



MARIPOSA COUNTY

P.O. Box 784 Mariposa, CA 95338 (209) 966-3222
5100 Bullion Street
<http://www.mariposacounty.org/>



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

January 4, 2022

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 Supervisor	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. Selection of Chair and Vice-Chair

1. Clerk of the Board of Supervisors RES-2022-1

Selection of the Board of Supervisors Chair for 2022

René LaRoche/Clerk of the Board gave the staff report. No public input.

ACTION: Rosemarie Smallcombe was selected as the 2022 Board Chair.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Wayne Forsythe, District IV Supervisor

SECONDER: Miles Menetrey, District V Supervisor

AYES: Smallcombe, Sweeney, Long, Forsythe, Menetrey

2. Clerk of the Board of Supervisors RES-2022-2

Selection of the Board of Supervisors Vice-Chair for 2022

René LaRoche gave the staff report. No public input.

ACTION: Miles Menetrey was selected as the 2022 Board Vice-Chair.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Wayne Forsythe, District IV Supervisor

AYES: Smallcombe, Sweeney, Long, Forsythe, Menetrey

E. Presentation of Gavel Plaque

1. **Board of Supervisors (ID # 12403)**

Presentation of the Gavel Plaque to Supervisor Long for Serving as the 2021 Board of Supervisors Chair (Board Chair)

No public input.

Chair Smallcombe presented the gavel plaque to Supervisor Long.

RESULT: PRESENTATION MADE

Announcement regarding continued 2 PM item.

Chair Smallcombe announced that the 2:00 PM item is being continued to January 25, 2022 at 2:00 PM, or as soon thereafter as the matter may be heard.

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

No public input.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Wayne Forsythe, District IV Supervisor

AYES: Smallcombe, Sweeney, Long, Forsythe, Menetrey

CA1. Health and Human Services RES-2022-3

Resolution Continuing a Shelter Crisis Local Emergency in Mariposa County

CA2. Health and Human Services RES-2022-4

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

CA3. Sheriff's Office RES-2022-5

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

CA4. Item Withdrawn

CA5. Board of Supervisors

Approve the Minutes of Tuesday, December 14, 2021

CA6. Building RES-2022-6

Approve an Increase in Extra-Help Hours from 999 Hours to 1,200 Hours for the Extra Help Development Services Technician (DST) Position to Provide Front Counter Assistance Until a Permanent DST is Allocated and Hired

CA7. HHS/Behavioral Health & Recovery Services RES-2022-7

Approve an Agreement with Aurrera Health Group, LLC to Provide Consultant Services to Implement Initiatives Related to California Advancing and Innovating Medi-Cal (CalAIM) in an Amount Not to Exceed \$84,000; and Authorize the Board of Supervisors Chair to Sign the Agreement

CA8. HHS/Behavioral Health & Recovery Services RES-2022-8

Approve the First Amendment to Agreement with CF Merced LLC. for Psychiatric Hospitalizations Increasing the Amount by \$180,000 to a New Amount Not to Exceed \$240,000; and Authorize the Board of Supervisors Chair to Sign the Amendment

CA9. HHS/Social Services RES-2022-9

Approve an Agreement with Alliance for Community Transformations to Locate and Manage Leased Housing Units and to Provide Client Supportive Services in an Amount Not to Exceed \$75,300; and Authorize the Board of Supervisors Chair to Sign the Agreement

CA10. Planning 2022-1

Recognize the Service of Ben Goger and Appoint Tom Sweeney as an Ex-Officio Member for the Merced River Trail Community Working Group (CWG)

CA11. Public Works RES-2022-10

Approve an Automatically Renewing License Agreement with Harris Computer for the InHance Meter Reading and Billing Software an Amount Not to Exceed \$3,755.34, with an Initial Term Ending December 31, 2022; and Authorize the Board of Supervisors Chair to Sign the Agreement

G. Board Recognitions

1. Board of Supervisors 2022-2

Proclaim the Month of January 2022 as "Human Trafficking Awareness Month"

Katy Wagoner/Mountain Crisis Services Program Specialist gave the staff report. No public input.

Chair Smallcombe presented the Proclamation to Ms. Wagoner.

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

H. Departmental Presentation

Kristina Allen/Deputy Public Health Director advised that the number of COVID-19 cases has skyrocketed and that they will need to start prioritizing cases per CDC guidelines. Dr. Allen also noted that yesterday the nation saw the largest reported number of cases since the pandemic and that the Omicron variant is most likely the cause. She advised that, yesterday, Madera County got their first confirmation that the Omicron variant was present and advised that Public Health is still recommending that everyone get vaccinations and boosters. She also reported that the County ran out of home testing kits yesterday but that they are expecting another batch of 1600, as well as a shipment of tests for school age children. Dr. Allen also noted that the testing site is now located at the YARTS Park and Ride lot, and discussed the new guidance adopted by the California Department of Public Health. Discussion ensued regarding the number of current cases, and the testing kit for children.

Sarah Williams/Planning Director advised that the next meeting of the County Code Advisory Committee is scheduled for tomorrow at 2:00 PM, here in the Board Chambers; and noted that presentations will be made by County Counsel, the District Attorney, and the Sheriff. Ms. Williams also referenced the Board's previous direction to complete a comprehensive review of the case list and advised that they will be holding a second interview for the position today at 10:00 AM.

Kari Kisella/Chamber of Commerce provided a flyer for upcoming ribbon cutting ceremonies.

Jacob Hawley/Mariposa Visitor Center reported that visitor numbers were up and contrasted them to pre-pandemic numbers. Discussion ensued regarding the effects of international travelers.

Mary Ann Huff/North County Visitor Center and History Center reported that their numbers were similarly up. Ms. Huff also noted that social media is the key and extended kudos to the tourist bureau. She also reported that the Health and Human Services Agency (HHS) has been helpful by providing masks for public spaces and remarked that home testing kits might also be good given the cost of gasoline.

Jeremy Briese/Sheriff - Coroner - Public Administrator acknowledged the Sheriff's Office, Public Works, and Fire staff for their responses during the last storm. He also advised that the Search and Rescue team was called for an incident with no way to get into an area on a coroner's case. Sheriff Briese noted that they will soon be providing their annual report; advised that they are working on a presentation regarding marijuana and the issues associated with that; and noted that the number of suicides increased last year, and extended kudos to the Assistant Coroner. In response to Supervisor Smallcombe's inquiry, Sheriff Briese noted that his goal is to have the annual report before the Board at the beginning of February.

Steve Ward/CAL FIRE - County Fire Chief echoed what the Sheriff said regarding the response to the storm. Chief Ward also reported that we came out of fire season on January 3rd and advised that the Amador agreement has now taken effect at multiple stations.

René LaRoche/Clerk of the Board advised that the new district boundaries go

into effect on January 7, 2022.

1. Clerk of the Board of Supervisors (ID # 12519)

Handouts from the Departmental Presentation Portion of the January 4, 2022 Meeting

RESULT: INFORMATION RECEIVED

I. Public Comment on Non-Agenda Items

Becky Barnes-Boers requested, as a Reasonable Accommodations under the Americans with Disabilities Act (A.D.A.), that problems be fixed at the Fire Department. She noted that there is no accessibility parking and complained about Chief Ward's attitude. Ms. Barnes-Boers advised that she no longer has a problem with the Sheriff anymore but discussed the parking at the Sheriff's Office noting that there is one parking stall that is not properly signed, but noted that with the office closed, people need to go to Dispatch which does not have accessible parking. Ms. Barnes-Boers advised that the Building Department Director has told her twice that the Building Department does not inspect for A.D.A. compliance, which sets up every property owner and business in the county to be sued under the A.D.A. She noted that there is only one parking spot in the county that is A.D.A. compliant; advised that she has reported the grocery store and the Fairgrounds to the California Department of Fair Employment and Housing for bad attitudes and their A.D.A. parking noncompliance; and advised that under the Unruh Act, treble damages are awarded for every item that is out of compliance. Ms. Barnes-Boers requested that the Board address the attitudes of some of the directors. She also advised that Title 24 requires the Building Department to inspect under CASP; and advised that there is no one in the Building Department who is CASP certified and requested that the matter be corrected. She noted going to the CAO and being informed that the Board has control of the department directors and reiterated the request that these situations be corrected. Ms. Barnes-Boers also requested transparency, noting that one person at the County has told her that no one who was elderly or disabled was involved in the current Caltrans pedestrian project and the planning of that, but that the Planning Department and Arts Council were, and that they were not the proper people to have involved as federal law requires disabled people to be involved. She also advised that the Caltrans project is underway without proper traffic or pedestrian signage on county streets.

Marvin Wells highlighted a recent article in the December 22, 2021 edition of the Sacramento Bee about the Sheriff's Department.

J. Regular Agenda Items

1. Public Works (ID # 12466)

Receive a Presentation from Caltrans on Mariposa Pedestrian Safety Project to Install Crosswalks on State Route 140

Shannon Hansen/Interim Public Works Director extended thanks to Caltrans for making the time to update the Board and community, and introduced Sam Sherman who, in turn, introduced Bob Highfill/Caltrans District 10 Public Information Officer. Mr. Shepard gave a PowerPoint presentation that provided an overview of the project. Discussion ensued regarding the crosswalks, the timelines, the traffic control, and the

efforts being made to inform the businesses and public.

Public comment opened.

Jonathan Noel inquired if there was anything in the Public Works budget to allow them to supply a couple of people to help with the traffic control problems.

Becky Barnes-Boers advised that the pedestrian alternate path of travel is not included in the Caltrans paperwork and that she notified Mr. Highfill by email this morning indicating that; and advised that the current path of travel has no ramp to get onto the sidewalk across the street, which makes the alternate path of travel illegal under MUTCD and the Caltrans lawsuit that was filed in 2006. Ms. Barnes-Boers noted that she has asked Caltrans to include that in their public information before and they still have failed to do it. She also noted a lack of transparency as today's presentation has put out that the County is supplying the streetlights, but that she had been told that the County is not part of this project. She also noted that disabled citizens are stakeholders and were not included in any of this. Ms. Barnes-Boers also noted that it is a problem when the County has an MOU with the CHP to enforce California Vehicle Code, and the CHP will not do it. It has resulted in people parking in the hatch marked areas of Highway 140 in the downtown area which blocks the line of sight for cars and pedestrians. Ms. Barnes-Boers stated that she heard from Caltrans that the Sheriff has been doing it because of a maintenance agreement; and advised that is a problem for Mariposa County. She advised that there have been problems with this project all along and that she has been documenting them since moving to town in July and now she finds out that the County is involved in the project because it has funds into this project.

Public comment closed.

In response to Supervisor Smallcombe's inquiry, Mr. Sherman noted that they are doing work on half the site, so that the alternate route uses existing infrastructure. He also noted that Caltrans has been working with the contractor, and that they have asked for a pedestrian plan and advised that he thought that was provided. Mr. Sherman also clarified that this is a Caltrans project and that the County only supplied light posts to facilitate something that the County wanted. Mr. Sherman also advised that Caltrans coordinated all the way through the planning process, and that they have had a lot of community forums and engagement. In response to Supervisor Smallcombe's inquiry regarding the availability of the pedestrian plan to the public, Mr. Sherman advised that they can provide it. Supervisor Smallcombe suggested making the plan available more broadly and advised that the County has an In-Home Supportive Services Advisory Committee that is responsible for services to the disabled, as well as an Agency on Aging, and offered to coordinate between them. Discussion ensued between Supervisor Menetrey and Mr. Sherman regarding the project, and the efforts that have been taken to minimize impacts on the area.

RESULT: INFORMATION RECEIVED

Recess

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

2. Public Works RES-2022-11

Ratify the FAA Airport Rescue Grant for Reimbursement of Airport Operations & Maintenance Expenses in the Amount of \$32,000; Authorize the Board of Supervisors Chair to Sign Any Other Documents Necessary to Receive the Award (Subject to Approval as to Form by County Counsel); and Approve Budget Action in Health and Human Services Agency Budget to Recognize the Grant Funding (\$32,000) 4/5ths Vote Required

Shannon Hansen gave the staff report, noting a correction. No public input.

CORRECTION:

The budget action is for the Airport Budget, not the Health and Human Services Agency.

RESULT: ADOPTED AS AMENDED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Wayne Forsythe, District IV Supervisor

AYES: Smallcombe, Sweeney, Long, Forsythe, Menetrey

3. Public Works RES-2022-28

Approve an Agreement with Bartle Wells Associates for a Wastewater Utility Rate Study for Don Pedro and Mariposa Pines Service Areas, Water and Wastewater Utility for Coulterville Service Area, and a Water and Wastewater Utility Rate Study and Road Assessment for the Yosemite West Maintenance District in an Amount Not to Exceed \$25,000; and Authorize the Public Works Interim Director to Sign the Agreement

RESULT: WITHDRAWN AND RESCHEDULED Next: 1/11/2022 9:00 AM

4. Public Works RES-2022-12

Review Emergency Repair Work on White Rock Road as Required by Public Contract Code Section 22050(C)(1); and Adopt a Finding that There is a Need to Continue the Emergency Action Pursuant to Public Contract Code Section 22050 4/5ths Vote Required

Shannon Hansen gave the staff report. During public comment, Jonathan Noel inquired as to the status of the project. Ms. Hanson responded that the contractor is still waiting on materials, but that water is now in the creek which complicates the situation because a dry creek bed is needed to make the repairs.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Wayne Forsythe, District IV Supervisor

AYES: Smallcombe, Sweeney, Long, Forsythe, Menetrey

5. HHS/Behavioral Health & Recovery Services RES-2022-13

Approve Acceptance of Crisis Care Mobile Units (CCMU) Program Funding from the California Department of Health Care Services in the Amount Not to Exceed \$500,000; Authorize the Director for Mariposa County Health and Human Services Agency to Accept This Funding and Implement the Associated Program Activities; and Approve Budget Action (\$500,000) Increasing Revenue and Appropriations in the Health and Human Services Agency New CCMU Fund Budget for Revenue to be Received 4/5ths Vote Required

Shannon Gadd/Health and Human Services Agency (HHSA) Director gave the staff report, noting that this will fund a psychiatric nurse and other things to assist those with mental health issues who have mobility problems. No public input. Supervisor Smallcombe and Ms. Gadd discussed ways that the target population will be advised of the new program.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Tom Sweeney, District II Supervisor

SECONDER: Wayne Forsythe, District IV Supervisor

AYES: Smallcombe, Sweeney, Long, Forsythe, Menetrey

6. Health and Human Services RES-2022-14

Approve the Allocation of One Additional Psychiatric Registered Nurse FTE Position in the Health and Human Services Health Division Budget Effective Immediately

Shannon Gadd gave the staff report noting that this item is a follow up to previous item. No public comment.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Wayne Forsythe, District IV Supervisor

AYES: Smallcombe, Sweeney, Long, Forsythe, Menetrey

7. Clerk of the Board of Supervisors RES-2022-15

Set the Board's 2022 Meeting Schedule

René LaRoche/Clerk of the Board gave the staff report, noting a handout from Supervisor Forsythe. No public input. Supervisor Forsythe suggested additional meeting dates for cancellation. Discussion ensued.

ACTION:

The Board's meeting schedule was adopted as proposed with the meetings of April 19, 2022, July 5, 2022, and January 3, 2023 also being cancelled.

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

8. Clerk of the Board of Supervisors RES-2022-16

**Review and Select Board Member Representation on In-County
Committees, Commissions, and Boards**

René LaRoche gave the staff report. No public input. Board discussion ensued regarding the appointments with Supervisor Long requesting a substitution for the Local Agency Formation Commission.

ACTION:

- ***Behavioral Health Board: Rosemarie Smallcombe was reappointed for a term running from June 6, 2022 to June 6, 2025. (COB)***
- ***Mariposa County Safety Committee: Supervisors Long and Smallcombe were reappointed for terms running from January 8, 2022 to January 8, 2023. (County Counsel-Risk Manager)***
- ***Local Agency Formation Commission (LAFCo): Wayne Forsythe was substituted in for Marshall Long, to serve the remainder of the term which expires on May 5, 2025. (Planning)***

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Marshall Long, District III Supervisor
SECONDER: Tom Sweeney, District II Supervisor
AYES: Smallcombe, Sweeney, Long, Forsythe, Menetrey

9. Clerk of the Board of Supervisors RES-2022-17

Select and Approve Board Members as 2022 Agency Representatives

René LaRoche gave the staff report. No public comment. Board discussion ensued.

ACTIONS:

Changes to the Agency Representative list were as follows:

- ***Calaveras-Mariposa Community Action Agency: Appoint Supervisor Sweeney as Representative, with Supervisor Long as his Alternate.***
- ***Change the name of the California Forest Management Task Force to the California Wildfire & Forest Resilience Task Force, and remove "(Gubernatorial appointment)".***
- ***Remove the Central Sierra Connect (CSC) Policy and Technical Committees.***
- ***Add the Central Sierra Broadband Utility Zone Consortium with Supervisor Sweeney appointed its representative, and Supervisor Smallcombe the alternate.***
- ***Mountain Counties Air Basin: Appoint Supervisor Forsythe as alternate in place of Supervisor Long.***

- ***Remove the Regional Coalition to Address Fire Preparedness, Forest Health and Community Resilience.***
- ***Rural County Representatives of California (RCRC): Appoint Supervisor Forsythe as First Alternate in place of Supervisor Long.***
- ***Golden State Finance Authority (GSFA): Appoint Supervisor Forsythe as First Alternate in place of Supervisor Long.***
- ***San Joaquin Valley Regional Association of California Counties: Appoint Supervisor Smallcombe as Representative in place of Supervisor Long.***

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Wayne Forsythe, District IV Supervisor

AYES: Smallcombe, Sweeney, Long, Forsythe, Menetrey

10. Clerk of the Board of Supervisors (ID # 12407)

Appoint Board Members as Contact Area Liaisons for 2022

René LaRoche gave the staff report. No public comment. Board discussion ensued.

DIRECTION:

Changes to the Board Member Contact Areas were as follows:

- ***Substitute Supervisor Forsythe in for Supervisor Long as a Chamber of Commerce contact.***
- ***Substitute Supervisor Menetrey for Supervisor Forsythe as a John C. Fremont Healthcare District contact.***
- ***Change "Yosemite National Park Service Issues" to "Yosemite National Park Service."***
- ***Add Mariposa Public Utility District to the list with Supervisors Forsythe and Long named as the contacts.***

RESULT: DIRECTION GIVEN

11. Clerk of the Board of Supervisors (ID # 12408)

Review and Select Board Members to Serve as 2022 Policy Area Liaisons

René LaRoche gave the staff report. No public comment. Board discussion ensued. The Board gave direction for one substitution, as well as changes to two department listings and one policy area.

DIRECTION:

- ***Substitute Supervisor Sweeney for Supervisor Menetrey as an Airport liaison.***
- ***Under the Departments listing of Developmental Services, change "HSD/Housing and Community Development:" to "Housing and Community Development."***

- ***Under the Departments listing of Health and Human Services, change “Air Pollution” to “Air Pollution Control.”***
- ***Under the Policy Areas of General Government, change Administrative to Administration.***

RESULT: DIRECTION GIVEN

12. Clerk of the Board of Supervisors 2022-ORD-1170

Waive the First Reading and Introduce an Ordinance Titled "An Ordinance Dissolving the Assessment Appeals Board and Removing Assessment Appeals Board Compensation", Which Will Rescind Ordinance Numbers 401, 486, and 1118, as Well as Title 2.40 of Mariposa County Code.

René LaRoche gave the staff report. No public input.

RESULT: INTRODUCED [UNANIMOUS] Next: 1/18/2022 9:00 AM

MOVER: Marshall Long, District III Supervisor

SECONDER: Tom Sweeney, District II Supervisor

AYES: Smallcombe, Sweeney, Long, Forsythe, Menetrey

K. Board Information

This section was skipped.

Announcement

12:40 PM Chair Smallcombe recessed the meeting for lunch after again announcing that the 2:00 PM item is being continued to January 25, 2022 at 2:00 PM, or as soon thereafter as the matter may be heard.

L. Items removed from Consent Agenda

CA4. Board of Supervisors

Approve the Minutes of Tuesday, December 7, 2021

M. 2:00 PM Reconvene

Chair Smallcombe announced that the afternoon's item is being continued to the January 25, 2022 at 2:00 PM, or as soon thereafter as the matter may be heard.

1. Administration (ID # 12411)

Adopt a Resolution Approving Fee Adjustments for Planning, Building, Environmental Health, Surveyor, Engineering, and Airport Operations Effective April 1, 2022

RESULT: CONTINUED TO NEW DATE Next: 1/25/2022 9:00 AM

N. Adjournment

2:02 PM Chair Smallcombe adjourned the meeting in memory of Andrew Jonathan Trujillo, Bernice Elaine (Wingenbach) Budowich, Mary Lou Robinson, Lorraine Patricia Walker, Geneva Mae Westfall-Parker, Sherrin Louise Tucker, Robert "Bob" D. Lake, and Richard "Dick" Mobley.

Respectfully submitted,

René LaRoche
Clerk of the Board

Rosemarie Smallcombe
Chair, Board of Supervisors