public input.

This Closed Session was held at 11:50 AM and reported out at 2:48 PM.

RESULT: CLOSED SESSION HELD

2. **Human Resources/Risk Management (ID # 4749)**

CLOSED SESSION: Conference with County Labor Negotiator; Name of Employee: Deputy Sheriffs' Association (DSA); Name of County Designated Representative: Steve Johnson

No Board or Public input.

This Closed Session was held at 12:31 PM and reported out at 2:48 PM.

RESULT: CLOSED SESSION HELD

3. **Human Resources/Risk Management (ID # 4750)**

CLOSED SESSION: Conference with County Labor Negotiator; Name of Employee: Sheriff's Management Association (SMA); Name of County Designated Representative: Steve Johnson

No Board or Public input.

This Closed Session was held at 12:45 PM and reported out at 2:48 PM.

RESULT: CLOSED SESSION HELD

Report Out

2:48 PM Chair Jones reported out that Information was Received and Direction was Given in each of the Closed Sessions.

N. Adjournment

2:49 PM Chair Jones adjourned the meeting in memory of Ronald Crittenden.

Respectfully submitted,

RENÉ LaROCHE
Clerk of the Board

MERLIN JONES
Chair, Board of Supervisors



MARIPOSA COUNTY

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MERLIN JONES, CHAIR
JOHN CARRIER, VICE-CHAIR
ROSEMARIE SMALLCOMBE
MARSHALL LONG
KEVIN CANN

DISTRICT II
DISTRICT V
DISTRICT I
DISTRICT III
DISTRICT IV

MINUTES

June 2, 2015

A. Call to Order and Roll Call

9:01 AM Chair Jones called the meeting to order at the Mariposa County Government Center noting that there was a quorum with all supervisors present.

| Attendee Name | Title | Status | Arrived |
|----------------------|-------------------------|---------|---------|
| Rosemarie Smallcombe | District I Supervisor | Present | 8:58 AM |
| Merlin Jones | District II Supervisor | Present | 8:58 AM |
| Marshall Long | District III Supervisor | Present | 8:58 AM |
| Kevin Cann | District IV Supervisor | Present | 8:58 AM |
| John Carrier | District V Supervisor | Present | 8:58 AM |

B. Pledge of Allegiance

Supervisor Cann led the Pledge followed by a moment of silence in honor of our service people here and abroad, and for our law enforcement personnel.

C. Introductions

None.

D. Approval of Consent Agenda (Items designated by "CA")

NOTE: The Consent Agenda consists of items that are generally viewed as non-controversial and routine by the department. If the Board wishes to discuss an item, it will be removed from the Consent Agenda and moved to the end of the timed agenda; or, at the Chair's discretion, may be taken in conjunction with another item scheduled by the respective department. Otherwise, the Consent Agenda items are generally approved in one single motion. This is the appropriate time for the public to advise the Chair of any comments to the Consent Agenda or request to have an item removed from the Consent Agenda.

Chair Jones noted that CA30 and CA32 require a 4/5ths vote; and that CA14, CA23, CA25, and CA29 were withdrawn from today's meeting.

No public input.

Supervisor Cann discussed CA5 and the importance of the Wildlife Services Program.

Supervisor Jones concurred.

Regarding CA30, Supervisor Smallcombe extended thanks to Chief Judy for pursuing the grant and making the money available to the community.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Kevin Cann, District IV Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

CA1. Administration RES-2015-243

Resolution Continuing the Local Emergency Due to Landslides on Highway 140 En Route to Yosemite National Park

CA2. Administration RES-2015-244

Resolution Continuing the Local Drought Emergency

CA3. Administration RES-2015-245

Approve Second Amendment to a Professional Services Agreement with Vavrinek, Trine, Day & Co., LLP Extending the Term of the Agreement to September 30, 2015, and Authorize the Board of Supervisors Chair to Sign the Amendment

CA4. Agricultural Commissioner RES-2015-246

Approve the Contract for Services Agreements with Dan Wice and California Reforestation for Implementation of the Mariposa County Invasive Noxious Weed Program for FY 2015/2016, and Authorize the Board of Supervisors Chair to Sign the Agreements

CA5. Agricultural Commissioner RES-2015-247

Approve a Letter of Support to the Mendocino County Board of Supervisors for the USDA APHIS Wildlife Services Integrated Wildlife Damage Management (IWDM) Program, and Authorize the Board of Supervisors Chair to Sign the Letter

CA6. Agricultural Commissioner RES-2015-248

Approve Organic Program Cooperative Agreement No. 15-0048-SA for Fiscal Year 2015/2016 with the California Department of Food and Agriculture (CDFA), and Authorize the Board of Supervisors Chair to Sign the Agreement

CA7. Board of Supervisors

Approve the Minutes of Tuesday, May 5, 2015

CA8. Board of Supervisors

Approve the Minutes of Wednesday, May 6, 2015

CA9. This Item was Considered Separate from the Consent Agenda

CA10. This Item was Considered Separate from the Consent Agenda

CA11. Board of Supervisors

Approve the Minutes of Thursday, May 14, 2015

CA12. Child Support Services RES-2015-249

Authorize the Elimination of the 80% Permanent Part-Time Child Support Assistant I/II Allocation and Increase the 70% Permanent Part-Time Child Support Assistant I/II Allocation to Full-Time in the Child Support Services Budget Retroactive to April 13, 2015

CA13. Clerk of the Board of Supervisors RES-2015-250

Approve Use of Action Minute Format for the Board of Supervisors Meeting Minutes for Meetings Where a Confirmed Recording Exists; and Implement the New Format Commencing with the July 7, 2015, Meeting

CA14. This Item was Withdrawn

CA15. Community Services RES-2015-251

Approve the Area 12 Agency on Aging (A12AA) Contract Extension Proposal for Senior Meals and Transportation Programs for FY 2015-16; Authorize the Board of Supervisors Chair to Sign the Proposal and Designate the Community Services' Director as the Designee

CA16. Cooperative Extension RES-2015-252

Approve the Addition of an Extra-Help Specialized Classification of Master Gardener Coordinator Position to the Cooperative Extension Budget Effective July 1, 2015 and Set the Hourly Rate at \$19.47

CA17. County Counsel RES-2015-253

Approve a Lease Agreement with Kiwanis Preschool Academy for Use of the Darrah Schoolhouse for Fiscal Year 2015-2016, and Authorize the Board of Supervisors Chair to Sign the Lease Agreement

CA18. County Counsel RES-2015-254

Approve a One Year Lease Agreement with Sandra Haar for Office Space for the Grand Jury, and Authorize the Board of Supervisors Chair to Sign the Lease Agreement

CA19. County Counsel RES-2015-255

Approve a Lease Agreement with Mariposa Preschool Cooperative, a California Non-Profit Corporation, for Use of the Woodland Community Building for Fiscal Year 2015/2016, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA20. Health RES-2015-256

Approve the California Department of Public Health Emergency Preparedness Office Supplemental Funding for Ebola Preparedness and Response Agreement Allocation Funds, Number 14-10902 in the Amount of \$65,368 and Authorize the Board of Supervisors Chair to Sign the Agreement

CA21. Human Resources/Risk Management RES-2015-257

Approve a Professional Services Agreement with Liebert Cassidy Whitmore for Legal Services in the Amount of \$200,000, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA22. Human Services RES-2015-258

Authorize the Human Services Department to Temporarily Increase the Allocation of a 50% Permanent Part-Time Office Assistant II Position in the Human Services Administration Budget to Full Time for a Period of Sixty (60) Work Days Effective June 3, 2015 through August 25, 2015

CA23. This Item was Withdrawn

CA24. Human Services/Behavioral Health & Recovery Services RES-2015-259

Approve an Agreement with Crestwood Behavioral Health, Inc. to Provide Psychiatric Inpatient Services for Mariposa County Behavioral Health in an Amount Not to Exceed \$18,000, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA25. This Item was Withdrawn

CA26. Human Services/Behavioral Health & Recovery Services RES-2015-260

Approve a First Amendment to the Agreement with Alliance for Community Transformations to Provide Transportation and Recovery Support Services for Substance Abuse Clients Referred by Mariposa County Behavioral Health, Increasing the Contract Maximum by \$26,413 for a Total Not to Exceed \$60,186 and Extending the Term of the Agreement to July 31, 2015, and Authorize the Board of Supervisors Chair to Sign the Amendment

CA27. Human Services/Social Services RES-2015-261

Approve an Agreement with Mother Lode Job Training (MLJT) to Provide Assessment Services for Individuals in the CalWORKs Program in an Amount Not to Exceed \$30,000, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA28. Planning (ID # 4812)

Receive the Status Report on Land Conservation Act (LCA) Biennial Report Review (2013/2014)

CA29. This Item was Withdrawn

CA30. Probation RES-2015-262

Approve Budget Action Increasing Revenue and Appropriations in the Probation Budget to Account for Funding Received from the Board of State and Community Corrections (\$10,000) 4/5ths Vote Required

CA31. Sheriff's Office RES-2015-263

Approve Fixed Asset Payment of the Convection Oven for the Mariposa County Adult Detention Facility; Approve Budget Action Transferring Funding Within the Jail Budget to Allow for the Payment of the Convection Oven (\$11,084)

CA32. Sheriff's Office RES-2015-264

Approve the Purchase of a Smart Board 70" Gen 4 and Mobile Stand for the Sheriff's Office/County Emergency Operations Center; Approve an Extra-Help Office Technician I in the Office of Homeland Security (OHS) Budget Effective July 1, 2015; Approve Budget Action Transferring Funds Within the Fire - Special Grants Budget for the Purchase of the Smart Board and Transferring Funding to the OHS Budget for the Extra-Help Position (\$39,342) 4/5ths Vote Required

Items considered separately

CA9. Board of Supervisors

Approve the Minutes of Tuesday, May 12, 2015

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Kevin Cann, District IV Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

CA10. Board of Supervisors

Approve the Minutes of Tuesday, May 13, 2015

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Kevin Cann, District IV Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

E. Board Recognitions

1. Board of Supervisors RES-2015-241

Adopt a Resolution Recognizing Steven Lewis for Receiving the Governor's Silver Medal of Valor

Supervisor Carrier introduced both agenda items E.1 and E.2 at this time.

No public input.

Supervisor Cann discussed the two recipients and how they exemplify the highest traditions and honor for their services; and he discussed watching Elizabeth grow up through the years. Supervisor Jones noted that he added a moment of silence for our law enforcement officers when he took over as chair; discussed what they go through; and extended his personal thanks for all of the services that they perform. Supervisor Carrier noted that Elizabeth started at our high school and is a product of the Grizzly Fire Department; noted that she worked at Parks and Rec as a lifeguard, and gained her training there through the County; and remarked that the resources, training, teachers, and parents that we have in this community turn out fine, upstanding people. Supervisor Smallcombe echoed the comments and thanked Supervisor Carrier for bringing the items forward.

Chair Jones presented the Resolution to Officer Lewis.

RESULT: ADOPTED [UNANIMOUS]

MOVER: John Carrier, District V Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

2. Board of Supervisors RES-2015-242

Adopt a Resolution Recognizing Elizabeth Marks for Receiving the Governor's Gold Medal of Valor

Public comment opened.

Al Brondolo/Grizzly Fire Chief noted that the High School Regional Occupational Program (ROP) has a strong relationship with CAL FIRE, County Fire, and Mariposa Public Utility District (MPUD); remarked that they are teaching the students the skills to take them on that career path; noted that Phil Whitson started the program twenty years ago and advised that they have had 300-350 kids who have gone on to become professional fire fighters and work in the EMS field, so they know that the program really works; advised that he has two people who have not yet graduated who will become professional fire fighters for the U.S. Forest Service, and two who graduated last year who now work for CAL FIRE; and remarked that the two recipients probably did not think about the heroics that they displayed, noting that those skills and values are taught at an early age with the ROP program.

April Hawley/Parks and Recreation Program Coordinator and American Red Cross Lifeguarding, CPR, First Aid, and Water Safety Instructor congratulated Elizabeth on her honor; noted that she trained her in lifeguarding, and discussed same; and noted her pride in Elizabeth.

Phil Whitson noted that he worked with Elizabeth's father when he first moved up here 23 years ago, then her brother, and later Elizabeth; noted that Elizabeth told him that she did not plan on becoming a firefighter; remarked that she excelled at everything that she did; and discussed his pride in knowing her.

Rich Drozen/Mt. Bullion Camp, Mariposa Division for CAL FIRE noted that this community is blessed with great interactions between the agencies; remarked that Grizzly Fire is an outstanding program as it builds a foundation for young men and women to become outstanding people in their future; noted that they appreciate the support that is provided at all levels of the county, state, and federal governments to that program; remarked that Elizabeth is an example of one of the best, who never turns it off; and extended thanks for the recognition.

Celeste Azevedo/Mariposa County High School Principal noted that Elizabeth's actions was not a moment in time, and that she has always had the strength of character to make the right choices; recounted an incident when Elizabeth sustained a compound

fracture while in the 8th grade; and noted that that moment in time is just who she is.

Steve Leonard/Mariposa Battalion Chief noted he has known Elizabeth's family for years; discussed people who went through Grizzly Fire, and had those in the audience who had gone through the program raise their hands; noted that Elizabeth brings a high moral character to the battalion and station and has a great work ethic and she gives 120 percent all of the time; and noted that what he is most happy about is that she went to college, got her degree and state teaching credential, and still came back to CAL FIRE.

Mrs. Elizabeth Marks noted that her husband, Elizabeth's grandfather, is smiling down from heaven this morning.

Ms. Elizabeth Marks extended thanks for the recognition; remarked that it does take a village to raise a child, and noted that her training did not start on that day; recounted her lifeguard training and the strength that was taught at Parks and Rec; extended special thanks to the Parks and Recreation Department and the Grizzly Fire Department; noted that the program thoroughly changed her life and, without it, she might not be on her present career path; extended special thanks to CAL FIRE, and noted that many of her team are recognized across the state and she remarked that she is thankful to be able to follow their example; discussed and thanked her crew who were there for her when she struggled with the aftereffects; and thanked her family, noting that her dad is her number one fan.

Public comment closed.

Chair Jones presented the Resolution to Fire Fighter Marks.

RESULT: ADOPTED [UNANIMOUS]

MOVER: John Carrier, District V Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

Recess

9:40 AM Chair Jones recessed the meeting for a brief reception, and reconvened at 10:10 AM.

F. Departmental Presentation

For Items within the Jurisdiction of the Board and not on Today's Agenda

Rich Drozen advised that burning has ended for the season and that CAL FIRE is in the process of doing their burn ban proclamation for the Madera-Mariposa-Merced units; and noted that they are ending all burn permits within the State Responsibility Area (SRA), and that the Forest Service is in agreement for higher elevations in Mariposa County.

Chevon Kothari/Human Services Director announced that the Homeless Strategic Plan will be on the agenda for next week; discussed the process and the amount of input that has been received; and noted that they have also met with the Chamber of Commerce and Visitor Bureau about how to engage the businesses.

G. Public Comment on Non-Agenda Items

For Items within the Jurisdiction of the Board and not on Today's Agenda (Speakers Limited to Five Minutes)

Heather Bernikoff noted that the upper Merced River Watershed Council is offering an educational program this Saturday on wells; and she provided some flyers. She also advised that the Mariposa Gazette ran the announcement but had the wrong date, and

noted that it is actually being held this Saturday, June 6th.

Damian Riley/Chamber of Commerce CEO gave the Visitor Center statistics for the month of May noting that they are getting busier.

1. **Clerk of the Board of Supervisors (ID # 4842)**

Handouts from the Public Comment on Non-Agenda Items Portion of the June 2, 2015 Meeting

RESULT: INFORMATION RECEIVED

H. Board Information

Supervisor Cann reported: participating in mediation on May 11th, 12th, and 13th with Merced Irrigation District (MID), and advised that the County's entire legal team worked the Memorial Day weekend because they hit a crucial point and things needed to be done; on his attendance at the National Association of Counties (NACo) Western States meeting, and he discussed some of the topics covered there including a concern by inner mountain states regarding taking back federal lands; and attending a Ted-X steering committee meeting on the 28th. Supervisor Cann advised that tomorrow they will be kicking off the steering committee for the Parking Pedestrian Transit oversight committee.

Supervisor Smallcombe reported: that she has been researching measures to reduce risk associated with absentee private property owners and is looking at the concept of sending letters, as well as other measures; that a grant was submitted last week to the San Joaquin Valley Clean Cities Air Coalition for an electric vehicle (EV) multi-port, Level 2 charging station; on the biomass project, noting that three bids were received in response to the Request for Proposal (RFP), and they are meeting with the selected vendor tomorrow and are anticipating that, by September, they will know how much fuel is in the county; attending the Planning Commission meeting last Friday where presentations were given on CEQA and the Land Conservation Act, and she noted that both presentations are available online on the County's website; California State Association of Counties (CSAC) webinar on Proposition 218 and what it means after the San Juan Capistrano approach to reducing water consumption, and advised that that video will be available on the CSAC website; and that the CSAC Poverty working group unanimously approved its platform plank, and they are now moving forward with a number of initiatives to address poverty statewide and is seeking input from counties. She also advised that: she will be attending a meeting tomorrow with the Fire Safe Council to discuss options; the working committee received a draft of the Yosemite West financial analysis last night, and are hoping that it will be the final draft and that they will be able to present it at the Yosemite West District Advisory Committee on June 11th; Caltrans was able to remove the talus from the Ferguson Project faster than anticipated and is now looking at the situation on the ground; and the Wagon Train is scheduled to depart on June 10th, and she noted that brochures are available on the back table.

Supervisor Jones extended his thanks to Supervisor Cann and County Counsel for all of the extra work on the MID negotiations. He also remarked that he hoped everyone took the time to reflect on what Memorial Day really represents. Supervisor Jones reported: attending a meeting of the John C. Fremont Healthcare District Board on the 27th, noting that they discussed getting prescriptions delivered to the north county on a daily basis; attending a meeting with Brian Bullis on the 28th at the Fairgrounds regarding potential state funding, and he noted that it looks like they will be getting some money but the amount is still unknown; meeting with Shannon Hansen regarding a fundraiser in Coulterville, and he noted that Parks and Rec is also in charge of the cemeteries; and attending the Hotel Jeffery fundraiser on the 29th, and he extended thanks to Supervisor Long for his attendance. Supervisor Jones also discussed the employees who work during the weekends and who sometimes get overlooked, and he

extended thanks for all that they do.

Supervisor Long extended thanks to Supervisor Jones for his efforts on behalf of the Hotel Jeffery, and noted that the Magnolia Saloon was saved from the fire by the old iron doors and shutters which were closed. Supervisor Long discussed the drought; advised that another spring, which they did not lose during the 1976-1977 drought, has dried up on his ranch, and he discussed his worry that there is no way to know how much water is under the ground; noted that we need to be better prepared during this drought; and urged the public to get rain barrels out this winter and catch water in whatever way is possible. Supervisor Long reported attending: the Mariposa County Republican Central Committee meeting on the 19th; the Health Department's seminar on the 20th regarding climate change and your health, noting that he was a speaker; the landlord's breakfast sponsored by the Human Services Department on the 21st, followed by the Mother Lode Job Training Board of Director's meeting in Sonora; the Memorial Day ceremony on the 23rd with Supervisors Carrier and Smallcombe; a meeting with Supervisor Smallcombe and Russ Marks on the 27th regarding vacating certain rights-of-way in Yosemite West; three 3MC Productions in the morning on the 30th regarding doing a possible video regarding Mariposa County, and noted that he will bring more information forward on that later; the Hotel Jeffery fundraiser on the 30th; the fundraiser for Darrin Preston at the Fairgrounds on the 30th, where over 500 people attended. Supervisor Long advised that he will be attending: tonight's Grizzly Band slideshow and concert at the High School; the Catheys Valley Community Planning Committee meeting on the 4th; the well water workshop on the 6th; a meeting with Cara Goger of the Arts Council on the 8th, followed by a meeting with the HR Director; and the Wagon Train Ride on the 10th, 11th, and 12th, and he invited everyone to come see the wagons come to Darrah.

Supervisor Carrier reported: attending the Yosemite Area Rapid Transit System (YARTS) kick off ceremonies for the Highway 41 route on May 20th, and he extended thanks to Dick Whittington for all of his efforts; attending a May 21st meeting with a citizen regarding Valley View Estates Bridge, and he extended thanks to Public Works for providing information; attending the Memorial Day Ceremony at the cemetery on the 23rd; meeting with the Public Works Director on the 25th; fielding numerous calls last week regarding building lot lines because people are selling homes and cannot get financing because they either did not pull a permit or did not get a final; and he urged people to look and fix outstanding liens or permits on their properties before they need to sell. Supervisor Carrier advised that there will be: a fire meeting in Yosemite National Park this week; a County Emergency Medical Services (EMS) meeting on Thursday; a Wawona Town Planning meeting on Friday; a Wawona Property Owners meeting is Saturday; and a Historic Sites and Records Preservation Committee meeting on Monday.

I. Regular Agenda Items

1. Board of Supervisors (ID # 4810)

Receive a Presentation from Representatives of the Woodland Elementary School 8Th Grade Science Classes Regarding the Facts About Plastic Bags, Their Adverse Impacts on the Environment, and Animal and Human Health, as Well as Their Cost to at Least One Local Business (Supervisor Smallcombe)

Supervisor Smallcombe introduced the item.

The presentation was given by August Dormer, who provided a copy of a letter from Jason Dubberke supporting a ban of plastic bags in Mariposa County, Mika Heiss, Taylor Jones, who provided a handout regarding local governments in California that have adopted plastic bag bans, and Jazzy Hawley.

Supervisor Cann recounted seeing plastic bags littering fresh water drainages in

coastal Mexico on a recent trip; discussed the Board's passage of a resolution last year in support of that ban; and noted that more and more cities and counties are becoming proactive because of the environmental degradation.

RESULT: PRESENTATION MADE

2. Human Resources/Risk Management RES-2015-265

Approve the County of Mariposa's Participation in an Employee Assistance Program ("EAP"), that is Provided by CSAC-EIA through Its Contract with EAP Provider Managed Health Network (MHN), in the Amount of \$8,595.60 for Twelve (12) Months, Provided the EAP Provider is Responsive to the County's Needs

Steve Johnson/Human Resources Director - Risk Manager gave the staff report.

No public input.

Supervisor Long noted his support for this item, and extended thanks to Mr. Johnson for bringing it forward.

In response to Supervisor Carrier's inquiry, Mr. Johnson noted that this does not include volunteers, but could in the future. Supervisor Carrier noted his previous employer had an Employee Assistance Program (EAP) and discussed how they help; and noted his support of the program.

In response to Supervisor Long's inquiry, Mr. Johnson noted that there is no cost to the employees.

Supervisor Cann discussed the implementation of an EAP at Yosemite National Park, and the evolution and use of it. He also discussed the effects of trauma resulting from dealing with situations; noted that he was shocked at the breadth of the services; and noted that did not know that it was so cost-effective.

Supervisor Jones discussed private sector practices, and noted that he always felt that his employees were his best asset.

Supervisor Smallcombe emphasized the importance of this program; noted short staffing in some of the departments and the cumulative effects of stress over a period of time; emphasized that there were sixteen counties ahead of us utilizing the program, and remarked that we need to have a more robust benefits package when we are recruiting employees; noted that it is rare to not have an EAP in the private sector; and commented that the return on the investment is good, but it is more important to have employees happy to come to work.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

3. Human Resources/Risk Management RES-2015-266

Adopt a Resolution Updating and Revising the County's Discrimination and Harassment in the Workplace Policy, to be Effective Immediately

Steve Johnson gave the staff report.

Supervisor Cann requested that a synopsis of the policy also be made available to employees.

Supervisor Smallcombe required clarification regarding staff training, as she thinks it

is essential for employees to understand the policies and procedures addressing the issues that are covered. Mr. Johnson noted that the policy will be: disseminated to all of the County employees who will have to acknowledge, in writing, that they have received and understand the policy; supplied to vendors, suppliers and others who do business with the County; and posted on the website.

Supervisor Jones inquired if the acknowledgements would be collected one time only, or annually. Mr. Johnson noted that the preferred way is to collect the acknowledgements annually.

In response to Supervisor Carrier's inquiry, Mr. Johnson noted that the California Department of Fair Employment and Housing (DFEH) would be the lead agency on any complaint, regardless of whether filed on the state or federal level.

No public input.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Rosemarie Smallcombe, District I Supervisor

SECONDER: Marshall Long, District III Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

4. **Public Works RES-2015-267**

Approve the Agreement for Transfer of Entitlements Between Mariposa-Yosemite Airport and Nevada County Airport in the Amount of \$150,000; Authorize the Public Works Director to Sign the Agreement

Tony Stobbe/Public Works Director gave the staff report.

Supervisor Jones inquired if the action could include a clause that Nevada County would pay back the money if the Federal Aviation Administration (FAA) continues to fund it. Mr. Stobbe replied that he would be willing to take the lead, but that we may be at a disadvantage as we will have already approved; and noted that we are already over the deadline so need to approve.

Supervisor Jones required clarification that direction could be given along those lines. Steve W. Dahlem/County Counsel noted that that would be appropriate direction, and discussed the possibility of getting such an agreement after passage.

Supervisor Cann remarked that he did not think it was farfetched as we have a good relationship with the Nevada County Board of Supervisors; and noted that he would work concurrently with Mr. Stobbe on the issue.

No public input.

Action was taken to approve the item as requested, and to follow up with Nevada County to see if they would be amenable to an agreement. Supervisor Cann will follow up with Nevada County, and direction was given to the Public Works Director to do the same.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Kevin Cann, District IV Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

Recess Board of Supervisors

11:45 AM Chair Jones recessed the Board of Supervisors meeting. The Clerk of the Board then read the disclosure pursuant to Government Code section 54952.3 advising that no compensation was received for either the Community Services 1M (Don Pedro) Board

meeting or Local Transportation Commission meeting.

J. Community Services Area 1M (Don Pedro)

(Chair - Director Jones, Vice-Chair - Director Long)

11:45 AM Chair Jones convened the CSA 1M Board at the Mariposa County Government Center.

Public Comment Period

For Items within the Jurisdiction of the Community Services Area 1M (Don Pedro) and not on Today's Agenda (Speakers Limited to Five Minutes)

None.

CSA 1M Regular Agenda

1. County Counsel (ID # 4800)

Award Bid to Lease Real Property in County Service Area 1M (Lake Don Pedro) for Grazing and Authorize the County Service Area 1M Chair to Sign a Five Year Lease Agreement with Nicholas and Megan Brazil in the Amount of \$2,300.00 Per Year

Steven W. Dahlem/County Counsel noted that there has been a bid protest and he is withdrawing this action and will be bringing back an item clarifying the process.

RESULT: WITHDRAWN

Adjourn CSA 1M

11:46 AM Chair Jones adjourned the meeting and passed the gavel to Commissioner Long.

K. LOCAL TRANSPORTATION COMMISSION

(Chair - Commissioner Marshall Long, Vice-Chair - Commissioner Merlin Jones)

11:46 AM Chair Long convened the Local Transportation Commission at the Mariposa County Government Center.

Public Comment Period

For Items within the Jurisdiction of the Local Transportation Commission and not on Today's Agenda (Speakers Limited to Five Minutes)

None.

LTC Regular Agenda

1. Planning LTC-2015-11

Appointment of Members to the Transit Center Feasibility Study Citizens Advisory Committee

Brian Foucht/Deputy Planning Director gave the staff report and advised that

they are having their first citizen advisory committee meeting tomorrow.
No public input.

In response to Commissioner Smallcombe's inquiries Mr. Foucht noted: that the mission statement is stated in the grant application; discussed components of the community engagement that are presently planned; and noted that they will report back to the Commission at regular intervals.

Commissioner Cann extended thanks to Mr. Foucht, noting that the issue has been ongoing since the mid 1970's.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Kevin Cann, District IV Supervisor

SECONDER: Merlin Jones, District II Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

Adjourn LTC

11:55 AM Chair Long adjourned the meeting and passed the gavel to Supervisor Jones.

Reconvene as Board of Supervisors

11:56 AM Chair Jones reconvened the meeting.

L. Items removed from Consent Agenda

CA14. Community Services (ID # 4729)

Approve the Agreement with Coulter Cafe to Provide Services for the Area 12 Agency on Aging (A12AA) Title III C-1 Restaurant Program Operating in North County Mariposa for Fiscal Year 2015-16, and Authorize the Board of Supervisors Chair to Sign the Agreement

RESULT: WITHDRAWN

CA23. Human Services/Behavioral Health & Recovery Services (ID # 4769)

Approve an Agreement with Benchmark Behavioral System, Inc. to Provide Intensive Youth Treatment Services in an Amount Not to Exceed \$105,000, and Authorize the Board of Supervisors Chair to Sign the Agreement

RESULT: WITHDRAWN

CA25. Human Services/Behavioral Health & Recovery Services (ID # 4778)

Approve an Agreement with Milhous Children's Services to Provide Intensive Youth Treatment Services for Mariposa County Behavioral Health in an Amount Not to Exceed of \$53,280, and Authorize the Board of Supervisors Chair to Sign the Agreement

RESULT: WITHDRAWN

CA29. Planning (ID # 4814)

Adopt a Resolution Abandoning Zoning Ordinance Amendment No. 2014-078 and Initiating New General Plan and Zoning Ordinance Amendments to Establish and Implement New General Plan Policies and Regulations for Mining

RESULT: WITHDRAWN

M. 2:00 PM Reconvene

2:01 PM Chair Jones reconvened the Board of Supervisors meeting.

1. Library (ID # 4662)

Discussion and Possible Direction to Proceed with Plans for the Mariposa County Catheys Valley Branch Library

Janet Chase-Williams/County Librarian introduced Jill Harry/Project Coordinator Catheys Valley Friends of the Library. Ms. Harry, in turn, introduced supporters in the audience. She then gave a PowerPoint presentation.

Public comment opened.

Tara Schiff/Community Development-Grant Coordinator advised that she believes that the foundation of economic development is our children, and noted her support for development of a Catheys Valley branch library.

Linda Dinnel noted that she is in favor of a library, but doesn't like the idea of a modular building, and inquired if a comparison had been done with a permanent building. Ms. Harry responded that they did not look into a stick built structure, but could if the Board would like.

Jim Newberry expressed his thanks and admiration to this group of people; and noted his support of a Catheys Valley Library.

Alfonso Garagaza/Principal Sierra Foothill Charter School noted that they are at full capacity, and that he is in full support of this program.

Public comment closed.

Discussion was held between Ms. Harry, Ms. Chase-Williams, and Supervisors Smallcombe and Jones regarding differences in process for stick built versus a mobile approach.

Supervisor Long extended thanks to the committee for the work that they have done; noted he fully supports the proposal but would also like to look at a stick structure; and remarked that one of the most important elements of this is to have a professional project manager. Ms. Harry noted that her understanding regarding a project manager was that it would be someone from Public Works. Supervisor Smallcombe inquired if the Public Works Director had agreed to allocate resources for this project and was told by Ms. Chase-Williams, that he had not yet been approached.

Supervisor Carrier remarked that the \$17,000 annual cost is probably realistic, and inquired of the County Administrative Officer (CAO) if that money was available going into the future as an ongoing expense. Mary Hodson/CAO noted that it is a realistic number, and that she hopes that \$17,000 could be diverted to the library each year, but that no guarantees can be made as budgetary crises do occur. Supervisor Carrier noted that it appears that they are asking the County to become a sponsor for future grant apps, with the Tillie Stroming Funds to be used if none are received. Ms. Chase-Williams clarified that she would like to dedicate about half of the Stroming Funds, and then pursue grants, as well as other opportunities from the community. Supervisor Carrier required clarification that ongoing maintenance and responsibilities would be addressed in a Memorandum of Understanding (MOU) between the school district and the County given that the building

will belong to the County, while the land will belong to the school. Steven W. Dahlem/County Counsel affirmed that such issues would be addressed in an MOU and would be dependent on land ownership and control of the facility. Supervisor Carrier noted that he supports this, but has concern regarding the capacity at Public Works.

Supervisor Cann noted that he understands the argument for a modular; remarked that Public Works does not have the capability to be project manager right now; and noted that any building would also need to be to a different standard, which is not unlike when the building is a hospital. Ms. Chase-Williams suggested the cost to hire a project manager might come from the Stroming Fund. Supervisor Cann, Ms. Chase-Williams, and Ms. Harry discussed the aesthetic appeal and other considerations regarding modular buildings.

Supervisor Smallcombe inquired as to the quality of the unit being considered. Ms. Harry responded, noting that the quote is from a trusted source; discussed the source; and noted that there are not a lot of companies that make modular buildings for schools. Ms. Chase-Williams noted that she is more concerned with the functionality of the building; and discussed the services that she would like the branch to provide. In response to Supervisor Smallcombe's inquiry, Ms. Harry affirmed that this building is already approved by the Department of State Architects (DSA), and would be built to their standards; remarked that they would still have to hire a DSA approved architect; and noted that those costs are listed in the budget.

Supervisor Jones discussed the building of the Greeley Hill library; remarked that everyone is appreciative of stick buildings; and noted that he would support a higher cost to build a stick building as everyone will be happier in the long run. Ms. Harry noted that if the Board approves the item, the first step will be to hire a project manager, and then it goes out to bid. Ms. Chase-Williams noted that they can pursue more information on that issue. Ms. Harry noted that a project manager would put the project out to bid and it would, then, be up to the Board to decide which option to pursue. Supervisor Jones noted that Greeley Hill was able to raise about \$130,000. Ms. Harry noted that she understands that Public Works is already at capacity, and she introduced Charlotte Kelsey from the school district and inquired if she had any ideas.

Charlotte Kelsey/Mariposa County Unified School District Maintenance, Operations, Transportation, Facilities and Warehouse Coordinator noted that she can investigate the project management aspect; advised that she will consult with some architects with whom the school district has contracts; and inquired if the Greeley Hill library was built in the same footprint as the proposed library and suggested that, if it was, it may be possible to reuse those plans. Supervisor Jones responded, noting that there were six sets of plans, and he knows the designer. Ms. Chase-Williams noted that she has a set of plans. Ms. Kelsey noted that another consideration is that the modular has already been approved by the DSA, so anywhere from a couple of months to a year in extra time would be needed for a stick built as those plans would also need to go to the DSA for approval; noted that she would prefer a stick building as they are better in the long run; and advised that the next step would be procuring an architect who could advise on the fees and process. In response to Supervisor Smallcombe's inquiry, Ms. Chase-Williams advised that the Greeley Hill library plans would work for Catheys Valley, but may need to be adjusted for size.

Mary Hodson/County Administrative Officer advised that this item is seeking general direction as to whether the Board is interested in pursuing this project, and that additional direction regarding the use of a project manager could be included; and she noted that all of the agreements, MOUs, plans and specs, etc., would have to come back to the Board for formal approval as the committee pursues the project.

Supervisor Long noted that his direction would be that we proceed with plans for a Mariposa County Catheys Valley branch library; that we look at both a stick and modular structure; and look into a professional project manager. Supervisor Jones and Smallcombe concurred with the direction.

Ms. Harry inquired if the Board would consider authorizing pursuit of grants in the name of the county. Supervisor Long concurred. Steven W. Dahlem/County Counsel clarified that that would be a direction, and that such grant applications would not be authorized to proceed and would require that an action item come back to the Board for authorization. Ms. Hodson advised that any grant applications that list the County as either a sponsor or participant will need to come back to the Board for approval for the appropriate signatures. Ms. Hodson also clarified the budgeting process, noting that a capital improvement fund will need to be established; and that, depending on how quickly this project moves forward, such fund establishment can be accomplished by Board approval of either a separate budget action or as part of the budget hearings.

Supervisor Jones requested a proposed budget be included in the item when it does come back. Ms. Chase-Williams nodded affirmatively, and noted that grant applications usually do want specifics.

Supervisor Cann noted that grants are hard to secure when the applicant does not have total control of the land; noted his concern on a zoning issue and suggested getting a land variance as soon as possible so that it does not become an issue later; and noted that Tara Schiff can advise on grants. Ms. Chase-Williams noted that because grants are very specific so the sooner the building type is determined, the better.

Ms. Harry noted that building type and cost, and zoning issues seem to be something that a project manager would address. Ms. Chase-Williams inquired if she can come back to the Board with a proposal and action item to hire a manager using Stroming funds. Ms. Hodson affirmed, noting that the next logical course of action would be to identify a project manager, and then come back to the Board with the appropriate professional services agreement, as well as the necessary budget actions to get the money into the new fund.

Board Direction: Proceed with plans for a Mariposa County Catheys Valley branch library; use a professional project manager; consider both a stick and modular structure; and consider grant opportunities. The direction was given with the caution that any grant applications that list the County as either a sponsor or participant, as well as all MOUs and agreements, will need to come back to the Board for approval and for the appropriate signatures; and that the appropriate Board action, either a budget action or through the budget hearing process, will be needed for the establishment of a capital improvement fund.

RESULT: PRESENTATION MADE

N. Adjournment

3:13 PM Chair Jones adjourned the meeting in memory of Eric Oster, John Meloy, Joseph Malenfant, Erin Mark Anders, Linda Hymer, Charleen Main, Ben Irby, Jr., and John Pellegrini.

Respectfully submitted,

RENÉ LaROCHE
Clerk of the Board

MERLIN JONES
Chair, Board of Supervisors



MARIPOSA COUNTY

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MERLIN JONES, CHAIR
JOHN CARRIER, VICE-CHAIR
ROSEMARIE SMALLCOMBE
MARSHALL LONG
KEVIN CANN

DISTRICT II
DISTRICT V
DISTRICT I
DISTRICT III
DISTRICT IV

MINUTES

June 9, 2015

A. Call to Order and Roll Call

9:00 AM Chair Jones called the meeting to order at the Mariposa County Government Center noting that there was a quorum with all members present.

| Attendee Name | Title | Status | Arrived |
|----------------------|-------------------------|---------|---------|
| Rosemarie Smallcombe | District I Supervisor | Present | 8:58 AM |
| Merlin Jones | District II Supervisor | Present | 8:58 AM |
| Marshall Long | District III Supervisor | Present | 8:58 AM |
| Kevin Cann | District IV Supervisor | Present | 8:58 AM |
| John Carrier | District V Supervisor | Present | 8:58 AM |

B. Pledge of Allegiance

The Pledge was led by Supervisor Smallcombe followed by a moment of silence in honor of our service people here and abroad, and for our law enforcement personnel.

C. Introductions

None.

D. Approval of Consent Agenda (Items designated by "CA")

NOTE: *The Consent Agenda consists of items that are generally viewed as non-controversial and routine by the department. If the Board wishes to discuss an item, it will be removed from the Consent Agenda and moved to the end of the timed agenda; or, at the Chair's discretion, may be taken in conjunction with another item scheduled by the respective department. Otherwise, the Consent Agenda items are generally approved in one single motion. This is the appropriate time for the public to advise the Chair of any comments to the Consent Agenda or request to have an item removed from the Consent Agenda.*

Public comment opened.

Chevon Kothari/Human Services Director discussed CA10, advising that this amendment is because they felt the diagnosis covered under the original agreement was too narrow; noted that part of this amendment is to clarify that agreement, with the other part being to clarify with the state that they do not have an office in Yosemite National

Park (YNP) any longer, but that they have been working with YNP on an Memorandum of Understanding (MOU); and advised that the policy revision will allow them to send a therapist in to YNP at least once a week.

Public comment closed.

Supervisor Cann requested that CA4 be considered separately as he was absent from the May 19, 2015, meeting.

Chair Jones noted that CA3 and CA6 require a 4/5ths vote.

Regarding CA7, Supervisor Carrier discussed Daniel Quinn's military service and extended thanks for his service to our country and the county.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Kevin Cann, District IV Supervisor

SECONDER: John Carrier, District V Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

CA1. Administration RES-2015-268

Resolution Continuing the Local Emergency Due to Landslides on Highway 140 En Route to Yosemite National Park

CA2. Administration RES-2015-269

Resolution Continuing the Local Drought Emergency

CA3. Administration RES-2015-270

Approve a Budget Action Transferring Funding from the United States Department of Agriculture (USDA) Grant Fund to the Community Development Budget to Account for Administrative Overhead and Increasing General Fund Contingency (\$2,643) 4/5ths Vote Required

CA4. This Item was Considered Separate from the Consent Agenda

CA5. Human Resources/Risk Management RES-2015-271

Rescind Resolution Numbers 03-369 and 07-311 and Authorize the County Administrative Officer to Settle and Reject Workers' Compensation and Tort Liability Claims Up to \$20,000

CA6. Human Resources/Risk Management RES-2015-272

Approve Budget Action Increasing Revenue and Appropriations in the Human Resources/Risk Management Budget to Recognize Unanticipated Revenue and Increase Appropriations in the Office Expense Line Item (\$1,426) 4/5ths Vote Required

CA7. Human Services 2015-68

Appoint Daniel Quinn to the In-Home Supportive Services (IHSS) Advisory Committee to Fill the Vacancy of a Current/Past User of Personal Assistance Services (Recipient) Effective June 9, 2015

CA8. Human Services 2015-69

Re-Appoint Lori Ritter to the Mental Health Board for a Three-Year Term Expiring June 9, 2018

CA9. Human Services 2015-70

Appoint Margarita King to the Local Child Care Planning Council (LCCPC) as a Public Agency Representative Alternate for a Three Year Term Expiring June 9, 2018

CA10. Human Services/Behavioral Health & Recovery Services RES-2015-273

Approve an Amendment to the Human Services Behavioral Health and Recovery Services Client Services Policy 6.27

CA11. Human Services/Behavioral Health & Recovery Services RES-2015-274

Approve an Agreement with Clarity Social Research to Provide Evaluation Services for the Expanded Drug Court and Other Programs Conducted by Mariposa County Behavioral Health in an Amount Not to Exceed \$60,000, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA12. Public Works RES-2015-275

Approve the Purchase of a File Server, and Approve Budget Action Transferring Funds Within the Engineering/Surveyor Budget to Allow for the Purchase of the File Server (\$11,300)

Items considered Separately

CA4. Board of Supervisors

Approve the Minutes of Tuesday, May 19, 2015

RESULT: ADOPTED [4-0]

MOVER: Marshall Long, District III Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Carrier

ABSTAIN: Kevin Cann, District IV Supervisor

E. Departmental Presentation

For Items within the Jurisdiction of the Board and not on Today's Agenda

Rich Drozen/CAL FIRE updated the Board on the Fox Fire over the weekend noting that it burned almost 25 acres and required some evacuation, and that they brought strike teams from as far away as Monterey and that they still have some crews on it now. He also remarked that they have not yet officially released the causes of some recent fires, but noted that there was a fire in Mariposa County caused by a vehicle driving in high grass,

and multiple fires caused by weed eaters, lawn mowers, and other equipment in the dry grass; and he cautioned everyone to be very careful.

Doug Binnewies/Sheriff's Office reported that dispatch received the initial call on the Fox Fire at 12:09 PM on Sunday; noted that the original reporting party advised of a fast moving grass fire near a residence on Lookout Mountain Road; and reported that the dispatch was immediately sent over to CAL FIRE who sent then sent resources from CAL FIRE and Mariposa County to it, with the Sheriff's Office responding with volunteer units. Sheriff Binnewies also discussed the evacuations, the evacuation center, and a recent Red Cross drive for volunteers. In response to Supervisor Smallcombe's inquiry, Chief Drozen noted that there were fence posts and other improvements that were damaged, but that no outbuildings or structures were damaged; noted that quite a few residents had adequate clearance; remarked that County Fire was able to supply water tenders early; noted that there was good evacuation compliance; and advised that the problem was the fuels because they are like August right now. Supervisors Smallcombe, and Jones extended thanks. Sheriff Binnewies extended thanks to the Public Information Officers who got the messages out quickly; and discussed the cooperation between all of the agencies. Supervisor Long extended thanks to Chief Drozen and Sheriff Binnewies, and all emergency services.

Chevon Kothari/Human Services Director reminded the community that they are presenting the Homeless Strategic Plan this afternoon at 2:00 PM, and encouraged the public to attend and give their input.

F. Public Comment on Non-Agenda Items

For Items within the Jurisdiction of the Board and not on Today's Agenda (Speakers Limited to Five Minutes)

Jeanetta Phillips extended thanks to the fire departments because her house was above the recent fire.

Sara Zahn/Coulterville Visitor Center reported on the visitor statistics for the north county, noting that their numbers for the month of May are up approximately 200%. Supervisor Cann noted that our Transient Occupancy Tax (TOT) numbers are showing a steady 18-20% increase.

G. Board Information

Supervisor Carrier reported meeting with a citizen last week regarding problems with a road and bridge, and meeting with a citizen last week regarding building permit issues. Supervisor Carrier advised that he will be: attending the Mountain Valley Emergency Medical Services (EMS) tomorrow; and meeting with Cara Goger of the Arts Council on Thursday.

Supervisor Long reported: hosting the Old Town Mariposa video show on the 3rd; attending the Mariposa County Business Association meeting on the 4th; attending the well workshop on the 6th, noting that attendance was outstanding; meeting with Cara Goger of the Arts Council yesterday regarding what they are doing in Mariposa County; and meeting with the Human Resources Director-Risk Manager. Supervisor Long advised that he will be: attending the Airport Advisory Board meeting on the 10th; participating on the 11th in the Wagon Train at Summit Camp; meeting with Rosalyn Allison of the Resource Conservation District (RCD) on the 12th regarding what the RCD does in Mariposa County; attending the Catheys Valley Historical Society meeting on the 13th; and meeting with staff on the 15th relative to vacation rentals by owners (VRBOs) as complaints have been received regarding mobile homes and manufactured homes being used for vacation rentals.

Supervisor Jones reported: on the Hazel Green Project, noting that he participated in

a conference call with the Forest Service on the 3rd regarding same, and he extended thanks to the Forest Service, the Planning Director, and the Public Works Director for their work on the matter; attending the Greeley Hill breakfast; attending the agenda review meeting on the 8th; meeting with Cara Goger of the Arts Council on the 8th, noting that she has broadened their scope to include the whole county and that they will be having an art show at his home in Greeley Hill; and on a conference call with the Calaveras-Mariposa Community Action Agency regarding community needs.

Supervisor Smallcombe reported on the Yosemite West analysis, noting that they have received a commitment from the financial analyst reviewing the information that the final document should be available today, which will then be distributed to the Yosemite West residents as soon as available so that it can be discussed at the Yosemite West District Advisory meeting this Thursday. Supervisor Smallcombe also discussed the Biomass Project, noting that the contract between the Fire Safe Council and the consultant was signed this last Wednesday, and that a presentation to update the Board on the Biomass Project has been scheduled for next week and will include a letter of support for a grant application that will be submitted by the Watershed Education and Training Center in Northern California. Supervisor Smallcombe also reported: attending a meeting of the Yosemite National Park Fire Committee with Sheriff Binnewies, Dr. Ryder, and Dave Conway, noting that they are interested in some greater coordination with the County; meeting with the Fire Safe Council regarding collaboration going forward to identify issues and find solutions on vegetation management and firefighting; attending a meeting of the Mariposa Conservation Alliance on Friday, and encouraged people interested in the group to speak with Ed Temple; and attending the Calaveras-Mariposa Community Action Agency meeting, and complimented the Human Services Director on the work that they are doing on the needs assessment that the state requires and advised that there is a short time frame to return a community action plan. Supervisor Smallcombe also advised that she will be attending a memorial service for Harvey Holland on the 13th.

Supervisor Cann discussed the Hazel Green Project, noting that he wished the developer had done this proposal ten years ago and that there is a tremendous draw for these types of facilities around national parks. Supervisor Cann reported attending: a meeting with the Chamber of Commerce Board Chair last Tuesday, and noted that the new sign in front of the Visitor Center is on its way and had to overcome some difficulties with Caltrans; a meeting last Wednesday with some downtown building owners who are in the process of conversions for vacation rentals and discussed his support of the rights of the building owners to do so, noting that the downside is that it takes the low cost residential rentals off of the market; the first meeting of the full grant oversight steering committee for the Downtown Transit Parking Pedestrian Plan grant on Wednesday; a meeting on Thursday regarding Merced Irrigation District (MID) mediation; meeting with some downtown residents on Monday regarding the homeless and operations at the Catholic Church; an agenda planning session for the annual San Joaquin Valley Regional Association of California Counties conference which the County will be hosting at the Tenaya Lodge at the end of September; and a meeting with the Building Director yesterday regarding various applications of Title 17. Supervisor Cann advised that he will be attending: the Local Agency Formation Commission (LAFCo) meeting tomorrow; a meeting with Supervisor Jones and the Planning Director regarding mining Option 3 issues; and a meeting with the Arts Council Director on Thursday.

H. Regular Agenda Items

1. Board of Supervisors (ID # 4843)

**Receive a Presentation by the Yosemite-Mariposa County Tourism Bureau;
Discussion and Possible Direction Regarding Increasing the Contribution**

**to the Yosemite-Mariposa County Tourism Bureau Contract to Its
Traditional Amount of \$500,000**

Terry Selk/Yosemite-Mariposa County Tourism Executive Director gave a PowerPoint presentation.

Supervisor Cann reminded the Board that the \$100,000 was in the budget proposed by the CAO last August, but was held pending the vote on the Transient Occupancy Tax (TOT) increase which did not pass; reminded that this contract goes through the end of September; and noted that he takes exception to the comment that 50% of the general fund comes from the TOT as he thinks that it is about 75% when you look at property taxes; noted that he thinks we need to consider that the Tourism Bureau's finest hours have been during crisis periods like the Ferguson slide, the hanta virus, the Rim Fire, and the shutdown of the federal government when the Tourism Bureau swung into a proactive position; noted that fires will happen, and when there is a fire within fifty miles of Yosemite National Park, it is reported as fires in Yosemite and the Tourism Bureau has to work hard to counteract that; and commented that the Youth Super Bowl is a tremendous opportunity for us when two-thirds of these rooms are usually sitting empty.

Public comment opened.

Doug Binnewies recognized the Tourism Bureau's efforts urged working on a formula that funds the Sheriff's Department in addition to the Tourism Bureau in order to get the Sheriff's Department back up to full strength as they have reduced several front line positions, and now need those positions back; and commented that AB 109 and Proposition 47 are making it more difficult for them and that they need that visible patrol to discourage criminal activity.

Kevin Shelton/Yosemite Management Group Vice President and Yosemite Tourism Bureau board member noted that he has witnessed many successes over the last 21 years; commented that this tourism bureau is as good as it has ever been; urged restoration of the full \$500,000 as the return is \$22 for every \$1; and noted that he can directly attribute their increase to the actions of this tourism bureau.

Damian Riley/Chamber of Commerce CEO discussed the time he has spent with Mr. Selk, and remarked that his staff has been impressive; and commented that they are doing an amazing job promoting Mariposa County in ways that compliment Mariposa commerce and tourism.

Tara Schiff/Community Development and Grant Coordinator noted that she, too, works closely with the Tourism Bureau; and commented that they are working for the community.

Mary Bass/Yosemite Vacation Rental and Italian Creek Vacation Rental pointed out that all of the TOT increase is pre-season and those people are not just randomly coming here; noted that she can see the results time and time again emanating from the Tourism Bureau; noted that she is amazed that Yosemite-Mariposa takes the lead at the Long Beach show; extended kudos to Terry Selk and his staff; noted that the county does not have another great source of economic development right now; remarked that the reason we were able to survive during all of the bad things is because of the TOT; and remarked that she thinks cutting the TOT is not a good thing.

Barry Brouillette would like to see the \$100,000 restored and increased by \$15,000 based on inflation; and noted if he had a way to get a 22 dollar return per dollar, he would do it.

Pete Judy/District IV resident discussed travel offers he received while sitting in the audience and noted that it is a pretty competitive market; and commented that advertising works and that the return does not surprise him.

Public comment closed.

In response to Supervisor Carrier's inquiry, Mr. Selk noted that the \$22 return was

calculated by dividing the total amount of TOT received by the \$500,000 grant from the County. Supervisor Carrier discussed perceptions of lodging owners about the Tourism Bureau, noting that they have changed for the better since he ran for office; noted that the Tourism Bureau has done good things, but that the community did not support a TOT increase; and inquired if the Tourism Bureau has considered raising the Business Improvement District (BID) assessment. Mr. Selk noted that it has, but that they are hesitant to do so as the lodgings feel it would put them in a less competitive position with surrounding communities. In response to Supervisor Carrier's inquiry, Mr. Selk noted that he was not in the position to evaluate the impact if the lost \$100,000 was not restored; and that it might be across the board, or might impact just specific programming.

Supervisor Jones and Mr. Selk discussed the increase in the TOT received so far this year.

In response to Supervisor Cann's inquiry, Mary Hodson/County Administrative Officer (CAO) discussed the different processes that would be needed to bring this item back before June 30th, as opposed to after July 1st. Supervisor Cann and Ms. Hodson discussed the timing of bringing an item back. Supervisor Cann noted that citizens may want to consider a potential TOT increase in the future that is directed fifty-fifty to safety services and roads, given that a drastic reduction of funds from the state for road maintenance is anticipated in the future.

Supervisor Smallcombe and Ms. Hodson discussed potential timing for the return of an item.

Supervisor Cann noted that it appears that Board direction is for the CAO to bring back the contract amendment as early in July as possible, in order to fulfill the \$100,000 during the term of this contract which goes until September; and that the Board will consider the full \$500,000 for the next year during the budget hearings.

Terri Selk noted that the \$100,000 was pulled from the Tourism Bureau's reserves.

Supervisor Jones noted his support for the Tourism Bureau and required clarification as to the total effect on their budget of the \$100,000 decrease from the County, and the increase in TOT. Mr. Selk noted that they have balanced out and that their budget is stagnant; and noted that they have already spent the \$100,000 from their reserves. Supervisor Jones inquired if any money has been promised to the Economic Development Corporation (EDC.) Mr. Selk responded that the board of directors has entertained a request from the EDC for \$20,000 for a feasibility study for the conference center, but that it was just discussed and nothing has been approved or agreed upon. Supervisor Jones noted that he likes to invest and the Tourism Bureau is a good investment, but that so is the Sheriff's Department; remarked that he does not know what the fund balance is and, consequently, does not know how much money there is to allocate; and commented that Roads are about \$900,000 short, and that Technical Services also needs \$100,000, as well.

CAO required of the direction being given. The Board concurred.

DIRECTION: The CAO is to prepare a Board item to come back in the first or second week in July, with a contract amendment increasing the contracted amount to the Tourism Bureau by \$100,000.

RESULT: PRESENTATION MADE

2. Administration RES-2015-276

Increase the Allocation of a 0.70 Permanent Part-Time Office Assistant II Position in the Administration Budget to Full-Time Effective July 1, 2015; and Allocate 0.30 of the Position to the Human Resources/Risk Management Budget

Mary Hodson gave the staff report.

Supervisor Smallcombe reminded the Board that department heads have commented on application processing delays as making it tough for them to run their departments; and urged the Board's consideration of this action, at least until the backlog of applications is brought down.

Public comment opened.

Steve Johnson/Human Resources Director-Risk Manager urged passage of this item; noted that the Office Assistant II (OAI) has been a valuable addition to his staff and is a great help in reviewing applications; and noted that they are actively looking at an online electronic applicant system which, along with the OAI, will be a great help on the backlog of applications.

Public comment closed.

Supervisor Jones noted that fit is also important in hiring decisions, and remarked that this employee is a great fit in both departments.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Rosemarie Smallcombe, District I Supervisor

SECONDER: Marshall Long, District III Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

3. Public Works RES-2015-277

Approve Plans and Specifications for the Dogtown Road Bridge (#14-07) and the Bondurant Road Bridge (#14-08) Under the Disaster Relief Initiative (DRI) Grant and Authorize the Public Works Director to Solicit Bid Proposals

Gary Taylor/Assistant Director of Public Works - Operations gave the staff report; noted that they are near being finished with the north county roads project; noted that they requested a 15% change order capacity, and that they just processed the last invoice and are coming in at 10.6%; advised that once these two bridges are completed, there are two other bridges under consultants. Mr. Taylor also noted that they analyzed this project and will be doing stage construction which means one lane of traffic open at all times, but that they will also be open to other alternatives if contractors have other ideas; advised that they have a mandatory pre-bid meeting scheduled for the 29th, and any contractor that wants to bid on this project has to attend that meeting and sign in; advised that bids will be received on July 7th; and noted that they have ninety calendar days for construction, but it could be finished quicker.

Supervisor Jones extended kudos to George Reed and noted that his only concern is with the schedule of milestones which shows this project being completed by the end of November. Mr. Taylor responded that if they get the bids back by July 7th, and there are no issues with them, then they should be able to have a Notice to Proceed around August 1st, and that they should then be done by three months out which would put them out to the end of October or the beginning of November. Mr. Taylor noted that the Community Development Block Grant Program (CDBG) is the funding mechanism on this project, and advised that they are looking through their procurement to see if they can get materials which might speed things up more. Supervisor Jones noted that the project has to be done by December 31st. Mr. Taylor affirmed that construction needs to be completed by then, but that invoicing can be done for a short while afterwards.

Supervisor Smallcombe discussed her concerns with fire, and inquired if the

additional thirty days between October and November is a contingency period. Mr. Taylor noted that the period is because they think they can get this project started a little earlier, and can speed up the schedule by using a pre-cast structure and having the materials delivered. Supervisor Smallcombe inquired if they acquired information subsequent to the date of the memo attached to the board item. Mr. Taylor affirmed, and noted that they reevaluated the specifications, and talked with the designers.

Supervisor Long inquired if all of the right of way issues have been resolved. Mr. Taylor responded that there will be no problems with the right-of-ways or easements by going to stage construction as they will, basically, be only installing half of the bridge at a time.

No public input.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

I. Items removed from Consent Agenda

None.

J. 11:00 AM - Closed Session

1. County Counsel (ID # 4828)

Closed Session: Conference with Legal Counsel: Existing Litigation: Richard Hanna V. Mariposa County Sheriff's Department, Et Al.; U.S. District Court Eastern District of California Court Case No. 1:12-CV-00501-SAB

No Board or public input.

This closed session was heard at 10:59 AM and reported out at 4:39 PM.

RESULT: CLOSED SESSION HELD

K. 2:00 PM Reconvene

1. Human Services RES-2015-278

Adopt the Mariposa County Strategic Plan to Address Homelessness; and Authorize the Human Services Department to Guide the Community in the Implementation of the Plan

Chevon Kothari introduced HomeBase representatives Ashley Hart McIntyre and Nikka Rapkin, and then gave the staff report accompanied by a PowerPoint presentation.

Supervisor Cann discussed the plan noting that there is no set path on how to move forward; discussed dissemination of the plan; noted recent communications that he has received which have expressed concerns; and discussed issues with other counties. He also commented that if we do not deal with the low income housing, then we are feeding the stream of homeless; noted that doing nothing is not acceptable; reassured people that this is just a road map and is just the start of a process and may need to be amended in the future, but that a key factor will be bi-monthly public meetings to receive feedback; and urged adoption of the plan.

Supervisor Smallcombe required clarification as to what is happening in other rural communities; noted the nine priorities in the plan, and required clarification as to what will happen next should the Board approve; and inquired if they are considering the use of a website or other ways for people to comment. Ms. Kothari responded that one of the next steps is the formation of a committee; remarked that they know about strategies for communicating out and will continue to work with the community; advised that some of what they do will be driven by funding and will depend on how quickly funding is received; and affirmed that they will place something on their website, and advised that Facebook has also been recommended to them. Ms. Hart McIntyre noted that in most places the housing models look pretty similar, but that the major difference in rural areas is that there is less project-based housing used and more single family homes.

Supervisor Long remarked that you make a homeless person not homeless by putting them in a home; noted that issues regarding downtown are the actions of a few individuals, and that those who are causing problems need to be taken care of by the Sheriff's Office; remarked that we all need to be proactive; recounted calling the Sheriff's Office in response to seeing a panhandler in front of the Pizza Factory, and urged calling the Sheriff's Office if there is a law enforcement issue; and noted that the problem needs to be solved as it is unacceptable to have a certain number of people take over the Arts Park and the Creek Pathway, and this plan begins the solution.

Chair Jones extended thanks to the public for attending, and noted that this is a countywide problem.

Public comment opened.

Barry Brouillette congratulated the Board on hiring department heads from the area; noted that he was speaking on behalf of Habitat for Humanity who builds in a narrow niche, but advocates for decent housing for everyone on the earth; recounted his experience in allowing someone to live in a trailer on his property, and its resulting issues; noted that there is a portion of the homeless population who are okay and off the street; suggested that housing might be obtained from within the motel industry; and noted that there are willing partners in the community who wish to make this a better community.

Jean Ann Pine urged adoption of the plan; discussed her career working with the homeless in Santa Clara County, and supported individual housing, noting the lack of low income housing in the community; suggested contacting vacation home owners; and noted that this issue is not going away because these are people who need help for whatever reason.

Scott Nady requested that action on the proposal either be rejected or deferred for sixty days to allow for further public review; noted that he is not against homeless people but is against the plan; remarked that he has seen a dramatic change in Mariposa in the last couple of years and has witnessed acts such as loitering, overnight camping in cars, tents, graffiti, public urination and public defecation, and prostitution, and stated that these people are criminals and vagrants who are coming to the town; commented that the plan does not cure homelessness and requested to know which cities have successfully addressed homelessness; discussed other cities that have attempted to address homelessness; stated that this plan makes it easier to be homeless; discussed the tourists who come to the town and the experiences that they seek; noted that the plan includes applying for federal COC grants and requested clarification as to what that means; and presented a petition entitled: Petition to Delay Vote for 60 days on the Adoption of the "Strategic Plan to Address Homelessness in Mariposa County" requesting delaying of the vote.

Don Costa urged the Board to reject or defer action on the plan for at least 60 days to allow proper vetting of the plan; referred to paragraphs 4 and 5 of the agenda item, and noted that the plan is substantially contrary to the input received from the business owners and home owners; referred to a recent article in the Mariposa Gazette, noted that the perpetrator was from Arizona, and inquired why he is here; discussed organizations that were noted in the agenda item, and stated that the plan was never discussed before

the Rotary; inquired how anyone can take the report seriously; remarked that we are hemorrhaging youth because of a lack of jobs; and stated that our primary focus should be on the creation of jobs.

Scott Eastwood/Owner Eastwood Industries urged against the plan; noted that he started his business from the bottom up; inquired how many of the homeless have applied for a job; inquired what the program will really fix, and suggested continuing the Recovery, Opportunity, and Development (ROAD) House with jobs included; remarked that it is only a few people who have spoiled the basket; commented that there are more efficient uses for grant monies, like refurbishing County buildings; noted that if you don't work, you don't eat; and discussed meeting a few homeless people who say that this is their retirement, and noted that everyone else who is retired, still works.

Bill Lowe urged against the plan; noted coming to Mariposa since 1991, and reported becoming a full time resident last year; noted that he is not against the homeless, but that he does have a problem with transients; discussed working at the mission in Los Angeles when he was in college where he saw people who wanted to improve their lives, as well as others who did not; discussed the effects of the homeless on cities; noted that he has seen a large increase of transients in the downtown area, discussed the resulting changes, and inquired as to what programs the County implemented in the last few years that have encouraged transients to move in; expressed his fear that this plan will encourage more transients; remarked on his difficulty reading the plan; and stated that Humboldt County has not seen any success which is contrary to the report and noted that he, therefore, questions the conclusions presented in the plan.

Joseph Richey urged consideration of the plan; reported that he came here two years ago with nothing, and the programs here helped get him on his feet; reported that he got a job at the Miner's Inn, and discussed how hard he works; advised that he is a volunteer for Mariposa Open Arms; and remarked that he believes this plan would be a godsend and would be a benefit to everyone.

Roy Anderson urged delay of this vote to allow more public scrutiny; advised that he is a reasonably new homeowner in the area having moved here three years ago from Concord to get away from certain issues, and noted that he is seeing some of those issues now in this town; advised that he does not think the report contains all of the information available.

Kim Costa/Business Owner urged a delay of the vote on the plan for at least 60 days to allow public comment by those who will be directly affected by this plan; remarked that Mariposa does not need to be a home base for our homeless; inquired if we are creating a roadmap to bring more homeless in to the area; commented that no one wants to see homeless in the town; stated that in a perfect world there would be no homeless, but that some people do not want to abide by the rules; remarked that she hears that the shelter is growing out, but noted that the population of Mariposa is not growing; noted that she parks her vehicle down by the creek side, but closes her business early because she is afraid to walk down to her car; recounted an incident two days ago when she was parked in the lot behind Grizzly Gas and a tourist was startled by a transient laying in his truck; and noted that the flower box in front of her business, from which she sees children picking flowers, smells like urine.

Jeanetta Phillips urged a delay of the vote on the plan for at least 60 days as there was not enough in the newspaper about it, and not enough contact; commented that she is a Christian but believes in giving a hand up, not a hand out; commented that the community has a large transient population now who do not want help; stated that one cannot go downtown and have dinner without running into a transient; noted that the Human Services Director came to the Merchant Association and spoke about it but did not have the plan in hand; remarked that the plan discusses job training, but a lot of them do not want training and there are no jobs here; remarked that the plan seems to encourage transients from other counties; and stated that someone needs to consider the fact that homeless are currently being housed and fed at night at a location that is one-tenth of a

mile from an elementary school.

George Catlin/Bed and Breakfast owner noted that many of his guests are European and are astounded by the homelessness in America; stated that many factors contribute to homelessness in America and discussed same; discussed the need for long term low income housing in Mariposa; discussed successes regarding the homeless population in the city of Portland, Oregon; commented positively about the Human Services Department which is trying to address this issue; noted that those who are against the plan are actually advocating for no plan, and inquired if there is a better plan; and stated that the number of homeless in our county is realistic and in proportion to our population when compared to statewide totals.

Jenine Andre urged consideration of the plan; noted that she has lived here since 1991 and is a homeowner and business owner; advised that she was a teen mother and has come to crossroads many times and there was always a service to help; noted that she has had services in this community that have kept her from losing everything; and noted that the fears and concerns people are voicing are legitimate, but that we need to do something, and stepping back is not going to help people who need something now.

Tom Arfsten urged consideration of the plan; noted that he has lived in the area for about 15 years; remarked that nothing that he has heard seems contrary to the plan, as it is just a schedule; extended kudos to Mariposa Open Arms and the Catholic Church for their services; noted that he has volunteered at the church; and remarked that we need to act and act quickly.

Chuck Mosher urged adoption of the plan; noted that he is concerned for the citizens who do not have a roof over their heads to use as a base from which to do many things including getting jobs, and for the economy which means tourism; commented that the population that we classify as homeless is a mosaic of people who have traveled a number of different paths to arrive to where they are; discussed working with Mariposa Open Arms and recounted some of the underlying reasons that he heard from different people, including trauma and mental illness, that have contributed to homelessness; noted that this seems to be a good, general, broad outline which needs to be filled in with specifics, but that our community is smart enough to do that; and recommended that the Board adopt the plan, as not doing anything does not address any of the concerns that were voiced.

Ginger Foster/Pastor United Methodist Church and Coordinator of Mariposa Open Arms urged adoption of the plan; advised that when she moved here from Sacramento eight years ago she was told that there was only one homeless person which was not the reality; noted determining, after speaking with longtime residents, that homelessness has been a hidden problem in this county; remarked that we do live in the United States and people can move wherever they want; discussed the proximity of Yosemite and its draw; noted that every society throughout history will always have vulnerable members who are unable to take care of themselves and to say that everyone needs to work for their food is not recognizing the fact that many cannot; remarked that people blame the community programs addressing homelessness as attracting the homeless, and noted that research has shown that to not be true; advised that they did a count of the homeless in Mariposa and found that 80% have significant ties to the community; noted that much of what was said today about the homeless is inaccurate, and invited community members to visit Mariposa Open Arms; commented that there is a lack of employment and a lack of low income housing in this community; recounted her participation in numerous meetings, and noted that this is a roadmap and every step of the way will consider public input; and concluded that we have been denying that we have a problem for so long that it is now a crisis state.

Candy O'Donel-Browne urged adoption of the plan; extended thanks to the Board for addressing this issue; recounted the response she received after speaking to the Board about 12 years ago about a family living in McCabe Flat; noted she is proud of being a Mariposan because we have a lot of faith based organizations who are acting like

Christians; recounted becoming homeless due to a fire which took her home, and stated that we are all a moment away from homelessness; remarked that there are many types of people who are homeless and it is important not to mix in the people who have been released from prison due to AB 109 as they are a different population; and concluded that this plan is an attempt to solve a problem.

William Root urged adoption of the plan; noted that the ROAD House Wellness Center outgrew what it was supposed to be; remarked that delaying this delays help for everyone; noted that Fresno just reduced their homeless population by half by being proactive; remarked that Eugene, Oregon, is placing people in a housing program to get them stabilized; discussed the difficulty of getting a job without an address; and noted that not every program is going to work for every person

Lloyd Meyers urged adoption of this plan; noted that he is a ten year resident of Mariposa, having been a police officer in Hayward and Oakland for many years; noted dealing with the homeless, drunks, and addicts in his 35 years as a police officer; reported that his father was an alcoholic and he knows what it is like to be down and out, and no one is choosing to be homeless; noted that he has seen people in Hayward who were homeless drunks who made more money than he did, one being a homeless Air Force Colonel; noted that we cannot differentiate between helping one set of homeless but not another set; and remarked that he is not religious but thinks that Jesus would be taking care of these people.

Ron Schmidt urged adoption of the plan; noted that the homeless program here is not any different than other places; remarked that he does not see comments that the plan is vague as being valid; and noted his attendance at the town hall meeting, and advised that the invitation did invite public input but that the only thing offered was commentary.

Gussie Kidd urged adoption of the plan; noted that her husband was the Pastor at the Methodist Church for nine years; remarked that the people being served at Mariposa Open Arms are our friends and that many are very well educated and she is happy to have them in the church; and advised that one of the homeless people was a girl that she took care of in her preschool.

Roseanne Burley/Methodist Church Member urged adoption of the plan; noted that there are a number of churches in the community who travel to bring their food up to serve at Open Arms; advised that people come in to Open Arms to eat at 5:30 PM and clean up when they finish eating; noted that those being served by Open Arms appreciate what the community people are doing for them; remarked that it is almost a closed community of the homeless who are permanent or semi-permanent in the community and not many of them are from out of the area; and commented that this does what Jesus needed to have done when he was homeless for three years.

Trish Nady urged against the plan; noted that she is a Christian and believes in helping the homeless, but that we are not talking about helping the homeless but, rather, solving the problems; noted that as a business owner she sees some of the problems and that they are going to hurt our town; advised that she has had people come in to the town and say that one of the things they liked is how friendly and safe they felt but that, now, there are people who are saying the opposite; noted that she has support for those who want to go forward but that we need to help the right people, and then address the other people; and concluded that she is not for adding to the problems.

Allison Tudor urged adoption of the plan; recounted coming to the area fourteen years ago and discussed her gratefulness for the community; advised that many who come to the Alliance for help do not have homes; and noted that for most of us, our lives have turned out differently than we could have imagined.

Beth Tomsick/Habitat for Humanity urged adoption of the plan; advised that their mission is a world where everyone has a place to live; noted that we tend to think that the community had no homeless people in the past, and recounted recently receiving a message from a former student who advised that he had been homeless during his schooling; and noted that this plan is supposed to be the beginning of a solution and if we

do not try something it might get worse.

Public comment closed.

Supervisor Carrier discussed homeless statistics across the country, noting that the lowest rate of homelessness is in the state of Mississippi, with the highest rate being in the District of Columbia; remarked that the spectrum of homeless is very diverse; discussed statewide homeless statistics; noted that this plan is fairly generic and outlines a pathway, but needs to have some flexibility to address roadblocks that may be encountered; noted that he thinks the plan is a good start; remarked that he likes as many departments and eyes on a project from the beginning, and with this project he has been involved in a lot of meetings inside and outside of the county; discussed his research in other areas; noted we are seeing that the homeless here have ties to the community; recounted some visitations and experiences that he had in other places and remarked that he thinks the notion that other places send their homeless here is not correct; noted that the plan does not address future resources, but that this is not costing anything today or in six months; noted that there was a lot of stakeholder participation in the process to get the plan to this point, and the majority supported it; remarked that he did not know if delaying it for sixty days would be any different from today; noted that, overall, this is a good, general start; and commented that there was enough stakeholder input, and that he would need specifics to delay it.

Chevon Kothari addressed audience questions, noting that the continuum of care is a Housing and Urban Development (HUD) requirement; remarked that the plan is flexible and adaptable; and noted that we will start with the best practices and then adapt as required. Ms. Hart McIntyre noted that they are seeing more cities succeeding, including Houston, New Orleans, and Phoenix who have announced that they have ended veteran homelessness; noted that there have been broader successes in Columbus, Ohio, and Fresno. Ms. Kothari commented that the ROAD House is a small house and can't provide the types of services that they want to provide there; and commented that this will, hopefully, develop a place that is welcoming. Ms. Kothari also referenced another question regarding enabling, or creating problems, and commented that other communities have not had that experience; noted that they are not seeking to develop handout programs but, rather, hand up programs; commented that they are developing programmed case management; remarked that there is a portion of this population who may not want to engage in these services which also needs to be addressed; and noted that they will continue to work with their law enforcement, and other, partners to ensure that problems within the community are dealt with in the proper way.

Supervisor Smallcombe extended thanks to everyone for their comments; discussed the diversity of the homeless population; discussed the number of homeless who are children or veterans; discussed the range of services that are available; commented on the need to look at those diverse populations and identify the services that are most appropriate for them; and noted that this is just the beginning of a conversation, but that going forward everything will be very malleable due to funding and community input, and she invited the public to give their input.

Supervisor Cann extended thanks to the community for its input; noted that like the Town Hall, this was good to hear all of the various positions; remarked that this is democracy in action; noted that he tries to represent the businesses downtown, and thinks the impacts on them is real, and that they have tried to take that into account with this plan; discussed aspects of the plan regarding local stakeholder input; noted that it is important to recognize that we have multiple homeless populations and discussed same; noted that AB 109 and Proposition 47 have changed the game; and discussed his support of this plan, noting that we are not being locked into something.

Marshall Long extended thanks for the input and concerns; noted he was born and raised here and homelessness has been here all of that time and before; noted that the forty-niners were homeless; discussed men who, through the years, lived on his family's ranch; noted that the book "Bacon and Beans from a Gold Pan" is the story of people

moving out of the city and moving up here during the depression; commented that this is not a new problem, but seems to be worse; noted that this country is at its lowest labor participation rate since the 1970's, and that some people have given up on finding work because there are no jobs out there; remarked that this problem requires a two prong solution, with one prong being to deal with those who want the help which is what this plan does, and the second prong being economic development other than tourism; and commented that Jesus told Peter to "Feed my lambs" and he extended thanks to the churches for doing that.

Chair Jones extended his thanks to the many people who turned out, noting that everyone was respectful.

Supervisor Jones referenced Mr. Eastwood's discussion about starting a business, and noted that he started his first business at the age of 18, but that we are not all created the same; recounted someone he knew who inherited money and then spent it; noted that housing is a big issue in Mariposa County and that he would, personally, like to be involved in the issue because there is a shortage of it; noted that District II has some of the lowest incomes in the county; referenced Supervisor Long's mention of jobs noting that the population is decreasing because of a lack of jobs, and that we need to create a wide range of jobs for different people; remarked that tourism is an important part of this county and, consequently, we need to make this town very presentable and noted his agreement that people loitering in front of stores drives off customers; remarked that the Sheriff has a tough job, and commented that we need to give him all of the support that we can because everyone needs to abide by the law; and noted that he supports the program and everything that Ms. Kothari has done in taking on this task.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

Report Out

4:39 PM Chair Jones reported out that Information was Received and Direction was Given during the closed session.

L. Adjournment

4:40 PM Chair Jones adjourned the meeting in memory of Tava Grace Lemmons and Addison Rae Lemmons.

Respectfully submitted,

RENÉ LaROCHE
Clerk of the Board

MERLIN JONES
Chair, Board of Supervisors



MARIPOSA COUNTY

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MERLIN JONES, CHAIR
JOHN CARRIER, VICE-CHAIR
ROSEMARIE SMALLCOMBE
MARSHALL LONG
KEVIN CANN

DISTRICT II
DISTRICT V
DISTRICT I
DISTRICT III
DISTRICT IV

MINUTES

June 16, 2015

A. Call to Order and Roll Call

9:01 AM Chair Jones called the meeting to order at the Mariposa County Government Center, noting that there was a quorum with all members present.

| Attendee Name | Title | Status | Arrived |
|----------------------|-------------------------|---------|---------|
| Rosemarie Smallcombe | District I Supervisor | Present | 9:00 AM |
| Merlin Jones | District II Supervisor | Present | 9:00 AM |
| Marshall Long | District III Supervisor | Present | 9:00 AM |
| Kevin Cann | District IV Supervisor | Present | 9:00 AM |
| John Carrier | District V Supervisor | Present | 9:00 AM |

B. Pledge of Allegiance

The Pledge was led by Supervisor Long followed by a moment of silence in honor of our service people here and abroad, and for our law enforcement personnel.

C. Introductions

None.

D. Approval of Consent Agenda (Items designated by "CA")

NOTE: The Consent Agenda consists of items that are generally viewed as non-controversial and routine by the department. If the Board wishes to discuss an item, it will be removed from the Consent Agenda and moved to the end of the timed agenda; or, at the Chair's discretion, may be taken in conjunction with another item scheduled by the respective department. Otherwise, the Consent Agenda items are generally approved in one single motion. This is the appropriate time for the public to advise the Chair of any comments to the Consent Agenda or request to have an item removed from the Consent Agenda.

No public input.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

CA1. Administration RES-2015-279

Resolution Continuing the Local Emergency Due to Landslides on Highway 140 En Route to Yosemite National Park

CA2. Administration RES-2015-280

Resolution Continuing the Local Drought Emergency

CA3. Administration RES-2015-281

Approve the Fiscal Year 2014-2015 Adjusted Budget as Mariposa County's Preliminary Recommended Budget Which Will Serve as the Operating Budget Until the Adoption of the Fiscal Year 2015-2016 Final Budget in August 2015

CA4. Administration RES-2015-282

Approve a Three-Year Legal Services Agreement for Indigent Defense Legal Services with Neal D. Douglass, Eugene Action, and H. Wayne Green in an Annual Amount of \$360,000; and Authorize the Board of Supervisors Chair to Sign the Agreement

CA5. Agricultural Commissioner RES-2015-283

Approve the Weighmaster Enforcement (Junk Dealers and Recyclers) Agreement Number 15-0102-SA for Fiscal Year 2015-16 with the California Department of Food and Agriculture (CDFA), and Authorize the Board of Supervisors Chair to Sign the Agreement

CA6. Agricultural Commissioner RES-2015-284

Approve the County Petroleum Product Program Cooperative Agreement Number 15-0179-SA for Fiscal Year 2015/2016 with the California Department of Food and Agriculture (CDFA), and Authorize the Board of Supervisors Chair to Sign the Agreement

CA7. Auditor (ID # 4844)

Receive Quarterly Audit Reports for Treasury Funds for the First Quarter of Calendar Year 2015

CA8. Board of Supervisors

Approve the Minutes of Tuesday, June 2, 2015

CA9. Fire RES-2015-285

Approve Updated Agreement with URS Corporation Americas (URS) to Review and Revise the Mariposa County Local Hazard Mitigation Plan (LHMP) in a Not to Exceed Amount of \$65,000, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA10. Health RES-2015-286

Approve the Pitney Bowes Lease Agreement in the Amount of \$46.94 Per Month for a Term of Five Years, and Authorize the Health Officer to Sign the Agreement

CA11. Sheriff's Office RES-2015-287

Approve an Agreement with Trinity Services Group to Provide Dietary Services at the Mariposa County Adult Detention Facility, and Authorize the Board of the Supervisors Chair to Sign the Agreement

E. Departmental Presentation

For Items within the Jurisdiction of the Board and not on Today's Agenda

None.

F. Public Comment on Non-Agenda Items

For Items within the Jurisdiction of the Board and not on Today's Agenda (Speakers Limited to Five Minutes)

None.

G. Board Information

Supervisor Carrier reported attending: the Mountain Valley Joint Powers Authority (JPA) meeting on Wednesday; a meeting with Cara Goger on Thursday; and the Area 12 Joint Advisory JPA meeting yesterday.

Supervisor Long reported attending: the Airport Advisory Committee meeting on the 10th; a meeting with Rosalyn Allison of the Resource Conservation District (RCD) on the 12th, regarding the work that the RCD is doing in Mariposa County; a meeting of the Catheys Valley Historical Society on Saturday, where Shannon Hansen from Parks and Rec spoke about the cemeteries in the county; a meeting with Supervisor Jones and the Public Works Director yesterday regarding a reorganization of Public Works; a meeting with the Technical Services Director yesterday to configure his phone; and a meeting with the Planning Director, the Building Director, and County Counsel regarding Vacation Rental by Owner (VRBO) of modular/mobile homes for vacation rentals and bed and breakfast establishments, noting that they are working on the issue as the State has control of mobile homes and that they do not fall under residential building codes, but that they need to be adequate for overnight stays. Supervisor Long advised that he will be attending the Friends of the Fairgrounds meeting on the 18th; the Mariposa County Central Republican Committee meeting on the 18th; and a meeting of the Mt. Bullion Citizens group on the 18th.

Supervisor Jones requested that Don Florence/Emergency Planning Coordinator give an update on the Lake Don Pedro area. Mr. Florence reported that they have been having meetings every week with state officials and representatives from the service district; reported that last week they had an issue with the Federal Energy Regulatory Commission (FERC) which denied a request by Merced Irrigation District (MID) and the California Office of Emergency Services (Cal OES) to forgo the limit put on Lake McClure for the draw down, which does not allow the service district to go below the 600 foot elevation level. Mr. Florence also noted that: currently their outflow is about the same as their inflow, but that the projection of when they would be out of water has now been advanced from October to August; advised that the appeal process has been put forward; noted that Cal OES is working on some contingency plans and that there are a lot of people in different agencies throughout the state working on this; advised that they are looking at other resources on

the state level; and noted that there are limits in place that they are attempting to surmount. Supervisor Jones and Mr. Florence discussed drilling attempts to find water. Supervisor Cann inquired as to the perception of Cal OES and the contingency plans. Mr. Florence responded that twenty-five counties have declared emergencies due to the drought, but that Lake Don Pedro is the largest problem in the state, second to Tulare County which has a different scenario; advised that Cal OES is trying to bring in federal assistance and work through federal protections; reported on what other counties are doing what we are doing; reported that we do have some stored bottled water that has been donated; advised that they have reviewed and accepted the emergency plan put together by Lake Don Pedro Community Services District, but that they are looking at about 350,000 gallons a day that would need to be trucked in at a time when government bodies are taking action to prevent the export of water; noted that water is drying up and there will be less access to water over a greater period of time; and discussed water problems in Tuolumne County several years ago, noting that those resources are no longer there. Supervisor Cann advised that he will be at a meeting of the Rural County Representatives of California (RCRC) tomorrow and Thursday; and required clarification that FERC is the one who is denying the change of the 600 foot level. Mr. Florence affirmed. Supervisor Cann noted that it may be time to have the governor weigh in on the situation, and offered to interface with the RCRC on it; and concluded that we have a pool of water, but we need a variance from FERC. Supervisor Jones noted that he keeps getting calls about the plastic bottles in the sun. Mr. Florence advised that they were tarped last week; and advised that the water stored in aluminum cans is being directed to Tulare County as they are near their expiration. Supervisor Jones noted that he contacted Turlock Irrigation District (TID) and they are, in no way, interested in letting us have any of the water out of Don Pedro. He then inquired if there is any idea of where it would come from if it was hauled in. Mr. Florence responded that those contracts have not been finalized; but that there are some verbal agreements. Supervisor Jones finished his report by reporting that he attended: the LAFCo on the 10th; a meeting on the 10th with Supervisor Cann and the Public Works Director on his goals and plans for the future; a meeting on the 11th with Supervisor Cann and the Planning Director on the mining issue; a meeting with community members in Coulterville on the 11th regarding the visitor center; a dinner at Savoury's on the 11th, noting that a gentleman came out from the kitchen to thank him for looking into the homeless situation; the Coulterville breakfast on the 14th; and a meeting with Supervisor Long and the Public Works Director on the 15th.

Supervisor Smallcombe reported attending: the Yosemite West District Advisory meeting last week, noting that she spent a lot of time over the week in preparation for that meeting; reported that they reviewed the financial analysis with the Yosemite West District Advisory members; noted that the next steps are for the County to go through and make sure the terminology regarding loans and transfers is accurate; and advised that she will set up a meeting after input is received with the Yosemite West residents, with the Certified Public Accountant (CPA) who performed the analysis, the CAO, and herself to address any remaining issues. Supervisor Smallcombe also reported that Old Town Mariposa has a video update on the Ferguson Project; noted that the trucks have stopped at this point in time, and any trucks going in will be drilling rigs and related equipment; reported that they have left a bench approximately 30 feet high, which is talus, but that they are leaving it in place for the drilling rigs which will be drilling 13 core samples to analyze to see if any change is needed in the design; noted that they intend to construct the rock shed interior wall from the top down and that, ultimately, approximately two-thirds of the remaining talus will go to the landfill; and discussed cost considerations and the competitive bid process. Supervisor Smallcombe also reported on her attendance at the First 5 Commission meeting after the Board meeting last Tuesday, and she extended thanks to all of the volunteers for their hard work noting that over \$60,000 in grants was awarded in addition to contracts and agreements. She also reported that she has been working on an ordinance regarding absentee landowners; noted working with the Planning

Department to ensure that the National Park Service (NPS) and Delaware North impacts on the housing element in our General Plan are considered; and advised that she has been working on forming a group to investigate a disaster declaration for the pine beetle infestation. Supervisor Smallcombe also recognized the effort that the Human Services Department and the Calaveras-Mariposa Action Agency are putting into the community needs assessment; and she encouraged the public to provide input either verbally or in writing.

Supervisor Cann reported: attending a meeting with the Public Works Director regarding their annual workload plan; attending a meeting with the Planning Director on a number of current issues and noted that he thinks the public has seen, over the past six months, the particular expertise that the department heads are bringing to the County; attending a meeting with the Arts Council Executive Director on Thursday; and that he was away for the weekend, having gone to Flagstaff. Supervisor Cann also reported that the Governor's budget passed the legislature yesterday, and noted that he forwarded reports from our consultants at the Townsend Associates, as well as the RCRC, to the Board. He also noted that there are some loose ends in that budget that will need to be addressed in trailer bills; reported that they continue to pay back the unfunded liabilities; noted that the major problem is road funding, and that the County will be down \$900,000 from last year and noted that state income is up over projections and that the governor is working to get some of that into roads. He also noted that anyone who did not receive the reports should contact the Clerk of the Board. Supervisor Cann advised that he will be: at the annual RCRC meeting on Wednesday and Thursday; attending a meeting with the Resource Conservation District and the Health Officer on Friday regarding issues of health care in Mariposa; attending a meeting regarding water issues with Supervisor Carrier and the Public Works team on Monday; and working on the continuing issues with the downtown parking district and the transit study. Supervisor Cann also reported that he has been asked to discuss the Homeless Strategic Plan with many people.

Recess Board of Supervisors

9:40 AM Chair Jones recessed the Board of Supervisors, and passed the gavel to Supervisor Long. The Clerk of the Board then read the disclosure pursuant to Government Code section 54952.3 advising that no compensation was received for either the Local Transportation Commission meeting or the Community Services Area 1M (Don Pedro) Board meeting.

H. LOCAL TRANSPORTATION COMMISSION

(Chair - Commissioner Marshall Long, Vice-Chair - Commissioner Merlin Jones)

9:41 AM Chair Long called the LTC meeting to order.

Public Comment Period

For Items within the Jurisdiction of the Local Transportation Commission and not on Today's Agenda (Speakers Limited to Five Minutes)

None.

LTC Regular Agenda

1. Public Works LTC-2015-12

PUBLIC HEARING to Take Testimony Regarding Possible Unmet Transportation Needs Within Mariposa County for FY 2015-2016 and Adopt a Resolution Finding One of the Following: A) There Are No New

Unmet Needs; B) There Are No New Unmet Transit Needs that Are Reasonable to Meet; C) There Are Unmet Transit Needs, Including Needs that Are Reasonable to Meet; or D) Grant a Continuance of the Public Hearing Until a Later Date

Tony Stobbe/Public Works Director gave the staff report, with Terri Peresan/Community Services Director in attendance. Mr. Stobbe noted that there was an error in the report and that the Social Services Transportation Advisory Committee (SSTAC) actually met on October 17, 2014, and April 17, 2015; and noted that the advisory council determined that the funding to the Yosemite Area Transportation Service (YARTS) was found to be one possible, reasonable unmet need.

Public comment opened.

Lorraine Freeman, noted that she was speaking for the low income, disabled, Greeley Hill and Catheys Valley low income residents, and read a letter into the record.

Dick Whittington/YARTS and SSTAC Committee member noted that the staff report speaks to the request of YARTS; noted that this is the first time in fifteen years that they have requested help; and advised that their budget is in the red this year for the first time.

Public comment closed.

Supervisor Jones noted that he lives in Greeley Hill and has been working with the John C. Fremont Healthcare District on a program to get medications delivered to that area.

Supervisor Carrier noted that YARTS has been very successful here; noted that the original intent was to bring tourists up, but that the unintended benefits were its use by Yosemite employees, students, and residents; noted that there were lots of obstacles in the beginning; advised that YARTS just opened up a new route on Highway 41, and noted that any funding from the LTC to YARTS will go only towards the Highway 140 route; and urged continuance of the program.

Supervisor Smallcombe noted her support of increased funding to YARTS, but required clarification of how the issues raised by Ms. Freeman might be addressed. Terri Peresan noted that the transport services through her department are based on driver availability; discussed past expansion and contraction of the services; noted that it is not a taxi service and is based on driver availability; advised that the problem definitely comes down to a staffing issue; and discussed the wages and requirements of applications. Supervisor Smallcombe discussed the staffing issue, and inquired if there was an action that the LTC could take in the context of unmet needs; discussed her concern with how today's decision may impact subsequent budget discussions; and noted that she does not want to close the door and not be able to go back. Ms. Peresan noted that revenue is the key; discussed the fare box ratios; noted the need to keep drivers to ten hours or less to comply with the Department of Transportation; noted having a route for six months which no one rode; noted holding a workshop to discuss the needs and having no one attend; and discussed conversations that she is having with Human Services and the Probation Department to look into an expansion of services. Supervisor Smallcombe and Ms. Peresan discussed the needs of the Probation Department. Supervisor Smallcombe inquired if there was an overlap in the services. Mary Hodson responded that some of the funding is tied to specific programs and cannot be commingled with other dollars because of regulations; and discussed same. Supervisor Smallcombe and Ms. Peresan discussed ways to publicize the service. In response to Supervisor

Smallcombe's inquiry, Ms. Hodson noted that recruitment and retention are separate issues on which Administration, Human Resources, and Community Services can work. Supervisor Smallcombe required clarification that that discussion could be independent from the budget discussion. Ms. Hodson affirmed.

Supervisor Cann discussed the Board's commitment to the senior population, and encouraged Ms. Peresan to be aggressive in bringing items. Supervisor Cann also referenced Supervisor Carrier's comment about the early obstacles of YARTS, and inquired if the Park Service is still paying. Mr. Whittington affirmed off microphone. Supervisor Cann discussed his support of YARTS; noted that starting a transit system to Greeley Hill is probably not reasonable; and stated that we want to expand, if possible, the services to our seniors.

Supervisor Carrier suggested to Mr. Whittington, that YARTS consider linkage in the future between the Highway 41 and Highway 140 routes; noted that what he is hearing today is that the program is sufficient when we have drivers; stated that we are moving in the right direction; and noted that it takes input from the community, the departments and the board but that, overall, he has seen improvements and increases in services.

Supervisor Jones advised Ms. Peresan that Human Services was planning on having an information meeting in Coulterville, and urged her to contact them to coordinate something.

Ms. Peresan discussed how services are scheduled; noted that three or five years ago, the LTC recommended a volunteer driver program from the short range plan; noted that they have three models if any group wants to investigate such a program. Supervisor Smallcombe requested copies of whatever Ms. Peresan has regarding volunteer programs, as well as information for the Human Services information meeting when it is available. Ms. Peresan affirmed.

Action: Under motion of Carrier, and second by Smallcombe, the Local Transportation Commission found that there are unmet needs, including needs that are reasonable to meet; and adopted the resolution on agenda packet page 199, which indicates that there is a new unmet transit need and increases the funding for the Yosemite Area Transportation System.

RESULT: ADOPTED [UNANIMOUS]

MOVER: John Carrier, District V Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

Adjourn LTC

10:27 AM Chair Long adjourned the LTC meeting and passed the gavel to Supervisor Jones.

I. Community Services Area 1M (Don Pedro)

(Chair - Director Jones, Vice-Chair - Director Long)

10:27 AM Chair Jones called the Community Services Area 1M (Don Pedro) meeting to order.

Public Comment Period

For Items within the Jurisdiction of the Community Services Area 1M (Don Pedro) and not on

Today's Agenda (Speakers Limited to Five Minutes)

None.

CSA 1M Regular Agenda

1. Board of Supervisors CSA1M-2015-5

Approve Dissolving the Following Inactive Advisory Boards: the Lake Don Pedro Service Area 1-M Advisory Board, and the Pedestrian and Equestrian Trails Advisory Board

No public input.

Supervisor Cann required clarification that all membership terms have expired as shown in the attachments. Supervisor Jones affirmed. Supervisor Jones noted that this action everyone down there to bring items straight to the Board, rather than have to go through an advisory board first; and will allow more speedy resolution of issues. Supervisor Carrier noted that Lake Don Pedro has a homeowners association and an equestrian club, and inquired if the majority of the communications are being done through the homeowners association. Supervisor Jones responded that, in his opinion, the equestrian organization has not been having any meetings, so the homeowners association is the predominant organization down there where information is given or received. Supervisor Carrier inquired if input has been received from any of these representatives. Chair Jones reopened public comment and invited David Taylor to the podium.

Public comment reopened.

David Taylor/Lake Don Pedro subdivision remarked that the equestrian club has not commented for months, so the homeowners association is at a loss as to what activities they are doing, if any. Supervisor Jones noted that this will clean up a mess that he has been working on with County Counsel, as the boards have been confused for some time.

Public comment closed.

RESULT: ADOPTED AS AMENDED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Kevin Cann, District IV Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

Adjourn CSA 1M

10:34 AM Chair Jones adjourned the CSA 1M meeting.

Reconvene as Board of Supervisors

10:35 AM Chair Jones recessed the meeting for a brief break and reconvened the Board of Supervisors at 10:44 AM.

J. Regular Agenda Items

1. Public Works RES-2015-288

Approve Professional Services Agreement with Advanced Reliability Technologies (ART) LLC for a Not to Exceed Amount of \$144,495; Request a Loan from the General Fund, in the Amount of \$91,335, in Fiscal Year 2015-2016 to Fund Yosemite West Maintenance and Coulterville Maintenance Portions of This Agreement, and Authorize the Board of Supervisors Chair to Sign the Agreement

Tony Stobbe gave the staff report, noting that this has been in process for a while; noted that the budget process might have taken care of it but that he feels it is a good idea to keep the language of it being a loan in there; noted that he contacted the contractor this morning who affirmed that he will honor the prices in the agreement; discussed the process, noting that the schedule of the deliverables will be at the kickoff meeting; noted that the rate study is used to decide if the rates need to be adjusted; and noted that it is a five year plan that may not start until year two.

No public input.

Supervisor Smallcombe inquired if there was any idea on when the site visits and kick off meetings will occur. Mr. Stobbe noted that he was unsure, but that 30-60 days may be reasonable. Supervisor Carrier inquired if the loan amount will be included in the rate study. Mr. Stobbe affirmed. Supervisor Carrier inquired if the cost share can be adjusted if it is found that one system is more labor intensive than another. Mr. Stobbe affirmed.

Supervisor Jones noted that this may need to go through a Proposition 218 process to do a rate increase, and contingency plans need to be developed in case it does not pass.

Supervisor Cann noted that if the County was not in the middle of litigation with Merced Irrigation District, this would be an appropriate loan/grant to consider out of the Water Agency, but that that is currently not feasible as those funds are being consumed; but that once we are stable with the Water Agency this would be the place to consider.

Supervisor Jones remarked that fee increases should have taken place long ago; and noted that he hopes it can come back with a provision for automatic cost of living increases.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Rosemarie Smallcombe, District I Supervisor

SECONDER: Marshall Long, District III Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

2. Board of Supervisors RES-2015-289

Receive an Update on Mariposa Biomass Project, Approve Letter of Support for Grant Application, and Authorize the Board of Supervisors Chair to Sign the Letter

Supervisor Smallcombe gave the staff report, noting a past presentation on the biomass project; recounted previous reports that she has provided to the Board; and introduced Jay Johnson/Chief Executive Officer of the Mariposa Biomass Project, Steve Smallcombe/Biomass Project Director and Suzette Prue/Treasurer. Mr. Smallcombe gave a PowerPoint presentation. Mr. Johnson provided an overview of his professional experience; and discussed the biomass member's staff and their backgrounds. Public comment opened.

Greg Kittelson inquired if this could be used with garbage from the landfill. Public comment closed.

Steve Smallcombe noted that the landfill charges a tipping fee; advised that the future of the landfill is probably not appropriate to discuss today; noted meeting with Greg Ollivier from the landfill in the past; noted that burning garbage is not a good idea; and advised that the senate bill funds are earmarked for sustainably harvested forests.

Supervisor Jones inquired if there were any other biomass plants that are profitable today. Mr. Johnson noted that the plants built in the early 1980's were quite profitable for a number of years; but that they are shutting down because the new contract is giving too little money. Mr. Smallcombe noted that we may be facing the same thing in twenty years; discussed that if electricity could not be sold to Pacific Gas and Electric that it could be sold to other people in the industrial park; noted that if it was paid for with grants, then it would be easy to be profitable; and advised that the major source of outgo is equity financing. Supervisor Jones and Mr. Johnson discussed the differences between burning hard woods as opposed to soft woods. Supervisor Jones noted that there are multiple ways to thin out forest and make them healthy and discussed mastication.

Mr. Johnson noted that this is not going to solve the thinning problem in the area. Mr. Smallcombe noted that profitability is not a given at this point, unless the national forest says that it is going to budget money for forest thinning, or unless they can find a reliable consumer for the heat and biochar. Mr. Johnson noted that earlier plants burned everything, so there was no stream of biochar. Supervisor Smallcombe noted that she is hearing from CAL FIRE and the Forest Service, that the Mariposa Biomass Project is really pushing the envelope.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

3. Administration/Community Development RES-2015-290

Approve Applying for a United States Department of Agriculture Rural Business Development Grant to Fund the Marketing of the Made in Mariposa Branding Campaign; and Authorize the County Administrative Officer to Sign the Grant Application

Tara Schiff/Community Development - Grant Coordinator gave the staff report.

Public comment opened.

Noel Morrison/Yosemite-Mariposa Tourism Bureau urged approval of this project; and noted that they are prepared to support the project with in-kind services, as well as using their marketing streams.

Damian Riley/Chamber of Commerce CEO urged approval of this project; noted that he doesn't know of any other program that targets a region as this program does; and commented that if we get the grant and it goes forward, Mariposa will be a blueprint for other counties and regions.

Public comment closed.

Supervisor Long extended thanks to Ms. Schiff; discussed his participation in the program; noted that this will showcase Mariposa County businesses and products; and noted that it will help the county's economy. Supervisor Smallcombe echoed Supervisor Long's comments; noted that one has no impact without visibility, and discussed her support of this effort; and inquired if Ms. Schiff has the time to devote to the effort. Ms. Schiff noted that she is committed to the project; and discussed the marketing backgrounds of the team. Supervisor Cann discussed rural economic development; noted

that we have a unique attraction here; and commented that visitor who come through town and stay in town flock to locally produced items. Supervisor Jones discussed his experiences owning multiple companies in the private sector; noted that he is almost shocked by the diversity of businesses that we have now; and noted that one of the largest mining equipment manufacturers is located in Mariposa.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Kevin Cann, District IV Supervisor

SECONDER: Marshall Long, District III Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

K. Items removed from Consent Agenda

None.

L. Adjournment

11:57 AM Chair Jones adjourned the meeting in memory of Mary Colliver, Harry Stewart, Harvey Holland, Noemi Jefferes, Lana Cooper, and Norman Hetz.

Respectfully submitted,

RENÉ LaROCHE
Clerk of the Board

MERLIN JONES
Chair, Board of Supervisors



MARIPOSA COUNTY

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MERLIN JONES, CHAIR
JOHN CARRIER, VICE-CHAIR
ROSEMARIE SMALLCOMBE
MARSHALL LONG
KEVIN CANN

DISTRICT II
DISTRICT V
DISTRICT I
DISTRICT III
DISTRICT IV

MINUTES

June 23, 2015

A. Call to Order and Roll Call

9:01 AM Chair Jones called the meeting to order at the Mariposa County Government Center, noting that there was a quorum with all members present.

| Attendee Name | Title | Status | Arrived |
|----------------------|-------------------------|---------|---------|
| Rosemarie Smallcombe | District I Supervisor | Present | 9:01 AM |
| Merlin Jones | District II Supervisor | Present | 9:01 AM |
| Marshall Long | District III Supervisor | Present | 9:01 AM |
| Kevin Cann | District IV Supervisor | Present | 9:01 AM |
| John Carrier | District V Supervisor | Present | 9:01 AM |

B. Pledge of Allegiance

The Pledge was led by Supervisor Carrier followed by a moment of silence in honor of our service people here and abroad, and for our law enforcement personnel.

C. Introductions

None.

D. Approval of Consent Agenda (Items designated by "CA")

NOTE: The Consent Agenda consists of items that are generally viewed as non-controversial and routine by the department. If the Board wishes to discuss an item, it will be removed from the Consent Agenda and moved to the end of the timed agenda; or, at the Chair's discretion, may be taken in conjunction with another item scheduled by the respective department. Otherwise, the Consent Agenda items are generally approved in one single motion. This is the appropriate time for the public to advise the Chair of any comments to the Consent Agenda or request to have an item removed from the Consent Agenda.

No public input.

Chair Jones noted that CA12 requires a 4/5th vote.

Regarding CA6, Supervisor Jones discussed the increase in the workers comp claims since 2006, and commended the Human Resources Director for working on the issue.

In response to Supervisor Cann's inquiry, Steve Johnson/Human Resources Director-Risk Manager explained that a "Pull Notice" is a system where the Department of Motor Vehicles notifies the County if an employee is ever in an accident or motor vehicle incident. Supervisor Cann inquired as to the certified defensive driver training discussed in the item. Mr. Johnson noted that it takes a little over an hour to complete, and is offered online. Supervisor Cann inquired if the County requires that training of anyone who drives a County vehicle, and noted that the Board should consider it. Mr. Johnson responded that it is not currently required, and agreed that it should be considered. Mr. Johnson also discussed input from the California State Association of Counties (CSAC) regarding fewer accidents.

Regarding CA8, Supervisor Smallcombe extended thanks to the Board for their support; commended the Human Services Director for keeping this moving; and provided an overview of the reasons for the agreement. Chevon Kothari/Human Services Director discussed the need for such an agreement; and expanded on the services that will be provided.

Supervisor Smallcombe extended thanks to the applicants for agreeing to serve in CA10 and CA11; and also extended thanks to those who are currently serving on committees.

Regarding CA12, Supervisor Carrier commented on traffic in Fish Camp and noted that it has always been a concern; noted that this Environmental Impact Review has a provision for a traffic study; and encouraged citizen concerns to be brought out in the process.

Regarding CA14, Supervisor Long extended thanks to Ms. Lester for volunteering to serve on the committee.

Regarding CA15, CA19, and CA20, Supervisor Carrier required clarification regarding the permitting process, and inquired whether permitting will run parallel to this. Gary Taylor/Assistant Director of Public Works - Operations responded that these are part of the highway bridge program, and are going into environmental permitting at this time.

Regarding CA22, Supervisor Jones extended thanks to the Sheriff's Community Organized Policing Effort (SCOPE) volunteers, noting that he thinks this is a win-win situation for everyone.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

CA1. **Administration RES-2015-291**

Resolution Continuing the Local Emergency Due to Landslides on Highway 140 En Route to Yosemite National Park

CA2. **Administration RES-2015-292**

Resolution Continuing the Local Drought Emergency

CA3. **Auditor RES-2015-293**

Adopt a Resolution Approving a Paid Sick Leave Policy for Mariposa County Extra-Help Employees Effective July 1, 2015

CA4. **District Attorney RES-2015-294**

Approve the 2015 -2016 District Attorney's Office Violence Against Women Vertical Prosecution (VV) Grant Award Agreement and Authorize the Board of Supervisors Chair and District Attorney to Sign the Grant Award Agreement

CA5. Health RES-2015-295

Approve the California Reportable Disease Information Exchange (CalREDIE) Data Use and Disclosure Agreement, with California Department of Public Health (CDPH) for a Term of Three Years, and Authorize the Health Officer to Sign the Agreement

CA6. Human Resources/Risk Management RES-2015-296

Approve an Agreement with Tristar Risk Management Services ("Tristar") for the Administration of the County's Workers' Compensation Claims for the Period from July 1, 2015 through June 30, 2016; Authorize the Board of Supervisors Chair to Sign the Amended Agreement, and Authorize Staff to Issue a Request for Proposal for Workers' Compensation Administration Services for Mariposa County, During the Second Six Month Term of This Agreement

CA7. Human Resources/Risk Management RES-2015-297

Approve a Policy for County Officers, Employees, and Other Authorized Individuals Use of Personal Vehicles as Part of County Business, to be Effective on the Date of This Approval

CA8. Human Services RES-2015-298

Approve a Five-Year Memorandum of Understanding (MOU) with U.S. Department of the Interior, National Park Service Yosemite National Park and the County of Mariposa to Provide Behavioral Health Services to Yosemite National Park at the Yosemite Medical Clinic, and Authorize the Board of Supervisors Chair to Sign the MOU

CA9. Planning RES-2015-299

Approve a Professional Services Agreement with Abbott & Kindermann, LLP, Providing On-Call Legal Consultation, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA10. Planning 2015-71

Appoint Vernon Parker to the Midpines Planning Advisory Committee for a Term to Expire February 28, 2016 (Supervisor Smallcombe)

CA11. Planning 2015-72

Appoint Aaron Ludwig to the El Portal Planning Advisory Committee with a Term to Expire February 28, 2016 (Supervisor Smallcombe)

CA12. Planning RES-2015-300

Approve Agreement to Pay for Services with Delaware North; Approve Contract for Services with Ascent Environmental, Inc. for Preparation of an Environmental Impact Report for the Tenaya Explorer Cabins Project; Authorize the Board Chair to Sign the Agreement and Contract; and Approve the Budget Action Increasing Revenue and Appropriations in the Explorer Cabins Fund to

Account for This Project, Transferring Funding to the Planning Budget and Increasing General Contingency (\$44,780) 4/5ths Vote Required

CA13. Probation RES-2015-301

Approve a Contract for Services with Alliance for Community Transformations, Inc., to Operate a One-Stop Services and Rehabilitations Center for Probationers and Jail Inmates as Recommended by the Community Corrections Partnership in an Amount Not to Exceed Two Hundred Twenty-Five Thousand Dollars (\$225,000); and Authorize the Board of Supervisors Chair to Sign the Agreement

CA14. Public Works 2015-73

Appoint Debbie Lester to the Catheys Valley Cemetery Ad Hoc Committee for a Three Year Term Expiring on December 31, 2018

CA15. Public Works RES-2015-302

Approve the First Amendment to the Professional Services Agreement with Quincy Engineering for Design Services for the Striped Rock Creek Bridge on Oak Grove Road (Bridge No. 40C9028) to Extend Term of the Agreement to December 31, 2016, and Authorize the Board of Supervisors Chair to Sign the Amendment

CA16. Public Works RES-2015-303

Approve a Professional Services Agreement with Golder Associates, Inc. for Monitoring and Reporting for the Mariposa County Landfill in the Not-To Exceed Amount of \$27,658, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA17. Public Works RES-2015-304

Approve a Professional Services Agreement with Fujii Civil Engineering in the Not-To-Exceed Amount of \$24,000 to Assist with Solid Waste and Household Hazardous Waste Engineering, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA18. Public Works RES-2015-305

Approve the Mariposa Oak Woods Subdivision Map, Application Number 2005-109

CA19. Public Works RES-2015-306

Approve a Professional Services Agreement with Drake Haglan and Associates for Bridge Design Services on the Buckeye Road Bridge (40C0036) in the Not-To-Exceed Amount of \$216,000, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA20. Public Works RES-2015-307

Approve a Professional Services Agreement with Drake Haglan and Associates for Bridge Design Services on the Oak Grove Bridge (40C0060) in the Not-To-Exceed Amount of \$135,000, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA21. Public Works RES-2015-308

Approve an Agreement with Moore Twining Laboratories Inc. in the Not-To-Exceed Amount of \$60,000 to Provide Chemical Analysis for Various Facilities Throughout the County, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA22. Sheriff's Office RES-2015-309

Approve an Agreement with 35-A District Agricultural Association for Security at the 2015 County Fair, and Authorize the Board of Supervisors Chair to Sign the Agreement

CA23. Sheriff's Office RES-2015-310

Approve Agreement with Stanislaus County Sheriff's Office Coroner's Division for Forensic Pathology Services, and Authorize the Board of Supervisors Chair to Sign the Agreement

E. Departmental Presentation

For Items within the Jurisdiction of the Board and not on Today's Agenda

Doug Binnewies/Mariposa County Sheriff and Steve Leonard/CAL FIRE reported on recent fire activity. Sheriff Binnewies advised that fire responses continue to be seamless and reported that: the fire activity started in the morning with a probable structure fire on Usona Road, and he discussed the units dispatched and some of the difficulties encountered; noted that there were no injuries, but that there was a significant loss of pets; and noted that they then responded to two other fires on Triangle and Whitlock Roads which required evacuations. Chief Leonard advised that both the Triangle Road Fire and the Whitlock Road Fire are still under investigation; discussed the cooperation of the departments noting that Madera County is now using our local model; and advised that not only did they have the three local fires, but also had the Sky and Corrine Fires in Madera County, a fire on Saturday, and another small fire in Catheys Valley. Sheriff Binnewies reported that CAL FIRE has issued a proclamation suspending burning permits and other uses of open fire, campfires, and outdoor smoking; noted that the Board was approached regarding a smoking ban, and advised that local agencies did see a benefit to such a ban; noted that there was some research done by CAL FIRE Prevention and it appeared that it might be redundant if local government pursues a smoking ban as Public Resources Code 4423.1 fulfills those needs; and reported that the CAL FIRE Proclamation will trigger that code section. Chief Leonard read the CAL FIRE Proclamation, and advised that state rangers may issue restrictive burning permits when found to be essential for public health or safety. Supervisor Jones noted his support of the Proclamation. Supervisor Cann and Chief Leonard discussed the effects of the Proclamation on smoking in places like the Mariposa Creek Parkway, and how enforcement will be handled. Supervisor Cann discussed the need to disseminate the information to the public. Supervisor Jones requested that any such information also be included in the Foothill Express. Chief Leonard noted that they will give it wide distribution. Supervisors Smallcombe and Jones requested copies of any flyers or information that might be available to disseminate. Chief Leonard noted that he will send the Proclamation. Supervisor Smallcombe advised of a recent conversation with Ranger Jim Junette, and noted that they went into high hazard last night and much of the same things apply; and discussed Ranger Junette's concerns regarding the high fire risk. Chief Leonard noted that the Bureau of Land Management (BLM) has fire restrictions in effect, also.

Pete Judy/Chief Probation Officer thanked the Board for its support of Parks and Rec and the funding that they have received; discussed the programs that they run and the

prevention aspect to those programs; advised of two local softball teams that will be playing this weekend in Hanford with an opportunity to go to San Diego for the state championships; and discussed the importance of continued funding to those programs.

1. **Clerk of the Board of Supervisors (ID # 4941)**

Handout from Departmental Presentation Portion of the June 23, 2015, Meeting

RESULT: INFORMATION RECEIVED

F. Public Comment on Non-Agenda Items

For Items within the Jurisdiction of the Board and not on Today's Agenda (Speakers Limited to Five Minutes)

Wendy Brown-Barry referenced the Sierra Nevada Partnership Program Participation Agreement Regarding the 2015 Energy Action Plan Program that was approved in December of 2014; noted that she looked into the Sierra Business Council and advised of its funding sources, and that it is a non-profit organization, located in Truckee, and is not local and not comprised of elected officials; and urged the Board and the public to attend this Friday's Planning Commission meeting where they will be holding a public study session regarding the Energy Action Plan.

Marvin Wells extended thanks to the Fire Department and the Sheriff's department for their responses to the fires; noted he was the Mayor of Merced when they banned smoking in buildings, and advised that any proposed action be run through County Counsel first; and advised that last week there were two cars parked at the bus stop which prevented the Yosemite Area Regional Transportation System (YARTS) bus from picking up two riders. Mr. Wells also presented the annual report from the Juvenile Justice Commission; and extended thanks to Supervisor Carrier for recommending an individual to the commission. Mr. Wells gave an overview of the commission's mission; noted the background checks that commissioners have to go through; discussed the commission's members and their backgrounds; provided a brief synopsis of some of the issues with which they have dealt; discussed the drug courts being held at the school and urged each supervisor to attend next year; and presented written copies of the annual report to the Clerk of the Board and to Pete Judy/Chief Probation Officer. Chief Judy expressed thanks to Mr. Wells for all of his work.

1. **Clerk of the Board of Supervisors (ID # 4901)**

Handouts from the Public Comment on Non-Agenda Items Portion of the June 23, 2015 Meeting

RESULT: INFORMATION RECEIVED

G. Board Information

Supervisor Cann commented on the Parks and Rec day camp, noting that they are over maximum and that they have had to cut off registrations; commented that the Arts Council component is one of the best parts of the camp; and remarked that, for some of these kids, it is the best adult interaction that they have. Supervisor Cann reported attending the annual Rural County Representatives of California (RCRC) meeting last week; noted that he invited the Mountain County Water Resources Agency to come and give a presentation to the Board; reported that Tulare County Supervisor Allen Ishida is going to run for governor; advised that RCRC has hired a new employee specifically for rural economic development; noted that the state budget bill passed on Wednesday, and discussed things that were removed or changed in the second bill; noted that the governor

has named transportation and Medi-Cal as issues for a special session; reported that last year's increase for veterans service officers will continue and has been put in as a base part of the budget; advised that fairs got nominal funding; discussed cap and trade funding; reported that they again gave one thousand dollars statewide for Williamson Act; noted that RCRC is strongly supportive of Senate Bill 16, noting that it does have tax increases and splits the income fifty-fifty between state and local governments for road maintenance and would be a five year bill that would impact Mariposa by about two million dollars per year; reported on a bill for surface mine reform; and noted that another emerging issue is the loss of Transient Occupancy Tax (TOT) due to the utilization of services like AirBnB.com.

Supervisor Smallcombe reported working with citizens and the Fire Safe Council regarding a possible disaster declaration regarding tree mortality; noted that she has drafted an agenda item to formally establish a committee and that it is currently scheduled for July 7th; advised that she has been reaching out to a number of agencies including Forest Service and BLM, and is working on a declaration; and discussed the number of acres currently being affected. Supervisor Smallcombe advised of a meeting this Friday with Supervisor Carrier, Brian Foucht from Planning, and representatives from Yosemite National Park (YNP) and Delaware North Corporation (DNC) to discuss the impact of plans underway within YNP and DNC, and what they might mean for the housing element of our General Plan. She also advised that she has been working on a proposal for weed abatement, or vegetation management, which should be coming to the Board by mid-July.

Supervisor Jones provided a brief update on the Lake Don Pedro water situation, noting that it has gotten a lot worse since last week; reported that the Community Services District (CSD) has 1.2 million dollars for water acquisition which will pay for approximately one month of water before they go bankrupt; advised that they currently have no one interested in providing water; noted that they only have another 12 feet that they can draw down, and it is unknown how much silt is on the bottom; and reported that the water coming in and out is equal right now, and that they are estimating that they have approximately 50 days of water left. Supervisor Jones also noted that Board members used to purchase an animal from the Fair, and proposed that the Board members reconsider that support again; and requested Board members discuss their preference on the matter with the County Administrative Officer. Supervisor Jones reported: attending a meeting with some citizens on the 17th regarding a dispute over a road easement; spending the 18th falling and cleaning bug trees, noting that he removed 88 bug trees on his property; attending the agenda review meeting on the 22nd; attending a meeting with the Assessor regarding a possible business license for Mariposa County; and attending a meeting with the Human Resources Director on the 23rd, and he extended kudos for the job that he is doing.

Supervisor Long reported attending the Mt. Bullion Planning Committee on the 18th, and the Sausage and Suds fundraiser for the Friends of the Fairgrounds on the 27th. He noted that 3MC Productions, who have been doing the Old Town Mariposa series, is going to start a TV channel on Youtube and wish to do a weekly Mariposa County update; advised that they will be asking the Board members to appear on the show; and noted that it is an opportunity to connect what the Board does with the community at large, and to connect with constituents. Supervisor Long also discussed his concerns regarding the drought and the people in Lake Don Pedro; and remarked that it will require a major decision by the state and the County. Supervisor Long also advised that he will be away for a week, but will be available by phone.

Supervisor Carrier advised that he will be attending: the Yosemite-Mariposa Regional Water meeting on Wednesday; the Planning Commission meeting on Friday; a meeting regarding the general housing plan with the Park Service; and a meeting with Supervisor Smallcombe, the Child Support Services Director, and Leslie Bell from the State Department of Child Support Services.

Recess Board of Supervisors

10:01 AM Chair Jones recessed the meeting and passed the gavel to Supervisor Long. The Clerk of the Board then read the disclosure pursuant to Government Code section 54952.3 advising that no compensation was received for the Local Transportation Commission meeting.

H. LOCAL TRANSPORTATION COMMISSION

(Chair - Commissioner Marshall Long, Vice-Chair - Commissioner Merlin Jones)

10:20 AM Chair Long called the meeting to order.

Public Comment Period

For Items within the Jurisdiction of the Local Transportation Commission and not on Today's Agenda (Speakers Limited to Five Minutes)

None.

LTC Regular Agenda

1. Public Works LTC-2015-13

Adopt a Resolution Approving the Allocation of Transportation Development Act (TDA) Funds for Fiscal Year 2014-2015

Tony Stobbe/Public Works Director gave the staff report, noting that this item transfers funds for items that were approved last June.

No public comment.

In response to an inquiry from Supervisor Cann, Mary Hodson/County Administrative Officer noted that timing for this item follows Caltrans procedures; and advised that this just allows the Auditor to actually transfer the funds into their respective budgets.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Merlin Jones, District II Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

Adjourn LTC

10:23 AM Chair Long adjourned the LTC meeting, and passed the gavel to Supervisor Jones.

Reconvene as Board of Supervisors

10:23 AM Chair Jones reconvened the Board of Supervisors.

I. Regular Agenda Items

1. Human Services (ID # 4856)

Discussion and Possible Direction, and Receive Community Input on the Mariposa Needs Assessment and Community Action Plan

Chevon Kothari provided an overview of the Needs Assessment.

No public input.

Supervisor Smallcombe emphasized that the reason for going through this process is to define the areas from which the Human Services Department would seek proposals for needs that are unmet in the community; and noted that any input that might clarify or augment the priority areas would be appreciated. Supervisor Jones extended his thanks; and noted that this is the first time that this has been brought before the Board. Supervisor Cann discussed the four needs areas that have been identified, noting that these are issues that need to be addressed on a broad scale, as well. Supervisor Long noted his agreement with the concerns and comments. In response to Supervisor Carrier's inquiry, Ms. Kothari noted that there are some specific populations that they want to make sure are reflected in this plan, but which they do not want to identify specifically; discussed the 2-1-1 program that will roll out later this year; and noted that one of their goals is to use underutilized resources that already exist.

RESULT: INFORMATION RECEIVED

2. Human Services/Behavioral Health & Recovery Services RES-2015-311

Approve an Agreement with Alliance for Community Transformations to Operate a Wellness Center in an Amount Not to Exceed \$175,000, and Authorize the Board of Supervisors Chair to Sign the Agreement

Chevon Kothari gave the staff report, and introduced Allison Tudor/Alliance for Community Transformations who discussed the expansion of services; noted that they are foreseeing linking people to services and will be providing case management, as well as a space for community partners to be able to meet people; advised that they will continue to provide peer counseling, educational and enrichment programming, and mindfulness and art classes and will try to build social connections; and noted that they hope to have it running by January of next year and will be open seven days a week, and will include lunches and food.

Public comment opened.

William Root discussed some of the concerns regarding the ROAD House including transportation, and stated that they need to do some research; and urged proceeding with the action.

Ginger Foster/Mariposa Open Arms Coordinator and Methodist Church Pastor noted having similar concerns and questions regarding the transition, what will happen to the ROAD House, and what the name will be; discussed communication in Mariposa County and noted that she would like to see some kind of plan in place to communicate; and inquired as to the start date.

Public comment closed.

Chevon Kothari noted that there will be a meeting today should the Board approve this item; commented that they will ensure that the ROAD House does not shut its doors before the transition; noted that the contract will go into effect on July 1st, but that they will not have the necessary staff until they move some of the other activities out; noted that they will work with the ROAD House to make sure that their needs are addressed; advised that transportation was also recommended by the Mental Health Advisory Board; noted that it will be located above High Country Health where CORE and Heritage House are currently situated; noted that she will bring back items regarding transitional housing;

and concurred with Pastor Foster regarding the need for good outreach. As to the question of the name, Ms. Tudor noted that within the grant they have continued to call it the Mariposa Heritage House but are open to rebranding. In response to an inquiry from Supervisor Smallcombe, Ms. Kothari noted that they should be able to comfortably see forty people per day. Ms. Tudor noted that administration is moving out this week, and CORE will be moving as well. Supervisor Smallcombe suggested considering a message board at the Wellness Center to support communication. Supervisors Cann and Jones extended thanks for the efforts.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Merlin Jones, District II Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

3. Human Resources/Risk Management RES-2015-312

Approve a 24 Month Memorandum of Understanding (“MOU”) with the California United Homecare Workers (“CUHW”) Union and the Mariposa County In-Home Supportive Services (“IHSS”) Public Authority (“PA”), and Authorize the Board of Supervisors Chair to Sign the MOU

Steve Johnson gave the staff report; noted that it was a very collaborative process; provided an overview of the agreement; advised that the agreement has been discussed with Human Services staff; and extended thanks to staff and the California United Homecare Workers (CUHW) bargaining team.

No public input.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Kevin Cann, District IV Supervisor

SECONDER: John Carrier, District V Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

4. Fire RES-2015-313

Adopt a Resolution Approving the 2015 Local Hazard Mitigation Plan (LHMP)

Don Florence/Emergency Planner gave a PowerPoint presentation.

No public input.

In response to an inquiry from Supervisor Smallcombe, Mr. Florence noted that the clock resets on the five year period once the board adopts the plan; discussed the processing time that was required for this plan; noted that other counties have let their plans lapse due to funding, and that very few did them in-house; discussed the costs of a consultant; and discussed the County’s receipt of Disaster Recovery Initiative funds. In response to Supervisor Jones’ inquiry, Mr. Florence noted that the plan is in all of the libraries in hard copy and digital formats.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Rosemarie Smallcombe, District I Supervisor
SECONDER: John Carrier, District V Supervisor
AYES: Smallcombe, Jones, Long, Cann, Carrier

J. Items removed from Consent Agenda

None.

K. Closed Session

1. County Counsel (ID # 4840)

Closed Session: Conference with Legal Counsel: Existing Litigation: Davis, Et Al. V. Mariposa County Board of Supervisors; Mariposa Superior Court Case Nos. 10429 and 10600

No Board or public input.

This closed session was held at 11:30 AM and reported out at 1:40 PM.

RESULT: CLOSED SESSION HELD

2. County Counsel (ID # 4882)

Closed Session: Conference with Legal Counsel: Existing Litigation: Richard Hanna V. Mariposa County Sheriff's Department, Et Al.; U.S. District Court Eastern District of California Court Case No. 1:12-CV-00501-SAB

No Board or public input.

This closed session was held at 11:39 AM and reported out at 1:40 PM.

RESULT: CLOSED SESSION HELD

Report Out

1:40 PM Chair Jones reported out from closed session that Information was Received and Direction was Given in both closed sessions.

L. Adjournment

1:41 PM Chair Jones adjourned the meeting in memory of Mary Darcy, Brett Conway, and Elmer Bodnar.

Respectfully submitted,

RENÉ LaROCHE
Clerk of the Board

MERLIN JONES
Chair, Board of Supervisors