



# MARIPOSA COUNTY

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**MARSHALL LONG, CHAIR**  
**ROSEMARIE SMALLCOMBE, VICE-CHAIR**  
**MERLIN JONES**  
**KEVIN CANN**  
**MILES MENETREY**

**DISTRICT III**  
**DISTRICT I**  
**DISTRICT II**  
**DISTRICT IV**  
**DISTRICT V**

## **ACTION SUMMARY MINUTES**

July 11, 2017

### **A. 9:00 AM Called to Order and Roll Call**

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
Rosemarie Smallcombe	District I Supervisor	Present	8:35 AM
Merlin Jones	District II Supervisor	Present	8:35 AM
Marshall Long	District III Supervisor	Present	8:35 AM
Kevin Cann	District IV Supervisor	Present	8:35 AM
Miles Menetrey	District V Supervisor	Present	8:35 AM

### **B. Pledge of Allegiance**

The Pledge was led by Grayson Woodrow Alexander Carlson.

### **C. Introductions**

None.

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

No public input. In response to requests from Supervisor Smallcombe, Eric Sergienko/Health Officer provided clarification of CA11 and CA12, and Chevron Kothari/Human Services Director clarified CA15.

**RESULT: ADOPTED [UNANIMOUS]**

**MOVER:** Merlin Jones, District II Supervisor

**SECONDER:** Kevin Cann, District IV Supervisor

**AYES:** Smallcombe, Jones, Long, Cann, Menetrey

#### **CA1. Administration RES-2017-435**

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

**CA2. Administration RES-2017-436**

Resolution Continuing the Local Drought Emergency

**CA3. Administration RES-2017-437**

Resolution Continuing the Local Emergency Due to Extremely High Levels of Tree Mortality in Mariposa County

**CA4. Administration RES-2017-438**

Resolution Continuing the Local Emergency Due to the February 3, 2017 Flash Flooding and Damage Within the Area

**CA5. Administration RES-2017-439**

Resolution Continuing the Local Emergency Due to the February 7 - 16, 2017 Torrential Rain, Flooding and Mudslides

**CA6. Administration RES-2017-440**

Ratify a Letter Opposing Senate Bill 649, Which Relates to the Permitting of Wireless and Small Cell Telecommunications Facilities

**CA7. Board of Supervisors**

Approve the Minutes of Tuesday, June 20, 2017

**CA8. Board of Supervisors**

Approve the Minutes of Tuesday, June 27, 2017

**CA9. Clerk of the Board of Supervisors RES-2017-441**

Approve Budget Action Transferring Funds Within the Board of Supervisors Budget to Correct Shortfalls for Training Related Expenses in FY16-17 (\$770)

**CA10. Community Services RES-2017-442**

Approve Certificates of Compliance for the Veterans Affairs Subvention Program and Medi-Cal Cost Avoidance Program for Fiscal Year 2017-2018; and Authorize the Board of Supervisors Chair to Sign the Certificates of Compliance

**CA11. Health RES-2017-443**

Approve the California Department of Public Health Emergency Preparedness (PHEP) General Fund Pandemic Influenza (GF Pan Flu) and Hospital Preparedness Program (HPP) Funding Allocation Agreement No. 17-10169, with the State of California Department of Public Health for Fiscal Years 2017-2022 in the Amount of \$851,755; and Authorize the Board of Supervisors Chair to Sign an Agreement, and Other Documents to Secure Funding as Delineated Within the Agreement, Subject to County Counsel Approval as to Form

**CA12. Health RES-2017-444**

Approve the Naloxone Distribution Grant Program Agreement Number 16-11048, with California Department of Public Health Safe and Active Communities Branch, for a Term of June 1, 2017 to June 30, 2019 in the Amount of \$10,631.25; Authorize the Board of Supervisors Chair to Sign the Contractor Certification Clauses; and Authorize the Health Officer to Sign the

Grant Agreement and Other Documents to Secure Funding as Delineated Within the Agreement, Subject to County Counsel Approval as to Form

**CA13. Human Resources/Risk Management RES-2017-445**

Reappoint Pete Judy, Sterling Cramer, Brad Jouett and Joe Lynch as Management Representatives; Reappoint Mary Walker, Debbie Wass and Eric Henneman as Rank and File Representatives; Reappoint Merlin Jones as a Board of Supervisors Advisory Member; and Appoint Mike Ziegenfuss, Monica Ramirez and Windy Gonzalez as Rank and File Representatives, to the County's Safety Committee for One Year Terms Expiring July 11, 2018

**CA14. Human Resources/Risk Management RES-2017-446**

Approve Amendments to the Sheriff's Undersheriff Job Description

**CA15. Human Services RES-2017-447**

Approve an Agreement with Lawson Studios to Provide Outreach and Engagement Services for Mariposa County Human Services in an Amount Not to Exceed \$35,000; and Authorize the Board of Supervisors Chair to Sign the Agreement

**CA16. Human Services/Behavioral Health & Recovery Services RES-2017-448**

Approve an Agreement with Clarity Social Research to Provide Evaluation Services for Human Services Programs in an Amount Not to Exceed \$19,040; and Authorize the Board of Supervisors Chair to Sign the Agreement

**CA17. Human Services/Behavioral Health & Recovery Services RES-2017-449**

Approve an Agreement with Quest Community Counseling Services in an Amount Not to Exceed \$100,000 to Provide Counseling Services for Mental Health Clients; and Authorize the Board of Supervisors Chair to Sign the Agreement

**CA18. Human Services/Employment and Community Services RES-2017-450**

Approve an Amended and Restated Joint Exercise of Powers Agreement Between Consortium Eligibility System and the County of Mariposa; and Authorize the Board of Supervisors Chair to Sign the Joint Agreement

**CA19. Human Services/Employment and Community Services RES-2017-451**

Approve a Memorandum of Understanding Between Consortium Eligibility System and the County of Mariposa; and Authorize the Board of Supervisors Chair to Sign the Memorandum of Understanding

**CA20. Human Services/Employment and Community Services RES-2017-452**

Approve an Agreement with Infant/Child Enrichment Services (ICES) to Provide Child Care Services in an Amount Not to Exceed \$65,000; and Authorize the Board of Supervisors Chair to Sign the Agreement

**CA21. Planning RES-2017-453**

Approve an Agreement for General Legal Services with Abbott & Kindermann, Inc. for On-Call Legal Consultation; and Authorize the Board of Supervisors Chair to Sign the Agreement

**CA22. Public Works RES-2017-454**

Approve a First Amendment with Willdan Engineering for Construction Engineering Services for Phase I of the Courthouse Rehabilitation Project to Increase Compensation in the Amount of \$13,936 for a Total Not-To-Exceed Amount of \$27,036; and Authorize the Board of Supervisors Chair to Sign the Amendment

**CA23. Public Works RES-2017-455**

Approve an Agreement with Golder Associates, Inc. for Monitoring and Reporting for the Mariposa County Landfill in the Not-To-Exceed Amount of \$32,357; and Authorize the Board of Supervisors Chair to Sign the Agreement

**CA24. Public Works RES-2017-456**

Approve an Agreement with Thunder Ridge to Provide Snow Removal in Fish Camp and the Fish Camp Fire Station in the Not-To-Exceed Amount of \$44,000; and Authorize the Board of Supervisors Chair to Sign the Agreement

**CA25. Public Works RES-2017-457**

Authorize Budget Action Transferring Funds Within the Public Works Fleet Budget to Cover the Purchase of Diagnostic Equipment (\$11,900)

**CA26. Public Works RES-2017-458**

Approve an Agreement with Moore Twining Laboratories Inc. for a Not-To-Exceed Amount of \$70,000 to Provide Chemical Analysis for Various Facilities Throughout the County; and Authorize the Board of Supervisors Chair to Sign the Agreement

**CA27. Public Works RES-2017-459**

Approve Budget Action Transferring Funds Within the Fleet Maintenance Budget to Offset a Shortfall in the Services and Supplies Category (\$50,000)

**CA28. Public Works RES-2017-460**

Approve a First Amendment with Fujii Civil Engineering in the Not-To-Exceed Amount of \$10,000, for a Total Not-To-Exceed Amount of \$34,000, for Continued Solid Waste and Household Hazardous Waste Engineering; and Authorize the Board of Supervisors Chair to Sign the Amendment

**CA29. Sheriff's Office RES-2017-461**

Approve the First Amendment to the 2016-2017 Agreement with A&R Mortuary Services Increasing the Amount by \$2,200; and Authorize the Board of Supervisors Chair to Sign the Amendment

**CA30. Technical Services RES-2017-462**

Declare the September 2, 2017, Labor Day Parade a County Sponsored Event; Approve Issuance of a County Insurance Certificate to Caltrans; Approve the Application for a Cal Trans Encroachment Permit in Support of Closing Highway 140 from 11:00 AM to 12:30 PM, Between Highway 49 North and Highway 49 South, on Saturday, September 2, 2017; and Authorize the Board of Supervisors Chair to Sign the Letter and Encroachment Permit Documenting the Board's Support and Approval

**CA31. Victim Witness RES-2017-463**

Approve a One-Year Operational Agreement with Mountain Crisis Services, a Program of Alliance for Community Transformations, Inc., to Provide Assistance to Mariposa County Residents who Are Victims of Domestic Violence, Sexual Assault, Dating Violence, and Stalking; and Authorize the District Attorney and County Administrative Officer to Sign the Agreement

## **E. Departmental Presentation**

Mike Healey/Public Works Director reported meeting with the contractor for Triangle Road who is putting together a schedule to come in and address the failed sections of the road; advised that they continue to interface with Cal OES and FEMA for authorizations for the February storm damage; and discussed the heat and the extension of pool hours.

Doug Binnewies/Sheriff - Coroner - Public Administrator introduced Nancy Koerperich/MMU Chief who updated the Board on the fires that have taken place around the state and their effects on staffing levels; and discussed the Ben, Ranchito, Wildcat, Spring, Westfall, Banderilla, and other fires in the county; noted that fires have been caused by dragging chains, vehicles parking in dry grass, lawn mowers, and other causes. Chief Koerperich introduced Bernie Quinn, who will be the new Division Chief.

Doug Binnewies extended congratulations to Chief Quinn on the new position, and recognized all of the cooperators, units, and agencies that responded to fires. Sheriff Binnewies also reported on a recent stabbing at the Fairgrounds noting that the incident was due to a personal issue between two men; advised that things are going well with County Fire; and discussed the Nixle warnings that were recently sent out by the National Weather Service in the early morning hours and that, going forward, his department will be receiving those message in-house and vetting them first before allowing them through. Supervisor Smallcombe and Sheriff Binnewies discussed the number of people who have signed up for the Nixle service and how that can be further encouraged. Supervisor Smallcombe also discussed defensible space around homes, and the State's efforts to track the effects of such space. In response to an inquiry from Supervisor Smallcombe, Chief Koerperich noted that they have seen 17% more fires this year, but that they are keeping them smaller.

Chevon Kothari/Human Services Director noted that she has spoken with the Board about tracking their outcomes, and introduced Dr. Misty Freeman who was

recently hired for the job.

Gavin Iacono/Deputy Agricultural Commissioner reminded everyone that next week is invasive weed week, and advised of the upcoming Invasive Weed Workshop to be held at McKay Hall on July 19th from 8:00 AM to 3:30 PM. Supervisor Cann noted the increased grasshopper population in parts of the county and inquired if there was a pattern to it. Gavin Iacono noted that wet years seem to bring them out. Supervisor Jones discussed leaks in the Don Pedro water system and the mosquitos that is breeding. Gavin Iacono noted that he will attempt to put them in touch with the right people, but the best recourse is to prevent the leaks.

Dallin Kimble/County Administrative Officer extended his thanks to CAL FIRE and other responders, as well as the Health Department for all of their efforts. He also noted receiving this year's Grand Jury report, and advised that he is working on a response, and advised that Board members should supply any specific comments that they may have to him. He also reported on legislative bills that he is tracking.

## **F. Public Comment on Non-Agenda Items**

Jeanetta Phillips discussed her appreciation for the Fire and Sheriff's Department responses during recent fires.

Dane Carlson/Chamber of Commerce and Visitor Center reported on the Mariposa Visitor Center traffic; advised that they are now open from 9:00 AM to 9:00 PM from Friday through Tuesday which gives staff an opportunity to get out into the community in the evening to unofficially act as ambassadors on the streets. Mr. Carlson also advised of an upcoming poetry reading by the California State Poet Laureate at The Alley on Thursday at 6:30 PM.

## **G. Regular Agenda Items**

### **1. Planning 2017-ORD-1125**

**Waive the Second Reading and Adopt an Ordinance Amending the Fish Camp Town Planning Area Specific Plan Land Use Map Pursuant to General Plan/Specific Plan Zoning Amendment (GP/SPZA No. 2014-163) on Assessor's Parcel Number (APN) 010-350-010 (Formerly APN 010-350-008)**

Steve Engfer/Planning Department gave the staff report. No public input.

**RESULT: ADOPTED [UNANIMOUS]**

**MOVER:** Merlin Jones, District II Supervisor

**SECONDER:** Miles Menetrey, District V Supervisor

**AYES:** Smallcombe, Jones, Long, Cann, Menetrey

### **2. Human Services/Behavioral Health & Recovery Services RES-2017-464**

**Approve Mariposa County's Participation in a Small County Collaborative and Acceptance of the Whole Person Care Pilot Grant Award from the California Department of Health Care Services, and Authorize the Human Services Director to Sign the Activities Described in the Grant Application;**

**Approve the Small County Collaborative Memorandum of Understanding (MOU) Allowing San Benito County to Act as Lead Entity for the Purpose of Entering into a Contract with the Department of Health Care Services to Implement Whole Person Care Pilot, and Authorize the Board of Supervisors Chair to Sign the MOU; Approve an Allocation for a Mental Health Assistant III; and Approve an Allocation for a Mental Health Assistant I**

Chevon Kothari/Human Services Director gave a PowerPoint presentation. No public input.

**RESULT:**           **ADOPTED [UNANIMOUS]**  
**MOVER:**           Rosemarie Smallcombe, District I Supervisor  
**SECONDER:**       Merlin Jones, District II Supervisor  
**AYES:**            Smallcombe, Jones, Long, Cann, Menetrey

***Recess***

**10:26 AM** Chair Long recessed the meeting for a brief break and reconvened at 10:33 AM.

**3.       Human Services/Social Services       RES-2017-465**

**Approve a Memorandum of Understanding (MOU) Among the WestCoast Children's Clinic, Mariposa County Human Services Department, Mariposa County Probation, Mariposa Safe Families, Alliance for Community Transformations, Sierra Quest Human Services Foundation, First Step Incorporated, and Mariposa County Unified School District/Mariposa County Office of Education to Collaborate in the Implementation of a Screening Tool to Identify Commercially Sexually Exploited Children; and Authorize the Board of Supervisors Chair to Sign the MOU**

Chevon Kothari extended thanks to all of their partners, and introduced Baljit Gil/Deputy Director of Social Services who gave the staff report. No public input. Board discussion ensued.

**AMENDMENT:**  
***Update the effective date, which is now stated as November 1, 2016.***

**RESULT:**           **ADOPTED AS AMENDED [UNANIMOUS]**  
**MOVER:**           Rosemarie Smallcombe, District I Supervisor  
**SECONDER:**       Merlin Jones, District II Supervisor  
**AYES:**            Smallcombe, Jones, Long, Cann, Menetrey

***Announcement***

**10:45 AM** Chair Long noted that anyone wishing to bid on item H.7, will be required

to submit a deposit before the sale.

**4. Human Services/Social Services RES-2017-466**

**Approve the Commercially Sexually Exploited Children (CSEC) County Wide Protocol Among Mariposa County, Mariposa Safe Families, Alliance for Community Transformations, Sierra Quest Human Services Foundation, First Step Incorporated, and Mariposa County Unified School District/Mariposa County Office of Education; and Authorize the Board of Supervisors Chair to Sign the Protocol**

Chevon Kothari gave the staff report. No public input.

**RESULT: ADOPTED [UNANIMOUS]**

**MOVER:** Merlin Jones, District II Supervisor

**SECONDER:** Rosemarie Smallcombe, District I Supervisor

**AYES:** Smallcombe, Jones, Long, Cann, Menetrey

**5. Public Works RES-2017-467**

**Authorize the Public Works Director to Solicit Bid Proposals and Award Agreement to the Lowest Responsible Bidder for Continued Restoration of the Mariposa County Courthouse Restoration Project Phase II; and Authorize the Board of Supervisors Chair to Sign the Agreement (Pending County Counsel Approval as to Form)**

Mike Healey gave the staff report. No public input.

**RESULT: ADOPTED [UNANIMOUS]**

**MOVER:** Merlin Jones, District II Supervisor

**SECONDER:** Kevin Cann, District IV Supervisor

**AYES:** Smallcombe, Jones, Long, Cann, Menetrey

**6. Administration RES-2017-468**

**Authorize the Administration Department to Begin Work on a Countywide Citizen Survey Using Funds from the FY18 Administration Budget, Which Has Not Yet Been Approved, in the Amount of \$19,080 4/5ths Vote Required**

Dallin Kimble gave the staff report, recognizing Elaine Jaramillo, of his office for the work. Board discussion ensued. No public input.



**RESULT:**       **ADOPTED [UNANIMOUS]**  
**MOVER:**       Merlin Jones, District II Supervisor  
**SECONDER:**   Rosemarie Smallcombe, District I Supervisor  
**AYES:**         Smallcombe, Jones, Long, Cann, Menetrey

**7. Administration/Community Development (ID # 7119)**

**Resolution Authorizing the Board to Open the Sealed Bids Received for the Property Located in Coulterville in Open Session and Accept or Reject the Highest Bid to Purchase the Property**

In response to Chair Long's inquiry, René LaRoche/Clerk of the Board noted that no bids had been received for this item. There were no responses from the audience when Chair Long inquired if anyone wished to bid on the property.

Board discussion ensued as to how best to proceed with the matter given the time constraints of re-noticing the action. No public input.

**DIRECTION:**

*Staff is to work with the appropriate liaisons, as well as the holder of the first mortgage, in order to determine an amount sufficient to cover all expenses. Once that amount is determined, staff is to restart the sale process using the newly determined amount as the minimum asking price.*

**RESULT:**       **ITEM NOT CONSIDERED**

**H. Items removed from Consent Agenda**

None.

**I. Closed Session**

**1. County Counsel (ID # 7254)**

**CLOSED SESSION - Conference with Legal Counsel: Existing Litigation; Lora Bellefeuille V. Mariposa County, Claim No. 551452637**

No public input.

**RESULT:**       **CLOSED SESSION HELD**

**2. Human Resources/Risk Management (ID # 7117)**

**CLOSED SESSION: Conference with County Labor Negotiator; Name of Employee Organization: Service Employees International Union (SEIU) Local 521; Name of County Designated Representative: Richard Bolanos**

No public input.

Supervisor Cann advised that he will be unable to attend either Closed Session I.2 or I.3 and was excused from attending those sessions.

**2:07 PM** Tracy Gauthier/Deputy Clerk of the Board II substituted in as clerk.

**RESULT: CLOSED SESSION HELD**

**3. Human Resources/Risk Management (ID # 7116)**

**CLOSED SESSION: Conference with County Labor Negotiator; Name of Employee Organization: Mariposa County Managerial and Confidential Organization (MCMCO); Name of County Designated Representative: Richard Bolanos**

No public input.

**RESULT: CLOSED SESSION HELD**

**Recess**

**11:23 AM** Chair Long recessed the Board into Closed Session to be followed by lunch.

**Reconvene**

**2:52 PM** Chair Long reconvened the meeting.

**Report Out**

**2:52 PM** Chair Long reported out that Information was Received and Direction was Given in all three closed sessions.

**J. Board Information**

None.

**K. Adjournment**

**2:55 PM** Chair Long adjourned Jeffery Ellis, Joan Phillips, David Williams, Horace Eads, Jr., and Roseann Serrano.

Respectfully submitted,

RENÉ LaROCHE  
Clerk of the Board

TRACY GAUTHIER  
Deputy Clerk of the Board II

MARSHALL LONG  
Chair, Board of Supervisors