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MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA  
October 4, 1994

Time Description  
9:04 a.m. Meeting Called to Order

Pledge of Allegiance

Presentation of Plaque to Evelyn N. Billings, Retired Mariposa County Auditor/Recorder, from the County Recorders' Association of the State of California, in Appreciation for her Time, Effort, Talent, and Skills with her Fellow County Recorders

BOARD ACTION: Plaque was presented to Evelyn Billings.

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

Approval of Minutes of 09/27/94, Regular Session  
BOARD ACTION: Approved.

Approval of Consent Agenda (See End of Minutes)  
BOARD ACTION: Supervisor Erickson pulled items 2, 6 and 7 - action was taken later this date. (M)Erickson, (S)Parker, balance of items were approved/Ayes: Unanimous.

Maurie Hoekstra, Librarian;  
Resolution Approving Request to Fill Part-Time Library Assistant Position at the Mariposa Library  
BOARD ACTION: Discussion was held with Maurie Hoekstra concerning request. Direction was given for a report to be brought back relative to library hours. Request was continued to November 22, 1994, pending decisions made on the State budget.

Lynne Robinson, County Clerk/Registrar of Voters;  
Resolution Authorizing County Clerk/Registrar of Voters to Hire Extra-Help and Transferring Funds within Salaries (\$6,183)  
BOARD ACTION: Mike Coffield/County Administrative Officer, advised that the County Clerk was unable to be present, and he presented staff report. (M)Parker, (S)Balmain, Res. 94-424 adopted. Motion was amended, agreeable with maker and second, to approve only the portion for the elections (\$4,100)/Ayes: Unanimous.

9:15 a.m. Ken Hawkins, Auditor;  
Resolution Authorizing the Issuance and Sale of 1994/95 Tax and Revenue Anticipation Note

BOARD ACTION: Discussion was held with Ken Hawkins. Supervisor Erickson requested information concerning an analysis of the cash flow for the County for the Board and the public's information. Matter was continued to October 11, 1994, with request that the Treasurer be present.

9:47 a.m. Dr. Charles Mosher, County Health Officer;

A) Information Regarding Recent Health Department Activities and Resolution Authorizing Health Officer to Order Examination of Animal Brains for Rabies on an As-Needed Basis

BOARD ACTION: Dr. Mosher presented report on rabies prevention, dentist program for children and on the alternative cover program for the landfill. (M)Erickson, (S)Parker, Res. 94-425 adopted authorizing Health Officer to order examinations as requested/Ayes: Unanimous.

B) Information Regarding Recent Activities of the Emergency Medical Care Committee

BOARD ACTION: Discussion was held. Board concurred with the changes to the by-laws with the exception of membership - the Board requested that appointments continue to be made by the Board of Supervisors.

10:10 a.m. Jim Evans, Housing and Community Development Agency Director;

A) Discussion and Possible Action Regarding Requests for Funding from the Mariposa Storytelling Committee (\$2,500) and the Film Commission (\$700)

BOARD ACTION: Discussion was held. Input was provided by Wayne Schulz/Chamber of Commerce and Bob Kelley/Chamber of Commerce Executive Director. (M)Erickson, (S)Taber, Res. 94-426 adopted authorizing the Auditor to advance \$3,200 out of the next quarter's contractual payment to the Chamber of Commerce, from the unallocated line item in the Advertising budget, with the understanding that this action does not increase funding to the Chamber as outlined in the current contract/Ayes: Unanimous.

B) Discussion and Possible Action Regarding Tourism Promotion Including the Fiscal Year 1994/95 Lodging Council Matching Property Grant Program

BOARD ACTION: Discussion was held with Jim Evans. John Poimiroo/State Director of Tourism, presented information on the status of State issues affecting tourism and commented on the County's proposal to create a tourism promotional effort. Input was provided by the following: Bud Swift asked about the affect of surrounding areas on traffic to the Park. Brian Kemmer/representing the Bed and Breakfast Association for the Lodging Council, referred to the Association's letter of concerns. John Earle presented ideas for increasing tourism to the County. Lyn Maccarone suggested a five year commitment and a tracking system for projects be implemented for the tourism effort. Ken Gosting/consultant representing VIA Adventures, referred to the success of the bus transportation program and requested time on a future agenda to make a presentation on tourism - Board concurred with scheduling the presentation on November 1, 1994, at 2:00 p.m. Discussion was held concerning the proposed tourism effort and the Lodging Council program. Wayne Schulz asked about continuation of programs with the formation of the tourism effort. Ann Sparks/Chamber of Commerce, asked about the status of promotional activities. Board recessed at 11:37 a.m. and

reconvened at 11:55 a.m. Continued discussion was held concerning the contract with the Chamber, tourism effort, and the Lodging Council program. Input was provided by the following: Mary Sherlock; and Herb Gloor who advised that he will not draw his allocation of the Lodging Council program funds so that they could be used with the new tourism effort. (M)Erickson, (S)Parker, Res. 94-427 adopted authorizing Auditor to draw warrants for Lodging Council program for allocations under \$1,000 in conformance with the present format of the Lodging Council program; and direction was given for staff to contact the others to see how they feel about their allocation and bring back information on October 11, 1994/Ayes: Unanimous. Following further discussion, direction was given to Board Sub-committee to work with County Counsel and County Administrative Officer and bring back recommendations for professional services contract for the tourism effort for October 11, 1994. Board concurred with taking no further action on the Chamber's contract until the other issues are resolved; and direction was given for Housing and Community Development Agency Director to contact the Chamber and see how much of the \$12,000 promotional allocation can be realized as savings.

11:27 a.m. CLOSED SESSION Regarding Conference with County Labor Negotiator Relative to Management/Confidential Employees (MCMCO) and General Employees (SEIU) (County Administrative Officer)  
BOARD ACTION: (M)Parker, (S)Balmain, closed session was held/Ayes: Unanimous.

12:36 p.m. Board reconvened with Supervisor Taber excused for the rest of the meeting. Chairman announced that SEIU accepted the County's offer of one and one-half percent pay increase retroactive to July 1, 1994.

Discussion and Possible Direction Regarding the National Park Service Use Permit for the El Portal Park Pool Facilities (Supervisor Baggett)  
BOARD ACTION: Following discussion, direction was given for Deputy Director of Parks and Recreation and County Counsel to bring back an agreement, if necessary, and to explore other options.

Consent Agenda item 2 - Following discussion, (M)Erickson, (S)Parker, item 2 was approved/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Consent Agenda item 6 - Following discussion, (M)Erickson, (S)Parker, item 6 was approved/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Consent Agenda item 7 - Following discussion, (M)Erickson, (S)Balmain, item 7 was approved, contingent upon the District Attorney signing the original of the last page of the grant application, entitled "Volunteers", and submitting it with the grant/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Pelk Richards/Undersheriff, advised if request for the Board to consider an off-agenda item relative to grant application for reversionary funds from Board of Corrections for the jail facility. (M)Parker, (S)Balmain, Board waived its rules requiring 72 hours agenda noticing to consider this request, finding the application deadline is October 7, 1994, and

the impact this grant revenue may have on the County/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber. Discussion was held concerning request. (M)Parker, (S)Balmain, Res. 94-431 adopted authorizing Chairman to sign application for reverted jail bond funds/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Supervisor Baggett advised of upcoming open house for Senator McCorquodale and Assemblywoman Snyder.

Supervisor Baggett advised of the annual Regional Council of Rural Counties' meeting this week and request for input concerning legislation the County may wish to pursue.

INFORMATION - No action was necessary on the following:

A) Notification of Bid Opening (Patrol Boat) with Sealed Bids to be Opened at the Sheriff's Administration Building, on October 21, 1994, at 10:00 a.m. (Sheriff)

B) Board Hearing Schedule (Clerk of the Board)

FORTHCOMING POLICY

Resolution Approving Health Department Draft Policy for "Wet Weather Soils Testing" (Scheduled for Action on 10/11/94) (County Health Officer)

#### CONSENT AGENDA

CA-1 Resolution Authorizing Chairman to Sign Agreement with Regional Emergency Medical Services Agency (County Health Officer); Res. 94-420

CA-2 Resolution Authorizing Chairman to Sign Revised Declaration of Intent for Contract Back Programs with Rural Health Services for Fiscal Year 1994/95 (County Health Officer); Res. 94-428





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direction was given to County Counsel to draft an agreement with Ed Hardy to implement a promotional program, and request his opinion on the Lodging Council Matching Grant program. Motion was withdrawn by maker, agreeable with second, and restated to direct County Counsel to prepare the agreement with Ed Hardy for approval by the Board on an upcoming agenda/Ayes: Unanimous. Following further discussion, (M)Balmain, (S)Baggett (who passed the gavel), Res. 94-436 adopted approving funding for the Lodging Council Matching Grant program, as structured by the existing allocation, with notice to be given that the future of the program will be reconsidered with Mr. Hardy's recommendation. Motion was amended, agreeable with maker and second, advising that, on behalf of the lodging industry, the Board has chosen to ratify the unauthorized action of the Chamber/Lodging Committee to make distribution of the grant funds/Ayes: Baggett, Balmain, Erickson, Parker; Noes: Taber.

B) Resolution Authorizing the Housing and Community Development Agency to Fill Vacant Extra-Help Senior Office Assistant and Extra-Help Social Service Aide Positions in the Head Start Program  
BOARD ACTION: Following discussion, (M)Balmain, (S)Erickson, Res. 94-437 adopted/Ayes: Unanimous.

9:48 a.m. Tom Archer, Human Services Director;

A) Resolution Authorizing Filling Vacant Eligibility Worker I Position in the Human Services Department; and

B) Resolution Authorizing Returning a Department of Human Services Aide Position to the Social Worker Series and Authorizing Filling Vacant Position

BOARD ACTION: Following discussion, (M)Balmain, (S)Erickson, Res. 94-438 and 94-439 adopted respectively/Ayes: Unanimous.

9:52 a.m. Dr. Mosher, County Health Officer;

Resolution Approving Health Department Draft Policy for "Wet Weather Soils Testing" (Continued from Forthcoming Policy 10/04/94)

BOARD ACTION: Discussion was held with Dr. Mosher and Dave Conway/Sanitarian. No action was taken by the Board.

10:08 a.m. Recess

10:24 a.m. Ken Hawkins, Auditor;

Resolution Authorizing the Issuance and Sale of 1994/95 Tax and Revenue Anticipation Note (Continued from 10/04/94)

BOARD ACTION: Discussion was held with Ken Hawkins/Auditor and Don Phillips/Treasurer. Alan Seidner/Seidner & Company Investment Managers, provided input. (M)Erickson, (S)Parker, to adopt resolution to approve this program for \$3,000,000, was held in abeyance pending further discussion on this matter and the following matter.

10:52 a.m. Don Z. Phillips, Treasurer/Tax Collector;

Presentation with Seidner & Company Investment Managers,

Regarding the Investments of Mariposa County

BOARD ACTION: Alan Seidner/Seidner & Company Investment Managers, gave presentation of the background and services offered by Seidner & Company. Discussion was held regarding the County's investments. Don Phillips advised that he is phasing out the services of Danson and Neuhar Investment Management Company, and advised that he may be able to reduce the anticipated investments costs for outside consultants. Treasurer/Tax Collector to bring back information on outside investment consultant costs for Board to make decision on the future use of outside investment consultants.

Further discussion was held on the issuance and sale of FY 1994-95 Tax and Revenue Anticipation Note. Motion failed by the following vote on the motion that was held in abeyance to approve the program/Ayes: Erickson, Parker; Noes: Baggett, Balmain, Taber.

Public Works items were continued to 2:00 p.m. this date.

11:47 a.m. Jeffrey G. Green, County Counsel;

Discussion and Direction Relative to Two Proposed Agreements Relating to the Renovation and Operation of the Darrah Schoolhouse Property and Buildings and the Lease Thereof

BOARD ACTION: Following discussion, direction was given for staff to pursue the formal bid process for the property and buildings/Ayes: Baggett, Balmain, Erickson, Parker; Abstained: Taber.

11:52 a.m. Ed Johnson, Planning & Building Director;

Approval of Proposed Tentative Schedule for Processing Las Mariposas Specific Plan and Development Agreement

BOARD ACTION: Discussion was held with Ed Johnson. Sarah Williams/Planning Department, provided input. Board concurred with the schedule as presented, with a dinner break to occur during the Public Hearing on December 6, 1994.

12:15 p.m. Lunch

2:05 p.m. Discussion and Direction Relative to Establishing a County Policy Regarding the County's Use of Subcontractors when the County Acts as a General Contractor on a County Project (Supervisor Baggett)

BOARD ACTION: Discussion was held and Mike Edwards/Public Works Director, provided input. Public Works Director to explore this matter with County Counsel and bring back recommendations.

2:12 p.m. Mike Edwards, Public Works Director;

A) Resolution Approving and Authorizing Chairman to Sign Contract for Special Solid Waste Engineering Services with James A. Wyse, Inc., and

C) Resolution Approving and Authorizing the Public Works Director to Sign Agreement for Services for Mariposa Landfill Closure/Post Closure Plan with James A. Wyse, Inc.

BOARD ACTION: Discussion was held with Mike Edwards. (M)Parker, (S)Balmain, Res. 94-440 adopted authorizing Auditor to pay outstanding invoice(s) to James A. Wyse, Inc./Ayes: Baggett, Balmain, Erickson, Parker; Noes: Taber. Direction was given for Public Works Director to

pursue alternatives to the proposed contracts and come back with recommendation.

B) Resolution Authorizing the Waiver of Formal Bidding Requirements and Authorizing the Public Works Director to Sign Agreement for the Removal of Excess Soil at the Mariposa County Adult Detention Facility for Use as Cover Material at the Mariposa Landfill  
BOARD ACTION: Following discussion, (M)Balmain, (S)Erickson, Res. 94-441 adopted/Ayes: Baggett, Balmain, Erickson, Parker; Noes: Taber.

D) Resolution Revising Scopes of Work in Mariposa Countywide County Service Area No. 1, Zones of Benefit (Continued from 09/13/94)  
BOARD ACTION: Following discussion, (M)Parker, (S)Balmain, Res. 94-442 adopted/Ayes: Unanimous.

Discussion and Direction Concerning Request Received from Merced County Office of Education for Fee Waiver for Issuance of a Building Permit for their Camp Green Meadows Facility (Supervisor Taber)  
BOARD ACTION: Discussion was held. (M)Taber, (S)Balmain, Res. 94-443 adopted approving the issuance of the building permit, with direction for the Building Division to bring back actual fee amount. Motion was amended, agreeable with maker and second, requesting a letter from the School District's architect with a hold harmless clause and advising that they will be responsible for all plan checking and inspections to minimize processing by staff/Ayes: Unanimous.

Election of a Board Member to the California State Association of Counties (CSAC) Board of Directors for 1995 and Name Remaining Board Members as Alternates (County Administrative Officer)  
BOARD ACTION: (M)Erickson, (S)Balmain, Supervisor Parker was appointed, with remaining Board members to serve as alternates/Ayes: Unanimous.

Consent Agenda item 3 - Discussion was held. (M)Erickson, (S)Parker, item 3 was approved. Motion was amended, agreeable with maker and second, to provide further direction that the funds need to be budgeted within the extra help line item/Ayes: Unanimous.

Consent Agenda item 4 - Following discussion, (M)Taber, (S)Balmain, item 4 was approved/Ayes: Unanimous.

3:02 p.m. CLOSED SESSION Regarding Conference with County Labor Negotiator Relative to Management/Confidential Employees (MCMCO) and General Employees (SEIU) (County Administrative Officer)  
BOARD ACTION: Mike Coffield/County Administrative Officer, advised that closed session was not necessary.

Supervisor Baggett was excused for the rest of the meeting.

3:03 p.m. Mike Edwards, Public Works Director;  
ADMINISTRATIVE PRACTICE SESSION - Discussion and Request for Direction to  
Staff on Policy Issues Concerning Zones of Benefit  
BOARD ACTION: Discussion was held with Mike Edwards and Bruce  
Atkinson/Public Works Department. Mike Edwards reviewed the history of  
the zone process, successes and problems, and policy issues that have  
surfaced. A policy needs to be established in the future to deal with  
dissolving zones. Board recessed at 3:50 p.m. and reconvened at 4:03  
p.m. Public Works to come back with recommendations relative to use of  
County staff for maintenance work. Staff advised they will further  
review the policy issues with Planning staff and come back with  
recommendations for amendments to the Road Improvement Standards Policy.

INFORMATION - No action was necessary on the following:

A) Information on Negotiated Change Orders for Storage Pond Liner  
for Coulterville Wastewater Plant, Public Works Project Number PW 92-19,  
with Gergen Construction (\$12,668.34) (Public Works Director)

B) Notice of Bid Opening for Computer Systems on 10/14/94 (Housing  
and Community Development Agency Director)

#### CONSENT AGENDA

CA-1 Resolution Authorizing the Chairman to Sign a Multi-Year  
Agreement with the State of California Alcohol and Drug Programs for  
Provisions of Services in Mariposa County for FY 1994/95 (Human Services  
Director); Res. 94-432

CA-2 Waive First Reading and Introduce Ordinance Transferring the  
Animal Control Function to the Sheriff's Office (County Counsel)

CA-3 Resolution Authorizing Personnel Director to Approve Extra-  
Help Appointments as May be Required from Time-To-Time within Budgeted  
Departmental Funds (County Counsel); Res. 94-444

CA-4 Resolution Approving Minor Revisions to the Class  
Specifications for the Positions of Sheriff's Dispatcher, Jail  
Officer/Dispatcher (Renaming that Position to Jail Officer), Jail  
Sergeant-Jail Dispatching (Renaming that Position to Jail Sergeant) and  
Assistant Animal Control Officer (Renaming that Position to Animal  
Control Officer) (County Counsel); Res. 94-445

CA-5 Resolution Appointing Gerald McCollum, M.D., to the Regional  
Emergency Medical Service Agency Advisory Committee (County Health  
Officer); Res. 94-433

CA-6 Resolution Authorizing the Chairman to Sign Agreement  
Amendment (\$32,400) with the Mariposa County Arts Council, Inc., for FY  
1994/95 Advertising Fund Services (Housing and Community Development  
Agency Director); Res. 94-434

CA-7 Resolution Recognizing the John C. Fremont Hospital District for its Efforts and Accomplishments and Declaring October 16-22, 1994, as "John C. Fremont Hospital District Week" (John C. Fremont Hospital District); Res. 94-435

5:32 p.m. ADJOURNMENT in memory of Patricia O'Brien.

Respectfully submitted,

MARGIE WILLIAMS  
Clerk of the Board











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Edwards/Public Works Director, provided input on AB 688 and advised of their efforts to set up a meeting with the State concerning solid waste issues - Board concurred with pursuing a meeting. Direction was given for Public Works staff to bring back a status report at the end November relative to solid waste issues.

11:32 a.m. Mike Edwards, Public Works Director;

LOCAL TRANSPORTATION COMMISSION

Status Report on the Yosemite Area Traveler Information (YATI) Project

BOARD ACTION: Gwen Foster/PWD-Transportation Planner, provided status report, and advised of an upcoming meeting with National Engineering Technology Corporation (NET)/project consultant.

11:46 a.m. Mike Edwards, Public Works Director;

A) Monthly Status Report of Activities in the Public Works Department

BOARD ACTION: No action was necessary.

B) Approve Request for Proposals for Preliminary Architectural Design Services for Administrative and Development Services Building (PW 91-15) and Authorizing Solicitation for Proposals to be Received by November 30, 1994

BOARD ACTION: (M)Parker, (S)Taber, Res. 94-447 adopted/Ayes: Baggett, Parker, Taber; Excused: Balmain, Erickson.

C) Discussion Concerning Request Received as to the Necessity for the Stop Sign at the Foot of Joe Howard Street (Supervisor Baggett)

BOARD ACTION: Mike Edwards/Public Works Director, advised that he felt the stop sign was a safety feature at this particular intersection.

Board directed County Administrative Officer to relay this opinion to Mr. Osborn.

12:03 p.m. Roger Matlock, Sheriff;

A) Resolution Authorizing and Waiving Formal Bid Procedure for the Purchase of a Computer and Electronic Equipment from the Sheriff's Asset Forfeiture Fund (Not to Exceed \$4000)

BOARD ACTION: Following discussion, (M)Parker, (S)Taber, Res. 94-448 adopted approving waiver of formal bid procedure and authorizing purchase of computer, monitor, printer and related program hardware through Data Processing utilizing the informal bid process; with notification to be provided to the Board as to the actual purchase/Ayes: Baggett, Parker, Taber; Excused: Balmain, Erickson.

B) Resolution Approving the "Scope" Program and the Rules and Regulations Governing Project

BOARD ACTION: Following discussion, (M)Parker, (S)Taber, Res. 94-449 adopted/Ayes: Baggett, Parker, Taber; Excused: Balmain, Erickson.

MARIPOSA COUNTY WATER AGENCY

Accept Resignation of Dieter Dubberke from the Water Agency Advisory Board, Representing District IV, and Discussion Concerning Filling Vacancy (Director Parker)

AGENCY ACTION: Discussion was held and Board concurred with keeping the at-large position. County Counsel advised that an existing member can be



moved to fill another position on the committee, with the resulting vacant position to be posted. (M)Taber, (S)Parker, Dieter Dubberke's resignation was accepted and Leroy Radanovich was appointed to represent District IV, with direction for the at-large position to be posted/Ayes: Baggett, Parker, Taber; Excused: Balmain, Erickson.

Resolution Approving and Authorizing Chairman to Sign Personal Services Agreement with Edward C. Hardy and Approving Recommendations to Develop a Plan to Implement a Promotional Program for the County (County Counsel)  
BOARD ACTION: Following discussion, (M)Parker, (S)Taber, Res. 94-450 adopted/Ayes: Baggett, Parker, Taber; Excused: Balmain, Erickson.

Discussion Concerning Legal Publications (No Folder) (County Counsel)  
BOARD ACTION: Mike Coffield/County Administrative Officer, advised that the contract with the Mariposa Guide for legal publications has been breached and their office is closed; that he will meet with the Mariposa Tribune and Mariposa Gazette relative to publishing the legals for the County and bring a report back. In the interim, legals are to be placed with the Mariposa Gazette as they were the only other bidder when the award for legal publications was made. Supervisor Parker suggested that consideration be given for the Board to set the rate and invite the legally adjudicated newspapers to participate on an annual alternating system.

Discussion Concerning Scheduling of Board Meeting for 11/01/94 (No Folder) (Supervisor Baggett)  
BOARD ACTION: Supervisor Baggett advised that he has been asked to facilitate a meeting with Senator Boxer on November 1st. Following discussion, (M)Taber, (S)Parker, Res. 94-451 adopted scheduling the Board meeting for November 1, 1994, to commence at 2:00 p.m./Ayes: Baggett, Parker, Taber; Excused: Balmain, Erickson.

CLOSED SESSION Regarding Conference with County Labor Negotiator Relative to Deputy Sheriff's Association; and Management/Confidential Employees (MCMCO) (County Administrative Officer)  
BOARD ACTION: Mike Coffield/County Administrative Officer, advised that it is not necessary to hold a closed session this date.

12:31 p.m. LUNCH

2:10 p.m. Reconvene at National Park Service East Auditorium, (Located behind Yosemite Valley Visitor Center)  
Mike Edwards, Public Works Director;

A) Recommendation Regarding Feasibility Study for Possible Creation of an Independent Special District for the Yosemite West Maintenance District

BOARD ACTION: Mike Edwards presented recommendation to not pursue the creation of an independent special district based on input from the community and the Advisory Committee. Input was provided by the following Yosemite West residents: Dick Huizenga, Dave Deto, Debra Kroon, Gary Ingram, Bob Woolard, and Garrett DeBell. Board concurred with recommendation.

3:05 p.m. B) CONTINUED PUBLIC HEARING to Consider Fees Proposed with Implementation of Mariposa County Final Budget for Yosemite West Maintenance District (Continued from 09/13/94)

BOARD ACTION: Mike Edwards/Public Works Director, and Marty Allen/Fleet-Fiscal Manager, provided staff report and alternative fee proposals. Board responded to questions from the Yosemite West residents relative to hook-up and stand-by fees, increase in fees and promised improvements, break-down of hourly charge by the County to the District, property owners responsibility for clearing brush along the roadways/implementation of an "adopt a road" program and use of volunteers. Input was provided by the following: Gary Ingram stated he does not want a fee increase. Bob Woolard asked if the residents wanted less snow service, whether the Board would implement a reduction in service. Dave Deto stated he does not want a fee increase and would like to see issues of alternative funding dealt with; and requested the fees for transient occupancy be reviewed for consistency as some bed and breakfast operations are for a longer period than others. Ann Kennedy/speaking on behalf of herself and her daughter, stated she objects to any fee increase. Becky Jonasky stated she supports in increase in the water fee only. Dick Huizenga stated he felt a temporary increase for the coming year is necessary, with a commitment from the Board and staff to work to resolve the problems. Garrett DeBell stated he supports the alternative proposal to increase only the water fee, but not discriminate against bed and breakfast operations; would like to see the district benefit from the transient occupancy tax and extra services eliminated. Ken Wall/Advisory Board member, stated he agrees with an increase in the water fee and a volunteer work program. Vickie McMichael stated she agrees with the water fee increase and supports raising the transient occupancy tax, with the portion raised by the district being used to offset the costs of operation for the district. Robert Kroon stated he agrees with a 2% increase. Debra Kroon stated she agrees with the alternative fee proposal to increase the water fee which will make the revenue cover the costs for water service; would like to see regular Advisory Committee meetings to address the issue of water meters, determine how to plan projects, work to get the funds received from the lawsuit into the Capital Fund, and agree on a budget for next fiscal year by July 1st; and suggested that stand-by fees not be increased until water and sewer users are paying an equivalent amount into the Capital Fund. Mike Manahan provided input on the fees. Dick Long stated he feels the district is a disaster waiting to happen and ways should be found to increase the revenue and fees should be increased to cover the costs at this time. Public portion of the hearing was closed and Board commenced with deliberation. Staff responded to questions from the Board concerning costs for implementing a water meter system. Supervisor Baggett advised of request he received for billing to be done more than just annually - issue was referred to the Advisory Committee for review and recommendation. (M)Parker, (S)Taber, Res. 94-452 adopted implementing the alternative fee proposal to increase the water fee from \$12.50/month to \$22.50/month and raise the stand-by fee from \$11.00/month to \$12.50/month, and direction was provided for staff to continue to meet with the Yosemite West Advisory Committee to look at long-term solutions, such as metered water, etc. Further discussion was held. Mike Edwards advised of the impacts to the District's budget with the proposed fee

increases. Ayes: Baggett, Parker, Taber; Excused: Balmain, Erickson.  
Hearing was closed.

INFORMATION - No action was necessary on the following:  
Presentation of the Draft Housing Element Update (Housing and Community  
Development Agency Director)

CONSENT AGENDA

CA-1 Resolution Approving and Authorizing Public Works Director to  
Sign Personal Services Agreement with Robert P. Kurtz, P.E., Mechanical  
Engineer (\$1,600) to Provide Mechanical and Electrical Specifications for  
the HVAC Systems at the History Center/Library (Public Works Director);  
Res. 94-446

CA-2 Accept Resignation of Rick Nichol from the Mariposa County  
Planning Commission, Representing District II (Supervisor Balmain)

CA-3 Appoint Pauline R. Blass to the Mariposa County Commission on  
Aging, Representing District I (Supervisor Baggett)

CA-4 Waive Second Reading and Adopt Ordinance Transferring the  
Animal Control Function to the Sheriff's Office (County Counsel); Ord.  
877

4:28 p.m. ADJOURNMENT in memory of Epifanio "Eppie" Galvan, Kristen  
Standen, Eleanor Richards, and Dr. Carl Sharsmith.

Respectfully submitted,

MARGIE WILLIAMS  
Clerk of the Board





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MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA  
October 25, 1994

Time Description  
9:03 a.m. Meeting Called to Order

Pledge of Allegiance

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

Scott Adelsback/A&A Ahwahnee Orchards, Inc., presented the Board members with a perpetual plaque for winning the apple peeling contest at the County Fair.

Supervisor Parker advised that he received information that the El Portal sewer plant is no longer accepting septage sludge from haulers within the County.

Resolution and Plaque Recognizing James "Jim" Eskra for his Service on the Mariposa County Planning Commission and Assessment Appeals Board (Supervisor Parker)

BOARD ACTION: (M)Parker, (S)Erickson, Res. 94-453 adopted and presented to Jim Eskra, along with a County Tile Plaque/Ayes: Unanimous.

Resolution Proclaiming the Week of October 24-29, 1994, as "Emergency Medical Services Week" and Recognizing those Citizens who Contribute to Emergency Medical Services in Mariposa County (County Health Officer)

BOARD ACTION: (M)Taber, (S)Erickson, Res. 94-454 adopted and presented to Bill Bondshu/representing Emergency Medical Services Committee, and Dr. Mosher, with other representatives of the emergency medical services present/Ayes: Unanimous.

Approval of Minutes of 10/18/94, Regular Session

BOARD ACTION: Approved.

Approval of Consent Agenda (See End of Minutes)

BOARD ACTION: Supervisor Erickson pulled items 6, 7, and 8 (road names for "Hornitos Road", "Cathey's Road", and "Valley Lane") for referral to the Catheys Valley Town Planning Area Advisory Committee for review and recommendation. (M)Parker, (S)Balmain, balance of items were approved/Ayes: Unanimous.

Dr. Mosher, County Health Officer;

A) Resolution Authorizing Filling Vacant Office Assistant II Position for Perinatal Program at Health Department

BOARD ACTION: Following discussion, (M)Erickson, (S)Parker, Res. 94-459 adopted/Ayes: Unanimous.

B) Resolution Authorizing Mariposa County Lions Club to Donate Surplus Emergency Medical Equipment to a Sister Lions Club in Mexico  
BOARD ACTION: Discussion was held with Dr. Mosher. Jim McGee/Lion's Club, provided input. (M)Parker, (S)Erickson, Res. 94-460 adopted/Ayes: Unanimous.

9:25 a.m. Don Z. Phillips, Treasurer/Tax Collector;

A) Resolution and Approval by the Board of Supervisors to Sell at Public Auction Tax-Defaulted Property Subject to the Power to Sell, Per Revenue and Taxation Code, Chapter 7, Part 6, Division 1  
BOARD ACTION: Following discussion, (M)Parker, (S)Taber, Res. 94-461 adopted/Ayes: Unanimous.

B) Resolution and Approval by the Board of Supervisors to Sell at Sealed Bid, Tax-Defaulted Property Subject to the Power to Sell, Per Revenue and Taxation Code, Chapter 7, Part 6, Division 1  
BOARD ACTION: Following discussion, (M)Erickson, (S)Taber, Res. 94-462 adopted approving sale, contingent upon review of the process by County Counsel/Ayes: Baggett, Erickson, Parker, Taber; Noes: Balmain.

9:30 a.m. Superintendent William F. Pettus, Mariposa County Superintendent of Schools;

Discussion Concerning Request for Support of Proposal for a Partnership Between the Mariposa County Unified School District and Yosemite National Park for a Portion of Yosemite National Park Gate Entrance Fees to be Allocated to Cover the Increased Cost to the School District to Provide Educational Services for those Students Living in or Attending Schools in Yosemite National Park

BOARD ACTION: Bill Pettus/Superintendent, presented proposal, with the following School Board members in attendance and providing input: Dee Bevan, Bob Bartholomew, and Barry Brouillette. Discussion was held. (M)Parker, (S)Taber, Board approved supporting, in concept, this proposal for the School Board to approach the Secretary of the Interior, who has discretion over these funds/Ayes: Unanimous.

10:08 a.m. Recess

10:18 a.m. Mike Edwards, Public Works Director;

A) Resolution Approving and Authorizing the Public Works Director to Execute Change Order Number One for WHF, Inc., Environmental and Engineering Group, for Additional Work at the Ben Hur Road Yard Site  
BOARD ACTION: Discussion was held. (M)Parker, (S)Balmain, Res. 94-463 adopted/Ayes: Baggett, Balmain, Erickson, Parker; Abstained: Taber.

B) Resolution Approving "9/80" Flex Schedule for Public Works Administrative and Engineering Staff, Except Some Management Personnel at the Director's Discretion  
BOARD ACTION: Discussion was held and Mike Edwards advised of concurrence received from the Union to this change. (M)Balmain, (S)Parker, Res. 94-464 adopted/Ayes: Unanimous.

C) Resolution of Intention to Form a Zone of Benefit for Saint Andrews Road; Robert L. Borchard, as Agent for the Landowner's/Applicant's, Edward Mackay and Roberta Standen  
BOARD ACTION: (M)Erickson, (S)Parker, Res. 94-465 adopted. Motion was amended, agreeable with maker and second, to schedule the hearing to start at 1:00 p.m. on December 6, 1994/Ayes: Unanimous.

10:40 a.m. MARIPOSA COUNTY WATER AGENCY

Approve and Allocate Additional Funding (\$140,000) for Short-Term (Two Years) Costs to Comply with New Waste Discharge Requirements and Cease and Desist Order Issue by the California Regional Water Quality Control Board (RWQCB) for the Don Pedro Sewer Zone Wastewater Treatment Facility  
AGENCY ACTION: Discussion was held with Mike Edwards/Public Works Director, and Clif Price/PWD-Facilities Maintenance Manager. Mike Edwards advised of the Water Agency Advisory Board's recommendation to fast-track the long-term process so that costs for the short-term would only be for one year. At 11:00 a.m., Chairman opened the public hearings for planning matters and continued them to after this item. Following further discussion, (M)Balmain, (S)Erickson, Res. 94-466 adopted approving \$33,000 for the short-term process, with direction given for Public Works to come back with further information on the long-term process as soon as possible/Ayes: Unanimous.

11:25 a.m. Ed Johnson, Planning and Building Director;

A) PUBLIC HEARING to Consider the Approval or Denial of General Plan/Zoning Amendment Number 94-4, an Amendment which Proposes Text Changes to the Home Enterprise/Rural Home Industry Provisions of the General Plan Land Use Element and the Zoning Ordinance; County of Mariposa, Applicant

BOARD ACTION: Staff report was presented by Sarah Williams/Associate Planner. Staff responded to questions from the Board concerning affect this would have on long-term leases, changes of ownership with grandfathered uses; and whether contiguous parcels could have the same owners, but different titles on the properties and still be considered contiguous. Public input was provided by: Dick Kunstman, member of the citizens' committee who drafted the revised Title 17 ordinance, stated they were trying to make the minimum regulations and still protect the citizens; stated he feels the intent with certain businesses has been abused; and advised that MERG has prepared restrictions for the Board to consider to avoid future problems. Public portion of the hearing was closed and Board commenced with deliberations. Following discussion, (M)Balmain, (S)Erickson, Res. 94-467 adopted approving General Plan/Zoning Amendment as recommended; and first reading was waived and an ordinance introduced changing the home enterprise/rural home industry provision of the General Plan Land Use Element and the Zoning Ordinance relating to who operates the business and who resides on the property/Ayes: Baggett, Balmain, Erickson, Parker; Noes: Taber. Hearing was closed.

11:56 a.m. B) PUBLIC HEARING to Consider the Approval or Abandonment of Zoning Amendment Number 94-1, an Amendment which Proposes Modifications to the Sign Standards of the Zoning Ordinance to Allow for Specific Informational Signs (Including Neon Open Signs) throughout the County; County of Mariposa, Applicant



BOARD ACTION: Staff report was provided by Sarah Williams/Associate Planner. Staff responded to questions from the Board concerning proposed modifications and excluding Coulterville Town Planning Area. There was no public input. Board commenced with deliberations. (M)Taber, (S)Parker, Res. 94-468 adopted approving Zoning Amendment No. 94-1 to allow for specific informational signs (including neon "open" signs), excluding the Coulterville Town Planning Area; and waiving and introducing an ordinance amending the Zoning Ordinance Sign Standards/Ayes: Unanimous. Hearing was closed.

12:12 p.m. CLOSED SESSION Regarding Conference with County Labor Negotiator Relative to Deputy Sheriff's Association (DSA), Mariposa Sheriff's Management Association (MSMA), Management/Confidential Employees (MCMCO) and General Employees (SEIU) (County Administrative Officer)

BOARD ACTION: (M)Parker, (S)Erickson, Board recessed to closed session following a short recess/Ayes: Unanimous.

12:29 p.m. Board reconvened in open session with direction given to staff and the following action taken as a result of closed session. (M)Parker, (S)Balmain, Res. 94-469 adopted approving Settlement Agreement with Mariposa County Employees' Association (SEIU) for salary increase/Ayes: Unanimous.

INFORMATION - No action was necessary on the following:  
Information to the Board of Supervisors of the Change of Work Hours for Roads and Special Districts Divisions of the Public Works Department (Public Works Director)

#### CONSENT AGENDA

CA-1 Resolution Transferring Funds (\$2,485) from Custodial to Extra-Help in the Facilities Division of the Public Works Department Budget (Public Works Director); Res. 94-455

CA-2 Resolution Authorizing the Chairman to Sign a Notice of Completion and Verification for the Construction of the Head Start Classrooms and Associated Sitework (Housing and Community Development Agency Director); Res. 94-456

CA-3 Resolution Authorizing the Housing and Community Development Agency Director to Make an Award to EdTech Computer Services for the Purchase of Personal Computer Equipment (\$6,994.06) (Housing and Community Development Agency Director); Res. 94-457

CA-4 Appoint William Bondshu to the Regional Emergency Medical Services Agency Advisory Committee (County Health Officer)

CA-5 Resolution Approving the Road Name "Moss Creek Lane" (Planning and Building Director); Res. 94-458

CA-6 Resolution Approving the Road Name "Hornitos Road" (Planning and Building Director); Referred to Catheys Valley Town Planning Area Advisory Committee for review and recommendation.

CA-7 Resolution Approving the Road Name "Cathey's Valley Road" (Planning and Building Director); Referred to Catheys Valley Town Planning Area Advisory Committee for review and recommendation.

CA-8 Resolution Approving the Road Name "Valley Lane" (Planning and Building Director); Referred to Catheys Valley Town Planning Area Advisory Committee for review and recommendation.

12:30 p.m. ADJOURNMENT

Respectfully submitted,

MARGIE WILLIAMS  
Clerk of the Board



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MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA  
November 1, 1994

Time Description  
2:00 p.m. Meeting Called to Order

Pledge of Allegiance

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

Leota Striplin, Mariposa Women Veterans;  
Proclaim November 6-12, 1994, as "National Women Veterans Recognition Week"  
BOARD ACTION: (M)Erickson, (S)Taber, proclamation was approved and presented to Delores Canter/representing women veterans/Ayes: Unanimous.

Presentation of Director's Award for Innovations in Welfare Designs to Tom Archer, Mariposa County Department of Human Services, in Recognition of Designing and Implementing the Link-Up (100 Hour Rule) Demonstration Project  
BOARD ACTION: Chairman presented the award to Tom Archer and advised that an award was also sent for the Board.

Off agenda item - (M)Parker, (S)Taber, Board waived its rules requiring 72 hours agenda noticing to consider request from the Kiwanis to proclaim "Key Club Week" as the request was not known about at the time the agenda was prepared and the event will occur prior to the next meeting/Ayes: Unanimous. (M)Parker, (S)Taber, Board proclaimed week of November 6 - 12, 1994, as "Key Club Week" and presented proclamation to Karen Biggins and Jarrod Almarode/Ayes: Unanimous.

Approval of Minutes of 10/25/94, Regular Session  
BOARD ACTION: Approved.

Approval of Consent Agenda (See End of Minutes)  
BOARD ACTION: Supervisor Balmain pulled item 3, and Supervisor Taber pulled item 5. (M)Parker, (S)Balmain, balance of items were approved/Ayes: Unanimous. Following discussion, (M)Balmain, (S)Taber, item 3 was approved, as corrected by County Counsel/Ayes: Unanimous. Following discussion, (M)Taber, (S)Erickson, item 5 was approved/Ayes: Unanimous.

Mike Edwards, Public Works Director;  
Request to Declare Certain Items of County Property as Surplus

and Authorize the Public Works Department to Sell to Private Parties for Offered Prices

BOARD ACTION: Discussion was held with Mike Edwards. Board directed that the items be included in the regular upcoming auction.

Waive Second Reading and Adopt Ordinance Changing the Home Enterprise/Rural Home Industry Provisions of the Zoning Ordinance [Section 17.108.070(B)] Relating to who Operates the Business and who Resides on the Property (Planning and Building Director)

BOARD ACTION: (M)Parker, (S)Balmain, second reading was waived and Ordinance No. 879 adopted/Ayes: Baggett, Balmain, Erickson, Parker; Noes: Taber.

Consideration of Appointment to the Mariposa County Planning Commission, Representing District II (Supervisor Balmain)

BOARD ACTION: Supervisor Balmain continued this matter to November 15, 1994.

Resolution Rescheduling Board Meeting for 12/06/94 to Commence at 1:00 P.M. (County Administrative Officer)

BOARD ACTION: (M)Taber, (S)Balmain, Res. 94-476 adopted/Ayes: Unanimous.

Discussion Concerning Establishing a Committee to Work with the School Board Committee on the Concept of a Joint Venture for a Library (Supervisor Parker)

BOARD ACTION: Discussion was held. Board concurred with requesting that the School include the County Librarian and a representative of the Friends of the Library on the committee. (M)Erickson, (S)Balmain, authorization was given for Supervisor Parker to attend meetings on behalf of the Board/Ayes: Unanimous.

2:27 p.m. Jim Evans, Housing and Community Development Agency Director; Discussion and Possible Action Regarding a Request from the Mariposa Youth Sports Association for Authority to Expend Previously Budgeted Capital Improvement Program Funds for Nonprofit Organization Incorporation and Other Administrative Expenses

BOARD ACTION: Following discussion, (M)Parker, (S)Taber, Res. 94-477 adopted approving request from Mariposa Youth Sports Association for \$845.00 from the CIP/sports complex budget for their application fees for non-profit incorporation/tax exempt status, with the understanding that \$800.00 will be reimbursed upon approval of the "tax-exempt" status/Ayes: Unanimous.

2:30 p.m. Ed Johnson, Planning and Building Director;

A) Resolution Amending Planning Department Fee Resolution 92-524 to Clarify that Recording Fees are Set According to State

Government Code 27361, as Amended from Time to Time as Set Forth in  
County Fee Resolution 94-392

BOARD ACTION: Following discussion, (M)Balmain, (S)Erickson, Res. 94-478  
adopted/Ayes: Unanimous.

B) Resolution Authorizing the Planning Department to Fill the  
Vacant Planning Manager Position with an In-Lieu Appointment of a Planner  
IV, to Hire a Planner II In-Lieu of the Expected Planner III Vacancy, and  
Adopting Revised Class Specifications for the Planner I through Planner  
IV Series

BOARD ACTION: Following discussion, (M)Taber, (S)Balmain, Res. 94-479  
adopted, with direction given for Personnel Officer to finalize the class  
specifications/Ayes: Baggett, Balmain, Erickson, Taber; Abstained:  
Parker.

2:42 p.m. CLOSED SESSION Regarding Conference with Legal Counsel  
Concerning Case with Significant Exposure to Litigation Pursuant to  
Subdivision (b) of Government Code Section 54956.9 (County Counsel);  
Regarding Public Employee Performance Evaluation/Planning and Building  
Director; and Regarding Conference with County Labor Negotiator Relative  
to Deputy Sheriff's Association (DSA), Mariposa Sheriff's Management  
Association (MSMA) and Management/Confidential Employees (MCMCO) (County  
Administrative Officer)

BOARD ACTION: (M)Balmain, (S)Erickson, Board recessed to closed  
session/Ayes: Unanimous.

3:31 p.m. Board reconvened in open session with direction given to staff  
as a result of closed session.

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

#### FORTHCOMING POLICY

Discuss and Consider the Recommendations from the Board's Committee  
for Establishing Criteria for Salary Adjustments for Elected Officials  
(Scheduled for Action on 11/15/94) (Supervisors Taber and Parker)

#### CONSENT AGENDA

CA-1 Adopt Resolutions Recognizing Gerald Fischer as the "1994  
Businessman of the Year" and Kay Mickel as the "1994 Businesswoman of the  
Year" (Chairman Baggett); Res. 94-470 and 94-471

CA-2 Waive Second Reading and Adopt Ordinance Amending Section 17.108.190 of the Zoning Ordinance to Allow for Specific Informational Signs (Including Neon Open Signs) Throughout the County Except in the Coulterville Town Planning Area (Planning and Building Director); Ord. No. 878

CA-3 Resolution Adopting Plans and Specifications for Re-Roofing the Probation Department (Milburn House and Garage), Public Works Project Number PW 94-10, and Authorizing Advertisement for Bids, Setting Bid Date for 12/02/94 and Authorizing Public Works Director to Execute a Contract with the Lowest Responsible Bidder (Public Works Director); Res. 94-474

CA-4 Resolution Authorizing Increase in Hourly Rate for Fish Camp Snow Removal and for Public Works Director to Execute Contract for Services (Public Works Director); Res. 94-472

CA-5 Resolution Authorizing District Attorney to Execute and Submit, on Behalf of the Mariposa County Board of Supervisors, the Office of Criminal Justice Planning (OCJP) Grant Proposal and Agreement for the Victim/Witness Program (District Attorney); Res. 94-475

CA-6 Resolution Authorizing the Chairman to Sign an Order of the Board to Reject Claim Number C94-21 (\$250,000) (County Counsel); Res. 94-473

3:32 p.m. ADJOURNMENT in memory of William Bingham.

Respectfully submitted,

MARGIE WILLIAMS  
Clerk of the Board



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Consent Agenda item 7 - Following discussion with Roger Matlock/Sheriff, (M)Taber, (S)Balmain, item 7 was approved/Ayes: Balmain, Erickson, Parker, Taber; Excused: Baggett.

(M)Balmain, (S)Taber, the following Consent Agenda items were approved: 1, 2, 3, 5, and 8/Ayes: Balmain, Erickson, Parker, Taber; Excused: Baggett.

9:20 a.m. Roger Matlock, Sheriff;

A) Resolution Authorizing Sheriff to Hire a Replacement Jail Officer Effective 12/01/94

BOARD ACTION: Following discussion, (M)Balmain, (S)Erickson, Res. 94-485 adopted/Ayes: Balmain, Erickson, Parker, Taber; Excused: Baggett.

B) Resolution Authorizing Sheriff to Expend Asset Forfeiture Funds (Asset Forfeiture Trust #174) to Purchase a Replacement Undercover Four-Wheel Drive Vehicle for Narcotics Enforcement (Not to Exceed \$23,000)

BOARD ACTION: Discussion was held concerning request and possibility of utilizing a vehicle from the County pool. Mike Edwards/Public Works Director, provided input. (M)Balmain, (S)Parker, to approve the purchase and waive the formal bid process failed by the following vote - Ayes: Balmain, Parker; Noes: Erickson, Taber; Excused: Baggett. (M)Balmain, (S)Taber, Res. 94-486 adopted approving purchase with requirement of utilizing the formal bid process/Ayes: Balmain, Erickson, Parker, Taber; Excused: Baggett. (M)Erickson, (S)Balmain, Board waived the formal bid process and authorized purchase, not to exceed \$23,000/Ayes: Balmain, Erickson, Parker; Noes: Taber; Excused: Baggett.

C) Resolution Authorizing Sheriff to Apply for Federal Funding for Additional Law Enforcement Persons Under Provisions Contained in the New Violent Crime Control and Law Enforcement Act

BOARD ACTION: Discussion was held with Roger Matlock/Sheriff and Pelk Richards/Undersheriff. (M)Balmain, (S)Taber, Res. 94-487 adopted authorizing Sheriff to prepare the application, with direction that the application be brought back to the Board for approval/Ayes: Balmain, Erickson, Parker, Taber; Excused: Baggett.

9:50 a.m. Recess

9:58 a.m. Mike Edwards, Public Works Director;

A) Resolution Ratifying Action Taken by County Counsel as Acting Personnel Director to Allow Temporary Employee to Work Past Emergency Hire Maximum Hours Limitation

BOARD ACTION: (M)Erickson, (S)Taber, Res. 94-488 adopted/Ayes: Balmain, Erickson, Parker, Taber; Excused: Baggett.

B) Resolution Approving and Authorizing Chairman to Sign Contract for Special Geologic and Hydrogeologic Services at the Mariposa County Landfill

BOARD ACTION: Following discussion, (M)Balmain, (S)Parker, Res. 94-489 adopted/Ayes: Balmain, Parker, Taber; Abstained: Erickson; Excused: Baggett.



C) Monthly Status Report for Activities in the Public Works Department

BOARD ACTION: Discussion was held. Supervisor Parker requested that he be kept advised of meetings for the Parking District funding options, and that the purchase of a back-up public address/sound system be pursued with the budgeted funds.

D) Presentation of Draft Pre-Design Report for the Don Pedro Sewer System Rehabilitation by Nolte and Associates

BOARD ACTION: Discussion was held with Mike Edwards/Public Works Director, and Wally Sandlin/Nolte and Associates, concerning report and waste discharge requirements. Art Hardin/Ad Hoc Sewer Committee, provided clarification as to the location of the system with regards to the golf course. Discussion was continued to after the following item.

11:00 a.m. Ed Johnson, Planning & Building Director;

Continuation of PUBLIC HEARING Previously Scheduled for 11/15/94 to 12/13/94 for Zoning Amendment Application Number 94-6; Mike and Nancy Hubert, Applicants

BOARD ACTION: Hearing was continued to December 13, 1994, at 11:00 a.m.

Continued discussion was held concerning the report, alternatives and funding. Bart Brown asked about the number of improved lots and the relationship between the stand-by and user fees. (M)Balmain, (S)Taber, Res. 94-490 adopted approving and authorizing Public Works Director to negotiate and execute a final design contract with Nolte and Associates, contingent upon County Counsel's review, based on alternative numbers 2 and 4; with funding mechanism to be brought back for Board consideration with updated report on the alternatives on December 13, 1994. Motion was amended, agreeable with maker and second, to include direction that consideration of assessments be included in information to be brought back/Ayes: Balmain, Erickson, Parker, Taber; Excused: Baggett.

Consent Agenda item 6 - Following discussion and input from Mike Edwards/Public Works Director, direction was given to Public Works Director to prepare a letter to the Park Service advising that the contract was not approved at this time and will be considered in the future.

Supervisor Parker initiated discussed concerning status of hauling septage to the facility in El Portal.

Discussion and Possible Action Concerning Opposition to Regulations Regarding Rights-Of-Way Across Department of the Interior Lands and a Request for an Additional Extension of the Comment Period (Supervisor Balmain)

BOARD ACTION: Following discussion, (M)Balmain, (S)Taber, Res. 94-491 adopted opposing the regulations and requesting that the comment period be extended/Ayes: Balmain, Erickson, Parker, Taber; Excused: Baggett.

12:01 p.m. Recess

12:06 p.m. Resolution of Intention to Approve Contract Amendment with Public Employees' Retirement System (PERS) which Provides Two Years

Additional Service Credit for Certain Employees and Authorizes Chairman to Execute Certifications (County Counsel)

BOARD ACTION: Following discussion, (M)Erickson, (S)Balmain, Res. 94-484 adopted/Ayes: Balmain, Erickson, Parker, Taber; Excused: Baggett.

Discuss and Consider the Recommendations from the Board's Committee for Establishing Criteria for Salary Adjustments for Elected Officials (Continued from Forthcoming Policy 11/01/94) (Supervisors Taber and Parker)

BOARD ACTION: Following discussion, matter was continued to be rescheduled after January 1, 1995, for the new Board to consider.

Consideration of Appointment to the Mariposa County Planning Commission, Representing District II (Continued from 11/01/94) (Supervisor Balmain)

BOARD ACTION: Matter was continued to November 22, 1994.

Discussion and Possible Action to Oppose New Air Quality Rules for California, Known as the Federal Implementation Plan (FIP) (Supervisor Balmain)

BOARD ACTION: Following discussion, (M)Balmain, (S)Taber, Res. 94-493 adopted opposing the new rules/Ayes: Balmain, Erickson, Parker, Taber; Excused: Baggett.

Consideration of Appointment of Resource Conservation District Members to Fill Two Existing Vacancies on the Board of Directors (County Administrative Officer)

BOARD ACTION: County Administrative Officer advised that this is a policy item - matter was continued to November 22, 1994, for action.

12:14 p.m. LOCAL TRANSPORTATION COMMISSION

Resolution Authorizing Chairman to Execute Resolution Regarding Assurances for Proposition 116 Funds for Purchase of Transit Buses  
COMMISSION ACTION: Following discussion with Mike Edwards/Public Works Director, (M)Parker, (S)Erickson, LTC Res. 94-9 adopted. Motion was amended, agreeable with maker and second, to include direction that the operator of the transit system provide an orientation to new drivers of diesel buses on how to operate the buses/Ayes: Balmain, Erickson, Parker, Taber; Excused: Baggett.

#### CONSENT AGENDA

CA-1 Resolution Approving Revised Class Specification for the Extra-Help Position of Head Start Center Teacher's Aide to Create a Two-Tiered Class Specification with Level I at a Salary of \$7.50 Per Hour and Level II at a Salary of \$8.00 Per Hour (County Counsel); Res. 94-482

CA-2 Waive First Reading and Introduce Ordinance Establishing a Horse Carriage Zone in Downtown Mariposa (County Counsel)

CA-3 Appoint Bert Haines to the Coulterville Service Area Number 1 Advisory Board (Supervisor Balmain)

CA-4 Accept Resignation of Mary Ruth Sherlock from the Coulterville Town Planning Advisory Council and the Coulterville Service Area Number 1 Advisory Board (Supervisor Balmain); Resignation was accepted from Coulterville Service Area Number 1 Advisory Board

CA-5 Resolution Approving Bid Number PWB 94-01 for Three 4X4, Full-Size, Five-Passenger, General Purpose Vehicles to Geweke Ford, Lowest Bidder, (\$70,238.82) (Public Works Director); Res. 94-483

CA-6 Resolution Approving the Refuse Disposal Contract with the National Park Service and Ratifying Signature of the Public Works Director (Public Works Director); Contract was not approved at this time, and direction was given for Public Works Director to advise the Park that the contract would be considered in the future

CA-7 Resolution Authorizing Proof of Insurance for the Use of Building "A" at the Mariposa Fairgrounds Regarding the Mariposa Stars Program (Toys for Tots) from 12/20/94 through 12/22/1994 (Sheriff); Res. 94-481

CA-8 Resolution Authorizing Chairman to Sign Amendment to Contract for Services with Ensminger Construction Extending Contract Term for Site Work for the Head Start Classrooms (Housing and Community Development Agency Director); Res. 94-492

12:20 p.m. ADJOURNMENT in memory of Vernon Batteen, Fran Williams, Joan Kelsey, Pearl Harney, Pearl Cabezut, Dallas Ayers, Martha Rasmusson, Harvey Crose, Bettie Galvan, Ira Chapman, and Donald Macneish.

Respectfully submitted,

MARGIE WILLIAMS  
Clerk of the Board



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11/22/94

MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA  
November 22, 1994

Time Description  
9:02 a.m. Meeting Called to Order

Pledge of Allegiance

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

Approval of Minutes of 11/15/94, Regular Session  
BOARD ACTION: Approved.

Approval of Consent Agenda (See End of Minutes)  
BOARD ACTION: (M)Erickson, (S)Parker, all items were approved/Ayes: Unanimous.

Dan Tinnel, Fire Chief/Emergency Services Officer;  
Update Regarding Activities of Ad-Hoc Committee on Fire Protection  
BOARD ACTION: Jim Wilson and Don Weston/Ad-Hoc Committee presented report.

Dr. Mosher/County Health Officer, presented updated status of Whooping Cough cases in the County - the two confirmed cases are getting better and there have been no proven secondary cases.

Leota Striplin advised of memorial services planned for Al Striplin on November 25, 1994, and request for any donations to be made for the new sports complex.

9:15 a.m. Maurie Hoekstra, Librarian;  
Resolution Authorizing the Mariposa Library to Apply for a Federal Library Literacy Grant and Contract with Mariposa Educational Tutor Resource (METR) to Provide Literacy Services  
BOARD ACTION: Following discussion with Maurie Hoekstra and Mark Goodin/Literacy, (M)Taber, (S)Parker, Res. 94-496 adopted/Ayes: Unanimous.



9:20 a.m. Tom Archer, Human Services Director;  
Resolution Authorizing "All Tribes" Counseling Center Volunteers to Paint  
Over Graffiti Underneath the Sixth Street Bridge Under the General  
Supervision and According to Standards Specified by the Mariposa County  
Public Works Director

BOARD ACTION: (M)Erickson, (S)Parker, Res. 94-497 adopted/Ayes:  
Unanimous.

Report on San Joaquin Valley Supervisors Association's Fall Conference  
with Regards to the San Joaquin Valley Regional Biodiversity Task Force  
Working Group (Supervisor Balmain)

BOARD ACTION: Supervisor Balmain presented report and discussion was  
held. (M)Parker, (S)Taber, Supervisor Balmain was selected to continue  
to represent the County on this matter/Ayes: Unanimous.

9:34 a.m. Jim Evans, Housing and Community Development Agency Director;

A) Resolution Authorizing the Housing and Community Development  
Agency to Submit an Application (\$354,892) to Continue the Head Start  
Program from 03/01/95 through 02/29/96

BOARD ACTION: Following discussion, (M)Balmain, (S)Erickson, Res. 94-498  
adopted/Ayes: Unanimous.

B) Resolution Authorizing the Kiwanis Club of Mariposa to Use the  
County Courthouse Grounds on 11/26/94 and 12/17/94 as Part of the  
Christmas Heritage Program

BOARD ACTION: (M)Erickson, (S)Parker, Res. 94-499 adopted/Ayes:  
Unanimous.

C) Resolution Reimbursing the Mariposa County Unified School  
District for Site Work at the Head Start Classrooms in Mariposa and  
Greeley Hill

BOARD ACTION: (M)Parker, (S)Balmain, Res. 94-500 adopted/Ayes:  
Unanimous.

D) Discussion and Possible Action Regarding a United States Forest  
Service Special Use Permit Application in Cooperation with the American  
Indian Council of Mariposa County and Including the Approved Project in  
the United States Forest Service Action Plan for the Bower Cave/Jordan  
Creek Special Interest Area

BOARD ACTION: Discussion was held with Jim Evans. Bill Leonard/American  
Indian Council of Mariposa County, provided input. Supervisor Balmain  
thanked Ken Gosting for presenting copies of the story run in Life  
Magazine in May 1953 on the Cave. (M)Balmain, (S)Taber, Res. 94-501  
adopted authorizing submission of a joint application with the American  
Indian Council for a Special Use Permit from the Forest Service; amending  
the existing County Rural Revitalization Program Action Plan to include  
management of the Bower Cave/Jordan Creek Special Interest Area; and  
directing Housing and Community Development Agency Director to seek  
funding for fencing of the site/Ayes: Unanimous. Supervisor Balmain  
advised of the Northside History Center's interest in this project.

E) Discussion and Possible Action Regarding the United States  
Department of Agriculture Soil Conservation Service Resource Conservation  
and Development Program

BOARD ACTION: Discussion was held with Jerry Progner/Soil Conservation Service relative to the proposal and request for support. No action was taken at this time. Supervisor Balmain suggested the Soil Conservation Service hold a public meeting to determine local interest in this program.

10:03 a.m. Recess

10:15 a.m. Mike Edwards, Public Works Director;

A) Follow-up Presentation and Discussion of Recommendations from the Solid Waste Advisory Committee on Disposal Alternatives from the Study by Integrated Recycling, Inc. (Continued from 10/18/94)

BOARD ACTION: Discussion was held and input provided by the following: John Brooks/Integrated Waste Management Board, and Bill Delaney/National Park Service. Other members of the Solid Waste Advisory Board present were: Fred Youngren and Stu Katte/Total Waste Systems, Kari Weaver/Resource Conservation District, and Brian Hodges/Health Department. Also present was Don Holme/representing the Local Enforcement Agency for Glenn County. Supervisor Baggett requested additional information on direct costs and affect of the passage of AB 688 on the proposed alternatives, and suggested that transfer stations be considered in context with this issue. Discussion was held on whether composting could be used as cover material. Bill Delaney advised of the status of the Park Service's study and report. Board concurred proceeding with recommendation for composting alternative, pending final report from the Park Service.

B) Resolution Authorizing Cancellation of the Current Maintenance Agreement for the Don Pedro Sewer Zone and Negotiation and Execution of a New Emergency Responder Agreement with the Lake Don Pedro Community Services District

BOARD ACTION: (M)Parker, (S)Balmain, Res. 94-502 adopted/Ayes: Unanimous.

C) Resolution Approving Proposed Reorganization of the Facilities Maintenance Division and Transfer the Necessary Funding Between Budgets

BOARD ACTION: (M)Parker, (S)Balmain, Res. 94-503 adopted. Supervisor Taber was excused at 10:56 a.m. for the rest of the meeting. Following further discussion, motion was amended, agreeable with maker and second, to provide direction to staff to review whether the Golden Handshake could be offered to the retiring Park Maintenance Supervisor/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

D) Resolution Authorizing Chairman to Execute Agreement for Subsidy of Transit Services with VIA Adventures (Highway 140 Express Bus Service) for 07/01/94 through 07/01/97

BOARD ACTION: Following discussion, (M)Erickson, (S)Balmain, Res. 94-504 adopted/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

11:01 a.m. MARIPOSA COUNTY WATER AGENCY

Request for Additional Water Agency Funds for Additional Revised One-Year Costs to Meet California Regional Water Quality Control Board Mandates Pertaining to Don Pedro Sewer Zone I

AGENCY ACTION: Following discussion with Mike Edwards/Public Works Director, (M)Parker, (S)Balmain, Water Agency Res. 94-2 adopted authorizing an additional \$6,000.00 for temporary storage and connecting costs/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

11:06 a.m. Consideration of Appointment to the Mariposa County Planning Commission, Representing District II (Continued from 11/15/94)  
(Supervisor Balmain)

BOARD ACTION: (M)Balmain, (S)Parker, Teri Steagall was appointed/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Request for Direction to the Historical Sites and Records Preservation Commission to Give their Recommendation for the Preservation and Protection of the Old Ghiradelli Store (Supervisor Erickson)

BOARD ACTION: Following discussion, (M)Erickson, (S)Parker, direction was given for the Historical Sites and Records Preservation Commission to give their recommendation for fencing; and direction was given to staff to pursue the purchase of the small lot adjoining this property to accommodate the fencing for a price not to exceed \$1,000 to be shifted from another project within the capital improvement plan/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Resolution Authorizing Salary Adjustment for Planning Director, Increasing Compensation (\$52,000) Per Annum, Effective 10/01/94; Increasing Compensation (\$54,000) Per Annum Effective as of the Time that the Environmental Health Staff are Physically Relocated and "One-Stop Permitting" is Implemented (County Administrative Officer)

BOARD ACTION: (M)Balmain, (S)Parker, Res. 94-505 adopted/Ayes: Baggett, Balmain, Parker; Noes: Erickson; Excused: Taber.

Resolution Authorizing Expenditures for Supervisors-Elect to Attend California State Association of Counties (CSAC) Training and CSAC Annual Meeting; Directing Auditor to Pay Registration and Reasonable Expenses Claimed from Travel; and Appropriating Funds from Contingency to Travel (\$1,500) (4/5ths Vote Required) (County Administrative Officer)  
BOARD ACTION: (M)Parker, (S)Balmain, Res. 94-506 adopted. Discussion was held concerning status of the travel accounts for each district.  
Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber. Board concurred with authorizing the County Administrative Officer to approve transfer of funds within the Board of Supervisors' budget between district travel accounts.

Consideration of Appointment of Resource Conservation District Members to Fill Two Existing Vacancies on the Board of Directors (Continued from 11/15/94) (County Administrative Officer)  
BOARD ACTION: Following discussion, (M)Erickson, (S)Parker, Board took no action relative to appointment for these two vacancies, and provided direction that the Resource Conservation District be advised that the Board intends to allow the sixty days to run its course for these positions/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Closed Session Regarding Conference with County Labor Negotiator Relative to Management/Confidential Employees (MCMCO) (County Administrative Officer)  
BOARD ACTION: Mike Coffield/County Administrative Officer, advised that there was no need to hold Closed Session.

Discussion Relative to Possible Orientation During the Month of December for New Board Members (No Folder) (County Counsel)  
BOARD ACTION: Discussion was held. County Counsel suggested the orientation include an overview of the budget, resolutions and ordinances and their processes, public hearing process, and a short explanation from each department head of what the department does and its funding sources. Board concurred with holding the orientation as an administrative practices session following a regular Board meeting, and inviting Chris Johnson/District Attorney-elect and the newer department heads.

11:35 a.m. Discussion Concerning Board Member Representation for Various Agencies (Supervisor Baggett)  
BOARD ACTION: Discussion was held. Supervisor Parker expressed interest in the Emergency Medical Services and Regional Council of Rural Counties Joint Powers Agreement agencies. No action was taken at this time.

11:45 a.m. LUNCH

2:05 p.m. Resolution Recognizing Don Pitts for his Outstanding Service as a United States Magistrate in Yosemite National Park (Supervisor Baggett)  
BOARD ACTION: (M)Erickson, (S)Parker, Res. 94-494 adopted and presented to Don Pitts/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Supervisor Baggett advised of the 100th Anniversary for CSAC (California State Association of Counties) and presented Supervisor Erickson with a commemorative plate.

2:10 p.m. Ed Johnson, Planning & Building Director;

A) PUBLIC HEARING to Receive Input and Comments on the Revised Final Draft of the Mariposa-Yosemite Airport Master Plan, Comprehensive Land Use Plan and Draft Environmental Impact Report and to Consider the Adoption of the Plans and to Direct the Preparation of the Final Environmental Impact Report for the Project

BOARD ACTION: Staff report was presented by Ed Johnson/Planning and Building Director, Gwen Foster/PWD-Transportation Planner; Tim Evans/Senior Planner, and John Sanders/Aries Consultants. Staff responded to questions from the Board relative to definition of "grandfathered" for the affected improvements within the runway protection zone/clear zone and Federal Aviation Administration (FAA) regulations. Mike Edwards/Public Works Director, responded to question concerning these regulations. Patti Reilly/Planning Commission Chairperson, explained the Commission's recommendation to pursue the Plan if grandfathering is a possibility. Public portion of the hearing was opened and input was provided by the following: Dave Moore/affected property owner, asked about other alternatives. Chairman held the public portion of the hearing in abeyance for staff to respond relative to other alternatives and provide additional information concerning the boundaries of the avigation zone. Ed Johnson provided input concerning locations relative to the proposed Las Mariposas project. Public portion of the hearing was reopened and Dave Moore stated he has lived in Mt. Bullion for more than 22 years and requested that their home be saved; they are willing to tolerate the aircraft noise and risk; and requested the County seek all solutions to this matter. Sharon Moore stated they want to stay in their home and get an exemption from FAA regulations. Eric Gourley/member of Airport Advisory Committee, expressed concern that if a Master Plan is not adopted, improvements to the Airport will not be possible; and stated he feels the County should pursue funding in the interim of trying to get around FAA regulations that prohibit improvements within the clear zone. Bart Brown provided clarification to the documents, advising that the Airport does not sell jet fuel and the noise chart is an annualized comparison. Public portion of the hearing was closed and Board commenced with deliberations. Discussion was held concerning the improvements that would be affected by adoption of the documents; and possibility of changing the proposed boundaries by amending the proposed runway extensions. (M)Parker, (S)Erickson, direction was given to staff to contact the affected property owners within both clear zones, with and without extensions, and report back to the Board/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber. Hearing was closed and direction given that it will require re-noticing.

B) Review of Industrial and Commercial Open Window Procedures and Possible Action to Extend Filing Deadlines

BOARD ACTION: Discussion was held with Ed Johnson/Planning and Building Director, relative to number of applications received. No action was taken.

C) Direction to Staff to (1) Solicit Bids for a Relocatable Mobile Office to House Environmental Health and Other Staff Behind the Planning and Building Department; and (2) Authorize Staff to Prepare a Proposal for Related Costs to Build and Implement the One Stop Permit Counter











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the hearing was closed and Board commenced with deliberations.  
(M)Parker, (S)Balmain, Res. 94-516 adopted conditionally approving the Saint Andrews Road Maintenance Zone of Benefit; Res. 94-517 adopted establishing assessment fees and upfront Zone initiation fees for the Saint Andrews Road Maintenance Zone of Benefit; authorizing Chairman to sign the Statement of Zone Creation and Notice of Formation; and authorizing the recordation of the Notice of Formation, as provided in the conditions/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

B) Resolution Authorizing the Change of Hours at the Mariposa Landfill

BOARD ACTION: Mike Edwards withdrew his request, and advised the Board that a change of hours would require a re-review of the permit by the State.

Consideration and Direction Concerning a Request Received for Support in the Reappointment of Wesley Chesbro to the California Integrated Waste Management Board (Supervisor Baggett)

BOARD ACTION: (M)Erickson, (S)Parker, Board approved request to support the reappointment of Wesley Chesbro/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Waive Readings and Adopt Urgency Ordinance Authorizing an Amendment to the Contract with the Public Employee's Retirement System (PERS) which will Provide Two Years Additional Service Credit to Certain Employees (County Counsel)

BOARD ACTION: County Counsel noted that the Park Maintenance Supervisor position was added to the list for the Golden Handshake. (M)Parker, (S)Erickson, readings were waived and urgency Ordinance No. 881 was adopted/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Approval of Minutes of 11/22/94, Regular Session

BOARD ACTION: Approved, and it was noted that the Board concurred with offering the Golden Handshake to the Park Maintenance Supervisor.

Resolution of Intention to Sell County-Owned Personal Property and Lease County-Owned Real Property i.e., the Darrah Schoolhouse and Establish a Hearing Date of 12/06/94 for Said Sale and Lease (Matter is Continued to 12/13/94) (No Folder) (County Counsel)

BOARD ACTION: Matter was continued to December 13, 1994, at 9:00 a.m.

1:34 p.m. Board recessed.

2:05 p.m. Board Reconvened at the Mariposa County Senior Activity Center (Located at 5246 Spriggs Lane, Mariposa)

Ed Johnson, Planning and Building Director;

JOINT PUBLIC HEARING with Planning Commission to Consider the Las Mariposas Planned Community Specific Plan and Development Agreement; Hix-Rubenstein, Applicants. The Board of Supervisors, Sitting as the Mariposa-Yosemite Airport Land Use Commission, will also Consider the Project's Consistency with the Pending Comprehensive Airport Land Use Plan

BOARD ACTION: The Board of Supervisors met in a joint public hearing with the Mariposa County Planning Commission. Chairman McFaden called the Commission to order at 2:05 p.m. with the following commissioners present: Swift, Steagall and McFaden. Excused: Stewart.

The hearing was chaired by Board Chairman Baggett, who explained that the purpose of the public hearing was to consider the Las Mariposas Planned Community Specific Plan and Development Agreement, Hix-Rubenstein, Applicants, and explained the process for the hearing.

In response to a letter from Richard L. Harriman, attorney for Golden State Wildlife Federation and Valley Advocates requesting Commissioner Bud Swift to disqualify himself from this hearing, County Counsel Jeffrey Green, for purposes of record, said the Planning Commission or Board of Supervisors cannot make a member recuse himself and he does not feel there is a legal conflict of interest. He asked Commissioner Swift to explain his position. Commissioner Swift stated he is in favor of the project if he is satisfied after the public hearing that everything can be worked out. Richard Harriman was present and asked Commissioner Swift to step down due to conflict of interest. Commissioner Swift said he felt he had an open mind in the matter.

Edward J. Johnson, Planning Director, presented an overview of the project staff report.

Sarah Williams, Senior Planner, presented a summary of history of project processing, recommended conditions, and recommended changes to the staff report previously circulated, and advised that all correspondence relating to this project has been presented to the Board and Commission for the record.

Board of Supervisors Chairman Baggett asked for questions from the Board and Commission. In reply to question as to staff's recommendation that the development agreement be 10 years instead of 25 years as proposed, it was brought out that build-out is 10 years and a development agreement was not needed after the project is built. Question as to why Board of Supervisors needed to act within 180 days on engineering for infrastructure improvements was answered that it was in the best interest of the County as well as the applicant. Mike Edwards, Public Works Department Director, answered questions regarding improvements to Mt. Bullion Cut-Off vs. Agua Fria Road. Staff responded to questions concerning financial contribution by developer for a ballfield complex; improvement bond financing - the applicant has not asked the County to be involved in bonds at this point and a performance bond would ensure completion of the project or restoration of project site, and that no amount had been determined yet; prohibition of grazing; whether the property owners on Agua Fria Road and Mt. Bullion Cut-Off have been contacted regarding road improvements and how many easements would be affected. It was brought out by Mike Edwards that this project would not cause the intersection of Mt. Bullion Cut-Off and Highway 140 to be improved now. Staff responded to questions concerning reason for improving Mt. Bullion Cut-Off instead of Agua Fria Road and advised the cost estimates include land acquisition costs; and density bonus provided for in the Specific Plan with regards to secondary residences; aviation

easement over the project, with the difference in Zones A, B, and C being explained by Mike Edwards. It was brought out that a community services district could include fire protection services, and other community services. Staff responded to questions relative to the wastewater system being designed to accommodate Mt. Bullion town planning area (TPA) (both existing development and future growth), but hook-up and improvement costs would be borne by the user, not the developer; and how assurance could be made for obtaining compliance with water monitoring program with regards to neighboring wells.

THE PUBLIC PORTION OF THE JOINT PUBLIC HEARING WAS OPENED TO RECEIVE COMMENTS FROM THE PUBLIC.

Commissioner Swift asked how many in the audience had gone over the material available for the project, with a show of hands indicating many had.

Thomas Hix, Applicant, was present and stated that approval of the Specific Plan alone would not allow the project to go forward. He presented the goals of the specific plan and said the project would have private financing, and agreed to strike the bonding section from the Specific Plan, with the exception of the Mt. Bullion Cut-off Road improvements as those costs are unknown at this time and will benefit more than just this project; and addressed concerns that have been presented and listed what he felt were positive benefits of the project. He presented information on groundwater to the Board and Commission. He said the applicants agreed with a community services district, but wanted to discuss the timing; and advised they worked with the Airport consultants to have their project compatible. In response to questions, he explained what Hix-Rubenstein Company is and said the applicants are currently involved in 5 projects, with one residential project completed in Martinez. He also said that Benchmark Hospitality is involved in the project. He said he was in agreement with the staff report except for the points he brought out; and responded to questions concerning formation of a community services district and homeowners association, and timing for the water testing.

Roger Preuss, Director of Curriculum for Mariposa County Unified School District, present and speaking for William F. Pettus, Superintendent, presented a request that, if the project is approved, adequate mitigation should be provided for the project's impact on the schools.

Mark Butler, Acting Environmental Compliance Officer for Resources Management Division, Yosemite National Park, presented comments for the record. He said the Park wanted to see development of alternative destinations besides the Park, that this project would impact public facilities, transportation, waste disposal, and would have air quality and biological resources impacts. He said that access to Yosemite National Park could not be guaranteed and that sales should not be conditioned upon access to the Park.

General comments in favor the project were given by:

Bob Pickard, Acting President of the Chamber of Commerce, stated that the Chamber is in support of this project.

Ray Jeske, Mariposa County Contractors Association, stated the Association supports the project as outlined today.

Kay Mickel stated she felt this project would increase tourism and capture a second night's stay in the County, and stated she felt environmental issues could be resolved.

George Cordingly, who owns an airplane, said that the guidelines in Senate Bill 1453 must be used before approving this project.

Herb Gloor, businessman in Mariposa, said the project would give people another reason to come to Mariposa besides Yosemite National Park.

Mike Eastwood stated development should be encouraged.

David Biggins supports the project as it would broaden the tax base and increase revenues, and would make Mariposa a destination versus a throughway.

Forbes Simpson, former member of the Airport Land Use Commission and Planning Commission, said there were two bills passed saying projects had to go by guidelines; and he felt prospective buyers should be notified of increased aircraft activity; and he feels this will enhance the Airport. Staff stated the new bills had been considered.

Suzanne Klein, a contract carrier, said the project would benefit everyone.

Bob Bondshu, insurance agent, said he felt that golf courses do not contaminate groundwater and provide for improved wildlife habitats, and the project would provide employment and bring in property taxes.

Daisy Wolfson, neighboring property owner, said that if Mt. Bullion Cut-Off was improved as primary access, an underpass would be needed to cross her cattle.

Bob Kelley, Executive Director, Chamber of Commerce, said impact fees could be used for schools.

Dieter Dubberke said he was neither for or against the project, but asked that questions be answered regarding the County subsidizing a project (new community) that will cause the town of Mariposa to be bypassed, what studies have been done on the impact of additional retail space, and how many dollars is the County committing in the proposed agreement.

Dave Long spoke in favor of the project and said the youth of this community are not being provided for currently, and there should be planning for the future of our youth.

Bob Jakl, Mykleoaks resident, was not for or against the project, but offered the use of his well.

Georgene Tarbox, with the Employment Development Dept., Merced, said the project would provide needed employment for the County, that growth could not be prevented, but could be controlled, and was in favor of the project.

Mary Good, El Portal resident, thinks the County needs the project; and with proper planning, it will help us grow and provide jobs for our youth.

General comments against the project were given by:

Paul Aranguena said he was concerned with the project's water and wastewater disposal.

The following spoke for MERG (Mariposans for Environmentally Responsible Growth), its issues and concerns:

Ralph Bayless, Chairman for MERG said the Specific Plan and development agreement were inadequate and action should be deferred until materials and modifications are obtained.

Shirley Schmelzer said the project would urbanize a rural area with no mitigation available and that she feels there is no supporting data for the positive benefits of the project.

Grant Colliver said household and vehicle pollution will degrade regional air quality.

Forrest Fuller stated concerns with airport conflicts including safety, noise, light, and security.

Corie Smith spoke regarding traffic concerns including congestion, delays and levels of service.

4:55 p.m. Recess

5:14 p.m. Board and Commission reconvened.

Betty Boykin spoke regarding cumulative impacts and wildlife habitat; expressed concern with fire protection for the community in the interim of the project being developed.

Robert McKnight spoke regarding water quality and quantity, including proof of availability and requested action be delayed on agreement and Specific Plan.

Richard Kunstman spoke on the water supply and other facilities with the recommendation that additional information be provided prior to approval of the Specific Plan.

Dr. Barton Brown spoke on the economics of the project and a cost benefit analysis.

Robert Schmelzer spoke on the applicant's track record, saying there was no information available on their previous projects.

Ralph Bayless spoke on the Specific Plan legality and adequacy.

Other general comments against the project were given by:

Harvey Ferrier felt the project would be a bedroom community, that shopping would be done elsewhere, that logic and common sense should be used regarding the project, and expressed concern with traffic, air quality, airport, and water impacts, and future costs for infrastructure.

Jerry Lacayo said we should not be concerned with the amount of money people have put into the project, but pay attention to all of the details and those things that are missing; and is concerned that this will change the lifestyle from rural to sub-urban.

Malcolm McGregor, neighboring property owner, said he doesn't like the project and feels it is the wrong development, time and place; feels the Environmental Impact Report is loaded with concerns that have never been really answered; and he feels this project will divert from the businesses in downtown Mariposa.

Richard Harriman spoke for the Golden State Wildlife Federation and Valley Advocates regarding the project. His key points were that studies, mitigation measures and financing plans should be made available for public review before approval, inadequacy of the Specific Plan and General Plan, and General Plan inconsistency.

Joe Boland said the project has to be in the public interest and he feels that it is not based on what he has heard.

Jim Hockley spoke on golf course impact on wildlife and water, and sewage disposal.

Martha Brown suggested moving the project to Lake Don Pedro subdivision to help resolve problems there.

Bill Morrison said the project should not be approved until we have all the facts.

Comments of a general nature:

Mike Brodie said he was in favor of the project if done right, but we should be concerned with environmental impacts.

Thomas Hix, applicant, responded to concerns raised, saying the County had not required financial information for previous projects, that the Countywide Community Economic Development Committee's report recommended increased tourism, that the applicants did not want to spend a lot of money on water availability reports before project approval, that their attorney had not found problems with the Mariposa County General Plan and that he had offered to work with MERG but had no response from them. He compared the amount of water used by a grape vineyard to that of a golf course. In response to questions, he said the golf course would be a daily fee course open to the public, and the sports complex proposal could be in the form of either funds for off-site development of the complex or land donation for development of the complex on-site.

PUBLIC PORTION OF PUBLIC HEARING WAS CLOSED.

The Chairman of the Planning Commission continued the public hearing to 1:00 p.m., Monday, December 12, 1994 at the County Courthouse for Planning Commission deliberation on recommendations to the Board of Supervisors.

The Chairman of the Board of Supervisors and the Mariposa-Yosemite Airport Land Use Commission continued the public hearing to 1:00 p.m., Monday, December 19, 1994 at the County Courthouse for deliberations to consider the Planning Commission's recommendations. Supervisor Erickson requested that a compilation and summarization of input presented during the hearing be provided, and requested that County Counsel review any legal issues raised by Attorney Harriman. Supervisor Baggett requested that County Counsel also review any legal issues raised by Attorney McCutchen in his letter.

County Counsel advised the Board members and Commissioners that the public process has been gone through for this project and since it is in the deliberation phase, he cautioned them to not speak with members of the public on this project; and extended this caution to Supervisors-elect Patti Reilly and Bob Stewart.

Attorney Harriman asked County Counsel about presenting points and authorities.

Hearing was continued as so noted above.

#### FORTHCOMING POLICY

Discussion and Possible Action Regarding the Parks and Recreation Commission Recommendations on a Policy for Naming Parks and Recreational



Facilities (Continued from Forthcoming Policy on 11/22/94) (Scheduled for Action on 12/13/94) (Housing and Community Development Agency Director)

CONSENT AGENDA

CA-1 Resolution Authorizing the Purchase of Three New 1995 Chevrolet Caprice Police Sedans through a "Tag-On" to Los Angeles County Police Department, Bid Number R-248 with Wondries Chevrolet (Public Works Director); Res. 94-507

CA-2 Resolution Approving the Road Name "Cathey's Valley Drive" (Planning and Building Director): Res. 94-508

CA-3 Resolution Approving the Road Name "Hornitos Road" (Planning and Building Director); Res. 94-509

CA-4 Resolution Approving the Road Name "Valley Lane" (Planning and Building Director); Res. 94-510

CA-5 Resolution Authorizing Chairman to Sign County Medical Services Program (CMSP) Contract for Fiscal Year 1994/95 (Human Services Director); Res. 94-512

CA-6 Resolution Authorizing County Counsel to Negotiate Lease Agreement for GAIN Classroom (Human Services Director); Res. 94-513

CA-7 Resolution Declaring Elected those Persons Having the Highest Number of Votes for Offices Under its Jurisdiction and Declaring the Results of Each Election Under its Jurisdiction as to Each Measure Voted on at Such Election (County Clerk); Res. 94-514

CA-8 Resolution Appointing Declared Candidates to Various Offices for Which the Number of Candidates Who Filed a Declaration of Candidacy Did Not Exceed the Number of Offices to be Filled Pursuant to Elections Code Sections 23520, 8873, and 9373 (County Clerk); Res. 94-515

CA-9 Certificate of Appreciation to James "Grizz" Mour and Cheryl Mae Cheever for Their Roles as Mr. and Mrs. Santa Claus at the Coulterville Volunteer Fire Department (Supervisor Balmain)

CA-10 Resolution Recognizing Robert C. "Bob" Stewart Upon His Retirement from the California Highway Patrol (Supervisor Baggett); Res. 94-511

CA-11 Accept Resignation of Patti Reilly from the Mariposa County Planning Commission, Representing Supervisorial District I, Effective 11/23/94 (Supervisor Baggett)

CA-12 Resolution Authorizing Chairman to Sign an Order of the Board to Reject Claim Number C94-22 (\$500.00) (County Counsel) - matter was pulled from agenda.

6:35 p.m. ADJOURNMENT in memory of Florence Reavis, Dr. Arthur Dahlem,  
Phil Osborn, Misty Lynn Dexter, Herman (Buster) Reames, and Genevieve  
Turpin.

Respectfully submitted,

MARGIE WILLIAMS  
Clerk of the Board







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MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA  
December 13, 1994

Time Description  
9:01 a.m. Meeting Called to Order, with Supervisor Taber excused.

Pledge of Allegiance

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

Opening of Sealed Proposals for Sale of County-Owned Personal Property and Lease of County-Owned Real Property, Known as the Darrah Schoolhouse Property (County Counsel)

BOARD ACTION: Sealed proposal was received and opened from Kiwanis Club of Mariposa. Chairman called for oral bids and none were received. (M)Parker, (S)Erickson, Board accepted proposal from the Kiwanis, and County Counsel advised he would bring the final contracts back to the Board for approval/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber. Dell Knell/Kiwanis, thanked the Board for the opportunity for the Kiwanis to work on this project.

Approval of Minutes of 12/06/94, Regular Session  
BOARD ACTION: Continued to December 20, 1994, for approval.

Approval of Consent Agenda (See End of Minutes)  
BOARD ACTION: (M)Balmain, (S)Parker, all items were approved/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Following further discussion, (M)Parker, (S)Balmain, Res. 94-522 adopted rescinding approval of Consent Agenda item 4, with item to be further discussed with Public Works Director later this date/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Discussion and Direction on County Application for Special Use Permit from Bureau of Land Management (BLM) and Encroachment Permit from the California Department of Transportation (CALTRANS) for Helispot Location in North County (Supervisor Balmain)  
BOARD ACTION: Discussion was held and Supervisor Balmain noted that the grant is anticipated from the Heath Foundation. Following discussion, (M)Balmain, (S)Parker, Res. 95-523 adopted approving and authorizing Chairman to sign use permit for helispot location next to County J-20 and documents for encroachment permit from the County/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Closed Session Regarding Conference with County Labor Negotiator Relative to Deputy Sheriff's Association (DSA) (County Administrative Officer)  
BOARD ACTION: County Administrative Officer advised that the anticipated information was not received from the Association; thus, Closed Session was not held.

9:10 a.m. Dan Tinnel, Fire Chief/Emergency Services Officer;  
Resolution Transferring Ownership of Old Coulterville Fire Engine to the Coulterville Volunteer Fire Brigade  
BOARD ACTION: Following discussion, (M)Balmain, (S)Parker, Res. 94-524 adopted. Motion was amended, agreeable with maker and second, to condition approval upon receiving a letter from Public Works advising that the vehicle has a value of less than \$500.00. The title will be in the name of the Brigade. Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Supervisor Erickson advised that Catheys Valley Volunteer Fire Department found an engine, and requested that the matter be scheduled for December 20, 1994, for possible purchase.

9:15 a.m. Ken Hawkins, Auditor;  
Resolution Appropriating Funds for the Purchase of an Automatic Sequential Numbering/Date Stamp (\$618) for the Auditor's Office (4/5ths Vote Required)  
BOARD ACTION: Following discussion, (M)Erickson, (S)Balmain, Res. 94-525 adopted/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

9:17 a.m. Jim Moffett, Chief Probation Officer;  
Resolution Appropriating (\$8,500) from Reserve for Contingencies to Pay IV-A Consortium Fee to Los Angeles County (4/5ths Vote Required)  
BOARD ACTION: Following discussion, (M)Parker, (S)Balmain, Res. 94-526 adopted approving County Administrative Officer's recommendation to appropriate the \$8,500 in the Probation budget offset by unanticipated Title IV-A revenues of the same amount/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Discussion was held concerning the status of the Victim-Witness program and staffing. Jim Moffett/Chief Probation Officer, advised of a modification to the grant he prepared and submitted to Office of Criminal Justice Planning (OCJP).

9:28 a.m. Maurie Hoekstra, Librarian;  
A) Resolution Authorizing Filling Part-Time Library Assistant Position at the Mariposa Library; and  
B) Authorization to Close the Mariposa Library and Red Cloud Branch Library on Saturday, 12/24/94  
BOARD ACTION: (M)Erickson, (S)Balmain, Res. 94-527 and 94-528 adopted respectively/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber. Following discussion, (M)Parker, (S)Balmain, Board included closing the Mariposa Library and Red Cloud Branch Library on Saturday, 12/31/94/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber. Discussion was held concerning electrical repair at Red Cloud branch and County Counsel advised that Public Works was going to take care of the repair.

Supervisor Parker advised that he will schedule an update next month on the status of the School/County committee meetings relative to a joint library facility.

9:33 a.m. Pelk Richards/Undersheriff, appeared on behalf of Roger Matlock, Sheriff;

Resolution Authorizing Sheriff to Apply for Federal Funding for Additional Law Enforcement Persons Under Provisions Contained in the New Violent Crime Control and Law Enforcement Act (Continued from 11/15/94)  
BOARD ACTION: Following discussion, (M)Parker, (S)Balmain, Res. 94-529 adopted approving grant application for one position for this program as discussed, contingent upon continued funding for the program being available through this grant source and the matching funds being available from the Federal Forest Service contract revenues/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

9:41 a.m. Resolution Approving New Class Specifications for Assessment-Recording Clerk I/II and Assessment-Recording Clerk III, at Salary Ranges of 70 for the I Level, 87 for the II Level, and 97 for the III Level, Eliminating Class Specifications for Assessment Clerk, Recording Clerk I/II and Recording Technician, and Reclassifying Incumbent Employees into the New Class Series (County Counsel)

BOARD ACTION: County Counsel advised that the Employees' Association and Recording Technician have agreed with the changes with the understanding that supervision of the recording function does not continue with this position. (M)Balmain, (S)Baggett (who passed the gavel), Res. 94-530 adopted approving recommended changes. Following further discussion, motion was amended, agreeable with maker and second, deleting authorization to fill vacant position/Ayes: Baggett, Balmain, Parker; Abstained: Erickson; Excused: Taber. Further discussion was held concerning the vacant position later this date.

Consent Agenda item 4 - Discussion was held with Mike Edwards/Public Works Director, relative to doing the work in-house versus contracting the work out. (M)Parker, (S)Balmain, Res. 94-531 adopted approving plans and specifications and authorizing advertisement for bids, with direction that information be brought back relative to costs for doing the work in-house/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

9:54 a.m. Mike Edwards, Public Works Director;

A) Resolution Awarding Agreement to James A. Wyse, Inc., and Authorizing Public Works Director to Sign Agreement for Services for Mariposa Landfill Preliminary Closure/Post Closure Maintenance Plans  
BOARD ACTION: Following discussion, (M)Balmain, (S)Erickson, Res. 94-532 adopted/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

B) Resolution Extending Annual Roadside Herbicide Spraying Contract with Custom Weed Control Enterprises, Inc. (Public Works Director)

BOARD ACTION: (M)Erickson, (S)Parker, Res. 94-533 adopted/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

D) Resolution Awarding Contract for Reroofing the Probation Department (Milburn House and Garage), Public Works Project Number PW 94-10, and Appropriating Additional Funding (\$1,000) (4/5ths Vote Required)  
BOARD ACTION: Following discussion, (M)Balmain, (S)Parker, Res. 94-534 adopted/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Balance of Public Works' items were acted on later this date.

10:05 a.m. Recess

10:16 a.m. Tom Archer, Human Services Director;

A) Resolution Authorizing the Negotiation of Sole Source Contract for GAIN Employment Management System (GEMS) Upgrade with Synergy Consulting, Inc.

BOARD ACTION: Following discussion, (M)Parker, (S)Balmain, Res. 94-535 adopted/Ayes: Baggett, Balmain, Parker; Abstained: Erickson; Excused: Taber.

B) Resolution Approving Changes in the Kings View PC1000 Alcohol and Drug Diversion Program to Bring it into Conformity with Requirements in New State Legislation (AB 3555) which Takes Effect 01/01/95

BOARD ACTION: Following discussion, (M)Balmain, (S)Parker, Res. 94-536 adopted/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

C) Resolution Authorizing County Participation in Medi-Cal Acute Psychiatric Inpatient Hospital Consolidation

BOARD ACTION: Following discussion, (M)Parker, (S)Balmain, Res. 94-537 adopted/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Discussion was held with Gary Estep/Assessor-Recorder, concerning filling the vacant position in his department and status of remodel for the Hall of Records. Motion by Balmain to waive the hiring freeze and authorize filling of the vacancy, died for lack of a second. Motion by Parker to authorize filling the position with extra help at this time and further review the request after the final consolidation (remodel) of the Assessor and Recorder, was withdrawn by maker, following further discussion. No action was taken.

10:37 a.m. Jim Evans, Housing and Community Development Agency Director; Discussion and Possible Action Regarding the Parks and Recreation Commission Recommendations on a Policy for Naming Parks and Recreational Facilities (Continued from Forthcoming Policy on 11/22/94 and 12/06/94)  
BOARD ACTION: Following discussion, (M)Balmain, (S)Parker, Res. 94-538 adopted/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

10:42 a.m. Recess

11:00 a.m. Ed Johnson, Planning and Building Director;

PUBLIC HEARING to Consider Adoption of a Notice of Exemption and the Approval or Denial of Zoning Amendment Application Number 94-6; Mike and Nancy Hubert, Applicants (Continued from 11/15/94)

BOARD ACTION: Tim Evans/Senior Planner, presented staff report, and he circulated the Timber Management Plan for review. Staff responded to questions from the Board relative to the applicant's ability to meet the

timber stocking standards if a natural disaster such as a fire were to occur; and property tax and zoning changes for the parcel and improvements. Public portion of the hearing was opened. Mike and Nancy Hubert/applicants, stated they were willing to answer any questions and have agreed with staff recommendations. Mike Hubert responded to question from the Board concerning the condition of the timber stand. There being no further public input, the public portion of the hearing was closed. Board commenced with deliberations. (M)Erickson, (S)Parker, Res. 94-539 adopted, and first reading was waived and an ordinance introduced approving the Zoning Amendment Application, with change to reflect that if there is a catastrophic incident and the timber stand is destroyed, and a new Plan is presented, it will not lead to a re-review by the Board of Supervisors/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

11:15 a.m. Lunch

2:06 p.m. Mike Edwards, Public Works Director;

C) Discussion and Direction to Public Works Regarding the Beaver Problem at Mormon Bar Crossing

BOARD ACTION: Discussion was held concerning the situation and possible solutions. (M)Erickson, (S)Parker, direction was given to Public Works to remove the culvert and obstruction, and either grade or close the road; and at the discretion of Public Works, come back with a proposal for a concrete pad crossing. Input from the public was provided by: Dr. Dick Rosebrock, Danelle Angler, Dick Kunstman, Burnie Stephens, and Lynda Campbell. Ayes: Baggett, Erickson, Parker; Abstained: Balmain; Excused: Taber.

2:29 p.m. Recess

E) Selection of Preferred Alternative for Rehabilitation of the Lake Don Pedro Sewer System and Select Financing Option, Including Possible Grant from the County Water Agency (Continued from 11/15/94)

BOARD ACTION: Discussion was held with Mike Edwards/Public Works Director, Wally Sandlin/Nolte and Associates, and Richard Hargrove/Bond Counsel. Mike advised that the recommended alternative is number 4, for an off-site treatment plant, off-site irrigation, and rehabilitation of the system. Discussion was held concerning options for financing plan. Supervisor Baggett requested that staff review the status of reimbursement of the funding to the General Fund for trucking the water last winter. Discussion was held relative to requesting a grant from the Water Agency for a portion of the costs, and reviewing this project in context with projects for other special districts. (M)Balmain, (S)Erickson, Board selected the recommended alternative number 4. Chairman called for comments from the public and there were none. Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

F) Discussion and Direction Regarding the Coulterville Service Area Number 1 Advisory Board

BOARD ACTION: Discussion was held with Mike Edwards/Public Works Director, concerning meeting procedures for the Advisory Board and the Advisory Board's authority, and different incidences in the service area. Input was provided by the following: Walter McClary/Advisory Board

member, Forrest Barriger, Clif Price/PWD-Facilities Maintenance, Ann Stewart/Advisory Board member, Art Hardin/Don Pedro Advisory Board member, and Karl Harla. Supervisor Baggett was excused at 4:20 p.m. for the rest of the meeting. County Counsel reviewed requirements of the Brown Act for noticing and holding meetings. Board concurred that Public Works staff set the agenda and take minutes for the Advisory Board, and include them in all of those matters, as much as possible, that would pertain to the service area. County Counsel suggested the Advisory Board hold a meeting and invite people in the community to make recommendations to the Board to amend the current resolution to more accurately reflect their duties/function as an Advisory Board, and the Board concurred with this recommendation.

#### FORTHCOMING POLICY

Waive First Reading and Introduce an Ordinance Amending Title 16 of the Mariposa County Code Entitled "SUBDIVISIONS" by Amending Section 16.04.030 (A)(2), Regarding Designation of "Remainder" Parcels (Scheduled for Action on 12/20/94) (Public Works Director)

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

#### CONSENT AGENDA

CA-1 Resolution Authorizing Sheriff to Participate in Boating Safety Program for Fiscal Year 1995/96 (Sheriff); Res. 94-518

CA-2 Resolution Ratifying Settlement Agreement with Mariposa County Sheriff's Management Association Amending Memorandum of Understanding and Directing Auditor to Transfer Funds for Implementation (County Administrative Officer); Res. 94-519

CA-3 Resolution Authorizing Public Works Director to Execute Fund Transfer Agreements for Clean Air Act (Proposition 116) Bike Funds for Bus and Bus Stop Bike Racks (Public Works Director); Res. 94-520

CA-4 Resolution Adopting Plans and Specification for Transport of Cover Material from Adult Detention Facility to County Landfill, Public Works Project Number PW 94-16; Authorizing Advertisement for Bids, Setting Bid Date for 01/06/95; Authorizing Public Works Director to Execute Contract with Lowest Responsible Bidder; and Rescinding Resolution Number 94-441 (Public Works Director); Res. 94-521 approved, and Res. 94-522 rescinded approval; and further action was taken by Res. 94-531





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Harriman's letter and stated he feels the public should have a chance to respond to the changes recommended by the Commission, following a public review period.

Board discussed the issues raised and whether the public portion should be reopened. Ed Johnson/Planning and Building Department Director, responded to questions from the Board concerning this issue and relative to the meeting held with the proponent and staff relative to the proposed mitigation measures. Board concurred with not reopening the public portion and commenced with deliberations.

Ed Johnson and Sarah Williams/Planning Division, presented the Planning Commission's recommendations. County Counsel explained his recommendation for additional language to meet the requirements for overriding considerations for significant impacts identified in the Environmental Impact Report for which no mitigation is possible - it must be based on fact in the record. Discussion was held concerning rural residential use compatibility issue. (M)Parker, (S)Taber, Res. 94-547 adopted denying the Las Mariposas project due to lack of finding of overriding consideration relative to compatibility of the project with the existing rural residential uses in the area/Ayes: Balmain, Parker, Taber; Noes: Baggett, Erickson. Hearing was closed.

2:31 p.m. ADJOURNMENT

Respectfully submitted,

MARGIE WILLIAMS  
Clerk of the

Board of Planning and Building Department  
County of San Diego  
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San Diego, CA 92161  
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Evans/Housing and Community Development Agency Director/commended Jack for his years of service to the County.

Resolution and Tile Plaque Recognizing James L. "Lowell" Munn Upon His Retirement from the Mariposa County Public Works Department (Public Works Director)

BOARD ACTION: (M)Parker, (S)Erickson, Res. 94-543 adopted and presented, along with tile plaque to Lowell/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber. Mike Edwards/Public Works Director, commended Lowell for his years of service to the County.

Chairman Baggett recognized the presence of Congressman-elect George P. Radanovich.

Resolution and Tile Plaque Recognizing Eric J. Erickson for His Outstanding Service to Mariposa County, and More Particularly for Fulfilling His Role as District III Supervisor with Dedication and Integrity; and Presentation of State Assembly Resolution

BOARD ACTION: (M)Parker, (S)Balmain, Res. 94-544 adopted and presented, along with tile plaque, Senate and Assembly resolutions to Eric/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Resolution and Tile Plaque Recognizing Arthur G. Baggett, Jr., for His Outstanding Service to Mariposa County, and More Particularly for Fulfilling His Role as District I Supervisor with Dedication and Integrity; and Presentation of State Assembly Resolution

BOARD ACTION: (M)Balmain, (S)Erickson, Res. 94-545 adopted and presented, along with tile plaque, Senate and Assembly resolutions to Art/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

10:02 a.m. PUBLIC HEARING on final Grantee Performance Report Regarding Community Development Block Grant Agreement (91-STBG-558)

BOARD ACTION: Hearing was opened and continued until after approval of Consent Agenda.

10:03 a.m. Recess

10:17 a.m. Approval of Minutes of 12/06/94, Regular Session (Minutes Continued for Approval from 12/13/94); and Approval of Minutes of 12/13/94 Regular Session

BOARD ACTION: Approved.

Approval of Consent Agenda (See End of Minutes)

BOARD ACTION: Supervisor Erickson pulled item 3 - action was taken later this date on this item. (M)Balmain, (S)Erickson, balance of items were approved/Ayes: Baggett, Balmain; Noes: Erickson; Excused: Parker, Taber. Motion failed, and vote was retaken with Supervisor Parker present - Ayes: Baggett, Balmain, Parker; Abstained: Erickson; Excused: Taber.

10:20 a.m. Jim Evans, Housing and Community Development Agency Director; PUBLIC HEARING on final Grantee Performance Report Regarding Community Development Block Grant Agreement (91-STBG-558)

BOARD ACTION: Jim Evans presented staff report. Public portion of the hearing was opened and no public input was provided. Public portion of the hearing was closed and Jim Evans advised that no action was requested.

10:22 a.m. HOUSING AUTHORITY OF THE COUNTY OF MARIPOSA  
Resolution (HA 94-4) Approving Superseding Part I and New Part II of Section 8 Housing Certificate Program Annual Contributions Contract Number SF-1422 and Authorizing Chairperson to Execute Annual Contributions Contract (ACC) Extending Current Rental Assistance Program through 02/09/98 (Housing and Community Development Agency Director)  
COMMISSION ACTION: (M)Baggett, (S)Balmain, HA Res. 94-4 adopted/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

10:24 a.m. Jim Evans, Housing and Community Development Agency Director; and

Ed Johnson, Planning and Building Director;

Discussion and Possible Action Regarding Request from Mariposa Apartments for Fee Waiver and Other Cash Incentives for the Development of Affordable Housing

BOARD ACTION: Discussion was held and staff advised that their recommendation was to not waive the fees and other cash incentives requested by the applicant; but to approve the reduction in parking spaces and defer payment of County fees. Input was provided by the following: Bob Borchard/agent, referred to requirements and advised they would need to take out landscaping to make more parking. Bob Spears/Saint Andrews Church, advised the Church is opposed to the project as the trees will be cut and major leveling of the land will occur. Lucille Apcar/Mueller Road, commented on the requested fee waiver and cash incentives, and expressed concern with the type of population that the project will attract. Micki Finney suggested the density for the project should take into account the topography of the land; the Specific Plan should be followed, and stated she feels that not enough parking spaces have been planned. Marilyn Kendall/Saint Andrews Church, expressed concern with grading and traffic impacts, and the impact on the atmosphere around the Church; and expressed concern with notification for the project. Dana Finney advised that a similar project was opposed five years ago; requested that specifics of what is requested to be waived be provided, and that no requirements be waived. Following further discussion, motion by Erickson, that the Board consider these incentives upon receipt and approval of a grading plan for the project site which meets standards of the Grading Ordinance, Town Plan, and slope densities, etc., of the Specific Plan, died for lack of a second. Further discussion was held and the matter was continued to later this date for staff to present information on the grading plan.

11:02 a.m. Ed Johnson, Planning and Building Director;

A) Resolution Authorizing Chairman to Sign Land Conservation (Williamson) Act Contract Number 94-10; Joseph Simon, Applicant

BOARD ACTION: (M)Erickson, (S)Parker, Res. 94-553 adopted/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

B) Consideration of Personal Service Agreement Between County Building Department and County Resource Conservation District to Provide Grading Inspection Services

BOARD ACTION: Discussion was held and input was provided by Jerry Progner/Resource Conservation District, and Pam Morrison/Board of Directors for Resource Conservation District, concerning the future status of the District and the services to be provided pursuant to the proposed agreement. (M)Parker, (S)Balmain, Res. 94-554 approving contract for a six month trial basis/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

11:17 a.m. Further discussion was held concerning request from Mariposa Apartments for fee waiver and other cash incentives. Sarah Williams/Planning Division, presented the site plan for the project and advised of step versus cut-and-fill foundation options. (M)Parker, (S)Balmain, Res. 94-555 adopted directing that fees not be waived; that the parking and grading requirements be waived to allow for retaining wall concept as presented in the site plan/Baggett, Balmain, Parker; Noes: Erickson; Excused: Taber.

11:38 a.m. Request from VIA Charter Lines to Use "Yosemite Connection" for Advertising "Highway 140 Express Service"

BOARD ACTION: (M)Erickson, (S)Balmain, Res. 94-556 adopted approving request/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

11:40 a.m. Resolution Approving 1994 Reclassification Requests (County Administrative Officer)

BOARD ACTION: Mike Coffield/County Administrative Officer, advised that the Union representative was unable to be present today and they have a meeting scheduled to review the requests being recommended for denial, and suggested the Board approve the requests that are being recommended for approval at this time. (M)Parker, (S)Balmain, Res. 94-557 adopted approving reclassification requests as recommended for approval by the County Administrative Officer/Ayes: Baggett, Balmain, Parker; Noes: Erickson; Excused: Taber.

11:45 a.m. Discussion and Direction on Implementation of Proposition 191 in Mariposa County (County Administrative Officer)

BOARD ACTION: Bill Hibpshman/Constable, was present for discussion. Carlos LaRoche/Justice Court Judge, provided input. Mike Coffield/County Administrative Officer, reviewed the agreement worked out between the Constable, Sheriff and Judge LaRoche. Following discussion, (M)Parker, (S)Balmain, Res. 94-558 adopted approving the agreement to implement Proposition 191/Ayes: Baggett, Balmain, Parker; Noes: Erickson; Excused: Taber.

11:53 a.m. Recess

11:59 a.m. MARIPOSA COUNTY WATER AGENCY

B) Request for Balance of Project Funding for Water Tank Project (\$985,000) (County Administrative Officer)

AGENCY ACTION: Mark Rowney/Mariposa Public Utility District, provided input on request. Following discussion, (M)Balmain, (S)Erickson, WA Res. 94-3 adopted committing to the funding, with direction that an agreement

for the loan be prepared for approval by the Agency/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

A) Discussion Regarding State Water Resources Control Board (SWRCB) Delays which Affect Saxon Creek Project Schedule (County Administrative Officer)

AGENCY ACTION: Discussion was held with Mark Rowney/Mariposa Public Utility District (MPUD), concerning the status of scheduling the water rights issue for the Saxon Creek project before the State Water Resources Control Board. Mark advised that they may need to bid the project and begin assessment proceedings prior to a decision being made on the water rights. (M)Parker, (S)Erickson, authorization was given for Director Baggett to meet with Executive Director Pettit of the State Water Quality Resources Control Board, even if the meeting can not be scheduled before the end of the year (when his term is up) - meeting is to occur as soon as possible with representative(s) of MPUD and County Counsel to be present. Mark reviewed the fiscal impact of the delay - about \$110,000 additional will be spent between now and the end of February 1995; and advised of the dollars spent to-date for this project - \$831,172.88. Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

12:23 p.m. Lunch

2:10 p.m. Mike Edwards, Public Works Director;

A) Presentation and Discussion of State Mandated Evaluation Monitoring Program and Water Quality Protection Standard at Mariposa County Landfill

BOARD ACTION: Discussion was held with Mike Edwards and Tom Starling/PWD-Waste Management Specialist, and Murray Einarson and Greg Smith/Einarson Geoscience, Inc. The monitoring program was reviewed and findings of the report/study presented. Mike advised that the Regional Board has set a deadline at the end of the year for submission of a revised report. Discussion was held concerning off-site work and potential liability. (M)Parker, (S)Balmain, to support staff's recommendation to submit Phase III Work Plan, which includes proposal to drill up to five new wells off and on-site, subject to budgetary limitations to be considered by the Board in next year's budget process, was withdrawn by maker, agreeable with second, following further discussion. Supervisor Baggett requested that County Counsel review potential for County liability for this proposal. Direction was given to staff to write a letter to the Regional Board advising that the issue will be brought before the new Board to be seated in January to consider issues they may raise, and to address concerns that this Board raised concerning property access rights and liability. Supervisor Erickson requested that the direction include contact of the affected property owners to determine whether they are willing for the County to drill wells for this monitoring program, and that County Counsel be consulted on this matter.

B) Waive First Reading and Introduce an Ordinance Amending Title 16 of the Mariposa County Code Entitled "SUBDIVISIONS" by Amending Section 16.04.030 (A)(2), Regarding Designation of "Remainder" Parcels (Continued from Forthcoming Policy on 12/13/94)

BOARD ACTION: Following discussion, (M)Balmain, (S)Parker, Ordinance was introduced/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

C) Provide Information to Board Regarding Cost for Road Division to Haul Earth from Adult Detention Center to Landfill by Public Works Department

BOARD ACTION: Mike Edwards advised that this is for information at this time and once the bids are received, a recommendation will be presented for the Board's consideration.

Consent Agenda item 3 - Discussion was held with Mike Edwards/Public Works Director. Supervisor Erickson requested that consideration be given as to whether anyone would be interested in installing a keylock fuel system and contracting with the County for sale of fuel for the northside. (M)Balmain, (S)Erickson, Res. 94-559 adopted approving plans and specifications and the bid process, with direction that the option suggested be pursued/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Resolution Extending the Time to Eliminate the Positions of Administrative Assistant (District Attorney) and Building/Grounds Maintenance Supervisor (Public Works Department) from 12/31/94 to 03/08/95 or Until Further Action by the Board (County Counsel)

BOARD ACTION: Following discussion, (M)Balmain, (S)Parker, Res. 94-560 adopted/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber.

Mike Edwards/Public Works Director, provided an update on the status of the remodel for the Hall of Records building to accommodate the consolidation of offices.

Resolution Appointing Leota Striplin to the Parks and Recreation Commission, Representing Supervisorial District III (Supervisor Erickson);

Resolution Approving Revised Class Specification for the Position of Victim/Witness Coordinator-Advocate; New Class Specification for the Extra-Help Position of Victim/Witness Advocate at a Salary of \$8.41 Per Hour; and Approving Recruitment for Both Positions with Authority to Fill the Coordinator Position on a Temporary Contract Basis (County Counsel); Discussion and Recommendation to Accept the Offer of Real Property (\$1,100) Located in Hornitos, Adjacent to the Old Ghiradelli Store Site (County Counsel); and

Resolution Transferring Funds for Purchase of Computer (\$3,200) (County Administrative Officer)

BOARD ACTION: (M)Parker, (S)Erickson, Res. 94-561, 94-562, 94-563, and 94-564 were adopted respectively/Ayes: Baggett, Balmain, Erickson, Parker; Excused: Taber. Jeff Green/County Counsel advised of letter received from District Attorney-elect Christine Johnson concerning the Victim-Witness recruitment, and advised that there is no intent to fill the position until after Christine takes office.

Discuss and Provide Direction on a Request for Sponsorship Received from Brandi Priest for the 1995 Miss Teenage California Scholarship Pageant (Supervisor Balmain)



BOARD ACTION: Discussion was held. Motion by Balmain, to provide sponsorship in the amount of \$200.00, died for lack of a second.

3:24 p.m. Closed Session Regarding Conference with County Labor Negotiator Relative to Deputy Sheriff's Association (DSA) (County Administrative Officer)

BOARD ACTION: Not held, as Mike Coffield/County Administrative Officer, advised that closed session was not necessary.

Supervisor Baggett reviewed issues facing the County and suggested the Board: set plans and evaluate them each year; continue to review the necessity of the Planning Commission and/or have the Commission focus on long-range planning; review the processing of applications that require the Board and Commission's review; update the General Plan and look at a programmed countywide environmental impact report; continue to improve the one-stop permit process; work on the Mining Element for the General Plan; encourage town planning areas committees to continue and work on issues; stay involved with air quality issues and advised of Mountain Counties Air Basin's proposal to amend its membership; track the funding for engineering transit for Yosemite; form a committee with representatives of the criminal justice system and the Board to review issues dealing with the criminal justice system; work with Yosemite on tourism issues and keep options open for a tourism bureau; continue to support the Mineral Exhibit; continue to work for library improvements; retain the employee hiring freeze and grant funded positions policy and continue to review the Golden Handshake opportunities; maintain comparable salaries with consideration of reducing hours; maintain Emergency Reserve and Advertising Funds; consider amending the Board meeting schedule to holding three meetings per month, with one scheduled in the afternoon or evening; monitor the CMSP/health program issues and work with the Hospital and Health Department to coordinate functions; pursue a medical benefits package and review excess insurance in conjunction with other jurisdictions; pursue government center facilities; felt redevelopment should be pursued; follow procedure for staff to process incoming mail for the Chairman; develop policies/guidelines for conducting Board meetings and hearings and for the powers of individual board members; and consider existing workload of the departments and staff when requesting additional projects. Supervisor Baggett then presented mementos to staff and fellow Board members.

Supervisor Erickson reflected on his sixteen years of service to the County as a Board member and the importance of considering the impact of decisions being made; urged pursuing a good relationship with Yosemite; pursuing the Saxon Creek water project; and wished everyone and the County the best.

Comments were provided by fellow Board members and staff upon Supervisors Baggett and Erickson's retirement from the Board.

CONSENT AGENDA

CA-1 Resolution Authorizing the Public Works Department to Submit and Execute a California Used Oil Recycling Block Grant Application (Public Works Director); Res. 94-548

CA-2 Resolution Authorizing the Award of Sealed Bids, PW 94-02, for Patch, A.B. Class II, and 3/4" Clean Crush Rock Bids, for 1995 Road Division Inventory, to Lowest Bidders (Public Works Director); Res. 94-549

CA-3 Resolution Adopting Plans and Specifications for Above-Ground Keylock Fuel System (Coulterville Road Yard), Public Works Project Number PW 94-11; Authorizing Advertisement for Bids; Setting Bid Date for 01/27/95; and Authorizing Public Works Director to Execute Contract with Lowest Responsible Bidder (Public Works Director); Res. 94-559, with direction given to staff

CA-4 Resolution Authorizing Chairman to Sign Standard Agreement (\$151,648) with the State Department of Economic Opportunity for 1995 Energy Crisis Intervention program and Weatherization Activities (Housing and Community Development Agency Director); Res. 94-550

CA-5 Resolution Authorizing Chairman to Execute Contract with Mariposa Educational Tutor Resource (METR) to Provide Literacy Services (Librarian/Literacy); Res. 94-551

CA-6 Waive Second Reading and Adopt Ordinance Rezoning Property (APN: 015-190-020) for Inclusion into Timber Exclusive Overlay Zone and Amending Mariposa County Zoning Map; Zoning Amendment Application Number 94-6, Mike and Nancy Hubert, Owners/Applicants (Planning and Building Director); Ord. 882

CA-7 Resolution Ratifying Settlement Agreement with Mariposa County Managerial Confidential Association Amending Memorandum of Understanding and Directing Auditor to Transfer Funds for Implementation (County Administrative Officer); Res. 94-552

CA-8 Resolution and Tile Plaque Recognizing Rick Nichol for His Outstanding Service on the Mariposa County Planning Commission, Representing Supervisorial District II (Supervisor Balmain); Res. 94-546

CA-9 Accept Resignation of Mary L. Soroko from the Commission on Aging, Representing Supervisorial District I (Supervisor Baggett)

CA-10 Reappoint Arthur M. Mimler to Represent Mariposa County on the State Sequoia Area VIII Board for the Developmentally Disabled (Supervisor Baggett)

4:15 p.m. ADJOURNMENT in memory of Ella "Tootsie" Rhoan, William Spaulding, Gerhard Kamp, and Fay Dyer.

Respectfully submitted,



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