



MARIPOSA COUNTY

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MARSHALL LONG, CHAIR
ROSEMARIE SMALLCOMBE, VICE-CHAIR
TOM SWEENEY
WAYNE FORSYTHE
MILES MENETREY

DISTRICT III
DISTRICT I
DISTRICT II
DISTRICT IV
DISTRICT V

ACTION SUMMARY MINUTES

February 9, 2021

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

Attendee Name	Title	Status	Arrived
Rosemarie Smallcombe	District I Supervisor	Present	9:00 AM
Tom Sweeney	District II Supervisors	Present	9:00 AM
Marshall Long	District III Supervisor	Present	9:00 AM
Wayne Forsythe	District IV Supervisor	Present	9:00 AM
Miles Menetrey	District V Supervisor	Present	9:00 AM

B. Pledge of Allegiance

Chair Long led the Pledge.

C. Introductions

None.

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

No public comment.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Miles Menetrey, District V Supervisor

SECONDER: Tom Sweeney, District II Supervisors

AYES: Smallcombe, Sweeney, Long, Forsythe, Menetrey

CA1. **Health and Human Services RES-2021-58**

Resolution Continuing a Shelter Crisis Local Emergency in Mariposa County

CA2. **Health and Human Services RES-2021-59**

Resolution Continuing the Public Health Local Emergency Due to the COVID-19 Pandemic

CA3. Sheriff's Office RES-2021-60

Resolution Continuing the Local Emergency Due to the COVID-19 Global Pandemic

CA4. Sheriff's Office RES-2021-61

Resolution Continuing the Local Emergency Due to the 2021 Mono Wind Event

CA5. Administration RES-2021-62

Approve a Grant Agreement with the California Department of Forestry and Fire Protection (Cal Fire) for Local Assistance Tree Mortality in the Amount of \$93,205; and Authorize the Board of Supervisors Chair to Sign the Agreement

CA6. Agricultural Commissioner RES-2021-63

Approve the Noxious Weed Program Agreement No. 20-1011-000-SA with the California Department of Food and Agriculture (CDFA) for the 2021/2022 Fiscal Year; and Authorize the Board of Supervisors Chair to Sign the Agreement

CA7. Item Withdrawn

CA8. Board of Supervisors

Approve the Minutes of Tuesday, February 2, 2021

CA9. HHS/Behavioral Health & Recovery Services RES-2021-64

Approve Amendment 18-95254-A01 to the Multi-Year 2018-2021 County Performance Contract (CPC) with the State Department of Health Care Services (DHCS); and Authorize the Health and Human Services Agency Director to Sign the Amendment, the Contractor Certification Clause Form, and Any Subsequent Amendments (Subject to County Counsel Review and Approval as to Form)

CA10. HHS/Public Health 2021-16

Re-Appoint Mark Gallagher as the Public Member At-Large, and Lester Bridges as the Alternate; and Appoint Brian Hodge as the Technical Expert, to Serve on the Independent Hearing Panel for the Local Enforcement Agency (LEA) with Terms Expiring February 9, 2025

CA11. Public Works RES-2021-65

Authorize the Director of Public Works & Transportation to Open the Temporary Indian Gulch Bridge Once Caltrans Has Certified the Bridge Suitable for Traffic

E. Board Recognitions

1. Board of Supervisors 2021-17

Proclaim the Month of February 2021 as "Teen Dating Violence Awareness and Prevention Month" (Kaitlyn Wardle - Mountain Crisis Services)

Kaitlyn Wardle/Mountain Crisis Services Program Specialist introduced Tyson

Wellcome/Ethos Program Director who gave the report. No public input.

Chair Long presented the proclamation to Ms. Wardle and Mr. Wellcome.

RESULT: **ADOPTED [UNANIMOUS]**

MOVER: Wayne Forsythe, District IV Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Sweeney, Long, Forsythe, Menetrey

F. Departmental Presentation

Eric Sergienko/Health Officer advised of the number of vaccination doses given to this point; noted that they have seen a 10% no show rate at the vaccination clinics; and discussed the success of the County's vaccination program. Dr. Sergienko also advised of upcoming vaccination clinics; discussed the ages and sectors being vaccinated; noted that the state is moving to a single platform called MyTurn; and discussed his reservations about it. He also noted that we're seeing a gentle decline in cases; advised that more ICU beds are open; and discussed communications with the school district as vaccinations get into the education sector. In response to inquiries from Board members, Dr. Sergienko discussed the County's proximity to the orange tier; what happens to the vaccines when people fail to show up for their appointment; how MyTurn will operate and how people with no internet can schedule appointments; the potential for travelers to spread the virus; and the models that are trending downwards.

Jeremy Briese/Sheriff - Coroner - Public Administrator noted a fire at Cedar Lodge; discussed the search and recovery of an at-risk juvenile who went missing in the Hunters Valley/Lake McClure; and highlight the technology provided by Project Lifesaver, which was attributed with helping in the search. Sheriff Briese also discussed the recovery of the remains of John Honesto who went missing during the floods three years ago; and noted the successful conclusion of a case worked with the FBI to arrest a human trafficker who was going to cross state lines and was taken to Fresno.

Mike Healy extended thanks to the Sheriff and Fire for their efforts. He also noted some of the damage from the Mono Wind event; noted that some brush had to be pushed to the side of the road; and advised that cleanup and should repair will be accomplished but requested patience as it may take a while. Mr. Healy also reported that bids are out for three fire station roofs, but advised that roofers are very busy repairing private homes that were struck by trees. He also advised that recruitments are open for the summer Day Camp and Life Guard positions; reported on a wave of vandalism that has plagued county restrooms; and discussed the timeline for the Indian Gulch Bridge.

Steve Ward/CAL FIRE reported on the Cedar Lodge Fire, noting that it began around 2:30 PM this last Saturday; advised of excellent cooperators cooperation at the scene; and noted that there was significant damage to the building but that they were able to salvage some furniture and goods from the rooms.

Cecily Muldoon/Yosemite National Park (YNP) Superintendent extended thanks to Supervisor Menetrey for the invitation and discussed the reservation system that was re-implemented on Monday. She advised that it is expected to be in place for about two weeks, and be lifted at the end of the month unless something happens. She also noted that they consult daily with Dr. Sergienko and the U.S. Public Health

Service and that the only reason for the closure is public health, and not a test run for other issues. She acknowledged YNP capacity issues but assured that this is covid-related and for public safety, especially with the firefall event where people stand shoulder-to-shoulder for several hours. Superintendent Muldoon also discussed the way in which visitor numbers are calculated; damage to the electrical grid from the storms; and coordination with the Yosemite Gateway team. Board discussion ensued regarding the way the reservation system works; the number of vehicles allowed in Yosemite each day and how it is monitored; how the seven day entrance passes work; the opening of Highway 41 later this week; and the Great American Outdoors Act and the benefits that it will bring to YNP.

G. Public Comment on Non-Agenda Items

Douglas Shaw/Yosemite Bug Hostel owner discussed the effects of closures to businesses; discussed the need for transparency in decision-making; and advised that guidelines were inadequate because they didn't always get the information or see the directives. Mr. Shaw also noted that even though the Governor dropped the stay at home order, the metric wasn't clear; noted that the YNP website was unclear and he had nothing to give to his employees or guests. Mr. Shaw concluded by stating that YNP needs to think outside of the box.

Jonathan Farrington/Yosemite Mariposa County Tourism Bureau Executive Director: noted that hoteliers look at their ability to perform, not past performance; and advised that tour and tour bus operators would like to see the capacity limit of 23 removed as larger buses could be used which would allow for more socially distanced riders. Mr. Farrington also noted that half of the money received from the County has been earmarked for sponsorship of events, and advised that anyone planning an event that has a visitor benefit should call them or visit their website. Mr. Farrington also advised that they are currently running soft marketing with ads running in the Fresno and Merced areas to encourage people to visit the region and recreate safely; and noted that, while they are working remotely, they are handling approximately 20-30 calls a week.

Recess

10:30 PM Chair Long recessed the meeting for a brief break and reconvened at 10:37 AM.

Recess Board of Supervisors

10:38 PM Chair Long recessed the Board of Supervisors meeting, followed by the Clerk's reading of the Government Code announcement.

H. LOCAL TRANSPORTATION COMMISSION

10:38 AM Chair Long convened the Local Transportation Commission (LTC) meeting with all members present.

Public Comment Period

None.

LTC Regular Agenda**1. Public Works LTC-2021-5**

Authorize the Executive Director to Apply for a Grant Under the State Sustainable Transportation Planning Grant Program; and Authorize the LTC Executive Director to Sign the Grant Application

Mike Healy/LTC Executive Director gave the staff report. No public input.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Miles Menetrey, District V Supervisor

SECONDER: Wayne Forsythe, District IV Supervisor

AYES: Smallcombe, Sweeney, Long, Forsythe, Menetrey

2. Public Works LTC-2021-6

Approve the Allocation of Remaining Grant Funds from the Public Transportation Modernization, Improvement, and Service Enhancement Account (PTMISEA) Grant Project to Allow for the Purchase of Two (2) Para-Transit Buses and One Pressure Washer/Steam Cleaner Unit; and Authorize the Executive Director to Execute All Grant and Purchase Related Documents (Subject to Approval as to Form by County Counsel)

Mike Healy gave the staff report. No public comment.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Tom Sweeney, District II Supervisors

SECONDER: Wayne Forsythe, District IV Supervisor

AYES: Smallcombe, Sweeney, Long, Forsythe, Menetrey

Adjourn LTC

10:46 AM Chair Long adjourned the LTC meeting.

Reconvene as Board of Supervisors

10:46 AM Chair Long reconvened the Board of Supervisors meeting.

I. Regular Agenda Items**1. Sheriff's Office RES-2021-66**

Adopt a Resolution Ratifying the February 3, 2021, Proclamation by the Director of Emergency Services of the County of Mariposa, State of California, Proclaiming the Existence of a Local Emergency Caused by a Meteorological "Atmospheric River" and Requesting State And/Or Federal Funds to Assist with Recovery Efforts

Jeremy Briese gave the staff report. During public comment, Mike Healy extended

thanks to the Sheriff and his team.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Miles Menetrey, District V Supervisor
SECONDER: Wayne Forsythe, District IV Supervisor
AYES: Smallcombe, Sweeney, Long, Forsythe, Menetrey

Recessed

10:52 AM Chair Long recessed the meeting to set up the presentation set up and reconvened at 10:57 AM.

2. County Counsel (ID # 11358)

Receive a Presentation from County Counsel Regarding the Brown Act

Steven W. Dahlem/County Counsel - Risk Manager gave a PowerPoint presentation interspersed with questions from Board members. During public comment, Margaret Rolfe/Fish Camp Town Planning Advisory Committee complimented the presentation as the best she had ever seen.

RESULT: **INFORMATION RECEIVED**

J. Items removed from Consent Agenda

CA7. Board of Supervisors

Approve the Minutes of Friday, January 22, 2021

K. Closed Session

1. Administration (ID # 11440)

**CLOSED SESSION: Public Employment: Agricultural Commissioner /
Sealer of Weights & Measures**

No public input.

RESULT: **CLOSED SESSION HELD**

Recessed

11:24 AM Chair Long moved the meeting into Closed Session.

Report Out

12:04 PM Chair Long reconvened the meeting and reported out that Information was Received and Direction was Given during Closed Session.

Recess

12:04 PM Chair Long recessed the meeting for lunch.

L. 2:00 PM Reconvene

2:00 PM Chair Long reconvened the Board meeting.

1. **Planning (ID # 11436)**

Waive the First Reading and Introduce an Ordinance Titled "An Ordinance Amending County Code Title 17 to Add Section 17.108.200.E., Section 17.334.055.E., and Definitions to Section 17.148.010", to Prohibit Industrial Hemp Cultivation and Hemp Cultivation by Established Agricultural Research Institutions in Mariposa County

Supervisor Sweeney advised that he was involved with this item last year on the Planning Commission but that the matter was merely a procedural issue and noted that County Counsel has advised the he may participate in this item today.

Sarah Williams/Planning Director introduced Alvaro Arias/Deputy Planning Director who gave the staff report accompanied by a PowerPoint presentation. Clarification and elaboration was provided by Ms. Williams, Mr. Arias, and Don Cripe/Agricultural Commissioner. No public input. Board discussion ensued.

RESULT: INTRODUCED [UNANIMOUS] Next: 2/23/2021 9:00 AM

MOVER: Rosemarie Smallcombe, District I Supervisor

SECONDER: Miles Menetrey, District V Supervisor

AYES: Smallcombe, Sweeney, Long, Forsythe, Menetrey

M. Board Information

Information received.

N. Adjournment

2:48 PM Chair Long adjourned the meeting in memory of Radmila Vreca, Jay Rader, and Shirley Rodriguez.

Respectfully submitted,

René LaRoche
Clerk of the Board

Marshall Long
Chair, Board of Supervisors