



MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA OCTOBER 3, 2000



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

Joey Forsythe, 4-H member, led the Pledge of Allegiance.

Introductions – Chairman Parker introduced Cheryle Rutherford-Kelly, the new Human Services Director.

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

Donna Wice, 4-H Coordinator, appeared on behalf of Wain Johnson, Farm Advisor; Proclaim October 1 – 7, 2000, as National 4-H Week

BOARD ACTION: (M)Stewart, (S)Pickard, Proclamation was approved and presented to the following on behalf of 4-H: Joey Forsythe/member, Donna Wice, and Becky Crafts/Community Club Leader/Ayes: Unanimous. Becky Crafts invited the Board members to attend the 4-H Achievement Night on October 29th.

Board Information:

- Supervisor Stewart stated he feels 4-H is a great program, and he commended those who participate. He also advised of the YARTS meeting he attended on Monday in Yosemite, and of upcoming public meetings relative to the staging areas along various locations of the route. He further advised that the Transportation Planner is working with him to coordinate a meeting between YARTS and the Board later this year to discuss the future of YARTS.

- Supervisor Pickard advised of his meeting with John Ferrera, Undersecretary for Business, Transportation, and Housing, relative to the 45-foot bus issue, and he advised that he will keep the Board informed of the status of this issue. He also advised of a lawsuit filed by RCRC on the CALFED Bay-Delta Program process, based on the Record of Decision signed by Bruce Babbitt, Secretary of the Interior. Supervisor Parker stated he feels the Board should have a discussion as to whether to be involved in this lawsuit – Supervisor Pickard will schedule this matter.

- Supervisor Parker advised that he presented the Certificate recognizing Louise Hill on her 100th birthday at special event held on Monday.

- Supervisor Balmain advised that he drove the historical John Muir route with Helen Fowler/Chair of the Historical Sites and Records Preservation Commission, and he will meet with the Coulterville committee on Wednesday on this matter.

- Supervisor Stewart advised that a binder containing the Courthouse Facility Study and Survey is available for Board members to review.

Discussion and Possible Action Relative to Adopting a Resolution Requesting the State Board of Equalization to Allow Mariposa County to Become Involved as an Interested Party in the Hearing Regarding PG&E's Taxable Possessory Interest in MID's Hydroelectric Facility (County Counsel)

BOARD ACTION: Discussion was held with Jeff Green, County Counsel. Supervisor Balmain asked whether the County would incur any costs to participate in this matter. (M)Balmain, (S)Pickard, Res. 00-338 adopted. Further discussion was held. Becky Crafts, Interim Assessor, provided input relative to potential costs to the County, and she stated she will keep in contact with County Counsel on this matter. Supervisor Pickard

advised of his contact with Dr. House to try to coordinate a presentation to the Board on this matter. Ayes: Unanimous.

Approval of Minutes of 9/5/00 Regular Meeting (Approval Continued from 9/26/00); 9/8/00 Regular Meeting (Meeting Continued from 9/5/00); and 9/12/00 Regular Meeting
BOARD ACTION: Approved. Supervisor Parker asked Public Works to provide clarification on a future agenda relative to actual expenditures and funding issues for the Skate Park project. This can be done under Board announcements.

Jim Petropulos, Public Works Director;
Resolution Authorizing the Public Works Director to Accept and Endorse the Master Agreement Entitled “Administering Agency – State Agreement for State Funded Projects”

BOARD ACTION: Following discussion, (M)Pickard, (S)Reilly, Res. 00-339 adopted approving this request and future Master Agreements of this nature. Chairman Parker requested that future agreements be approved subject to review by County Counsel. Ayes: Unanimous.

Resolution Authorizing Chairman to Sign a Personal Service Agreement with Barkett Myrman Consulting to Provide the Board of Supervisors with a Written Analysis and Report of the Effectiveness of the County’s Current Tourism Promotional Expenditures (County Counsel)

BOARD ACTION: Discussion was held with Jeff Green, County Counsel, and he advised that following this phase, a program analysis for the future could be requested. He also advised that the total contract for this report will not exceed \$7,500, with \$500 budgeted to address out-of-pocket and travel expenses. (M)Reilly, (S)Stewart, Res. 00-340 adopted/Ayes: Reilly, Stewart, Parker, Pickard; Abstained: Balmain.

9:40 a.m. Recess

10:11 a.m. Jim Petropulos, Public Works Director;

Administrative Practice Session on Solid Waste Issues (Continued from 9/19/00)

BOARD ACTION: Jim Petropulos introduced Harter Bruch, consultant, and George Eowan, Integrated Recycling, Inc., consultant. Chairman Parker noted that Mark Gallagher, Yosemite Concession Services, was also present. George Eowan gave a presentation on compliance with AB 939 diversion requirements – he advised that the County currently has a diversion rate of 31% and needs to reach 50% to be in compliance. He reviewed the goals and plans for future disposal, including the status of pursuing a composting facility. Discussion was held relative to costs and efforts to try to keep the same fees. It was suggested that a chart be prepared reflecting the total costs of the system. Discussion was also held relative to the options available to the Board to reach compliance with the diversion requirements: verify good faith efforts, request a time extension, or pursue alternative diversion requirements. Tom Starling, PWD/Solid Waste Coordinator, advised that all of the County’s efforts to be in compliance will be included in the report to the State.

11:55 a.m. Recess

12:09 p.m. Further discussion was held relative to the solid waste issues and scheduling another administrative practice session. Supervisor Balmain passed around photographs and discussed his visit to the co-composting facility in Cobble Hill, British Columbia. He suggested that the other Board members wait until the facility is in full-operation before going to look at it. Board concurred with scheduling further discussion tentatively on

December 5, 2000, at 10:00 a.m., providing everyone has had an opportunity to visit the Canadian facility by that date.

12:30 p.m. Lunch

1:44 p.m. Eric Toll, Planning Director, and Jim Petropulos, Public Works Director; Workshop with the Planning Commission to Discuss Recommended Policy Level Changes to the Mariposa County Road Improvement and Circulation Policy (Continued from 9/8/00 Meeting)

BOARD ACTION: The following Planning Commissioners were present: Leroy Radanovich, Gary Colliver, Pierce Loberg and Bob Rudzik. Commissioner Don Pucilowski was excused.

Commissioner Radanovich asked about reviewing the technical standards and correcting the inconsistencies that exist. Sarah Williams, Planning Manager, advised that staff is working on reviewing the standards for inconsistencies, reviewing comments provided by Ken Melton, and they are clarifying CDF's standards and how they relate to these standards.

The Board and Commission reviewed issues where concurrence was reached – Zone of Benefit and road maintenance requirements. Discussion was held relative to coordinating this process with the General Plan Update process.

Commissioner Radanovich asked that information be provided on what it will take for the County to accept roads into its maintained road system.

Ken Melton commented on the road standard requirements in the General Plan.

Supervisor Parker initiated discussion relative to the proposed paving standard, and he asked Public Works staff to provide the Board and the Commission with information pertaining to the cost of maintaining roads. Eric Toll stated they could survey other rural counties to see how they are handling paving requirements.

Ken Melton suggested the Board reconsider the two-parcel number used for the Zone of Benefit requirements.

Eric Toll advised that Planning staff is reviewing the covenant of non-protest issue. Supervisor Parker asked about the status of staff's review of the waiver/exemption wording for Zones of Benefit.

It was agreed to not hold the workshop previously scheduled for October 10th, and that Planning will schedule the next workshop once the staff has completed review of the pending issues.

Eric Toll presented a memorandum reporting on the status of the General Plan Update process, and advised that he will present periodic update reports.

The Planning Commission adjourned at 2:47 p.m.

FORTHCOMING POLICY:

Adopt an Electronic Mail and Internet Access Policy to Establish Guidelines for the Proper Handling and Processing of Computer Generated Functions Relating to Use of E-Mail and Internet when Accessed from County-owned Computers (Scheduled for Action on 10/10/00) (County Counsel)

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

2:48 p.m. Adjournment in memory of Marjorie “Mike” Hackett, Arthur Borgstahl, Jr., Peggy Mullis, Robert “Bob” Jaekle, and Kim Evans.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS



CONFORMED AGENDA OCTOBER 10, 2000

Time Description
9:12 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:

- Supervisor Pickard advised that he and the Planning Director met in Fish Camp on Saturday to discuss the strategy for processing the Silver Tip Lodge project.
- Supervisor Reilly advised the Highway 140 road opening event is scheduled for October 18, 2000, at 11:00 a.m.
- Supervisor Balmain advised that he spoke with a representative of Hughes Corporation and was advised that the shredder has not yet arrived for their co-composting facility, and it would be better for the other Board members to wait and visit the facility when it is under production.

Robert Hand, Executive Director;

Proclaim October 22 – 28, 2000 as Heartland Opportunity Center Week

BOARD ACTION: (M)Reilly, (S)Stewart, Proclamation was approved and presented to Bob Hand, Marilyn Messier/Board member, Marina Fisher, and Rose Parisi/Ayes: Unanimous.

Leota Striplin;

Proclaim October 12, 2000 as National Women Veterans' Recognition Day

BOARD ACTION: (M)Stewart, (S)Pickard, Proclamation was approved and given to Mary Williams, Community Services Director, to forward to Leota Striplin/Ayes: Unanimous. Mary Williams advised that arrangements have been made to take a bus to Fresno on Thursday for a special event.

Approval of Minutes of 9/18/00 (Meeting Continued from 9/12/00) and 9/19/00 Regular Meeting

BOARD ACTION: Approved.

Approval of Consent Agenda (See End of Minutes)

BOARD ACTION: Supervisor Balmain asked about item 2. (M)Pickard, (S)Reilly, all items were approved/Ayes: Unanimous. Mary Williams, Community Services Director, introduced Sally Uribe, the newly appointed member to the Commission on Aging and the Area 12 Agency on Aging Advisory Board.

Mary Williams thanked Supervisor Parker for the two turkeys that he purchased at the Junior Livestock Auction and donated to the Senior Center.

Jeff Green, County Counsel;

Adopt an Electronic Mail and Internet Access Policy to Establish Guidelines for the Proper Handling and Processing of Computer Generated Functions Relating to Use of E-

Mail and Internet when Accessed from County-owned Computers (From Policy on 10/3/00)

BOARD ACTION: Jeff Green advised that comments were received from employees, and that no comments were received from the bargaining units. He met with the Technical Services Director and reviewed the comments and made changes in the draft policy. Mike Bird, Iron Mountain Services, stated he has input to provide. Jeff Green suggested that this matter be continued for Mike Bird to speak with the Technical Services Director. Matter was continued to be rescheduled.

Dana Hertfelder, Assistant Public Works Director, appeared on behalf of Jim Petropulos, Public Works Director;

A) Resolution Approving Application to Calaveras/Mariposa Community Action Agency for CSBG Funds to Operate a "Mobile Recreation Van" in Mariposa County

BOARD ACTION: Discussion was held with Dana Hertfelder and Rich Begley/PWD-Deputy Director of Parks and Recreation, relative to the request, matching funds, and operating expenses for the program. (M)Reilly, (S)Pickard, Res. 00-342 adopted. Supervisor Parker requested that if the grant is awarded, that the Board has an opportunity to further review the program, with more information to be provided; and that the Board is made aware of other applications for funding in the County. Ayes: Unanimous.

B) Resolution Adopting the Draft Disadvantaged Business Enterprise (DBE) Plan for Submittal to CalTrans for Final Review

BOARD ACTION: Discussion was held. Supervisor Balmain advised that he has marked typographical errors in the Plan, which he will submit to the department. (M)Balmain, (S)Reilly, Res. 00-343 adopted/Ayes: Reilly, Balmain, Stewart, Parker; Noes: Pickard.

C) Resolution to Approve and Authorize Public Works Director to Execute a Contract to Purchase Soil as Cover Material for the Mariposa County Landfill

BOARD ACTION: Following discussion, (M)Balmain, (S)Reilly, Res. 00-344 adopted/Ayes: Unanimous.

D) Resolution Authorizing Public Works to Overhire the Account Technician III Position for Training Purposes Prior to Incumbent Vacating the Position

BOARD ACTION: Following discussion, (M)Reilly, (S)Stewart, Res. 00-345 adopted/Ayes: Unanimous.

Response to the 1999-2000 Mariposa County Grand Jury Final Report (County Counsel)

BOARD ACTION: Following discussion, (M)Pickard, (S)Balmain, Res. 00-346 adopted approving the response/Ayes: Unanimous.

Resolution Authorizing Chairman to Sign the Second Amended Cooperative Agreement with Mariposa Rotary Club for the Construction of a Theater/Stage (County Counsel)

BOARD ACTION: Following discussion, (M)Pickard, (S)Reilly, Res. 00-347 adopted/Ayes: Unanimous.

Resolution Adopting the 2000-2001 Fiscal Year Budget and Authorizing Certain Actions in Order to Implement the Fiscal Year Budget (Auditor/Administration)

BOARD ACTION: Matter was continued to later this date.

9:55 a.m. CLOSED SESSION Regarding Conference with Legal Counsel Relative to Existing Litigation (Case No. 8052, Crawford, et al. vs. the County of Mariposa) (County Counsel)

BOARD ACTION: (M)Pickard, (S)Reilly, closed session held following a short recess, with the Board to reconvene in open session at 10:30 a.m./Ayes: Unanimous.

10:17 a.m. Recess

10:32 a.m. Direction was given to staff as a result of closed session.

Supervisor Stewart;

Sierra Telephone Presentation on Communication Work and Future Improvements within the County

BOARD ACTION: Supervisor Stewart advised that he asked representatives of Sierra Telephone Company to give a presentation on communication work and infrastructure improvements within the County.

The following representatives of Sierra Telephone were present: J. C. McNally/Manager-Outside Plant, John Warner/Engineering Supervisor, Chris Boozer/Digital Video Network Administrator, and Jeff Busto/Transmission and Network Supervisor.

J. C. McNally gave a presentation on their infrastructure. John Warner reviewed the history of the Company and future plans and capabilities. Chris Boozer advised of new services that will be available with the installation of fiber optic, and network applications.

Discussion was held relative to the presentation and Sierra Telephone staff responded to questions. Chris Boozer provided additional information relative to their plans to have DSL available, and noted the Board's support may assist with extension of the services to outlying areas. Supervisor Parker asked about work planned for the Lushmeadows area, and he requested that work be coordinated with Public Works.

Input from the public was provided by the following:

Malcolm Holser stated he works for a major software company as a telecommuter, and he asked whether the DSL service cost would be competitive with other providers, and whether VPN usage would be allowed under DSL.

Mike Bird stated he is the owner of a local internet provider, and he commented on problems with service prices.

Supervisor Stewart commented on the video-conferencing sponsored by Sierra Telephone between the County Fair and the State Fair.

The Board thanked the Sierra Telephone representatives for the informative presentation.

11:22 a.m. Recess

11:40 a.m. Resolution Adopting the 2000-2001 Fiscal Year Budget and Authorizing Certain Actions in Order to Implement the Fiscal Year Budget (Auditor/Administration)

BOARD ACTION: Discussion was held with Ken Hawkins/Auditor, and Mary Hodson/Staff Analyst, relative to authority for transferring funds within budget categories. (M)Reilly, (S)Stewart, Res. 00-348 adopted adopting the budget and authorizing certain actions as recommended, with a change to direct that any budget transfer in the amount of \$1,000 or more in any one line item require Board approval; and requesting that a quarterly report of other transfers be provided by the Auditor, in the interim of filling the County Administrative Officer's position. When the CAO's position is filled, the matter could be further discussed. Ayes: Unanimous. Supervisor Parker requested that information on recent transfer(s) be provided to the Board members.

CONSENT AGENDA

- CA-1 Appoint Sally Uribe to the Mariposa County Commission on Aging as a Member at-large and to the Area 12 Agency on Aging Advisory Council (Supervisor Stewart)

- CA-2 Resolution Approving an Amendment to the Mariposa Town Planning Area Specific Plan Pursuant to Specific Plan/Zoning Amendment No. 98-1; Waive the Second Reading and Adopt an Ordinance Approving Development Agreement No. 98-1; and Waive the Second Reading and Adopt an Ordinance Approving an Amendment to the Official County Zoning Map, Richard Roesch and Norman Gallagher, Applicants (Planning); Res. 00-341, Ord. 954, and Ord. 955

12:15 p.m. Adjournment in memory of Mary Margaret “Peggy” Clark Rose, Muriel Smither Reed, and Emily Marie White.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA OCTOBER 17, 2000



Time Description
9:09 a.m. Meeting Called to Order
Pledge of Allegiance

Introductions – Chairman Parker recognized the presence of Jacqueline Ball, District Superintendent for California State Parks, and Dana Jones, Mining and Mineral Museum Director. Jacqueline Ball announced that she has accepted a new position with a region north of Sacramento, and she reviewed what has happened with the Mineral Exhibit since the Museum was placed under the State Parks – they finished the inventory of the collection; the Fricot Nugget was brought back; they are working with the Gem and Mineral Association; the mine shaft was opened for tours; the Museum was represented at other shows and events, including the State Fair; they are working with the “Fund,” the non-profit group; and the model stamp mill is operating again. Board members thanked Jacqueline for her support and enthusiasm of the Museum. Dana Jones advised that a Park Interpreter was hired and they will expand the school program, a curator will be hired, they are planning special events, they are attending mineral and gem shows and planning a show for Mariposa in the Spring, and they are completing their first volunteer training session.

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

- Amy Roberts/PWD-Transportation Planner, provided information on the schedule for the upcoming YARTS staging area workshops.

- Jim Petropulos, Public Works Director, advised of their recent efforts in Yosemite West with the water system and a major pump failure, and he advised that he will come back to the Board with a budget adjustment. Supervisor Reilly acknowledged staff’s efforts to keep the system operating. Jim also advised of the receipt of \$546,000 as a result of AB 928 for the road budget, and he advised he will come back in November with a recommendation for utilization of these funds.

- Jeff Green, County Counsel, advised that eleven applications were received for the Assessor-Recorder position. He will work with Assessors from nearby counties to review and rank the applications. He also advised that he scheduled a discussion of the interview process and scheduling on October 24, 2000.

Board Information:

- Supervisor Stewart advised that he plans to attend the San Joaquin Valley Supervisors Association conference in Bass Lake this week.

Cheryle Rutherford-Kelly, Human Services Director;

Resolution Proclaiming the Week of October 23 Through October 31, 2000 as Red Ribbon Week

BOARD ACTION: (M)Stewart, (S)Pickard, Res. 00-349 adopted and presented to Cheryle Rutherford-Kelly, Assistant Sheriff Jim Allen, and Bill Buleza/Youth Authority/Ayes: Unanimous. Jim Allen advised of activities planned for Red Ribbon Week.

Approval of Minutes of 9/22/00 Regular Meeting (Continued from 9/19/00)

BOARD ACTION: Approved.

Approval of Consent Agenda (See End of Minutes)

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

Helen Fowler, Historic Sites and Records Preservation Commission;
Request for Addition of Alternate Members (Supervisor Parker)

BOARD ACTION: Following discussion, (M)Pickard, (S)Stewart, first reading was waived and an ordinance introduced changing the membership on the Commission to add one alternate for each specific category and one at-large alternate/Ayes: Unanimous.
Helen Fowler commented on the Commission's work.

Jim Petropulos, Public Works Director;

Resolution Supporting Proposition 35, Fair Competition and Taxpayer Savings Initiative
(Continued from 9/26/00)

BOARD ACTION: Following discussion, (M)Balmain, (S)Stewart, Res. 00-357 adopted/Ayes: Balmain, Stewart, Parker, Pickard; Abstained: Reilly.

9:49 a.m. Recess

10:07 a.m. LOCAL TRANSPORTATION COMMISSION

Jim Petropulos, Public Works Director;

Approval of Overall Work Program (OWP) for Transportation Planning for 2000-2001

COMMISSION ACTION: Discussion was held with Jim Petropulos and Amy Roberts/PWD-Transportation Planner. Commissioner Balmain requested that State Route 132 be included throughout the document, as well as bringing J132 to State standards. (M)Parker, (S)Balmain, LTC Res. 00-10 adopted/Ayes: Unanimous.

10:25 a.m. Ken Hawkins and Mary Hodson, Finance Committee;

Discussion and Direction to Staff Regarding Mariposa County's Potential Participation in the Tobacco Securitization Program

BOARD ACTION: Discussion was held with Ken Hawkins and Mary Hodson relative to the County's potential participation in the Tobacco Securitization Program and options. Discussion was also held relative to the need to determine how the funds will be expended. Supervisor Balmain requested that a financial expert, with no vested interests, review the proposal and provide information. Board concurred with continuing this matter to October 24, 2000, for a representative of Sutro and Company to be present. Supervisor Pickard noted that representatives, Elnora George and Harriet Hanson, were present from the John C. Fremont Healthcare District.

Resolution Authorizing Chairman to Sign Letter of Response to the State of California Survey of the Mariposa County Courthouse Relative to Future Court Operations
(Supervisor Stewart)

BOARD ACTION: Supervisor Parker requested that the response include information on the historical status of the Courthouse and the State Registry Number. Following discussion, (M)Reilly, (S)Stewart, Res. 00-358 adopted, with direction for the additional information to be included/Ayes: Unanimous.

Supervisor Reilly advised that the National Park Service is scheduling presentations on the Final Yosemite Valley Plan – Board concurred with the Clerk of the Board scheduling a presentation for the Board.

Chairman Parker announced that following the closed session, this meeting would be continued to Friday, October 20, 2000, at 9:00 a.m. for closed session to interview candidates for the County Administrative Officer position.

11:10 a.m. CLOSED SESSION Regarding Conference with Legal Counsel Relative to Existing Litigation (Regional Council of Rural Counties, et al vs. State of California, et al (County Counsel) and CLOSED SESSION to Discuss Candidate Interviews for County Administrative Officer Position (County Counsel)
BOARD ACTION: (M)Balmain, (S)Stewart, closed sessions were held following a short recess/Ayes: Unanimous.

CONSENT AGENDA

- CA-1 Resolution Designating the Option Under Which Appropriation Limits Shall be Computed for Fiscal Year 1999-2000 (Auditor); Res. 00-350
- CA-2 Resolution Establishing Appropriation Limits for the 1999-2000 Fiscal Year (Auditor); Res. 00-351
- CA-3 Resolution Revising the Class Specifications for Eligibility Worker I/II, Eligibility Worker III, and Eligibility Supervisor (Personnel); Res. 00-352
- CA-4 Resolution Authorizing the County Librarian to Submit Grant Application for a Community Service Block Grant (CSBG) to Purchase Materials for the Parent Resource Corner (Library); Res. 00-353
- CA-5 Request a Change of Hours for the Red Cloud Branch Library (Library); Res. 00-354
- CA-6 Resolution Approving the Road Name “Williams Road” (Planning); Res. 00-355
- CA-7 Approve Budget Action Transferring Funds from Probation, Extra Help Salaries Budget to Juvenile Detention Services Budget in the Amount of \$2,200 (Probation); Res. 00-356
- CA-8 Reappointment of Don Pitts, Michael Manahan, Jeff Hornacek, Pete Ulyatt, Louise Bond, Kenneth LaBlanc, Garrett Debell and Harry Hagan to the Yosemite West Community Planning Advisory Committee (Supervisor Reilly)
- CA-9 Appoint Patricia Montplaisir to the Yosemite West Community Planning Advisory Committee (Supervisor Reilly)

12:06 p.m. Meeting was recessed in memory of Gerald D. Parker, Loryne “Mickey” Blackston, and Merle Williams; and the meeting was continued to Friday, October 20, 2000, at 9:00 a.m. for closed session to conduct interviews for County Administrative Officer position.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA
OCTOBER 20, 2000
(Meeting Continued from October 17, 2000)



9:04 a.m. Board met in closed session to conduct interviews for the County Administrative Officer position.

4:07 p.m. Adjournment

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS



CONFORMED AGENDA OCTOBER 24, 2000

Time Description

9:12 a.m. Meeting Called to Order with Supervisor Parker excused.

Pledge of Allegiance

Introductions

Supervisor Stewart advised of an off-agenda request to recognize Regina Miller for her service to the community at a special event to be held on Saturday. (M)Reilly, (S)Pickard, Board waived rules requiring 72 hours agenda noticing to consider this matter, finding it was not known about at the time the agenda was prepared and it is a matter of timeliness/Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker. (M)Stewart, (S)Pickard, Res. 00-361 adopted recognizing Regina Miller for her service to the community/Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker.

- Vice-Chairman Balmain recognized and congratulated Dennis Blessing, Veterans Service Officer, for being added to the list of accredited representatives for the California Department of Veterans Affairs. Dennis advised of plans to host the Veterans Service Officer training and meeting in Mariposa County in 2002.

Jim Petropulos, Public Works Director;

A) Resolution and Tile Plaque of Recognition for Bruce Atkinson upon Retirement from the County Public Works Department; and

B) Resolution and Tile Plaque of Recognition for Ginny Estep upon Retirement from the County Public Works Department

BOARD ACTION: (M)Stewart, (S)Reilly, Res. 00-360 adopted recognizing Bruce Atkinson, and Res. 00-359 adopted recognizing Ginny Estep/Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker. The resolutions and tile plaques were presented to Bruce and Ginny.

Vice-Chairman Balmain announced that as a result of the Closed Sessions held on Tuesday, October 17, 2000, and Friday, October 20, 2000, that direction was given to staff relative to existing litigation and relative to interviews for the County Administrative Officer position.

9:31 a.m. Recess

9:53 a.m. Richard McMechan, Superior Court Judge;

Approve and Authorize the Chairman to Sign the Plan of Cooperation Between Superior Court and District Attorney Family Support Division

BOARD ACTION: Following discussion, (M)Pickard, (S)Stewart, Res. 00-362 adopted/Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker.

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

- Eric Toll, Planning Director, advised of the interview of potential consultants to prepare the General Plan Update, and he advised that he will schedule a recommendation on the November 14th agenda to select Parsons/Harland Bartholomew Associates, Inc.

- Supervisor Pickard advised of an off-agenda request to approve a letter to the Governor's Office for funding assistance for the General Plan Update. (M)Pickard, (S)Reilly, Board waived rules requiring 72 hours agenda noticing finding this matter was not known about at the time the agenda was prepared and it is a matter of timeliness/Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker. Following discussion, (M)Pickard, (S)Reilly, Res. 00-363 adopted approving the letter to be sent to the Governor's Office requesting that the Office of Planning and Research include in its budget proposal for the Governor's budget a special fund for grants designated to assist local jurisdictions in the development and update of their General Plans/Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker.

- Jim Petropulos, Public Works Director, advised of the receipt of a letter from the Sheriff's Department commending Gary Clinkenbeard, Public Works Maintenance Foreman, for helping law enforcement with an incident involving an errant driver.

Board Information

- Supervisor Pickard advised that HR 2389, sponsored by the Forest and National Schools Coalition was signed by President Clinton, and that this will provide California counties with timber receipt revenues that match previous levels.

- Supervisor Stewart advised that he attended the ceremony for the opening of Highway 140 from El Portal to the junction of Highway 120, and that Supervisor Reilly was present assisting with a tree planting project. He also advised that he attended portions of the San Joaquin Valley Supervisors Association conference.

- Supervisor Pickard advised of a meeting he attended with CalTrans and the Visitors' Bureau Director on Monday relative to the 45-foot bus issue. It agreed that CalTrans and CHP will look at completing a study on those sections of highway that prohibit 45-foot buses in Mariposa, Tuolumne and Calaveras counties, using an articulated axle bus.

Approval of Minutes of 9/26/00 and 10/3/00 Regular Meeting

BOARD ACTION: Approved.

Approval of Consent Agenda (See End of Minutes)

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

Jim Petropulos, Public Works Director;

Resolution of Intention to Amend the Saint Andrews Road Maintenance Zone of Benefit

BOARD ACTION: Discussion was held. Ed Wilson, Wilson and Associates, provided input on their report. (M)Pickard, (S)Reilly, Res. 00-367 adopted/Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker.

Pelk Richards, Sheriff;

Memorandum of Understanding Between the County of Mariposa and National Park Service, Yosemite National Park, for the Coordination of Law Enforcement Activities

BOARD ACTION: Pelk Richards passed out refrigerator magnets of patrol cars, and he advised of conferences hosted by the Department for law enforcement in the County. Following discussion, (M)Reilly, (S)Stewart, Res. 00-368 adopted/Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker.

Jacque Meriam, Librarian, appeared on behalf of Ken Hawkins, Auditor;

Increase Estimated Revenue and Appropriations to Reflect Donation to the Library (\$25,388) (4/5th Vote Required)

BOARD ACTION: Following discussion, (M)Reilly, (S)Stewart, Res. 00-369 adopted/Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker.

Jeff Green, County Counsel;

Adopt an Electronic Mail and Internet Access Policy to Establish Guidelines for the Proper Handling and Processing of Computer Generated Functions Relating to Use of E-mail and Internet when Accessed from County Owned Computers (Continued from 10/10/00 Meeting)

BOARD ACTION: Jeff Green requested that the matter be continued to be rescheduled at the request of the Technical Services Director – Board concurred.

Jeff Green, Personnel;

Resolution Approving the Proposed Class Specification of District Attorney Investigator at a Salary Range of 217 (\$2,784 - \$3,384) and Allocating the Position to the Criminal Division Sund-Pelosso of the District Attorney's Office

BOARD ACTION: Discussion was held. Janet Bibby/DA-Paralegal, provided input relative to the request, and she advised that the District Attorney has been working to get reimbursement from the State for the costs for this position and that the Board will be kept apprised of the status – the position will not be filled until information is received from the State that the costs will be reimbursed. It was clarified that the bargaining unit still needs to be assigned for the position. (M)Reilly, (S)Pickard, Res. 00-370 adopted/Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker.

10:56 a.m. Recess

11:09 a.m. Dr. Mosher, Health Officer;

Resolution Authorizing Chairman of the Board to Sign Letters to Health Care Finance Agency, to Congressman Radanovich, and to Governor Gray Davis Regarding Proposed New Medicare Fee Schedule for Ambulance Services

BOARD ACTION: Discussion was held with Dr. Mosher relative to the potential impact of the proposed new Medicare fee schedule on the County. (M)Pickard, (S)Stewart, Res. 00-371 adopted approving letters, with direction that letters also be sent to Senators Boxer and Feinstein/Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker.

Approve the 90-Day Findings Quality Improvement Plan for the Mariposa County Head Start Program and Authorize the Chairman to Sign a Letter Submitting the Plan to the United States Department of Health and Human Services (Administration)

BOARD ACTION: Discussion was held. (M)Pickard, (S)Reilly, Res. 00-372 adopted approving the Plan, with change as discussed. Supervisor Balmain requested that staff review the closure of the Greeley Hill site. Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker. Supervisor Reilly noted that the Children and Families First Commission is drafting a strategic plan, and of the recognition that services/activities that are of value to one child are also of value for all children.

Discussion and Direction on Issues to Include in the 2001 Mariposa County Legislative/Regulatory Platform (Administration)

BOARD ACTION: Discussion was held. Supervisor Pickard suggested the following be included: co-composting facility funding, a transportation issue idea that he will bring back, a federal issue relative to the NEPA process and planning on a local level, and UC Merced planning. Supervisor Reilly suggested that rural telecommunication infrastructure issues, including costs, be added. Supervisor Stewart noted the need for the public views to be represented on the La Paloma Road issues, and the need to review the issues as they relate to the UC Merced, the environment and funding. Supervisor Stewart commented that ERAF issues are also important. Supervisor Balmain suggested the Greeley Hill Library Branch funding be added. Supervisor Reilly requested that the platform include only those issues that the Board has taken specific action on. Supervisor

Pickard advised that staff will bring the platform back for approval, taking into consideration the comments that have been received.

Select the California State Association of Counties (CSAC) Director and Alternate for 2001 (Chairman Parker)

BOARD ACTION: (M)Reilly, (S)Pickard, Supervisor Stewart was selected as the Director, with the other four Board members as alternates, for CSAC for 2001/Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker.

Discuss and Provide Direction as to Whether to Cancel the Regularly Scheduled Board Meetings for November 28, 2000, and January 2, 2001 (Supervisor Stewart)

BOARD ACTION: Following discussion, (M)Stewart, (S)Reilly, Res. 00-373 adopted canceling the meetings for November 28, 2000, and January 2, 2001/Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker.

Discussion Relative to Interview Process for Assessor/Recorder Candidates and Setting Date for Interviews (Personnel)

BOARD ACTION: Matter was continued for the full Board to be present.

11:55 a.m. Lunch

2:17 p.m. Ken Hawkins and Mary Hodson, Finance Committee;

Discussion and Direction to Staff Regarding Mariposa County's Potential Participation in the Tobacco Securitization Program (Continued from 10/17/00 Meeting)

BOARD ACTION: Discussion was held relative to the Tobacco Securitization Program and options for the County to receive payments from the Tobacco Settlement Fund.

Robert Barna, Sutro and Company, provided input and responded to questions.

(M)Pickard, (S)Stewart, Res. 00-374 adopted approving the County's intent to participate in the Tobacco Securitization Program/Ayes: Reilly, Balmain, Stewart, Pickard;

Excused: Parker. Further discussion was held relative to the need to make some decision on how the funds will be used and what process will be used to obtain public input.

Supervisor Balmain requested that additional information be presented on the amount of funding that will be received through the Securitization Program and without the Program, and by investing the funds.

CONSENT AGENDA

CA-1 Resolution Honoring Thomas Efird, Forest Service District Ranger, Mariposa and Minarets Districts, for his Service to Mariposa County (Supervisors Pickard and Reilly); Res. 00-364

CA-2 Approving the Transfer of \$700.00 from Juvenile Detention Support and Care Budget (001-0223-532.05-61) to Juvenile Detention, Building Maintenance (001-0223-532.04-13) for Repairs to the Juvenile Hall A/C System (Probation); Res. 00-365

CA-3 Transfer \$6,000 from Solid Waste Enterprise's Professional Services Line Item to Training & Seminars Line Item (Public Works); Res. 00-366

3:17 p.m. Adjournment in memory of Kerri Rickey, Wawona Washburn Hartwig, and Mark Bolin.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS



CONSENT AGENDA NOVEMBER 14, 2000

Time Description
9:17 a.m. Meeting Called to Order
Pledge of Allegiance
Introductions

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

- Joe Simon, Chairman of the Catheys Valley Town Planning Area Advisory Committee, read a letter on behalf of the Committee expressing concern with the inactivity on the report the Committee prepared and submitted to the County for their Specific Plan. He requested that the report be placed on the next available agenda for the Board to approve or deny.

- Eric Toll, Planning Director, provided input on the process and timeframes for a Specific Plan, and advised of his recommendation to consider this matter in the context of the General Plan Update. Eric further advised that this particular project is not funded at this time.

- Cathie Ragghianti stated she drafted the letter that Joe Simon read, and she stated she feels the issue is that the report was worked on for three years by the Committee and it has been sitting at the County level for about two years. She feels it needs to be reviewed and a response given to the Committee.

- Discussion was held with Eric Toll relative to processing this Specific Plan. Eric stated the Board could direct for the General Plan Update process to focus on the town planning areas first. It was agreed that Supervisor Stewart could work with Planning staff to schedule this matter on the agenda.

- Mike Bird advised that he was researching a matter and he cited some codes, which he stated may be in conflict with the appointment of Jim Petropulos as Public Works Director.

- Cathie Ragghianti asked when the Catheys Valley report (Specific Plan) would be scheduled on the Board's agenda.

9:45 a.m. Recess

10:02 a.m. Public Hearing on Appeal No. 2000-1 (Hornacek, Appellant) and Public Hearing to consider Zoning Amendment No. 2000-4 (B&F Snider Enterprises, LP, Applicant) were opened and continued to after the following matters.

Chairman Parker asked if there were any other public presentations: there were none.

Board Information

- Supervisor Balmain advised of the Bio-diversity Council meeting he attended in Santa Barbara, and commented on statistical information relative to coastal populations.

- Supervisor Parker advised of presentations of County tile plaques to the following:
 - Janette Uebner for her many contributions to the community;
 - Judge McMechan at his retirement party; and
 - Mariposa Lion's Club for their sixty years as a charter club.

Approval of Minutes of 10/10/00 and 10/17/00 Regular Meetings, and 10/20/00 Meeting
(Continued from 10/17/00 Meeting)

BOARD ACTION: Approved.

Approval of Consent Agenda (See End of Minutes)

BOARD ACTION: Supervisor Stewart pulled items 4 and 7. (M)Pickard, (S)Reilly, balance of items were approved/Ayes: Unanimous. Supervisor Stewart advised of the request for approval of a resolution to be presented along with the certificates at the Firefighters Recognition Dinner. (M)Stewart, (S)Reilly, item 4 was approved, along with the resolution of recognition/Ayes: Unanimous. Discussion was held with Jim Petropulos, Public Works Director, and Marty Allan, PWD-Fleet Fiscal Manager, relative to item 7. Jim advised that they are looking for reimbursement from the State for the Ben Hur clean-up site as the State is certain that the County is not the source of contamination. Discussion was held with Jim Petropulos relative to the transfer for the sidewalks/streets project. (M)Stewart, (S)Balmain, item 7 was approved/Ayes: Unanimous.

Jacque Meriam, Librarian;

Approve the Moving Timeline of the Mariposa County Library

BOARD ACTION: Following discussion, (M)Reilly, (S)Pickard, Res. 00-381 adopted/Ayes: Unanimous.

Assistant Sheriff Jim Allen appeared on behalf of Pelk Richards, Sheriff;

Authorize the County Administrative Officer to Execute the Bureau of Justice Assistance Grant

BOARD ACTION: Following discussion, (M)Balmain, (S)Stewart, Res. 00-382 adopted/Ayes: Unanimous. (Note: motion was amended later this date to authorize the Chairman to execute the grant.)

Jim Petropulos, Public Works Director;

A) Approve Budget Action Increasing Revenue and Appropriations to Reflect Money Received into the Road Fund from AB 2928 Traffic Congestion Relief Plan in the Amount of \$546,817.95 (4/5ths Vote Required)

BOARD ACTION: Following discussion, (M)Pickard, (S)Reilly, Res. 00-383 adopted/Ayes: Unanimous.

B) Approve Budget Action Transferring Funds from Salary Savings in the Public Works Administration Budget to Data Processing for Upgrading the Public Works Network in the Amount of \$19,000 (4/5ths Vote Required)

BOARD ACTION: Following discussion, (M)Balmain, (S)Stewart, Res. 00-384 adopted. Dennis Patrick, Technical Services Director, provided input. Mike Bird provided input. Discussion was held relative to following the proper bid processes for this project. Ayes: Unanimous.

C) Resolution Authorizing the Public Works Assistant Director to Take Home a County Vehicle for Call-outs and Emergency Situations

BOARD ACTION: Following discussion, (M)Pickard, (S)Stewart, Res. 00-385 adopted/Ayes: Unanimous.

D) Approve Budget Action Transferring Salary Savings to Extra-Help in the Fleet Budget in the Amount of \$11,378 (Public Works-Fleet)

BOARD ACTION: Following discussion with Marty Allan, PWD-Fleet Fiscal Manager, Res. 00-386 adopted/Ayes: Unanimous.

Blaine Shultz, Fire Chief;

A) Approve Budget Action Increasing Revenue and Appropriations in the Fire Budget for Compensation Through Fire Mutual Aid in the Amount of \$96,176 (4/5ths Vote Required)

BOARD ACTION: Following discussion, (M)Stewart, (S)Balmain, Res. 00-387 adopted/Ayes: Unanimous.

B) Authorize the Fire Chief to Award Incremental Contracts for a Replacement Water Tender

BOARD ACTION: Discussion was held. (M)Balmain, (S)Pickard, Res. 00-388 adopted. Blaine commented on the cooperation of Public Works staff with this project and equipment maintenance. Ayes: Unanimous.

Supervisor Parker asked for an update of the roofing issues for the Lushmeadows and Bootjack Fire Stations. Blaine Shultz advised that bids have been received and the projects should be able to be done within the budgeted funds.

10:40 a.m. Recess

10:52 a.m. Eric Toll, Planning Director;

A) PUBLIC HEARING on Appeal No. 2000-1; Request for Continuation of Appeal of Interim Planning Director's Determination Regarding Proposal to Exchange Building Permits in Yosemite West; Jeffrey and Melissa Hornacek, Appellant (APN 006-110-003) (Continued from 9/12/00)

BOARD ACTION: Eric Toll advised of the appellant's request to continue this matter to be rescheduled and renoticed – Board concurred with request.

B) PUBLIC HEARING to Consider Adoption of a Notice of Exemption and the Approval or Denial of Zoning Amendment No. 2000-4; B&F Snider Enterprises, LP, Applicant

BOARD ACTION: Eric Toll presented the staff report and advised that no public comment has been received. Public portion of the hearing was opened. There was no public input. Public portion of the hearing was closed and the Board commenced with deliberations. (M)Balmain, (S)Pickard, Res. 00-389 adopted adopting a Notice of Exemption and approving Zoning Amendment No. 2000-4; and first reading was waived and an ordinance introduced approving a change in the Official County Zoning Map. Staff responded to questions from the Board relative to the timeframes for processing this application; and relative to meeting the standards for a Timber Exclusive Zone. Jean Clark, Planner, provided input relative to the alternatives in the Timber Management Plan that the property can meet. Ayes: Unanimous. Hearing was closed.

C) Action Initiating an Amendment to Title 17 of the Mariposa County Zoning Code by Adding §17.108.095, Requiring Mobile Homes Installed on Individual Parcels of Land to be Certified by the Department of Housing and Urban Development (HUD); and a Prohibition on Installation of Non-HUD Standard Mobile Homes on Individual Parcels

BOARD ACTION: Supervisor Pickard requested that the matter be continued and rescheduled – he is to work with the Planning Director to reschedule this matter.

D) Approval of a Resolution Authorizing the Chairman to Sign a Personal Services Agreement with Parsons/Harland Bartholomew Associates, Inc. for Preparation of the Update to the Mariposa County General Plan

BOARD ACTION: Discussion was held with Eric Toll. Andy Hauge, Parsons/Harland Bartholomew Associates, Inc., reviewed their proposed process for preparation of the

Update, including planning fairs to obtain public input. Discussion was held. Supervisor Parker requested that the following be included in the planning fairs: Historical Sites and Records Preservation Commission, Economic Development Corporation, and the Chamber of Commerce. Eric advised of the process that will be used to track all public input.

Input from the public was provided by the following:

Les Overstreet stated he feels it is very important to get the word out and have the public participate in this process. He requested that consideration be given to having paid, professional facilitators, and he noted that worked well with the Visioning Project. He further stated he reviewed the proposal and he does not see any provision for dealing with any conflicts that may exist between the General Plan Update and the Town Planning Areas Specific Plans. He stated he feels the Jones and Stokes comments should be taken into consideration when reviewing the land use and density issues. He also commented on his review of previous work this planning firm has done and concerns that he said he received relative to their work.

Eric Toll advised that they carefully checked references and recommend this firm. (M)Pickard, (S)Reilly, Res. 00-390 adopted/Ayes: Unanimous.

Supervisor Pickard asked for further action on the Bureau of Justice Assistance Grant that was approved earlier this date. (M)Pickard, (S)Balmain, previous motion was amended, to include direction for the Chairman to sign the grant, with direction that once a County Administrative Officer is hired, that the Administrative Officer be authorized as the designee to sign documents for this grant/Ayes: Unanimous.

11:31 a.m. Jeff Green; County Counsel/Personnel; CLOSED SESSION Relative to the Hiring of a County Administrative Officer

BOARD ACTION: (M)Pickard, (S)Reilly, closed session was held with an applicant for the County Administrative Officer position to be present/Ayes: Unanimous. Chairman Parker noted that the Board would recess for lunch following closed session.

12:26 p.m. Lunch

2:12 p.m. Chairman Parker announced that as a result of the closed session that Gregory Iturria was hired as the new County Administrative Officer, and he introduced and welcomed him. Greg thanked the Board for the opportunity to fill this role.

Supervisor Pickard advised of an off-agenda request to approve a letter to Senator Monteith for his support in obtaining \$250,000 in the State Budget process for the California State Mining and Mineral Museum. (M)Pickard, (S)Balmain, Board waived rules requiring 72 hours agenda noticing to consider this matter finding it is a matter of timeliness/Ayes: Unanimous. Following discussion, (M)Pickard, (S)Balmain, Res. 00-391 adopted approving the letter as requested/Ayes: Unanimous.

2:17 p.m. LOCAL TRANSPORTATION COMMISSION

Jim Petropulos, Public Works Director;
PUBLIC HEARING and Adoption of the 2000 Regional Transportation Improvement Program (RTIP)

COMMISSION ACTION: Jim Petropulos presented the staff report. Jim Petropulos and Amy Roberts/PWD-Transportation Planner, responded to questions from the Commissioners relative to the bridge rehabilitation projects; status of bridge project at Snow Creek; timeframes for the Darrah Road turn pocket project; and relative to coordinating the various funding sources for projects. Jim also advised that the California Transportation Commission is looking closely at the STIP/RTIP process, and relative to the management of funds by CalTrans for projects involving County dollars. Staff

responded to additional questions from the Commission as to whether air quality issues are included in the Program. Amy Roberts reviewed changes requested by Commissioner Balmain in the document. Discussion was held relative to the exchange of the TEA funds. Public portion of the hearing was opened. There was no public input. Public portion of the hearing was closed and the Commission commenced with deliberations. (M)Balmain, (S)Parker, LTC Res. 00-11 adopted/Ayes: Unanimous. Hearing was closed.

3:04 p.m. Recess

3:17 p.m. Jeff Green, Personnel; Discussion Relative to Interview Process for Assessor/Recorder Candidates and Setting Date for Interviews (Continued from 10/24/00 Meeting)

BOARD ACTION: Discussion was held relative to interview options and how to determine which candidates to interview.

3:34 p.m. Recess

3:40 p.m. Board concurred with having each member provide the name(s) of the candidates they wish to interview, and it was agreed to interview the following applicants: Richard Grey, John Kelley and Robert Lowrimore. Discussion was held relative to the public interview process. Direction was given for staff to schedule interviews on December 12, 2000, at 2:00 p.m.

Review and Approve the 2001 Mariposa County Legislative/Regulatory Platform (Administration)

BOARD ACTION: Discussion was held. Supervisor Parker requested that the solid waste facility be the number one issue, and that the Solid Waste Committee be kept closely involved in any issues regarding funding from the State. Supervisor Stewart suggested that YARTS/transportation funding issues be included – Board concurred with this change. (M)Balmain, (S)Stewart, Res. 00-392 adopted/Ayes: Unanimous.

CONSENT AGENDA

- CA-1 Appoint David Gerken to the Airport Advisory Committee (Supervisors Balmain and Stewart)
- CA-2 Appoint Trevor Abney to the Mariposa County Commission on Aging, Representing District I (Supervisor Reilly)
- CA-3 Accept the Resignation of Karen Bergh from Fish Camp Community Planning Advisory Council (Supervisor Pickard)
- CA-4 Approve Certificates of Recognition to be Presented at the Firefighters Recognition Dinner to be held November 16, 2000 (Chairman Parker); Certificates were approved and Res. 00-379 was adopted recognizing the firefighters
- CA-5 Waive Second Reading and Adopt Ordinance Amending Section 2.90.020 Entitled “Membership” of Chapter 2.90 Entitled “Historical Sites and Records Preservation Commission” of the Mariposa County Code (County Counsel); Ord. 956

- CA-6 Approve Budget Action Transferring Appropriations from Equipment Under \$1,000 to Fixed Assets-Rescue Equipment (\$137) (Fire); Res. 00-375
- CA-7 Approve Budget Actions that are Equal to or Above \$1,000 as Directed by Board Resolution 00-348 (Auditor)
- Fire Dept \$27,021 Small Tools
 - Fund 523 \$ 1,239 Airport Cleanup
 - Public Works \$32,468 Sidewalks/Streets
 - Trans. Plg \$ 1,000 Training for New Transportation Planner;
- Res. 00-380
- CA-8 Approve Budget Action Transferring Appropriations from Office Expense to Equipment Under \$1,000 (\$5,588) (Human Services); Res. 00-376
- CA-9 Approval to Apply for Grant from the State Department of Housing and Community Development Agency for the Emergency Housing and Assistance Program (EHAP-VIII) (Human Services); Res. 00-377
- CA-10 Resolution Approving Children’s Medical Services (CMS) Plan and Budget Justification for Fiscal Year 2000-2001 and Authorizing Chairperson and Health Officer to Sign State Certification (Health); Res. 00-378

4:07 p.m. Adjournment in memory of Martha Schroeders, Richard “Richie” Ellis, Patricia Ouimet, Regina Miller, and Scott Randleman.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS



CONSENT AGENDA NOVEMBER 21, 2000

Time Description

9:10 a.m. Meeting Called to Order, with Supervisor Reilly arriving at 9:38 a.m.

Pledge of Allegiance led by Erin Wice and Rebecca Bloom, 4-H members.

Introductions

Public Presentations

- Yvonne Bennett presented a copy of a YARTS Travel Update, and she noted that Highway 132 was left off the map information. She further stated that AAA, Yahoo, Yosemite Trust, and Yosemite itself does not show Highway 132. She stated she feels all of the highways in the County that lead to Yosemite should be included in information.

Supervisor Stewart advised that he wished to discuss the number of candidates selected for interview for the Assessor/Recorder position later this date.

Board Information:

- Supervisor Pickard advised that he was selected to serve as a member of the oversight committee relative to allocation of funds pursuant to SB 1740, noxious weed legislation.

Approval of Minutes of 10/24/00 Regular Meeting

BOARD ACTION: Supervisor Stewart pulled the minutes for clarification and approval later.

Approval of Consent Agenda (See End of Minutes)

BOARD ACTION: (M)Pickard, (S)Stewart, all items were approved/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly. Discussion was held relative to item 4 and concerns relative to ERAF issues.

Wain Johnson, Farm Advisor/4-H;

A) Certificate of Recognition to Rebecca Bloom, for Outstanding Work in the 4-H Horse Project; and

B) 4-H Presentations:

- Speech by Erin Wice, Reflecting on her 4-H Years and Goals

- Power Point Presentation by Hillary Richard, on the Mariposa County 4-H Program

BOARD ACTION: Wain Johnson introduced Erin Wice and Rebecca Bloom. Hillary Richard was unable to be present. (M)Balmain, (S)Stewart, Certificate of Recognition for Rebecca Bloom was approved/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly. Erin gave her speech. Rebecca advised of her achievements in the Horse Project. The Certificate was presented to Rebecca.

Pete Judy, Chief Probation Officer;

Resolution Appointing Chief Probation Officer Pete Judy, Chairperson of the Juvenile Justice Coordinating Counsel (JJCC), Accepting Membership of Council as Recommended, and Authorize Pete Judy to Sign and Submit the Application for

Approval for Schiff-Cardenas Crime Prevention Act of 2000 Funding as well as Related Contracts, Amendments, or Extensions with the State of California

BOARD ACTION: Discussion was held with Pete Judy, and he requested that Kathie Butler, Mountain Crisis Center, be added to represent the community-based non-profit category on the Committee. Discussion was held relative to posting the vacancies for the at-large positions. (M)Pickard, (S)Stewart, Res. 00-396 adopted, with direction for the vacancies for the at-large positions to be posted prior to appointment of those positions/Ayes: Unanimous.

Jacque Meriam, Librarian;

Disposal of Library Surplus Items Via Silent Auction

BOARD ACTION: Discussion was held. Jeff Green, County Counsel, advised that approval could be given subject to receipt of certification from Public Works that no single item has a value in excess of \$500; and that the Board makes a finding that the subject items are not needed for the future operation of the Library. (M)Stewart, (S)Balmain, Res. 00-397 adopted, with the inclusion of County Counsel's recommendations/Ayes: Unanimous.

9:47 a.m. Recess

10:05 a.m. Don Phillips, Treasurer/Tax Collector;

PUBLIC HEARING to Consider Fee Increases in the Following Departments:

Treasurer/Tax Collector/County Clerk/Elections Continued from 9/19/00 Meeting)

BOARD ACTION: Don Phillips presented the staff report, including information on the actual costs for the various services. Don responded to questions from the Board relative to the recommended fee changes for requesting separate tax bills; whether a hard copy of registered voter information could still be obtained; and how the costs were determined. Public portion of the hearing was opened. There was no public input. Public portion of the hearing was closed and the Board commenced with deliberations. Don Phillips responded to questions from the Board relative to the marriage license fee changes; and the breakdown of the cost analysis. (M)Pickard, (S)Stewart, Res. 00-398 adopted, with direction for the cost analysis/breakdown to be included as an attachment to the resolution. Don Phillips and Marjorie Wass/Assistant Treasurer-Tax Collector, responded to questions from the Board relative to when the last fee changes were made and relative to changing the fee to reflect the actual costs for the candidate statements. Ayes: Unanimous. Hearing was closed.

Pelk Richards, Sheriff;

A) Approve Budget Action Authorizing Sheriff to Hire One Deputy Sheriff's Position Over What Has Been Allocated in the 2000-2001 Sheriff's Budget, with the Needed Funds to be Transferred from Within the Sheriff's Budget in the Amount of \$10,690

BOARD ACTION: Following discussion, (M)Pickard, (S)Balmain, Res. 00-399 adopted/Ayes: Unanimous.

B) Approve Budget Action and Authorize the Expenditure of Funds Received from the California Law Enforcement Equipment Program (CLEEP) (\$69,831) and AB1913 Supplemental Law Enforcement Services Fund (SLESF) (\$100,000) to Hire Two Deputy Sheriff's and Purchase Equipment for East Mariposa County Area

BOARD ACTION: Following discussion, (M)Pickard, (S)Reilly, Res. 00-400 adopted/Ayes: Unanimous.

Cheryle Rutherford-Kelly, Human Services Director;

A) Contract with Charlotte Wilson to Provide Services to the Calaveras Mariposa Community Action Agency for October 1, 2000 – June 30, 2001; and

B) Request to Overfill Sr. Office Assistant Position for Training Purposes
BOARD ACTION: Chairman Parker advised that Cheryle Rutherford-Kelly was available if Board members have questions on these items. (M)Pickard, (S)Balmain, Res. 00-401 adopted approving contract with Char Wilson; and Res. 00-402 adopted approving request to overfill position/Ayes: Unanimous.

10:35 a.m. Steve Hayes, Visitors' Bureau Director;
Request and Recommend that the Board of Supervisors Approve Funding of \$2,500, through the Approved Visitors' Bureau Budget, for the Film Club of Mariposa, a California Non-Profit Corporation, and Authorize the Auditor to Create a New Account to Track the Appropriation

BOARD ACTION: Chairman Parker advised that if there are questions, this matter could be continued for the Visitors' Bureau Director to be present. He further stated he agrees with considering this request on a one-time basis; with perhaps further review if another request is presented in the future. (M)Pickard, (S)Reilly, Res. 00-403 adopted/Ayes: Unanimous.

Jeff Green, Personnel;
Authorize Adding Three Engineering Technician III Allocations to the Public Works Department, Eliminating Two Engineering Technician II Allocations as Well as a Traffic Technician II Allocation, and Approve the Revised Engineering Technician III Class Specification.

BOARD ACTION: Following discussion, (M)Stewart, (S)Reilly, Res. 00-404 adopted/Ayes: Unanimous.

Approve and Authorize a Transition Committee to Facilitate the District Attorney Family Support Division Becoming an Independent Department Separate From the District Attorney's Office by the Planned Completion Date of July 1, 2001 (Supervisor Parker)

BOARD ACTION: Discussion was held. Chairman Parker advised of the receipt of a letter from the District Attorney regarding this matter. Following further discussion, (M)Pickard, (S)Balmain, Res. 00-405 adopted, with direction for the Committee meet as soon as possible to begin the transition process/Ayes: Balmain, Stewart, Parker, Pickard; Noes: Reilly.

Resolution Authorizing Chairman to Sign Letter to Regional Council of Rural Counties (RCRC) Expressing the Board of Supervisors' Displeasure With the Way in Which the Decision was Made to File Suit Regarding the Record of Decision Issued in the CALFED Proceedings (County Counsel)

BOARD ACTION: Following discussion, (M)Stewart, (S)Reilly, Res. 00-406 adopted/Ayes: Unanimous.

10:55 a.m. Recess

11:25 a.m. Board reconvened with Supervisor Reilly excused until later in the day.

Jim Petropulos, Public Works Director;

A) Update on YARTS Activities and Request for Direction

BOARD ACTION: Amy Roberts/PWD-Transportation Planner, advised that Bob Concienne/Yosemite Concession Services, Jesse Brown/Merced County Association of Governments, and Barry Brouillette, were present for the discussion. Amy presented information on the summer ridership, draft schedules, and potential staging areas. Discussion was held relative to the routes, long-range planning and future management of the program. Jesse Brown advised that the program is at a critical juncture – a successful summer program was just completed and planning is in progress for the future; however,

the Joint Powers Agreement is only in place for the demonstration projects. The staging areas are in the environmental review process.

Supervisor Parker was excused for a luncheon engagement at 11:56 a.m. Board concurred with finishing with the YARTS update matter and returning at 1:00 p.m. for discussion of the rental car program.

Further discussion was held relative to the YARTS program. Barry Brouillette, speaking as an individual businessman, stated he feels other counties will participate if we continue with a successful program. He suggested that, perhaps under auspices of the Economic Development Corporation, an ad hoc committee could be formed to explore establishing a special district to gather funds to pay for the operation of a transportation system and to determine how such a district would work in each of the affected counties. He requested the Board's permission to consult with County Counsel relative to the legal parameters and framework, and with Public Works staff relative to defining a special district. Board concurred that Barry could consult with staff and come back for further direction.

12:09 p.m. Lunch

1:16 p.m. Board reconvened with Supervisor Reilly excused until 2:00 p.m., and with Supervisor Parker arriving at 1:26 p.m.

B) Presentation and Discussion of a Rental Car Program for Public Works and Expansion of the Current Program at the County Airport Presented by Staff and Enterprise Rent-a-Car; Approval and Implementation of the Above Program After Final Review of Contract by County Counsel

BOARD ACTION: Discussion was held with Marty Allan, PWD/Fleet-Fiscal Manager, relative to the proposal. Sara Singh-Prasad, Corporate Account Manager for Enterprise Rent-a-Car, provided information on their proposal, and she reviewed the advantages as well as disadvantages to the County. She advised that they plan to open a branch in Mariposa, and they will provide all of the maintenance and cleaning for the vehicles. Marty advised that they plan to come back to the Board with another item for long-term leasing. (M)Balmain, (S)Stewart, Res. 00-407 adopted approving the leasing of pool vehicles as presented and subject to review of the contract by County Counsel; and with direction for any additional program, i.e., long-term leasing, to come back to the Board/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

1:36 p.m. Recess

2:05 p.m. Chairman Parker advised of an off-agenda request from the Chamber of Commerce for the Merry Mountain Christmas Parade permit. Discussion was held with Steve Hayes, Visitors' Bureau Director, and Bob Perez, Chamber of Commerce President, relative to the request. (M)Reilly, (S)Balmain, Board waived rules requiring 72 hours agenda noticing finding this is a matter of timeliness/Ayes: Unanimous. (M)Reilly, (S)Balmain, Res. 00-408 adopted authorizing the Mariposa County Road Commissioner to compose and sign a letter meeting the CalTrans requirements for the Merry Mountain Christmas Parade permit contingent upon the approval of County Counsel; authorizing the Chairman to sign a letter of support for the installation of the holiday banners; and authorizing the Road Commissioner to authorize the use of County roadways for temporary parade staging areas. Supervisor Stewart initiated discussion relative to the use of Third Street and whether there was a contingency plan to handle large vehicles and loads. Ayes: Unanimous.

Yosemite National Park Service Planning Staff;
Presentation on Final Yosemite Valley Plan

BOARD ACTION: Ginger Burley, Yosemite National Park Supervisory Interpretive Park Ranger, gave a power point presentation reviewing the changes made in the Yosemite Valley Plan document as a result of the comments that were received during the public review process. Discussion was held relative to the process for removal of historic bridge(s) and relative to the South Landing Parking area.

Input from the public was provided by the following:

Don Starchman asked how many parking spaces will be designated for the Hazel Green/Foresta area.

Further discussion was held, and Supervisor Pickard asked whether comments could be provided in the Final Plan.

2:49 p.m. Recess

3:14 p.m. Board reconvened with Supervisor Reilly excused for the rest of the meeting.

Eric Toll, Planning Director;

Approve Budget Action Transferring \$1,500 from General Fund Contingency to Planning Department Fixed Assets for Acquisition of a Graphics Workstation Personal Computer for the Departments' Cartographer (4/5th Vote Required)

BOARD ACTION: Discussion was held with Eric Toll, and he advised of a shortfall in the budget for the sales tax on the purchase of the plotter. Eric suggested that funds could be transferred from Professional Services for the Housing Element to cover the computer and the sales tax for the plotter. (M)Balmain, (S)Pickard, Res. 00-409 adopted transferring \$1,650 from Professional Services for the Housing Element for the computer (\$1,500) and for the sales tax on the plotter (\$150)/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly.

Jim Petropulos, Public Works Director;

Presentation by Belinda Green, Solid Waste Specialist, From California Rural Water Association on the Educational Programs for Waste Reduction, Recycling and Composting Provided to Mariposa County

BOARD ACTION: Tom Starling, PWD/Solid Waste Coordinator, advised that Belinda Green's assignment to the County is nearing the end of its term, and he thanked her for her efforts. Belinda Green gave a power point presentation reviewing her public education efforts in the County. Board members thanked Belinda for her work in the County, and she passed out recycled paper towels and toilet tissue, encouraging the use of recycled materials.

3:42 p.m. Recessed

3:50 p.m. Blaine Shultz, Fire Chief;

Discussion Regarding the Bridgeport Fire Station Project

BOARD ACTION: Blaine Shultz provided a status report on the Bridgeport Fire Station project. He advised that John Malloy has volunteered to oversee the project, obtaining cost estimates and planning for the facility. Jeff Green, County Counsel, asked that Planning staff be contacted relative to the CEQA review for the project, and that the appropriate bid processes are followed for the project. Discussion was held.

Supervisor Stewart initiated discussion relative to the number of candidates selected for interview for the Assessor/Recorder position. He suggested that consideration be given to interviewing all of the candidates. Board members concurred with scheduling this matter on the next agenda for further consideration.

Jeff Green, Interim Personnel Director, advised that Greg Iturria will officially start in the office as Administrative Officer on December 18, 2000.

CONSENT AGENDA

- CA-1 Resolution Recognizing Archie and Melva Hardcastle for their Community Service to the Northside Area (Supervisor Balmain); Res. 00-393
- CA-2 Appointing Karren Striplin to the Mariposa County Emergency Medical Care Committee as the Administrative Representative for the John C. Fremont Healthcare District (Public Health)
- CA-3 Resolution Approving and Authorizing the Chairman to Sign an Annual Automation Cooperation Agreement Between the Department of Child Support Services and the Family Support Division of the District Attorney's Office (District Attorney/Family Support); Res. 00-394
- CA-4 Waive Second Reading and Adopt Ordinance Approving Zoning Amendment No. 2000-4; B&F Snider Enterprises, LP, Applicant (Planning); Ord. 957
- CA-5 Resolution Specifying the Property Tax Revenue Shift From Each Local Agency Within the County to the Educational Revenue Augmentation Fund (ERAF) for the Fiscal Year 1999-2000 and Substantiation that the County Will Not Claim Reimbursement for State-mandated Costs in Connection with ERAF (Auditor); Res. 00-395

4:12 p.m. Adjournment in memory of Oliver Robeson, Kenny Wayne Butler, and Roy G. Houser, a veteran who died in the Merced River Flood in 1950.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS

CONFORMED AGENDA DECEMBER 5, 2000



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

Public Presentations: For Non-Timed Agenda Items and for Items Not on the Agenda
- Marty Allan, PWD/Fleet-Fiscal Manager, and Pelk Richards/Sheriff, presented an off-agenda request for the purchase of a vehicle for the Sheriff's Department for one of the new positions approved for the East side of the County. (M)Pickard, (S)Reilly, Board waived rules requiring 72 hours agenda noticing to consider this request, finding it is a matter of timeliness/Ayes: Unanimous. (M)Pickard, (S)Stewart, Res. 00-410 adopted waiving the formal bid requirements and authorizing Public Works to purchase one of the two vehicles approved by the Board on November 21, 2000/Ayes: Unanimous.

Board Information

- Supervisor Stewart advised that he attended the CSAC Conference in Ontario last week; and the YARTS JPA meeting on Monday. He further advised that they are preparing the five-year plan for YARTS which will be presented this year, and is to be implemented following the two-year demonstration project. They are in the process of identifying the final staging areas, and he will keep the Board updated.
- Supervisor Pickard advised that he attended the Noxious Weed Oversight Committee meeting last week, and they are developing a draft for request for proposals for weed management areas to apply for funding.
- Supervisor Reilly asked about the matrix of the Noxious Weed Oversight Committee. She advised that she attended the Proposition 10/Children and Families First Commission meeting, and they are in the process of holding public hearings on the Strategic Plan.
- Supervisor Balmain thanked the Visitors' Bureau Director and the Public Works Director for their assistance with the lighting for the Victorian Christmas event in Coulterville.

Approval of Minutes of 10/24/00 (Approval Continued from 11/21/00) and 11/14/00
Regular Meeting

BOARD ACTION: Approved.

Approval of Consent Agenda (See End of Minutes)

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

Christine Johnson, District Attorney;

Authorize the District Attorney to Execute an Agreement and Amendments with DM Information Services, After Review and Approval of County Counsel, for Scanning/Data Base Services and Approve Budget Action Increasing Revenue and Appropriations for the Services in the Amount of \$40,000 (4/5th Vote Required)

BOARD ACTION: Discussion was held with Janet Bibby/DA-Paralegal. (M)Pickard, (S)Stewart, Res. 00-412 adopted/Ayes: Unanimous.

Supervisor Reilly commented on the expenses for the Stayner trial and the need to monitor and have a process for approving requests.

Jeff Green, County Counsel;

Waive First Reading and Introduce Ordinance Amending Section 2.36.010 and 2.36.040 of Chapter 2.36 of the Mariposa County Code Relative to the County Surveyor Position

BOARD ACTION: Discussion was held. Mike Bird provided input stating this is conflict with the State law according to his legal advisor. (M)Pickard, (S)Stewart, first reading was waived and the Ordinance introduced as recommended/Ayes: Unanimous.

Janet Bibby, DA/Paralegal, provided information relative to the estimated number of pages involved in the contract with DM Information Services for the Stayner trial; and she further advised that a meeting is scheduled in Sacramento on Wednesday to discuss reimbursement of costs for this trial, and they would be happy to forward any questions the Board members may have. Supervisor Parker asked for a list of what is reimbursable and what is not so that the Board could work toward streamlining a process as suggested earlier by Supervisor Reilly.

Jim Petropulos, Public Works Director;

A) Discussion Regarding Canceling the May 22, 2001 Board of Supervisors Meeting Due to California Integrated Waste Management Board Meetings

BOARD ACTION: Discussion was held with Jim Petropulos and Tom Starling/PWD-Solid Waste Coordinator. Supervisor Parker suggested that the Board not cancel its meeting to allow for item(s) that may need to be dealt with on that date to be considered and/or to allow for the Board to meet with the Integrated Waste Management Board depending on its agenda. Direction was given for the Board Clerk to contact departments and request that items not be scheduled for the Board on May 22nd; and for the Board Hearing Room to be made available to the Integrated Waste Management Board for its meeting.

B) Resolution to Approve Specifications; Authorize the Public Works Director to Advertise for Bids and Set Bid Opening; and Authorize the Public Works Director to Execute an Agreement for Installation of Existing Light Fixtures Upon New Poles and Remove Existing Wood Poles at the Mariposa County High School Ballfield

BOARD ACTION: Following discussion, (M)Stewart, (S)Reilly, Res. 00-413 adopted/Ayes: Unanimous.

Approve Budget Transfer Using Salary Savings to Purchase a New Computer for the County Administrative Officer in the Amount of \$2,200 (Administration)

BOARD ACTION: (M)Reilly, (S)Pickard, Res. 00-414 adopted/Ayes: Unanimous.

Resolution Certifying the Disability Retirement of Linette St. Varain Coffee Effective September 23, 2000 (County Counsel)

BOARD ACTION: Following discussion, (M)Stewart, (S)Pickard, Res. 00-415 adopted/Ayes: Unanimous.

Recommend Including the Mariposa County Children and Families First Commission (Prop 10) on the Excess Insurance Coverage for Mariposa County in Excess of the Amount of \$100,000 for Purposes of Liability (County Counsel)

BOARD ACTION: Following discussion, (M)Stewart, (S)Reilly, Res. 00-416 adopted/Ayes: Unanimous.

9:42 a.m. Supervisor Reilly was excused for the following item, stating she had a conflict of interest, in that her spouse is employed by Yosemite Concession Service (YCS). Supervisor Reilly left the Boardroom during the discussion and action.

Recommend Entering into an Agreement with Yosemite Concession Services (YCS) for Solid Waste Disposal Services at the Mariposa County Landfill (Supervisors Balmain and Parker)

BOARD ACTION: Following discussion, (M)Pickard, (S)Stewart, Res. 00-417 adopted/Ayes: Balmain, Stewart, Parker, Pickard; Not Voting: Reilly.

Cheryle Rutherford-Kelly, Human Services Director;

A) Increase Department of Human Services Petty Cash and Approve Request for a Credit Card to Meet Emergency Needs of Abused, Neglected and Exploited Children

BOARD ACTION: Following discussion, (M)Balmain, (S)Stewart, Res. 00-418 adopted/Ayes: Unanimous.

B) Grant Child Protective Services the Right to Receive Criminal Background Information as Necessary from the California Law Enforcement Telecommunications Systems (CLETS)

BOARD ACTION: (M)Stewart, (s)Pickard, Res. 00-419 adopted/Ayes: Unanimous.

C) Approve an Increase in Estimated Revenue and Appropriate Funds to Other Equipment for the Purchase of Blower for the Weatherization Programs in the Amount of \$3,000 (4/5ths Vote Required)

BOARD ACTION: (M)Pickard, (S)Balmain, Res. 00-420 adopted/Ayes: Unanimous.

Dennis Patrick, Technical Services Director;

Resolution Authorizing Waiver of Formal Bid Process for the Purchase of a File Server for Public Works, in the Amount of Approximately \$5,050.00, and Network Switches in the Amount of Approximately \$4,105.18

BOARD ACTION: Discussion was held. (M)Balmain, (S)Stewart, Res. 00-421 adopted.

Mike Bird commented on the data processing changes being requested for the Public Works Department after the Special Projects Coordinator left. He expressed concern with the proposal to take out the existing system and install a new one and with the process for doing so. He stated he feels the bidding procedures are being circumvented, and he urged that the matter be referred to the Grand Jury for investigation.

Discussion was held. Jeff Green, County Counsel, advised that, based on the information he has reviewed, the proper procedures are being followed. Ayes: Unanimous.

10:05 a.m. Recess

10:48 a.m. Jim Petropulos, Public Works Director;

Administrative Practices Session on Solid Waste Issues with Special Emphasis on Co-Composting (Continued from 10/3/00)

BOARD ACTION: The following persons were present for discussion: Tom Starling/PWD-Solid Waste Coordinator, Harter Bruch and George Eowan, consultants. George Eowan showed a videotape of green waste composting. Supervisor Parker advised of tours that the Board members and staff have taken of solid waste facilities, including the trip to Victoria, B.C., to look at a co-composting facility that is similar to what is being considered for Mariposa County. Discussion was held relative to the visits to other sites. Discussion was held relative to having Public Works come back with cost and operational information, as well as a program for an educational component of this project. Tom Starling commented on the possibility of coordinating the educational component with Belinda Green. Supervisor Stewart suggested that information be brought back relative to providing information to the users as to what can be done at this time to assist in the solid waste operation to meet the waste reduction efforts.

Input from the public was provided by the following:

Yvonne Bennett requested better dissemination of information to the public on the Northside, perhaps through the Yosemite Highway Herald.

Ruth Sellers asked if the Board has decided to proceed with the facility being used in Victoria. Chairman Parker advised that the decision has been to proceed with this type of facility.

Gwen Foster asked about user costs. More information will be forthcoming relative to costs.

Yvonne Bennett asked if there will be a sellable product. Chairman Parker advised that a decision has not been made on this issue.

Ruth Sellers asked about the funding commitment from Yosemite National Park Service toward this project.

Supervisor Stewart stated he feels it is also important to address septic sludge disposal issues.

Board concurred with directing Public Works to bring back information on an educational component; engineering for the facility and alternatives; cost analysis for construction and operation; information on how this will fit with AB939 solid waste reduction mandates; an economic analysis of what would be saved from the existing operation and how it will change with the new technology.

11:49 a.m. Jeff Green, County Counsel/Personnel;

CLOSED SESSION Regarding Conference with County Labor Negotiator Relative to Deputy Sheriff's Association and Sheriff's Management Association

BOARD ACTION: (M)Pickard, (S)Reilly, closed session to be held at 1:30 p.m. with Rick Bolanos, labor negotiator, to be present/Ayes: Unanimous.

Board concurred with reconvening at 1:00 p.m. to continue with the agenda.

11:52 a.m. Lunch

1:09 p.m. Request to Revisit the Number of Applicants to Interview for Assessor/Recorder (Supervisor Stewart)

BOARD ACTION: Supervisor Stewart initiated discussion relative to interviewing applicants for Assessor/Recorder. Board concurred with adding the following to the list of candidates to be interviewed and with scheduling these interviews for January 16, 2000, at 2:00 p.m.: Michael Austin, Raymond Tsang, Robert Matheney, and Greg Cardoza. The original three applicants selected for interview will remain scheduled on December 12, 2000. It was agreed that the interview questions would be made available to all of the interviewees.

1:40 p.m. Board convened in Closed Session.

2:42 p.m. Board reconvened in open session with direction given to staff as a result of closed session, and with Supervisor Parker excused for the rest of the meeting.

2:00 p.m. Eric Toll, Planning Director;

C) **PUBLIC HEARING** on General Plan/Zoning Amendment #2000-6; Use Permit Determination 004-580-018 (Conditional Use Permit No. 269); Deutsch, Applicant
BOARD ACTION: Eric Toll and Skip Strathearn/Planner, presented the staff report. Staff responded to questions from the Board relative to permitted uses; original staff recommendation for this amendment to apply countywide and the subsequent action by the Planning Commission to have it apply only to Greeley Hill; approval of development standards on a case-by-case basis; fire safe measure requirements and alternatives;

landscaping requirements and alternatives; and as to whether emergency notification could be placed on the propane tank.

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

Tom Deutsch, applicant, expressed concern with the landscaping requirements – he advised that the land has been sterilized to prevent vegetation. He advised that he did leave two large oak trees in one corner of the parcel. Tom Deutsch responded to questions from the Board relative to the spray products and whether this issue was raised at the Planning Commission’s hearing; relative to the location of the two remaining oak trees; and location of the business and storage on the parcel.

Gary Penrod stated the chemical spray used to sterilize the soil has a ten-year life, and he responded to a question from the Board as to the location the spray was used on the parcel.

Tom Deutsch further stated the spray is a controlled chemical.

Staff responded to questions relative to the use of herbicides; options for landscape/screening; consideration by the Planning Commission of these issues; and whether the tank could be seen from various locations.

Tom Deutsch commented on the power lines that run across the back of the property.

Glenn Reiben, Manager of Kamps Propane of Jamestown, provided input relative to the landscaping issue, and stated they would prefer to have a fence close to the tank or at the property edge.

Staff responded to additional questions from the Board relative to current policy for this zone for landscaping; relative to mitigated negative declaration requirements for landscaping; how future uses would be regulated; and how these types of projects will be dealt with during the General Plan update process.

Gary Penrod stated he has three propane tanks at his home and he had them painted to camouflage them. He suggested that might be an option for this tank.

Staff responded to further questions from the Board relative to the landscaping plan and changing the requirement to reflect screening plan; and relative to allowing another effective method of fire protection versus the water tank requirement.

Public portion of the hearing was closed and the Board commenced with deliberations. (M)Pickard, (S)Stewart, Board adopted a Mitigated Negative Declaration for General Plan/Zoning Amendment No. 2000-6; Res. 00-422 adopted amending the General Plan pursuant to GP/ZA 2000-6; first reading was waived and an ordinance introduced amending the Zoning Ordinance pursuant to GP/ZA 2000-6 with the recommended findings; adopt a Mitigated Negative Declaration for Conditional Use Permit No. 269; Res. 00-423 adopted approving Conditional Use Permit No. 269 with recommended findings and conditions, and as amended to reflect allowance for alternative fire protection and landscape/screening as discussed. Supervisor Reilly expressed concern with future implications of this action. Ayes: Balmain, Stewart, Pickard; Abstained: Reilly; Excused: Parker. Hearing was closed.

Eric Toll, Planning Director, advised that relative to the proposed change in enforcement and following discussion with Board members, he plans to bring this matter to the Board before scheduling a hearing with the Planning Commission. He further advised of the receipt of the Paul Zucker report for the General Plan Update and he is working with the Planning Manager on the fifty recommendations listed in the report, and will get information to the Board. In addition, at County Counsel’s request, he is preparing information relative to the General Plan Update cost for the public and he will forward that information to the Board. In January, the Department is moving to a program whereby applicants will know specific dates for hearing their applications in advance – this will also provide advance notice to the public.

A) **PUBLIC HEARING** to Consider the Modification of Williamson Act Contract No. 66, Michael Preston, Applicant; and

B) **PUBLIC HEARING** to Consider the Approval of Agricultural Preserve Applications No. 2000-1 (Mike and Jean Terry, Applicants), No. 2000-2 (Molly and George Pearce, Jr., Applicants), No. 2000-3 (Elinor L. Pursley, Trustee, Applicant), No. 2000-4 (Jodi and Mario Marchetti, Applicants), and No. 2000-5 (the Ranger Group, Applicant)

BOARD ACTION: Jean Clark/Planner, provided staff report. Staff responded to questions from the Board relative to the deadline to submission applications for Williamson Act Contract and Certificate of Compliance restrictions. Public portion of the hearing was opened and there was no public input. Public portion of the hearing was closed and the Board commenced with deliberations. (M)Stewart, (S)Reilly, Res. 00-424 adopted approving contract modification with Prestons; and Res. 00-425 adopted approving contracts with Terry, Pearce, Pursley, Marchetti and the Ranger Group/Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker. Hearings were closed.

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

CONSENT AGENDA

CA-1 Accept the Resignation of Mary Jane Corless from the Tourism Advisory Council (Supervisor Pickard)

CA-2 Authorize the Mariposa County Agricultural Commissioner to Execute Future Contracts for the Glassy-Winged Sharpshooter/Pierce's Disease Program and Designate the Mariposa County Agricultural Commissioner as the Project Manager for the County GWSS Program (Agricultural Commissioner); Res. No. 00-411

4:14 p.m. Adjournment in memory of Harry Beesley and Niles Millar, Jr.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS



CONFORMED AGENDA DECEMBER 12, 2000

<u>Time</u>	<u>Description</u>
9:04 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:

- Supervisor Stewart suggested that the Board consider meeting in Catheys Valley at the old schoolhouse on January 9, 2001, for the swearing-in ceremony. He mentioned that there was also a suggestion that clothing of the schoolhouse era be worn. Board concurred with Supervisor Stewart working with Chairman Parker and the Clerk of the Board on this request, and with the matter being scheduled for further consideration on December 19, 2000.

- Supervisor Parker advised of a meeting that he attended in Sacramento relative to transitioning the Family Support Division.

- Supervisor Reilly advised that she attended the Integrated Waste Management Board's award ceremony on Thursday in Yosemite, for presentation of a special award to Yosemite Concession Services for their recycling efforts. YCS was named as one of the top ten best "Waste Reduction Awards Program of the Year" business.

- Supervisor Balmain advised that he plans to attend the Sierra Business Council luncheon this date.

Approval of Minutes of 11/21/00 Regular Meeting

BOARD ACTION: Approval was continued to later this date.

Approval of Consent Agenda (See End of Minutes)

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

Don Weston, President, History Center;

Status Report on the Vault and Museum Move to the Portion being Vacated by the Library

BOARD ACTION: Don Weston presented a model of their planned layout of the facilities, and he advised of programs they are planning for lectures and youth activities. He reviewed the blueprint drawings for the vault and the status of funding for the project.

Dennis Blessing, Veterans Service Officer;

Recommend Granting the Request of the Vietnam Veterans' of America to Utilize Available Space in the County Veterans' Service Office for their Storage Needs as Well as for an Occasional Gathering Place

BOARD ACTION: Discussion was held with Dennis Blessing relative to the request. Supervisor Parker noted that this matter would need to be reviewed in the future in context with the County's overall space/storage needs. Supervisor Pickard requested that access to the space only be available when the Veterans Service Officer is present. Phil Smith, President of the Vietnam Veterans' of America, provided input relative to their

request to use the space. (M)Balmain, (S)Stewart, Res. 00-432 adopted approving the request/Ayes: Unanimous.

Eric Toll, Planning Director;

A) Approve Budget Action to Transfer Funds from Professional Service to Office Expense to Convert to Centrex Direct Access Phone System in the Amount of \$2,400

BOARD ACTION: Following discussion, (M)Pickard, (S)Stewart, Res. 00-433 adopted/Ayes: Unanimous.

B) Approve Board Action to Initiate a Change in Title 17 Zoning, to Allow Planning Commission to Proceed to Public Hearings Allowing “Model Homes with Sales Office” as a use in Residential Zones for Subdivision Development

BOARD ACTION: Discussion was held relative to the request. (M)Pickard, (S)Balmain, Board approved initiation of the change as requested/Ayes: Unanimous.

C) Request for Issuance of a “Letter of Public Convenience and Necessity” to the Department of Alcoholic Beverage Control to Allow an Off-Sale (Type 20) License for 4993 Hornitos Road (Intersection of Hornitos Road and Highway 140), The Oaks

BOARD ACTION: (M)Pickard, (S)Balmain, Res. 00-434 adopted/Ayes: Reilly, Balmain, Parker, Pickard; Noes: Stewart.

9:52 a.m. Recess

10:11 a.m. Mary Hodson, Administration;

PUBLIC HEARING to Authorize the Chairman of the Board of Supervisors to Sign a Resolution Approving the Execution and Delivery of a Joint Exercise of Powers Agreement and a Resolution Approving the Execution and Delivery of a Purchase and Sale Agreement, a Trust Agreement, an Escrow Agreement and Related Documents with Respect to the Sale of the County’s Tobacco Settlement Revenues, once the Agreements have been Finalized and Reviewed by County Counsel

BOARD ACTION: Ken Hawkins, Auditor, and Mary Hodson, Staff Analyst, presented the staff report. Ken and Mary and Jeff Green/County Counsel, responded to questions from the Board relative to consideration of future use of the funds; status of funding being received by the County at this time; whether there is any liability to the County if it proceeds with securitization; timeframes for making a decision on this matter; whether the County could do an endowment; relative to other options that might be available in the future; relative to the tax exempt status; status of receipt of a response from the attorney for bond counsel for the securitization; how payment is made to the attorneys; and relative to the trust investing the funds without any input from the counties.

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

Rock Carlson, speaking as a citizen, asked if the trust would earn interest and where those funds would go; and he urged the Board to proceed with securitization as he feels the interest earned on the funds taken up front will equal the payment option.

Fred Grin, Mariposa Little League President, asked if the settlement funds are based on the sale of tobacco products or the income of the companies; and he was advised that they are based on the sale. He asked if the Board could take the payments and put those funds into a trust fund. He urged the Board to consider funding youth activities.

Lloyd Hobby asked if the County has a list of capital projects that the Board may consider. Chairman Parker advised that the Board has not discussed the types of capital projects that these funds might be used for and it needs to do that. Supervisor Pickard noted that there are a number of projects that the County has been working toward. Lloyd stated he would like to see the Board proceed with securitization for capital project and establish a method for prioritizing the projects.

Bob Borchard asked about input from other jurisdictions and how they are resolving these issues, and whether there has been any analysis on the risk issues. He stated he feels the funds should be used in the community in a pattern of economic development for sports, youth activities/recreation and cultural resources.

Candy O'Donel-Browne, Economic Development Corporation Executive Director, asked if it would be possible for the Board to use the funds for matching grants with various groups for projects if securitization is approved.

Jan Mennig, Chamber of Commerce Executive Director, expressed support for the Board in its deliberation and stated he hopes its decision will ensure isolation of the funds to improve infrastructure of the community realizing economic development for youth, cultural and senior activities.

Bob Borchard stated his questions have been answered.

Board concurred with continuing the hearing and the public portion to December 19, 2000. Staff responded to questions from the Board relative to not being able to do anything with the bond proceeds received by the County that would cause the bonds to become taxable; delegation of authority in the securitization process; use of funds to leverage other funds; and whether the timeframe can be modified. Supervisor Reilly requested that an independent analysis, legal and financial, be obtained. Supervisor Pickard requested that a response to the list of questions County Counsel submitted to the bond counsel be obtained before proceeding on this matter. Staff responded to additional questions from the Board as to whether there is a mechanism whereby the Board could put the funds in a trust for general fund use that would require a public process before expending the funds; and relative to the status of funding to be received this next year.

Hearing was continued to December 19, 2000, at 2:30 p.m.

11:30 a.m. Garry Parker, Chairman, Board of Supervisors;
CLOSED SESSION Relative to Public Employee Performance Evaluation for County Counsel

BOARD ACTION: (M)Reilly, (S)Balmain, closed session to be held at 1:30 p.m./Ayes: Unanimous.

Jeff Green, County Counsel, advised that there are two candidates to interview this afternoon for Assessor/Recorder.

11:31 a.m. Lunch

1:34 p.m. Board convened in closed session.

2:18 p.m. Board reconvened in open session.

Jim Petropulos, Public Works Director;
Resolution Authorizing Public Works to Waive the Formal Bid Process and Purchase Two Heavy-Duty Utility Trucks for the Road Division Either Through a Tag-on or Informal Bids on the Open Market

BOARD ACTION: Discussion was held with Jim Petropulos and Marty Allan, PWD/Fleet-Fiscal Manager. (M)Balmain, (S)Stewart, Res. 00-435 adopted/Ayes: Unanimous.

Jeff Green, Personnel;
Interview of Candidates for Assessor/Recorder Position

BOARD ACTION: Jeff Green advised that a telephone call was received from John Kelley and that due to a family emergency he is unable to be present this date. Greg Cardoza cancelled his interview for January 16, 2001; and Mr. Kelley has been rescheduled for that date.

The Board interviewed Robert "Bob" Lowrimore and Richard "Dick" Grey. The applicants responded to questions relative to their experience, their understanding of the Assessor's responsibilities, experience in managing an office with numerous employees, experience in dealing with personnel matters, experience in the preparation of and monitoring a budget, and experience with assessing possessory interests. They responded to additional questions from the Board relative to their experience with the Recorder function. Bob Lowrimore responded to a question concerning his spouse's employment in the office if he is the successful candidate.

Matter was continued to January 16, 2001, for interview of the other candidates.

Adopt Resolution Approving the 2001 Head Start Program Grant Application and Authorizing the Chairman of the Board of Supervisors to Sign the Application Documents (Administration)

BOARD ACTION: (M)Pickard, (S)Stewart, Res. 00-436 adopted/Ayes: Unanimous.

Resolution Authorizing a 3% Incentive Pay for a Public Health Nurse II to Oversee the Public Health Department's Tobacco Education Program and Approve Increase in Grant Revenue to Health Budget (\$1,600) (4/5ths Vote Required) (Personnel)

BOARD ACTION: Following discussion, (M)Balmain, (S)Stewart, Res. 00-437 adopted/Ayes: Unanimous.

Authorize the Reorganization of the Probation Department by Approving a New Class Specification, Revising Existing Class Specs, Revising the Employee Allocation Schedule, and Increasing the Salary for an Existing Position (Personnel)

BOARD ACTION: Following discussion, (M)Stewart, (S)Pickard, Res. 00-438 adopted/Ayes: Unanimous.

Jeff Green reminded everyone of the Open House at the Family Support offices.

Chairman Parker announced that the closed session matter was continued to December 19, 2000.

Minutes of 11/21/00, regular meeting, were approved.

INFORMATION – No action was necessary on the following:

A) The Visitor's Bureau Quarterly Report Planned for 12/12/00 has been Rescheduled for January 23, 2001 (Visitors' Bureau)

B) Progress Update Regarding the Inquiry of the Mariposa County Contractors Association Requesting the County to Sign the CalTrans Encroachment, Permitting Banners Across Highway 140 (Visitors' Bureau)

CONSENT AGENDA

CA-1 Approve Budget Action Transferring Funds from Salaries to Office Expense and Equipment Under \$1,000 in the Amount of \$750.00 (Administration); Res. No. 00-426

CA-2 Authorize Chair to Sign an Order of the Board to Reject Claim No. C00-8 for an Undetermined Amount (County Counsel); Res. No. 00-427

- CA-3 Pass and Adopt a Resolution Approving Statement of All Votes Cast as Certified to the Secretary of State on November 28, 2000, and Declare Elected Those Persons in Local Races as Set out in the Statement (Elections); Res. No. 00-428
- CA-4 Resolution Authorizing Fire Chief to Sign a Rural Community Fire Protection Agreement for Distribution of Funds. The Rural Community Fire Protection Grant is an On-Going Grant Process (Fire); Res. No 00-429
- CA-5 Change Winter Hours for El Portal (Library); Res. No. 00-430
- CA-6 Authorize Probation Department to Collect Funds to Cover the Actual Costs for Drug Testing (Probation); Res. No. 00-431

3:01 p.m. Adjournment in memory of A. J. “Tony” Puglizevich and Elizabeth Elliott.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board



MARIPOSA COUNTY BOARD OF SUPERVISORS



CONFORMED AGENDA DECEMBER 19, 2000

<u>Time</u>	<u>Description</u>
-------------	--------------------

9:09 a.m.	Meeting Called to Order with Supervisor Balmain excused for the morning portion of the meeting due to illness.
------------------	--

Pledge of Allegiance

Introductions – Chairman Parker introduced and welcomed Greg Iturria, the new County Administrative Officer.

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

Board Information

- Supervisor Reilly advised that she attended a workshop by the California Endowment Fund and some of the issues discussed were health and wellness. She will keep the Board informed.

- Supervisor Pickard advised that he attended the RCRC meeting on Wednesday and Thursday and they approved their legislative platform for 2001. The energy crisis was discussed and he will provide more information when it becomes available.

- Supervisor Stewart advised that the YARTS meeting for January 8, 2001, has been cancelled, and he plans to attend a Foreign Trade Zone Commission meeting on Wednesday in Merced.

Approval of Minutes of 12/05/00 Regular Meeting

BOARD ACTION: Approved with change as requested by Supervisor Stewart to clarify that the five-year Work Plan for YARTS will be presented this year.

Approval of Consent Agenda (See End of Minutes)

BOARD ACTION: Supervisor Stewart asked about the status of funding for items 6 and 7. (M)Stewart, (S)Reilly, all items were approved/Ayes: Reilly, Stewart, Parker, Pickard; Excused: Balmain.

Jim Petropulos, Public Works Director;

Resolution Authorizing the Purchase of a Used 1993 T800 Kenworth 4000 Gallon Water Truck for the Road Division and Use their 1984 Ford Water Truck as a Trade-in, with a Net Price of \$47,500

BOARD ACTION: Following discussion with Marty Allan, PWD/Fleet-Fiscal Manager, (M)Pickard, (S)Stewart, Res. 00-445 adopted. Motion was amended, agreeable with maker and second, to include waiver of the formal bid process, finding that this type of vehicle is not readily available/Ayes: Reilly, Stewart, Parker, Pickard; Excused: Balmain.

Jeff Green, Personnel;

Authorize Revising the Employee Allocation Schedule by Approving a New Classification of Social Worker Supervisor II, Setting the Salary at Range 261 (\$3,465-

\$4,212) and Adding One Allocation to the Human Services Department; and Adding Two Social Worker IV Allocations (Salary Range 219)

BOARD ACTION: Matter was continued to later this date.

Cheryle Rutherford-Kelly, Human Services Director;

Authorize the Human Services Director to Accept and Appropriate \$96,000 from the California Department of Mental Health for 1) the Children's System of Care; 2) to Strengthen the Existing Program and Provide Additional Services as Requested by Related Agencies; and, 3) to Add a Social Worker Supervisor II Allocation at Salary Range 261 as a Clinical Supervisor (4/5ths Vote Required)

BOARD ACTION: Matter was continued to later this date.

(M)Reilly, (S)Stewart, Res. 00-439 adopted recognizing the dedication of the new Mariposa County Library/Ayes: Reilly, Stewart, Parker, Pickard; Excused: Balmain.

9:23 a.m. CLOSED SESSION Regarding Conference with County Labor Negotiator Relative to Deputy Sheriff's Association (DSA) and Sheriff's Management Association (SMA) (County Counsel/Interim Personnel Director);

CLOSED SESSION Relative to Public Employee Performance Evaluation for County Counsel (Continued from 12/12/00 Meeting) (Chairman, Board of Supervisors); and
CLOSED SESSION Relative to Public Employee Performance Evaluation for Human Services Director (County Counsel)

BOARD ACTION: (M)Reilly, (S)Stewart, Board to convene in closed session for the above-referenced matters at 1:00 p.m., with the Human Services Director to be present for a portion of the session, and with Rick Bolanos/labor negotiator, to be present for a portion of the session later in the day/Ayes: Reilly, Stewart, Parker, Pickard; Excused: Balmain.

9:25 a.m. Board recessed for a welcome reception for the new County Administrative Officer – Greg Iturria; and for the Library dedication ceremony.

11:00 a.m. Lunch

1:05 p.m. Board convened in closed session with all members present.

2:26 p.m. Board recessed.

2:34 p.m. Board reconvened and Chairman Parker announced that the closed session for labor negotiations and for performance evaluation for County Counsel were continued to later this date.

Jim Petropulos, Public Works Director;

A) **PUBLIC HEARING** to Amend the Saint Andrews Road Maintenance Zone of Benefit

BOARD ACTION: Jeff Green, County Counsel, advised that the ballots were just received for this matter, and he requested that the hearing be continued to allow time to review the ballot results. Board concurred, and the hearing was continued to January 9, 2001, at 2:00 p.m.

B) Resolution Accepting an Existing Bridge and an Unnamed Easement Between Joe Howard Street and Antone Road and Direct the Public Works Director to Record the Resolution upon its Approval

BOARD ACTION: Discussion was held with Jim Petropulos.

Input from the public was provided by the following:

Nadean Peterson stated they planted trees and placed boulders in their yard to plan for this bridge. During her husband's illness and subsequent death, and her own illness, she lost contact with the plans for the bridge. Then last March or April she received a letter relative to assessing the value of improvements for the bridge, and she became concerned with liability issues. She stated Mr. Greenamyer has an easement over her property where the bridge was constructed – she supports the bridge, but feels she has lost a portion of her property without being compensated. She would like to be released of any obligation for the bridge. She expressed frustration with her dealings with the County.

Discussion was held relative to the issues raised. Supervisor Stewart advised of his research on this matter and the right-of-way issues. Jeff Green, County Counsel, advised of his opinion that was given on the matter – if the bridge is taken into the County system, it will resolve the tax assessment issue. He advised of his discussion with Nadean Peterson relative to the liability issue – she owns the underlying fee title to the property where the bridge is located and the County will hold her harmless when the bridge is taken into the County system; however, nothing precludes her from being named in a suit in this situation. If she grants fee title to the County, her name would be removed from the record. Jerry Freeman/PWD-Surveyor, provided input relative to the easement and location of the bridge. Discussion was held relative to potential flood issues.

Rachel Oliver noted that in the fifteen years she has lived in the area, she has never seen the water rise to the level of Antone Road.

(M)Stewart, (S)Balmain, Res. 00-446 adopted accepting an existing bridge and an unnamed easement between Joe Howard Street and Antone Road and directing the Public Works Director to record the Resolution. Supervisor Parker initiated discussion relative to trying to resolve the issues with Nadean Peterson. Jeff Green provided input relative to the process to obtain fee title, and he suggested that perhaps Supervisor Stewart could discuss this with her. Ayes: Unanimous.

Mary Hodson, Administration;

PUBLIC HEARING to Authorize the Chairman of the Board of Supervisors to Sign a Resolution Approving the Execution and Delivery of a Joint Exercise of Powers Agreement and a Resolution Approving the Execution and Delivery of a Purchase and Sale Agreement, a Trust Agreement, an Escrow Agreement and Related Documents with Respect to the Sale of the County's Tobacco Settlement Revenues, once the Agreements have been Finalized and Reviewed by County Counsel (Continued from 12/12/00 Meeting)

BOARD ACTION: Mary Hodson advised that the timelines have been extended as the attorneys have not reached a settlement on the Master Agreement, and this hearing could be continued to January, 2001. Mary Hodson and Ken Hawkins, Auditor, responded to questions from the Board relative to the security of the investment; use of the Delaware laws; relative to a substantial reduction in the projected payment; and relative to the status of participation of the other counties. Jeff Green, County Counsel, advised of his conversation with the attorney for the bond counsel relative to his questions on this matter.

Public portion of the hearing was opened. There was no input. Public portion was closed, and the hearing was continued to January 23, 2001, at 10:00 a.m.

The items to revise the employee allocation schedule for the Human Services Department and to appropriate funding from the California Department of Mental Health were continued to January 9, 2001.

Waive Second Reading and Adopt Ordinance Regarding General Plan/Zoning Amendment #2000-6; Use Permit Determination 004-580-018 (Conditional Use Permit No. 269); Deutsch, Applicant (Planning)

BOARD ACTION: (M)Balmain, (S)Stewart, Ordinance No. 959 was adopted/Ayes: Balmain, Stewart, Pickard; Abstained: Reilly; Not Voting: Parker, as he was absent for the public hearing on this matter.

Discussion and Direction Relative to Scheduling the First Part of the January 9, 2001 meeting in Catheys Valley at the Old School House (Supervisor Stewart)

BOARD ACTION: Supervisor Stewart initiated discussion relative to the schedule for the January 9th meeting. Supervisor Parker advised of his discussion with Judge-elect Walton and his preference to hold the swearing-in ceremony in the Courthouse so that there would be adequate space. It was suggested that the Board meet in Catheys Valley at another time. The Board concurred with holding the ceremony in the Courthouse.

Chairman Parker advised of an off-agenda request from the Chamber of Commerce for resolutions for their President and for their selection of businessman and businesswoman of the year. (M)Pickard, (S)Stewart, Board waived rules requiring 72 hours agenda noticing to consider this request, finding it was not known about at the time the agenda was prepared and a special event to recognize these individuals is scheduled prior to the next Board meeting/Ayes: Unanimous. (M)Stewart, (S)Pickard, Res. 00-447 adopted recognizing Roberto Perez for his services as President of the Chamber of Commerce; Res. 00-448 adopted recognizing Miriam Costello as businesswoman; and Res. 00-449 adopted recognizing Dieter Dubberke as businessman/Ayes: Unanimous. Chairman Parker asked that the Clerk convey to the Chamber the timeframes for processing these types of matters in the future.

Supervisor Pickard advised of an off-agenda request to send a letter to the National Park Service relative to the Final Yosemite Valley Plan Supplemental Environmental Impact Statement. Supervisor Pickard requested that the letter be similar to the one sent for the Merced River Plan requesting a collaborative planning process on issues that impact the County. (M)Pickard, (S)Stewart, Board waived rules requiring 72 hours agenda noticing to consider this request, finding it is a matter of timeliness as the Record of Decision is scheduled to be signed prior to the next Board meeting/Ayes: Unanimous. Discussion was held relative to the request. Supervisor Parker suggested that Supervisor Pickard prepare the letter and circulate it to the Board members for comment, with the County Administrative Officer's assistance. (M)Pickard, (S)Reilly, Board approved sending a letter to the National Park Service as requested/Ayes: Unanimous.

3:42 p.m. Board reconvened in closed session.

5:27 p.m. Board reconvened in open session. Chairman Parker announced that as a result of the closed session matters: direction was given to the labor negotiator, no action was taken relative to public employee performance evaluation for County Counsel, and direction was given to staff relative to public employee performance evaluation for Human Services Director.

CONSENT AGENDA

CA-1 Resolution Increasing the Employer's Contribution for Mariposa County Managerial and Confidential Organization (MCMCO) Under the Public Employees' Medical and Hospital Care Act (Personnel); Res. No. 00-440

CA-2 **HOUSING AUTHORITY OF THE COUNTY OF MARIPOSA**

Acceptance of Mandated Housing Authority Self-Certification and Authorization for Signature of the Chairman of the Housing Authority Board of Commissioners (HSD); H.A. Res. No. 00-6

- CA-3 Resolution Accepting Exhibit A – Amendment 2000” – which Constitutes the Mariposa County Conflict of Interest Code (Elections); Res. No. 00-441
- CA-4 Resolution Authorizing Public Works to Purchase One (1) New Jeep Cherokee from the State of California, Contract Number 1-01-23-20, for the Social Services Department for Approximately \$22,500 Which Includes Taxes and License (Public Works); Res. No. 00-442
- CA-5 Waive Second Reading and Adopt Ordinance Amending Section 2.36.010 and 2.36.040 of Chapter 2.36 of the Mariposa County Code Relative to the County Surveyor Position (County Counsel); Ord. No. 958
- CA-6 Resolution Authorizing Chairman to Sign Personal Services Agreement with Christine Beard for Fiscal Consulting (Human Services); Res. 00-443
- CA-7 Resolution Authorizing Chairman to Sign Personal Services Agreement with Diana Adams for IHSS Program Consulting (Human Services); Res. 00-444

5:29 p.m. Adjournment in memory of Vicki Brocchini, Jim DeLong, and Winfred Grissom.

Respectfully submitted,

MARGIE WILLIAMS
Clerk of the Board