



MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA OCTOBER 5, 1999



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

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

Board Information and Announcements

- Supervisor Stewart advised that the YARTS Management Board met for the last time on Monday, and the YARTS JPA met for the first time. He commended Jay Pawlek, Senior Planner, for his efforts in helping with this program, and he advised that Merced County Association of Governments staff requested that Jay be thanked for his work.
- Supervisor Balmain advised that he plans to attend the Bio-Diversity Council meeting on Wednesday which is held in conjunction with the RCRC Conference.
- Supervisor Pickard advised that he plans to attend the RCRC Conference this week, and the Rural Health meeting which may provide information dealing with HMOs for rural counties.

Approval of Minutes of 9/14/99 and 9/21/99 Regular Meetings

BOARD ACTION: Minutes of 9/14/99 were continued to 10/5/99 for approval, with direction given for changes. Minutes of 9/21/99 were approved.

Resolution Canceling the Regularly Scheduled Board Meeting for October 26, 1999 (Administration)

BOARD ACTION: (M)Parker, (S)Stewart, Res. 99-308 adopted. Discussion was held relative to possibly canceling the meetings for November 23, 1999, and December 21, 1999, due to the holidays. Board concurred with the Clerk scheduling this on a future agenda. Ayes: Unanimous.

9:27 a.m. Jeffrey G. Green, County Counsel;

A) CLOSED SESSION Regarding Conference with Legal Counsel Relative to Anticipated Litigation with Significant Exposure to Litigation Pursuant to Subdivision (b) of Government Code Section 54956.9 (Continued from 9/21/99);

B) CLOSED SESSION Regarding Conference with Legal Counsel Relative to Anticipated Litigation with Significant Exposure to Litigation Pursuant to Subdivision (b) of Government Code Section 54956.9; and

C) CLOSED SESSION Regarding Conference with County Labor Negotiator Relative to Mariposa County Managerial and Confidential Organization (County Counsel)

BOARD ACTION: (M)Reilly, (S)Balmain, closed sessions were held, with Rick Bolanos, County labor negotiator, to be present for a portion of the session/Ayes: Unanimous. Chair Pickard announced that the Board would adjourn following the closed sessions, and that action taken as a result of the closed sessions would be announced on October 12, 1999. Supervisor Balmain was excused for the rest of the meeting at 11:59 a.m. due to County business.

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

12:33 p.m. Adjournment in memory of Frank James and Mable Miller.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA OCTOBER 12, 1999



<u>Time</u>	<u>Description</u>
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9:12 a.m.	Meeting Called to Order, with Supervisor Reilly excused due to illness. Pledge of Allegiance Introductions
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Chair Pickard announced that as a result of closed sessions on October 5, 1999, direction was given to staff relative to two matters of anticipated litigation and relative to labor negotiations with MCMCO.

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

- Yvonne Bennett advised that when she attended the Coulterville community meeting on Monday night, she learned that the community was without water for most of the day, and she expressed concern with the situation and asked about the emergency notification system for reporting a problem. Mike Edwards, Public Works Director, advised that the Sheriff's Department has numbers for reaching him and his staff when there are problems in special districts, and he advised that the normal detection system is down. Supervisor Balmain advised that as soon as Public Works staff was notified they were working on the problem.
- Supervisor Balmain advised of a request to consider an off-agenda matter relative to expenses for an upcoming Library Assistant employee retirement party. (M)Balmain, (S)Stewart, Board waived rules requiring 72 hours agenda noticing to consider this matter, finding it was not known about at the time the agenda was prepared and the party is scheduled prior to the next meeting/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly. Janet Hogan, County Administrative Officer, advised that the Board adopted a policy in 1993 which allows departments to spend up to \$150 for events or receptions honoring County employees; and she suggested an exception for this case, with direction to staff to come back with an amendment to the policy for a higher amount. Discussion was held. (M)Balmain, (S)Stewart, Res. 99-309 adopted allowing the department to spend up to \$300 for the retirement party for the Library Assistant from the Red Cloud Library Branch, with direction given to staff to bring the policy back for further review/Ayes: Balmain, Stewart, Pickard; Abstained: Parker; Excused: Reilly.

Approval of Minutes of 9/14/99 Regular Meeting (Approval of Minutes Continued from 10/5/99); 9/20/99 Regular Meeting (Continued from 9/14/99); 9/22/99 Regular Meeting (Continued from 9/21/99); 9/23/99 Regular Meeting (Continued from 9/22/99); and 9/24/99 Regular Meeting (Continued from 9/23/99)

BOARD ACTION: Minutes of 9/14/99 were approved. The rest of the minutes were continued to October 12, 1999, for approval.

Approval of Consent Agenda (See End of Minutes)

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

Mike Edwards, Public Works Director;

A) Inform the Board of Soliciting Bids for the Purchase of Additional Soil as Cover Material for the Mariposa County Landfill

BOARD ACTION: Mike Edwards advised that after the bid process began, he was contacted by the School District relative to a project they are planning that may provide

cover soil. They still have details to work out and he is not sure how much soil may be available. They will still pursue the bid process.

B) Resolution Adopting Update of 1988 Improvement Standards (Continued from 9/28/99)

BOARD ACTION: Discussion was held with Mike Edwards relative to the Update and the additional input just received from Ken Melton regarding his concerns on four of the sections. Discussion was held relative to changes in the road width requirements for the different classes of road construction. Supervisor Stewart requested that the examples for the signing standards be easy for the general public to understand.

Ken Melton provided input relative to his request for reduced road and gutter widths.

(M)Balmain, (S)Parker, Res. 99-312 adopted approving the Update of 1988 Improvement Standards, with changes as discussed and recommended by staff/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

10:23 a.m. Recess

10:42 a.m. Resolution Eliminating the Personnel Analyst I and II Classifications and Creating a New Classification Entitled Personnel/Risk Management Technician at Salary Range 172 (Administration/Personnel)

BOARD ACTION: Jeff Green, County Counsel, reviewed the history of the personnel function in the County, and the plans to transfer the function back to Administration. (M)Parker, (S)Stewart, Res. 99-313 adopted/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly. Following further discussion, Board concurred with directing the County Administrative Officer to come back to the Board with a timeframe and reorganization plan of the Administration Department, including the addition of an administrative assistant and the personnel function, along with cost information.

Resolution Reappointing County Counsel to a Four-Year Term Commencing October 12, 1999 (County Counsel)

BOARD ACTION: Jeff Green, County Counsel, advised of typographical errors in the agenda material – he has served as County Counsel since 1983 and this is his fifth term. (M)Parker, (S)Balmain, Res. 99-314 adopted/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

Board Information and Announcements

- Supervisor Pickard advised that he attended the RCRC Conference, and he reported on the issues that were discussed, and he advised that he won a basket from Merced County in the raffle, and that the basket that Mariposa County sent was well received.
- Supervisor Balmain advised that the Sierra Conservation Framework meeting that Congressman Radanovich is trying to schedule has been put off until January, 2000. He advised that he attended the Bio-Diversity Council meeting that was held in conjunction with the RCRC Conference.

10:58 a.m. CLOSED SESSION to Review Applications for the Planning Director Position (County Administrative Officer/County Counsel)

BOARD ACTION: (M)Parker, (S)Stewart, closed session was held/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly. Chair Pickard announced that the Board would adjourn following the closed session, and that action taken as a result of the closed session would be announced on October 19, 1999.

CONSENT AGENDA

- CA-1 Accept Resignation of Tre Ford from the Midpines Community Planning Advisory Committee (Supervisor Reilly)

- CA-2 Resolution and Tile Plaque Recognizing Dorothy Converse Upon her Retirement from the Mariposa County Red Cloud Library Branch to be Presented at her Retirement Party on October 16, 1999 (Supervisor Balmain); Res. 99-310

- CA-3 Resolution Authorizing Health Officer to Sign State Standard Agreement to Perform Y2K Readiness Assessment of Hazardous Materials Businesses (Health); Res. 99-311

11:30 a.m. Adjournment in memory of Violet Matlock, Sidney Daugherty, Temple Schlageter, Naomi Blessing, Archie E. Childress, and Pearl Greenamyre.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA OCTOBER 19, 1999



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

Chair Pickard announced that as a result of Closed Session on October 12, 1999, direction was given to staff to review applications for the Planning Director position.

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

Approval of Minutes of 9/20/99, 9/22/99, 9/23/99 and 9/24/99 Continued Regular Meetings (Approval Continued from 10/12/99); and 9/28/99 Regular Meeting
BOARD ACTION: Approved.

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

Resolution Proclaiming the Week of October 23 Through October 31, 1999, as Red Ribbon Week (Human Services)
BOARD ACTION: (M)Parker, (S)Stewart, Res. 99-315 was adopted and presented to Kathy Delaney on behalf of the Red Ribbon Week committee/Ayes: Unanimous.

Gail A. Neal, Interim Probation Officer;
Resolution Transferring Funds from Salary to Overtime (\$1,000)
BOARD ACTION: Following discussion, (M)Parker, (S)Stewart, Res. 99-320 adopted/Ayes: Unanimous.

Sarah Williams, Interim Planning Director;
Resolution Authorizing the Planning Director to Solicit Proposals from Outside Consultants to Prepare the 2000 General Plan Housing Element Update; and Execute an Agreement for Preparation of the Housing Element Update, Not to Exceed \$12,500
BOARD ACTION: Following discussion with Sarah Williams and Jay Pawlek, Senior Planner, (M)Parker, (S)Stewart, Res. 99-321 adopted, with the revisions as presented/Ayes: Unanimous.

Resolution Authorizing Chairman to Execute Personal Services Agreement with Kim VanMeter in the Amount of \$35,190 for Film Commission Services from October 1, 1999 to June 30, 2000 and Appointing Ms. VanMeter as Mariposa County Film Commissioner Until Further Action by the Board (Administration/County Counsel)
BOARD ACTION: Following discussion, (M)Parker, (S)Stewart, Res. 99-322 adopted authorizing Chairman to execute the Personal Services Agreement with Kim VanMeter as requested, and with direction for the Auditor to draw the warrant for the advance payment pursuant to the terms in the agreement as soon as possible; and appointing Ms. VanMeter as Mariposa County Film Commissioner until further action by the Board/Ayes: Unanimous.

Select the California State Association of Counties (CSAC) Director and Alternate for 2000 (Supervisor Stewart)

BOARD ACTION: Discussion was held. Supervisor Parker suggested that the Board stay with the appointments as made in January, 1999, - the Board concurred. Supervisor Balmain requested that consideration be given in the future to not having all of the remaining Board members serve as alternates due to the economic interest statement requirements.

LAKE DON PEDRO SERVICE AREA 1-M

Resolution Establishing a Pedestrian and Equestrian Trails Advisory Board (County Counsel)

BOARD ACTION: Following discussion, (M)Balmain, (S)Parker, County Service Area 1M (Lake Don Pedro) Res. 99-1 adopted/Ayes: Unanimous.

Resolution Authorizing Chairman to Execute a Memorandum of Understanding with the Mariposa Superior Court Relative to Court Operations (County Counsel)

BOARD ACTION: (M)Parker, (S)Balmain, Res. 99-323 adopted/Ayes: Unanimous.

Resolution Canceling the Regularly Scheduled Board Meetings for November 23, 1999, and December 21, 1999 (Supervisors Parker and Stewart)

BOARD ACTION: (M)Reilly, (S)Balmain, Res. 99-324 adopted/Ayes: Unanimous.

Board Information and Announcements

- Supervisor Stewart advised that he plans to attend the San Joaquin Valley Supervisors Association conference at the Tenaya Lodge this week, and that a power point presentation on the County will be given. Supervisor Parker requested that the presentation also be given to the Board on a future agenda.
- Janet Hogan, County Administrative Officer, advised of a decision made in the Sonoma County Superior Court relative to the State's shift of ERAF dollars, and advised that she will keep the Board informed of this issue.
- Supervisor Reilly advised that she will be on vacation next week.
- Supervisor Pickard advised that he plans to attend the RCRC meeting on Thursday; and he plans to attend the Rural Education Summit at Tenaya Lodge the first part of next week.

9:42 a.m. CLOSED SESSION Regarding Conference with Legal Counsel Relative to Existing Litigation (Dan Cassady vs. the County of Mariposa, et al) (County Counsel); and

CLOSED SESSION to Review Applications for the Planning Director Position (County Administrative Officer/County Counsel) (Continued from 10/12/99)

BOARD ACTION: (M)Parker, (S)Reilly, closed sessions were held following a short recess/Ayes: Unanimous.

11:00 a.m. Board reconvened in open session with action taken as a result of closed session to settle the case of Dan Cassady vs. the County of Mariposa, et al, in the amount of \$87,500; and with direction given to staff relative to scheduling interviews for the Planning Director position and to continue the Closed Session to November 2, 1999.

CONSENT AGENDA

CA-1 Resolution Designating the Option Under which Appropriation Limits Shall be Computed for Fiscal Year 1998-99 (Auditor); Res. 99-316

- CA-2 Resolution Establishing Appropriation Limits for the 1998-99 Fiscal Year (Auditor); Res. 99-317
- CA-3 Resolution Recognizing Volunteer Firefighters in Mariposa County, to be Presented by Supervisor Stewart at the Mariposa County Volunteer Appreciation Dinner Being Held on October 23, 1999 (Supervisor Stewart); Res. 99-318
- CA-4 Proclaim the Month of October as Domestic Violence Awareness Month Urging all Citizens to Actively Participate in "Take Back the Night" Sponsored by Mountain Crisis Services, to be Presented by Supervisor Pickard on October 20, 1999 at the "Take Back the Night" Event (Supervisor Pickard)
- CA-5 Accept Resignation of Ray Doblack from the Yosemite West Community Planning Advisory Committee (Supervisor Reilly)
- CA-6 Certificate of Appreciation to Anneke Freericks to be Presented by Supervisor Pickard at his District Meeting the Evening of October 19, 1999 (Supervisor Pickard)
- CA-7 Resolution Authorizing Chairman to Sign Contract Between the County of Mariposa and the California Mental Health Directors Association (CMHDA) for Coordination with Administrative Services Organization (ASO) for Mental Health Services (Human Services); Res. 99-319

11:02 a.m. Adjournment in memory of John M. Miller, Richard Lang, Sr., and Frank Reynolds.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA NOVEMBER 2, 1999



Time Description
9:15 a.m. Meeting Called to Order
Pledge of Allegiance
Introductions

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

- Leota Striplin advised of the upcoming hay ride event sponsored by the Kiwanis.
- Supervisor Parker commented on the issue of transferring employees within the Board/Administration/County Counsel offices and stated he supports the decision of County Counsel/Personnel to recruit for the executive secretary position; however, he wants it to be clear that all of the employees function within the office together and that this is a unique structure for these offices. He further stated that he finds it distressing that an elected department head would raise these issues relative to personnel procedures in the manner that occurred. Supervisors Pickard and Balmain stated the Board supports its staff in the offices and throughout the County, and they feel the procedures are being followed.

Approval of Minutes of 10/5/99, 10/12/99 and 10/19/99 Regular Meetings

BOARD ACTION: Approved. Supervisor Balmain noted that relative to the discussion held on October 12th regarding the water outage in Coulterville, that the system was back on line at 9:00 a.m. It turns out that there was vandalism and other problems that created the outage; however, even though it was a weekend, the emergency notification system worked well and the outage was kept to a minimum.

Approval of Consent Agenda (See End of Minutes)

BOARD ACTION: Supervisor Stewart pulled item 2. Supervisor Pickard pulled item 5. (M)Parker, (S)Stewart, balance of the items were approved/Ayes: Unanimous. Following discussion, (M)Parker, (S)Stewart, item 2 was approved with a wording change in the resolution to state that the County will not make any claim for reimbursement of state-mandated costs for preparation related to the materials in the agenda package/Ayes: Unanimous. Janet Hogan, County Administrative Officer, advised of corrections to the personnel costs for item 5. Discussion was held with Mary Williams, Community Services Director, relative to the County's match for this program. (M)Balmain, (S)Reilly, item 5 was approved/Ayes: Unanimous.

Dennis Patrick, Technical Services Director;

Resolution Appointing the Technical Services Director of Mariposa County, Dennis Patrick, as the Administrative Contact and the Technical Contact with the U.S. Domain Registry for the Delegated Subdomain of "MARIPOSA.CA.US."

BOARD ACTION: Following discussion, (M)Parker, (S)Balmain, Res. 99-330 adopted. Following further discussion, motion was amended, agreeable with maker and second, to add to the direction that changes as allowable by law also require the approval of the Board of Supervisors/Ayes: Unanimous.

Resolution Approving Modifications to the California Local Government Finance Authority Joint Powers Agreement (JPA) (Supervisor Pickard)

BOARD ACTION: Discussion was held. (M)Parker, (S)Balmain, direction was given to staff to bring back an agenda item with a formal letter withdrawing from this JPA. Supervisor Reilly requested that information be included relative to the pros and cons of

participating in this JPA. Motion was amended, agreeable with maker and second, to include direction to staff to invite RCRC staff to be present for the discussion, and to direct staff to include in the agenda item consideration of withdrawing from the Rural Mortgage JPA as well/Ayes: Unanimous.

10:12 a.m. Recess

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

A) PUBLIC HEARING to Consider Increase in Sewer Fees for Coulterville County Service Area

BOARD ACTION: Mike Edwards presented the staff report and advised of input received at the Advisory Board meeting requesting that this hearing be continued to a meeting in Coulterville. Supervisor Balmain advised that he is also requesting that this hearing be held in Coulterville. Staff responded to questions from the Board relative to the recommended fees and alternatives, and relative to obtaining a recommendation from the Advisory Board and a consensus of the community. Hearing was continued to January 11, 2000, at 5:00 p.m. to be held in Coulterville.

B) Review the Mariposa Town Cemetery Beautification Proposal from County Resident Ted Hogan and Provide Direction to Staff

BOARD ACTION: Rich Begley, PWD/Deputy Director for Parks and Recreation, reviewed the budget and maintenance of the cemeteries.

Ted Hogan provided input relative to his request, especially for getting a water supply to the lower portion of the Mariposa cemetery, and he offered the assistance of the Hunters Valley volunteer firefighters.

Discussion was held relative to looking at overall cemetery needs – a new water system, space for future expansion, and landscaping. Discussion was held relative to the status of the Mariposa Town Cemetery Ad Hoc Committee and its structure. Board concurred with providing direction to staff to proceed with pursuing an on-site water system for the town cemetery, to pursue filling the vacant positions on the Mariposa Town Cemetery Ad Hoc Committee, and to pursue a review and provide recommendations for restructuring the membership and role of the Committee.

C) Status Report on Solid Waste Characterization Study by Integrated Recycling Inc.

BOARD ACTION: Mike Edwards reviewed the purpose of the study. George Eowan and John McInnes, IRI, gave a presentation on the study and the results they have obtained thus far. They advised that the off-peak season sort will begin this afternoon. Discussion was held. A further discussion will be scheduled in the future relative to the status of meeting the State mandated waste reduction requirements.

Resolution Supporting “The Fair Competition and Taxpayer Savings Act” Initiative (Supervisor Pickard)

BOARD ACTION: Supervisor Pickard initiated discussion and updated the Board on the status of this Initiative – it failed to make the March 2000 ballot, but they are trying for the November 2000 ballot. Mike Edwards, Public Works Director, provided input relative to the potential negative impacts if counties are not allowed to maintain their flexibility in using in-house staff and consultants for architecture and engineering design services. (M)Balmain, (S)Stewart, to take a position to support maintaining the County’s flexibility to use in-house staff and consultants for architecture and engineering design services, was withdrawn by second and maker, following further discussion. Discussion was held relative to contacting our legislators relative to the County’s position on this matter, and relative to watching for future legislation on this matter.

12:24 p.m. Lunch

2:11 p.m. Board Information and Announcements

- Supervisor Stewart advised that he attended the YARTS meeting on Monday and they formalized action to move forward with the JPA and request for proposals and to have Merced County Association of Governments continue as staff support for another year. He also advised that he attended the USFS presentation in Sacramento on their plans. The YARTS document signing ceremony is scheduled for November 10, 1999, at 11:00 a.m. in Yosemite. He attended the Fire Department appreciation picnic and the 4-H Achievement Night event on Sunday.
- Supervisor Balmain commented on the successful Hunters Valley Fire Company event which resulted in the recruitment of new volunteers for the Company.
- Supervisor Reilly reported that she had a great vacation.
- Supervisor Stewart reported on the status of the formation of the Bridgeport Fire Company and advised that they are working on getting volunteers for the Company and they are working on the engineering for the foundation of the new fire station.
- Supervisor Pickard advised that he attended the Rural Education Summit at Tenaya Lodge on Monday – it was very successful with 41 legislators attending.

CLOSED SESSION Regarding Conference with the Legal Counsel Relative to Existing Litigation (Case No. 7831, County of Mariposa vs. Wiger) (County Counsel)

BOARD ACTION: Matter was continued to November 9, 1999.

2:30 p.m. CLOSED SESSION Relative to Public Employee Performance Evaluation for Public Works Director (County Counsel); and

CLOSED SESSION to Review Applications for the Planning Director Position (County Administrative Officer/County Counsel) (Continued from 10/19/99)

BOARD ACTION: (M)Balmain, (S)Reilly, closed sessions were held, with Mike Edwards, Public Works Director, to be present for a portion of the session/Ayes: Unanimous.

Chair Pickard announced that the Board would recess following the closed sessions and continue the meeting to Friday, November 5, 1999, to conduct interviews for the Planning Director position, and that action taken as a result of the closed sessions would be announced on November 9, 1999.

Closed sessions were continued to Friday, November 5, 1999.

INFORMATION - No action necessary on the following:

- A) Treasurer's Monthly Report (Treasurer)
- B) Information Hearing Schedule (Clerk of the Board)

CONSENT AGENDA

- CA-1 Resolution Authorizing Chairman to Sign Letter of Support to CalTrans for the Mariposa County Chamber of Commerce's Annual Holiday Banner Display (Visitors' Bureau); Res. 99-325
- CA-2 Resolution Specifying the Property Tax Revenue Shifted from each Local Agency within the County to the Educational Revenue Augmentation Fund (ERAF) and Substantiation that the County will not Claim Reimbursement

for State-Mandated Costs in Connection with Preparing this Information (Auditor); Res. 99-328, with a change in the draft resolution

- CA-3 Resolution Authorizing and Sign New Contract with Willis and Walsh, CPA's and Moss, Levy and Hartzheim, CPA's to Perform the Next Four Fiscal Year Countywide Audits (1998-99, 1999-2000, 2000-01, 2001-02) (Auditor); Res. 99-326
- CA-4 Resolution Authorizing the Director of Human Services to Execute the Low Income Home Energy Assistance Program Contract #00B-1220 and any Subsequent Contract Amendments with the State Department of Community Services and Development (\$79,879.00) (Human Services) Res. 99-327
- CA-5 Resolution Authorizing the Chairman to Sign the Program Proposal for Transportation on the Northside of Mariposa County to the Groveland Adult Day Care Site with Area 12 Agency on Aging and Approve the Memorandum of Understanding with Groveland Adult Day Care that Delineates the Responsibilities of each Agency in Providing the Transportation (Community Services); Res. 99-329, with typographical corrections to the personnel costs

5:33 p.m. The Board continued the meeting to Friday, November 5, 1999, to conduct interviews for the Planning Director position, and recessed in memory of Norman D. Turner, Judy Ann Vegely, Elizabeth "Betty" Cummings, Barbara Aline Tucker, and Leon Frost.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA NOVEMBER 5, 1999

(Meeting Continued from November 2, 1999)



<u>Time</u>	<u>Description</u>
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9:00 a.m.	Board met in continued closed session relative to annual public employee performance evaluation for the Public Works Director and to interview an applicant for the Planning Director position (continued from November 2, 1999), with Supervisor Parker excused.
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11:42 a.m.	Board reconvened in open session. Chairman Pickard announced that the portion of the closed session for annual performance evaluation for the Public Works Director was continued to November 9, 1999, for the full Board to be present. Closed session to interview applicants for the Planning Director position was continued to November 17, 1999.
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11:43 a.m.	Adjournment
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Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA NOVEMBER 9, 1999



Time Description
9:11 a.m. Meeting Called to Order

Chairman Pickard announced that as a result of closed sessions held on November 2 and 5, 1999, that direction was given to staff relative to review of applications for the Planning Director position, and interviews were scheduled for November 5th and 17th; and the closed session relative to annual public employee performance evaluation for the Public Works Director was continued to November 2nd and then to this date.

Pledge of Allegiance
Introductions

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

Scott Adelsbach, Sponsor of County Fair Apple Peeling Contest;
Presentation of Apple Peeling Plaque to Board of Supervisors
BOARD ACTION: Scott Adelsbach presented the apple peeling plaque to the Board, and he advised that the contest was co-sponsored by Hemphill & Wilson and Valley Sweet in Tulare. Supervisor Stewart, Apple Peeling Team Captain, explained the contest.

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

Dr. Mosher, Health Officer;

A) Resolution Recognizing Phil and Kathi Whitson for Their Contributions to the Mariposa County Emergency Medical Services System
BOARD ACTION: (M)Stewart, (S)Parker, Res. 99-331 adopted and presented to Phil and Kathi Whitson/Ayes: Unanimous. Dr. Mosher commended the Whitsons for their assistance and contributions to the emergency medical services system, and he introduced Gina Wood, the new Emergency Medical Services Coordinator.

B) Information Regarding Regional Emergency Medical Services Agency Activities as Relevant to Mariposa County

BOARD ACTION: Dr. Mosher introduced Steve Andriese, Executive Director for Mountain-Valley Emergency Medical Services Agency, and Doug Buchanan, Assistant Executive Director. Steve Andriese thanked the Whitsons for their contributions to the Agency, and he advised that they are hoping to schedule annual reports to the Board. Doug Buchanan gave an overview of the Agency's activities including: staffing and training, communications, transport, data collection and disaster planning. Discussion was held.

9:45 a.m. Recess

10:05 a.m. Janet Hogan, County Administrative Officer;
Consider Request from John C. Fremont Healthcare District to Receive Tobacco Settlement Funds and Provide Direction as Needed

BOARD ACTION: Janet Hogan advised of the request received from the John C. Fremont Healthcare District, and she gave a re-cap of the tobacco settlement and noted that the revenue was not included in the budget as it is not known when the funds will be received.

Sherry Gamble, Chair of the Board of Directors of the Healthcare District, advised that several hospital employees and department head staff were present in support of the request. She introduced Barbara Glacier, representing the Association of California Health Care Districts, who presented their request for funding.

Barbara Glacier reviewed the status of rural hospitals in the State, their financial situations, and the importance of their role in the community and to the local economy. She reviewed the programs that operate in conjunction with the hospital such as home health care and hospice, etc. She advised that they are estimating that the tobacco settlement revenue will be received in July, 2000.

Ken Melton stated he was appalled when he first heard that the hospital was asking for all of the funds, but he knows there is a big need for a hospital in this community. He suggested that the Board consider the competency of the administration and what is happening with the hospital before agreeing to give funding. He stated he feels there has been mis-management at the hospital and noted he has received several negative comments about the facility. He expressed concern with the way he feels hospital employees have been treated and compensated. He further noted that the hospital already receives a portion of the tax dollar, and they have not contributed to the Saxon Creek water project.

Carol Williams, part of the hospital administration and a nurse, advised that everyone is in the process of getting evaluations for raises. She noted that department heads did not receive a raise and they have taken on much more responsibility as a part of the cost-saving program to be able to continue operations. She stated they, speaking personally, are struggling to maintain a hospital and they are working hard. She cited the increased costs for home health care, and she noted that a lot of the hospital is public service. She urged the Board to support the request.

Kathi Whitson stated this is an emotional issue for her – she has worked at the hospital for six years. She stated Elnora George is the first administrator that she has worked with who acted like she cares and who has her priorities straight. They are working to improve quality of care, educating the staff and the community. She feels Elnora George is trying to find the problems and she is committed to fixing them. The problems started a long time ago. She stated she does quality assurance and education by herself and she now has the backing of the administration.

Elnora George stated she is a fifth generation in her family in this County, and she noted that she was educated here. She stated she supports the hospital and wants to get to know the Board of Supervisors better and for the Board to get to know the hospital better. She stated they are working very hard.

Discussion was held. Board concurred with scheduling a detailed discussion of the possible uses of the tobacco settlement revenue on a future agenda.

Sherry Gamble thanked the Board for its consideration of their request and advised that they would be pleased to receive any portion of the revenue, and they would be available for future discussions.

10:49 a.m. Recess

11:04 a.m. Chair Pickard noted that it was Mary Hodson's, Executive Secretary to the County Administrative Officer, birthday this day. Everyone sang Happy Birthday to Mary.

Robert C. Stewart, District III Supervisor;
PowerPoint Presentation about Mariposa County

BOARD ACTION: Supervisor Stewart gave a PowerPoint presentation on the County which he gave at the recent San Joaquin Valley Supervisors Association conference. He thanked Janet Hogan, County Administrative Officer, and Carl Verley, Deputy Sheriff, for their assistance with preparing the presentation. Pelk Richards, Sheriff, commented on Deputy Verley's participation.

Board Information and Announcements

- Supervisor Pickard advised that the Area 12 Agency on Aging Advisory Council will be meeting in Mariposa on November 15, 1999, at 10:00 a.m. at the Senior Activity Center. He advised that Area 12 Agency on Aging will be doing a needs assessment in Fish Camp for the Fish Camp, Yosemite West and Wawona areas, to identify senior needs that could be addressed through the Agency.
- Supervisor Stewart advised that the signing ceremony for the Cooperative Agreement between the National Park Service and the YARTS JPA is scheduled for Wednesday at 11:00 a.m. in Yosemite.
- Supervisor Reilly advised that the Mariposa County Children and Families First Commission held its first meeting last week. She stated she plans to attend a portion of the signing ceremony in Yosemite and then attend the Mother Lode Job Training Agency meeting in Sonora on Wednesday. She further advised that she met with David Mahalic, the new Superintendent for Yosemite National Park, and advised that he would be willing to meet with the Board or attend other meetings as appropriate. She suggested that Board members personally welcome him and that a letter be sent from the Chair welcoming him on behalf of the County and inviting him to come to a future Board meeting – Board members concurred.
- Supervisor Balmain commended Fire Chief Shultz for his efforts with moving the training program to Hunters Valley and obtaining excellent participation.
- Jeff Green, County Counsel, advised that the Gimblin house is scheduled to be moved next week. Public Works entered into an agreement with Mr. Larsen to move the house directly to his property, with the stipulation that the IRS lien matter be resolved.

CLOSED SESSION Regarding Conference with County Labor Negotiator Relative to Mariposa County Managerial and Confidential Organization (County Counsel)

BOARD ACTION: Matter was continued to November 16, 1999.

11:40 a.m. CLOSED SESSION Regarding Conference with the Legal Counsel Relative to Existing Litigation (Case No. 7831, County of Mariposa vs. Wiger) (County Counsel) (Continued from 11/2/99); and

CLOSED SESSION Relative to Annual Public Employee Performance Evaluation for the Public Works Director (Continued from November 5, 1999)

BOARD ACTION: (M)Parker, (S)Stewart, closed sessions were held/Ayes: Unanimous.

Chair Pickard advised that the Board would adjourn following closed session and any action would be announced at the meeting on November, 16, 1999.

CONSENT AGENDA

CA-1 Appoint Brian Brouhard as Alternate for Rick Roesch to Mariposa County Emergency Medical Care Committee (Health)

- CA-2 Appoint Blaine Shultz to Mariposa County Emergency Medical Care Committee to Replace Maureen Comstock as Representative from County Fire (Health)
- CA-3 Appoint Juanita E. DeLucia to the Area 12 Agency on Aging Advisory 1 Council (Community Services)
- CA-4 Accept the Resignation of Rita Croucher from the Mariposa County Commission on Aging (Community Services)
- CA-5 Resolution Authorizing the Public Works Director to Delete the Prior Agreement and Execute a New Agreement with Roger Stephens Engineering for Engineering Design and Survey for the Mariposa Town Highway Pedestrian Facility (Public Works); Res. 99-332
- CA-6 Proclaim November 22-28 as Operation Safe Kids: American Buckles Up Children Week (Sheriff); Res. 99-333

12:50 p.m. Adjournment in memory of Teed Gann.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS



CONFORMED AGENDA NOVEMBER 16, 1999

Time Description

9:14 a.m. Meeting Called to Order, with Supervisor Stewart excused.

Pledge of Allegiance

Chairman Pickard announced that as a result of closed session on November 9, 1999, direction was given to County Counsel relative to settling a litigation matter, and direction was given to staff relative to annual performance evaluations for appointed department heads.

Introductions – Chairman Pickard introduced Jerry Mitchell, National Park Service, and Karen Merritt, Director of Academic Planning and Program Review for UC Merced.

9:16 a.m. Pierce Loberg, Planning Commission Chairman, called the Planning Commission meeting to order as a special meeting for the following item. The following Commissioners present: Leroy Radanovich, Don Pucilowski, and Pierce Loberg. Commissioners Gary Colliver and Bob Rudzik were excused.

Jerry Mitchell, National Park Service

Karen Merritt, Director of Academic Planning and Program Review (UC Merced);
Informational Presentation on Research Institute

BOARD ACTION: Jerry Mitchell advised of discussions the Park Service has held with the University of California staff relative to common goals and the need to better understand the Sierra Nevadas and issues.

Karen Merritt explained the plans for the UC Merced and satellite centers, their plan to have an Internet II connection for the centers, and advised that the Sierra Nevada Research Institute will be a high technology center with the Lawrence Livermore National Laboratory as a partner.

Jerry Mitchell reviewed the sites being considered for the center and the issues related to each site: 1) Wawona Town Planning Area, using property that will revert to the Park Service; 2) Crane Flat, co-locating with the Yosemite Institute; 3) Hazelgreen, in conjunction with a proposed private development; and 4) a combination of Wawona and Crane Flat or Wawona and Hazelgreen. He advised that they will keep the Board and the affected communities informed on the site decision process.

Discussion was held relative to the Research Institute, how it will work with the program for the school children; consideration of accessibility to the sites being evaluated; whether there are plans to have satellite sites at the higher elevations; and the proposed population for for the Research Institute.

Don Starchman, Starchman Law Offices, advised that he is representing Lou Geysler, the private developer for the Hazelgreen site. He stated he does not feel that the other options have the availability of the larger conference room and classroom facilities. He will be discussing this project further with his client.

Commissioner Radanovich stated he finds it curious that the Park Service would be considering a location outside of the Park boundary – this is a big change in Park policy.

Bart Brown asked about the status of the environmental impact report process for the UC Merced campus. He was advised that they have done extensive biological studies and

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have had discussions with the agencies that are involved. They hope to begin the long-range study in a few months, and that process usually takes 12 to 18 months. Bart Brown also asked about the plans for water; and he was advised that the Merced site was selected due to the availability of water, and that they have been discussing this matter with Merced Irrigation District.

Discussion was held relative to the timeframes for the Research Institute – it is hoped to have a founding director on board in July, and that person will fill six to eight faculty positions and begin the program.

10:01 a.m. Recess

10:21 a.m. Chairman Pickard thanked Jerry Mitchell and Karen Merritt for their presentation, and Pierce Loberg for helping to coordinate the scheduling of this matter. Pierce Loberg adjourned the Planning Commission meeting.

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

Approval of Minutes of 11/2/99 Regular Meeting and 11/5/99 Meeting (Continued from 11/2/99)

BOARD ACTION: Approved

Approval of Consent Agenda (See End of Minutes)

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

Bob Perez, Chamber of Commerce;

Discussion and Action Relative to Closing Off Bullion Street, 9th and 10th Streets for Holiday Bonfires and Other Activities During the “Mariposa Christmas Festival Parade” on December 11, 1999

BOARD ACTION: (M)Reilly, (S)Parker, Res. 99-341 adopted approving the request/Ayes: Reilly, Balmain, Parker, Pickard; Excused: Stewart. Bob Perez thanked the Board for its support of this program.

Gail Neal, Interim Chief Probation Officer;

Authorization to Apply for a Grant or Grants Offered by the Governor’s Office of Criminal Justice Planning

BOARD ACTION: Matter was continued. (Later this date, it was clarified that this matter was pulled from the agenda.)

Mike Edwards, Public Works Director;

Approve the Plans and Specifications, Authorize the Public Works Director to Advertise for Bids and Set Bid Opening for Construction of Mariposa County Library Located on the Corner of 10th and Jones Streets

BOARD ACTION: Following discussion, (M)Parker, (S)Reilly, Res. 99-342 adopted/Ayes: Reilly, Balmain, Parker, Pickard; Excused: Stewart. Mike Edwards advised that advertisement will begin next week for the bids, and he introduced Fred Solomon who will be the construction manager for the project.

10:30 a.m. Sarah Williams, Interim Planning Director;

A) PUBLIC HEARING to Consider the Approval of Agricultural Preserve Application #99-1, H. Max Lee and Joan M. Lee, Applicants

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BOARD ACTION: Sarah Williams and Jean Clark, Assistant Planner, presented the staff report. Public portion of the hearing was opened. There was no public input. Public portion of the hearing was closed. Board commenced with deliberations. (M)Balmain, (S)Parker, Res. 99-343 adopted approving Agricultural Preserve application No. 99-1 (Lee, applicant), with the findings as recommended by the Planning Commission, and authorization was given for the Chairman to sign the Land Conservation Act contract/Ayes: Reilly, Balmain, Parker, Pickard; Excused: Stewart. Hearing was closed.

B) Initiate Amendment to Section 17.80.020(A)(1) of County Code, to Add Mini-Storage Units as a Permitted Use in the Neighborhood Commercial Zone-2 (CN-2)

BOARD ACTION: Discussion was held. (M)Balmain, (S)Parker, direction was given to staff to commence processing an amendment and to include the appropriate development standards in the code amendment/Ayes: Reilly, Balmain, Parker, Pickard; Excused: Stewart.

CLOSED SESSION Regarding Conference with County Labor Negotiator Relative to Mariposa County Managerial and Confidential Organization (Continued from 11/9/99) (County Counsel)

BOARD ACTION: Closed session was continued to be rescheduled.

CLOSED SESSION Regarding Conference with the Legal Counsel Relative to Anticipated Litigation Pursuant to Subdivision (b) of Government Code Section 54956.9 (County Counsel)

BOARD ACTION: Chairman Pickard advised that an additional closed session has been requested relative to hiring a Chief Probation Officer. Janet Hogan, County Administrative Officer, advised that the recruitment process has been completed and the Presiding Superior Court Judge has extended an offer of employment. (M)Balmain, (S)Parker, Board waived rules requiring 72 hours agenda noticing to consider a personnel matter relative to the hiring of a Chief Probation Officer, finding the matter was not known at the time the agenda was prepared and it is a matter of timeliness; and action was taken to convene in closed session relative to this personnel matter and relative to a matter of anticipated litigation/Ayes: Reilly, Balmain, Parker, Pickard; Excused: Stewart.

11:14 a.m. Board reconvened in open session with direction given to staff as a result of closed session.

Steve Hayes, Visitors' Bureau Director;

A) Presentation of the First Quarter Progress Report

BOARD ACTION: Steve Hayes presented the report and discussion was held. Supervisor Reilly asked for information relative to the Coulterville Visitors' Bureau activities, and Steve advised that they are working on that request. Supervisor Pickard asked for information from the CalTrans traffic counts – Steve Hayes will obtain the requested information. Supervisor Reilly clarified that even though activities are listed on the Work Plan, it does not mean that the Board is giving approval of each activity at this time. Board concurred with having subcommittees of the Tourism Advisory Council work on developing plans for the corridors.

B) Presentation Regarding Promotion Program for the Remainder of the 1999-2000 Fiscal Year

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BOARD ACTION: Steve Hayes gave a presentation relative to the promotion program and discussion was held. Discussion was held relative to the focus on Yosemite in the advertising and shifting that focus to the County, landmarks and events, and tying Yosemite into the text. Discussion was held relative to considering the hiring of a consultant to assist with developing the advertising. Board concurred with having the Visitors' Bureau Director bring back more information on these suggestions. Supervisor Reilly suggested that if articles are written about the County, that the advertising complement the articles that are coming up. Supervisor Parker requested that the Board's liaison committee be involved in reviewing the suggestions prior to this issue coming back to the Board. Matter was continued to December 7, 1999, at 2:00 p.m.

C) Discussion and Request for Direction on Measuring Visitors' Bureau Effectiveness in its Marketing Program

BOARD ACTION: Matter was continued to December 7, 1999, at 2:00 p.m.

It was clarified that the earlier item from the Probation Department to apply for a OCJP grant was pulled from the agenda.

12:13 p.m. Lunch

2:06 p.m. Sarah Williams, Interim Planning Director;
PUBLIC HEARING to Consider Request to Construct 600 Square Foot Structure on Yosemite West Maintenance District-Owned Property to House the Key Distribution Center for Yosemite's Scenic Wonders Operation; Ken LeBlanc, Business Owner (APN 006-150-007, Yosemite West)

BOARD ACTION: Sarah Williams presented the staff report, and she reviewed the recommendation, alternative actions, and options for the business to be able to operate. She advised that correspondence that was received has been distributed to the Board members and staff and entered into the record.

Public portion of the hearing was opened. Input was provided by the following:

Ken LeBlanc, applicant and owner-operator of Yosemite's Scenic Wonders, advised that when he submitted his application, it was with the intent that it be for all of the agencies/operators in the area. He stated he feels this would be a win-win situation for the community. He noted that he has tried other proposals and was turned down – he feels the Board will come up with a fair solution.

Gregg Garrison, Garrison Law Corporation, advised that he is representing the applicant. He withdrew the proposal for the concept of an off-site key distribution center, saying he feels that the suggestion by County Counsel and the Interim Planning Director is a better plan. He recommended that an amendment be put together, working with staff, and that they apply for a use permit. He feels this would give the community and staff the ability to better control activities in Yosemite West.

Mark Chapman, Yosemite West resident, stated this is a very frustrating situation for everyone.

Supervisor Reilly requested clarification of Mr. Garrison's withdrawal of the request that is being considered today, and his request to move forward with staff's recommendation, and where that leaves the hearing process. Jeff Green, County Counsel, advised that the Board could consider the overlay zone alternate as the request for use of County-owned property is withdrawn. The comments in this hearing process should be channeled as to whether the Board should move forward with the overlay zone.

Mark Chapman continued with his input and stated he supports the overlay alternative as it solves problems and is an equitable solution.

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Harry Hagen proposed that the applicant be invited to formally submit the overlay alternative in writing so that it could be evaluated and reviewed by the community.

Garrett DeBell, Yosemite West homeowner, stated he rents his home part of the year to Yosemite's Scenic Wonders. He referred to his written statement that he provided to the Board and urged the Board to support making transient rental check-in facilities, including key distribution, a conditional use in Yosemite.

Public portion of the hearing was closed and the Board commenced with deliberations. Sarah Williams explained the overlay proposal and advised that the County could initiate the process, or the applicant could file an application. Staff responded to questions from the Board relative to the overlay amendment process and the use permit process. Gregg Garrison advised that the applicant would be willing to make application for the overlay zone. Discussion was held relative to directing that the County make application for the overlay zone amendment and be responsible for the fees, and that the applicant make application for the use permit. Staff responded to questions from the Board relative to existing facilities and code enforcement, extending the time to abate this violation to see if the alternative is feasible, and relative to timeframes for processing the amendment. Mr. Garrison advised that the applicant has drafted the conditional use permit and submitted it, and they could proceed with the overlay application. Discussion was held relative to consideration of extending authorization for the current operation and have a preliminary discussion with the Advisory Committee before the Board provides specifics on whether it would be a County or applicant initiated amendment process. Staff responded to a question from the Board relative to restricting any expansion of the business until the application processes are complete, and Mr. Garrison advised that they have no objection to this. (M)Reilly, (S)Parker, Res. 99-344 adopted directing Planning staff to begin work on the establishment of an overlay district, looking at the process that would allow for a conditional use permit and extending the abatement period on this compliance matter until after the applications are processed. Further discussion was held. Sarah Williams advised that she would distribute Advisory Board minutes and agendas to the Board and keep the Board informed of the Advisory Board and Planning Commission's recommendations and concerns relative to this matter. If the amendment is not ready to be scheduled for the Board within the next six months, she will schedule a status report. Ayes: Reilly, Balmain, Parker, Pickard; Excused: Stewart. Hearing was closed.

Board Information and Announcements:

- Janet Hogan, County Administrative Officer, advised that verbal approval has been received to the request for an extension of the Head Start grant application, and she hopes to have the application on the Board's agenda in December.
- Supervisor Reilly updated the Board on the invitation sent to Yosemite Park Superintendent Mihalic, and she advised that he is planning to be here on December 14th.

(M)Reilly, (S)Balmain, Board directed that it convene in closed session on November 17, 1999, at 1:00 p.m. to conduct interviews for the Planning Director position/Ayes: Reilly, Balmain, Parker, Pickard; Excused: Stewart.

FORTHCOMING POLICY

Approval of the Policy Regarding Access by Minors to Motion Picture Videotapes for Mariposa County Libraries (Library) (Scheduled for Action on 12/7/99)

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CONSENT AGENDA

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| CA-1 | | Resolution Appointing Peter R. Leinau and James O. Hertwig to the Yosemite Alpine Community Services District Board of Directors, Pursuant to Elections Code Section 10515(b) (County Clerk); Res. 99-334 |
| CA-2 | | Resolution Appointing Dana Finney, Larry Enrico and Glenn Michael to Mariposa Public Utility District (MPUD) Board of Directors, Pursuant to Elections Code Section 10515 (County Clerk); Res. 99-334 |
| CA-3 | | Resolution Approving Statement of Votes Cast as Certified to the Secretary of State on November 16, 1999, and Declare Elected Those Persons in Special District Race as Set Out in the Statement (County Clerk); Res. 99-336 |
| CA-4 | | Resolution Accepting the GATES Learning Foundation Grant/Agreement (Library); Res. 99-337 |
| CA-5 | | Resolution Accepting Policy Between Mariposa County and a Person/Group Wishing to Display Art in the Bassett Memorial Library in Wawona (Library); Res. 99-338 |
| CA-6 | | Resolution Authorizing Public Works to "Tag-On" to the City of Firebaugh Purchase of Three Police Sedans from Westside Ford Lincoln in Firebaugh (Public Works); Res. 99-339 |
| CA-7 | | Resolution Approving Children's Medical Services (CMS) Plan and Budget Justification for Fiscal Year 1999-2000 in the Amount of \$21,595 for California's Childrens Services (CCS) and \$47,289 for Child Health and Disability Program (CHDP), and Authorizing Chairperson and Health Officer to Sign State Certification (Health); Res. 99-340 |

2:56 p.m. Board recessed in memory of Agnes Wass and continued its meeting to November 17, 1999, at 1:00 p.m. for closed session to conduct interviews for the Planning Director position.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA **NOVEMBER 17, 1999**

(Meeting Continued from November 16, 1999)



1:04 p.m. Board met in continued meeting (meeting continued from November 16, 1999) for closed session to conduct interviews for the Planning Director position (continued from 11/5/99) (County Administrative Officer/County Counsel).

4:32 p.m. Board reconvened in open session with direction given to staff as a result of closed session, and with the closed session continued to December 7, 1999.

Board adjourned in memory of Agnes Wass.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA DECEMBER 7, 1999



Time Description

9:10 a.m. Meeting Called to Order

The Board reconvened in the courtyard by the flagpole.

Julie Hester sang the *Star Spangled Banner*.

Pledge of Allegiance

Supervisor Stewart presented the Board with a plaque and flag that was presented at the CSAC Conference in Monterey recognizing Mariposa County as one of the original 27 counties of the State.

Board reconvened in its Chambers.

Introductions – Dana Finney, Fish and Game Patrol Lieutenant, introduced Frank Milazzo, the new Game Warden, for the area.

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

Approval of Minutes of 11/9/99, 11/16/99, Regular Meetings and 11/17/99 Meeting
(Continued from 11/16/99)

BOARD ACTION: Supervisor Stewart noted that he was not present for the November 16th meeting. Minutes were approved.

Approval of Consent Agenda (See End of Minutes)

BOARD ACTION: Item 11 was continued to December 14, 1999. Supervisor Balmain advised that he has an interest in being a member of the Quality Improvement Subcommittee of the EMCC – item 1. (M)Balmain, (S)Reilly, all items were approved, with the exception of item 11/Ayes: Unanimous.

Jeff Green, County Counsel;

Request from the John C. Fremont Healthcare District That the Board of Supervisors Adopt a Resolution Creating the Mariposa County Healthcare Authority

BOARD ACTION: Discussion was held. Jeff Green advised that it is his understanding that the Hospital Board would be the Board for the taxing authority; and that if the voters do not pass the sales tax increase, the Authority would cease to exist.

Suzette Prue, Hospital Board member, provided information on their request.

Further discussion was held relative to the request and whether a majority or two-thirds vote would be required to pass the tax. (M)Parker, (S)Stewart, Res. 99-354 adopted creating the Mariposa County Healthcare Authority, with the resolution wording as prepared by County Counsel/Ayes: Reilly, Stewart, Parker, Pickard; Noes: Balmain.

Jacque Meriam, Librarian;

Resolution Approving Policy Regarding Access by Minors to Motion Picture Videotapes

for Mariposa County Libraries (Continued from Policy on 11/16/99)

BOARD ACTION: Following discussion, (M)Parker, (S)Balmain, Res. 99-355 adopted/Ayes: Unanimous.

Mike Edwards, Public Works Director;

A) Reject the Bids Received for Purchase of Landfill Soil Cover on November 15, 1999, Project No. PW 99-17, Adopt Revised Bid Documents, Set New Bid Date of January 10, 2000 and Authorize the Public Works Director to Execute a Contract with the Bidder Whose Bid is in the Best Interest of the County

BOARD ACTION: Discussion was held relative to the request, the bid specifications and requirements, and options.

(M)Balmain, (S)Reilly, to accept the low bid of \$7.30 per cubic yard from Outback Materials, was withdrawn by maker and second, following further discussion.

(M)Reilly, (S)Stewart, to reject the bids and approve actions as requested by Public Works – Supervisor Stewart withdrew his second to the motion, and the motion was seconded by Supervisor Pickard (who passed the gavel); failed by the following vote: Ayes: Reilly, Pickard; Noes: Balmain, Stewart, Parker.

Board concurred with continuing this matter to December 14, 1999; with direction to staff to bring back more information on the issues that were raised: 1) investigate the alternatives to the formal bid process; and 2) look into the options of setting a fixed price for cover material.

10:13 a.m. Recess

10:29 a.m. B) Resolution Authorizing Public Works to Purchase Two (2) Used Double Drum 48” Wide Steel Vibratory Rollers with Trailers (\$80,000);

C) Resolution Authorizing Public Works to Purchase One (1) Used Bandit Model 250XP Brush Chipper from Cal-Line Equipment for the Price of \$14,157;

D) Resolution Authorizing Public Works to Purchase Two (2) New Case 590SL Series 2, 4x4 Backhoe/Loaders from Sequoia Equipment Company, Inc., Through a “Tag-On” to the City of Anderson, P.O. #5941 (\$40,316 Annually); and

E) Resolution Authorizing Public Works to Purchase Two (2) New John Deere 770CH Motor Graders from the State of California Multiple Award Schedule (CMAS) Contract Number 4-98-38-0004A Schedule A-GSA#GS-30F-1021D (John Deere) Expiration 9/30/2000 (\$71,474)

BOARD ACTION: Discussion was held relative to the requests. Supervisor Stewart expressed concern with the budget tracking on previous issues and requested that Public Works provide a response to the Board’s previous request. (M)Parker, (S)Balmain, Res. 99-356, 99-357, 99-358, and 99-359 adopted approving the requests/Ayes: Unanimous.

Resolution Supporting the Efforts of the National Forest Counties and School Coalition by Joining Them in Supporting the Joint Principles Dated March 8, 1999 (Supervisor Pickard)

BOARD ACTION: Discussion was held. Supervisor Reilly questioned whether this is fiscally prudent as she feels a stable source of funding is needed for the schools and roads, etc. (M)Balmain, (S)Stewart, Res. 99-360 adopted/Ayes: Balmain, Stewart, Parker, Pickard; Noes: Reilly.

Resolution Directing that the Meeting for the Board of Supervisors for January 11, 2000, Commence at 1:00 p.m. at the Coulterville Community Center (Old School), Broadway and Cemetery Streets, Coulterville, California (Supervisor Balmain)

BOARD ACTION: (M)Balmain, (S)Stewart, Res. 99-361 adopted/Ayes: Unanimous.

Supervisor Parker advised that Jacqueline Ball, State Parks and Recreation Region Director, will be present at 11:45 a.m. to introduce the new Mining and Mineral Museum Director.

10:55 a.m. CLOSED SESSION to Conduct Interviews for the Planning Director Position (County Administrative Officer/County Counsel) (Continued from 11/17/99); and CLOSED SESSION Regarding Conference with County Labor Negotiator Relative to Mariposa County Managerial and Confidential Organization (Continued from 11/16/99) (County Administrative Officer/County Counsel)

BOARD ACTION: (M)Parker, (S)Balmain, closed sessions were held with Rick Bolanos, labor negotiator, to be present for labor negotiations portion/Ayes: Unanimous.

11:53 a.m. Board reconvened in open session with Supervisor Parker excused for the rest of the day. Chairman Pickard announced that direction was given to staff as a result of the closed session items.

Jacqueline Ball, State Parks and Recreation Region Director, introduced Dana Jones, the new Museum Director for the Mining and Mineral Museum. It was noted that the Museum is the first State Park in Mariposa County. Discussion was held. Chairman Pickard advised that he invited Jacqueline and Dana to lunch, and he extended his invitation to the other Board members.

11:59 a.m. Lunch

2:16 p.m. Steve Hayes, Visitors' Bureau Director;

A) Resolution Approving Request for Proposal (RFP) to Be Sent Out to Prospective Vacation Planner Printers

BOARD ACTION: Discussion was held relative to the request, including the change in the process for the advertising, timeframes, and whether the YARTS demonstration bus project would be included. (M)Balmain, (S)Stewart, Res. 99-362 adopted, with the change as recommended by County Counsel that payment would be made upon receipt of the product and to the satisfaction of the Visitors' Bureau Director/Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker.

B) Presentation Regarding Promotion Program for the Remainder of the 1999-2000 Fiscal Year (Continued from 11/16/99)

BOARD ACTION: Discussion was held, and Steve Hayes advised that he met with Supervisors Parker and Pickard and it was suggested that some of the funds (\$5,000 to \$10,000) in the promotions budget be used to work with a consultant on an advertising program. He also advised that he will work with Sunset Magazine to coordinate the advertising with the feature story they are writing about the County, and they will change the photographs to focus on Mariposa versus Yosemite.

Jan Mennig, Chairman of the Tourism Advisory Council, stated he supports the recommendations, the Visitors' Bureau and the marketing plans.

Supervisor Balmain requested that we make sure that all future advertising include all highway routes located within the County, or that payment for the advertising be withheld. (M)Balmain, (S)Reilly, Board approved the promotion program for November 1999, through June 2000, with the exception of the balance of the funding set aside for the KCBS radio advertising – that funding is to be set aside for further consideration of possibly hiring a consultant; advertising is to be modified to highlight other parts of the County; and advertising is to include all highway routes within the County, or payment is to be withheld. Supervisor Reilly requested that more specific information be presented on the proposal to hire a consultant. Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker.

Barry Brouillette cautioned that he feels the Board needs to be careful and use a consultant that is skilled in this area of marketing, and he suggested that a strategy for focusing the market program be included.

C) Discussion and Request for Direction on Measuring Visitors' Bureau Effectiveness in its Marketing Program (Continued from 11/16/99)

BOARD ACTION: Discussion was held. Supervisor Pickard suggested that a more general mechanism be established to determine the success of the effectiveness of the marketing program. Supervisor Reilly suggested that a chart format be used which reflects the goals and specifics to meet the goals, along with effectiveness/accountability, based on those indicators which show what is being accomplished. It was noted that the transient occupancy tax could be an indicator; however, there are lots of variables such as weather and government actions that affect this tax. Supervisor Reilly also suggested that the Board should be more clear on what its goals are. Supervisor Balmain suggested that the Visitors' Bureau Director could pick out the things that he can work with and get information on those areas and present that information to the Board to sell the program.

Barry Brouillette stated he feels it would be impossible to use a complicated measuring program as outlined in the staff report. He stated he feels it is important to include variables for weather conditions and for when the holidays fall each year. He agreed with the need to track the effectiveness of the program.

Board concurred with creating a marketing program that is based on goals and includes specific measurements for a comprehensive approach as to why and how we are advertising and whether it is effective – direction was given for staff (County Administrative Officer and Visitors' Bureau Director) and the Board's subcommittee (Supervisors Parker and Pickard) to meet on this and bring recommendations back to the Board with the other Visitors' Bureau items in January, 2000.

Board Information and Announcements

- Supervisor Pickard advised that he plans to attend an RCRC meeting in Sacramento after the Community Action Agency meeting in Coulterville on Wednesday. He advised that he met with the Seventh Day Adventist Camp representatives in Wawona on Monday, and they have an architect on board and they are working with the National Park Service on moving forward with the land exchange.
- Supervisor Stewart advised that he attended the CSAC conference in Monterey last week – several issues were discussed, including growth and no growth issues. On Monday, he attended the YARTS JPA meeting, and Yosemite Concession Services was selected as the preferred provider for the bus demonstration project. They are looking at providing some service on Highway 132. He advised that YATI, Inc., is becoming more active and he will begin attending their meetings, along with a second member from the County – perhaps the Visitors' Bureau Director. He advised that the California Transportation Commission meeting will be held in Anaheim on Wednesday and the YARTS funding is included on their agenda. He also noted that the National Park Service is working on the Merced River Plan.
- Supervisor Reilly advised that the public meetings for the Merced River Plan and the Valley Plan will begin in February, 2000.
- Janet Hogan, County Administrative Officer, advised that she has been visiting facilities and sites throughout the County with the various departments, and she noted that the biggest Canyon live oak tree may be located on the Northside.
- Supervisor Reilly advised that she attended the Statewide Conference for the Proposition 10 Commission in Sacramento last week. Supervisor Stewart advised that Rob Reiner, a major supporter of Proposition 10, spoke at the CSAC Conference.

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

CONSENT AGENDA

- CA-1 Resolution Establishing a Quality Improvement Subcommittee of the Emergency Medical Care Committee (Health); Res. 99-345
- CA-2 Reappoint Wayne Bullis and Janelle Shannon and Appoint Wayne Scholkowsky and Mary Sherlock to the Coulterville Service Area No. One Advisory Board (Supervisor Balmain)
- CA-3 Termination of the 2000 General Plan Housing Element Update (Planning); Res. 99-346
- CA-4 Resolution Designating the Personnel/Risk Management Technician as a Management and Confidential Position (Personnel); Res. 99-347
- CA-5 Resolution Allocating One Additional Probation Officer Position to the Probation Department for a Six-Month Period Effective December 1, 1999 (Personnel); Res. 99-348
- CA-6 **HOUSING AUTHORITY OF THE COUNTY OF MARIPOSA**
Resolution Transferring Funds Within the Housing Authority Budgets to Keep the Funds in Balance (\$47,594) (Human Services/Housing Authority); Hous. Auth. Res. 99-6
- CA-7 Accept Nomination and Appoint Martha O. Acevedo to the Mariposa County Children and Families First Commission (Human Services)
- CA-8 Resolution Approving County Family Preservation/Family Support Program Three-Year Plan Federal Fiscal Year 1999-2000 (Human Services); Res. 99-349
- CA-9 Resolution Approving Child Abuse Prevention, Intervention and Treatment (CAPIT) and Community Based Family Resource and Support (CBFRS) Combined Three-Year Plan for July 1999-June 2002 and Authorize Chair to Sign Application and Assurances (Human Services); Res. 99-350
- CA-10 Resolution Authorizing the Public Works Director to Execute a Personal Services Agreement with Fred Solomon for Construction Management for the New Library (Public Works); Res. 99-351
- CA-11 Resolution Authorizing the Public Works Director to Award the Contract for the Restoration of Incline Road Below Moss Creek; and Authorizing the Public Works Director to Execute an Agreement with O.K. Mitty and Sons in the Amount of \$1,239,770.50 (Public Works); Continued to December 14, 1999

- CA-12 Resolution Transferring Funds from Benefit and Salary Accounts to Professional Services Accounts in Criminal Division Budget (\$3,832) (District Attorney); Res. 99-352
- CA-13 Resolution Transferring Appropriations from Salary and Benefits Accounts to Various Services and Supplies Accounts in Victim-Witness Budget (\$6,100) (District Attorney); Res. 99-353

4:12 p.m. Adjournment in memory of Sydney Carter, Fern Shearon, Lester Carl Tilton, Larry Styvaert, Frances Verreault, Murphy K. Lowrimore, Maxine Coffman, John Yeadon, James Law, and Austin Loseman.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA DECEMBER 14, 1999



Time Description

9:10 a.m. Meeting Called to Order, with Supervisor Parker excused due to illness.
Pledge of Allegiance
Introductions

Bob Pickard, District V Supervisor;
Resolution Recognizing and Congratulating Earl Heitzmann on his Retirement from the Mt. Bullion Youth Conservation Camp

BOARD ACTION: (M)Stewart, (S)Reilly, Res. 99-363 adopted and presented to Earl Heitzmann/Ayes: Reilly, Balmain, Stewart, Pickard, Excused: Parker. Cindy Perkins, Mt. Bullion Youth Conservation Camp Superintendent, stated the positive effects Mr. Heitzmann had on the wards at the camp, and she presented him with his retirement badge and a letter from the CYA Director.

Lieutenant Rosenberg, California Highway Patrol, congratulated Earl Heitzmann on his retirement and commended CYA for its support to their organization.

Robert C. Stewart, District III Supervisor;

Board and California Highway Patrol Presentation of Certificate of Recognition to Gary Preston for his Lifesaving Efforts Performed Following an Automobile Accident

BOARD ACTION: (M)Stewart, (S)Balmain, Certificate of Recognition was approved for Gary Preston/Ayes: Reilly, Balmain, Stewart, Pickard, Excused: Parker. Lieutenant Rosenberg thanked the Board for this opportunity and presented the California Highway Patrol Commissioner's award to Mr. Preston and stated how prestigious this award was and how few are given out. Officer Mike Kennedy made the recommendation and Sergeant Joe Sherry did the paperwork, and it was then approved by Headquarters. Chairman Pickard presented Gary Preston with a Certificate of Recognition from the Board.

9:28 a.m. Recess

9:43 a.m. Public Presentations: For Non-Timed Agenda Items and for Items Not on the Agenda – none.

Approval of Consent Agenda (See End of Minutes)

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

Janet Hogan, County Administrative Officer;

Resolution Approving the 2000-2001 Head Start Program Grant Application and Authorizing the County Administrative Officer to Sign Application Documents

BOARD ACTION: (M)Stewart, (S)Balmain Res. 99-370 adopted/Ayes: Reilly, Balmain, Stewart, Pickard, Excused: Parker. Madera Community Action staff, Head Start parents and staff were present.

Mike Edwards, Public Works Director;

A) Resolution Authorizing Public Works to Purchase Two (2) Used 1999 Ford Explorer XLT's from Westside Ford in Firebaugh for a Total Amount of \$48,669.00

BOARD ACTION: Following discussion, (M)Stewart, (S)Reilly Res. 99-371 adopted/Ayes: Reilly, Balmain, Stewart, Pickard, Excused: Parker. Supervisor Balmain asked for information regarding the warranty on the vehicles, and Mike Edwards advised of a three-year, thirty-six thousand mile warranty on both vehicles.

B) Reject the Bids Received for Purchase of Landfill Soil Cover on November 15, 1999, Project No. PW 99-17, Adopt Revised Bid Documents, Set New Bid Date of January 10, 2000 and Authorize the Public Works Director to Execute a Contract with the Bidder Whose Bid is in the Best Interest of the County (Continued from 12/7/99)

BOARD ACTION: Discussion was held, and Mike Edwards advised of alternative actions available to the Board, and referred to a memorandum from County Counsel to the Board and Public Works relative to the options. Jeff Green, County Counsel, explained the formal and informal bid processes and the options available to the Board. (M)Balmain, (S)Stewart Res. 99-372 adopted waiving the formal bid process; direction was given for Public Works to use the informal bid process and a purchase order agreement; and the bids received for the purchase of landfill soil cover on November 15, 1999, were rejected. It was clarified that this direction would not preclude Public Works from purchasing from different vendors depending on the price and availability of material. Ayes: Reilly, Balmain, Stewart, Pickard, Excused: Parker.

10:20 a.m. CLOSED SESSION Regarding Conference with County Labor Negotiator Relative to Mariposa County Managerial and Confidential Organization (Continued from 12/7/99) (County Administrative Officer/County Counsel)

BOARD ACTION: Chairman Pickard advised that an additional closed session has been requested relative to hiring a Planning Director. (M)Stewart, (S)Reilly, Board waived rules requiring 72 hours agenda noticing to consider a personnel matter relative to the hiring of a Planning Director, finding the matter was not known at the time the agenda was prepared and it is a matter of timeliness/Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker. (M)Balmain, (S)Reilly, closed session was held for the labor negotiations and personnel matters/Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker.

11:03 a.m. Lunch

2:08 p.m. Chairman Pickard announced that direction was given to staff as a result of closed session relative to labor negotiations, and that that closed session relative to the Planning Director recruitment was continued to December 20, 1999, at 9:00 a.m.

Patti A. Reilly, District I Supervisor, Bob Pickard, Chairman;

Welcome and Introduction of David Mihalic, Yosemite National Park Superintendent

BOARD ACTION: David Mihalic was introduced and welcomed. Supervisor Stewart gave a power point presentation showing various parts and communities in the County. Mr. Mihalic talked about his background with the Park Service and his role. Discussion was held, and the Board thanked Mr. Mihalic for coming to the meeting.

Board Information and Announcements:

- Chairman Pickard stated he enjoyed serving as Chair this past year, thanked everyone for their support and help, and wished everyone a wonderful holiday season.

CONSENT AGENDA

- CA-1 Approve Certificates of Appreciation to Soccer Board Members and Referees to be Presented by Supervisor Stewart at the Soccer Awards Ceremony on December 16, 1999 (Supervisor Stewart)
- CA-2 Resolution Approving the Contract Between Area 12 Agency on Aging and Mariposa County for Transportation on the Northside of Mariposa to Groveland Adult Day Care and Authorize the Director of Community Services to Execute a Memorandum of Understanding Between Mariposa County Transportation Services and Groveland Adult Day Health Care Satellite Site (Community Services); Res. 99-364
- CA-3 Appoint Anthony Di Stefano to the El Portal Town Planning Advisory Committee (Supervisor Reilly)
- CA-4 Resolution Approving Winter Hours for Yosemite Branch Library (Library); Res. 99-365
- CA-5 Resolution Approving the Proposed Class Specification of Network Administrator at a Salary Range of 215 (\$2,757 - \$3,351) (Personnel); Res. 99-366
- CA-6 Resolution Authorizing Health Officer to Submit Grant Application on Behalf of John C. Fremont Hospital District in the Amount of \$70,860 to Enhance Psychiatric Services to Citizens of Mariposa County (Health); Res. 99-367
- CA-7 Accept Donation for Rotary Outdoor Theater Project at the Mariposa Park in the amount of \$1,675 (Public Works); Res. 99-368
- CA-8 Resolution Authorizing the Public Works Director to Award the Contract for the Restoration of Incline Road Below Moss Creek; and Authorizing the Public Works Director to Execute an Agreement with O.K. Mittry and Sons in the Amount of \$1,239,770.50 (Continued from 12/7/99) (Public Works); Res. 99-369

2:55 p.m. Board recessed in memory of Burl Moles, Jr., Harry L. "Bud" Odgers, George "Ray" Orr, and Helen A. Kopp, and continued to the meeting to Monday, December 20, 1999, at 9:00 a.m. for closed session relative to the Planning Director recruitment.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS

**CONFORMED AGENDA
DECEMBER 20, 1999**

(Meeting Continued from December 14, 1999)



Time Description

9:06 a.m. Board reconvened in continued closed session relative to a personnel matter concerning the Planning Director recruitment and interview – meeting was continued from December 14, 1999. Supervisor Reilly was excused due to illness.

11:12 a.m. Adjournment

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board