

October 8, 2013
Regular Meeting
Board Reports

Supervisor Fesko

**Map of route on
recent ATV trip**

October 8, 2013

Regular Meeting

Correspondence

**SBA Disaster News
Memo re: Relief for
Victims of Rim Fire**



DISASTER NEWS

Economic Injury Loans for Small Businesses

Release Date: September 26, 2013
Release Number: CA 13780-01

Media Contact: Richard Jenkins
Phone: (916) 735-1500

SBA Offers Disaster Assistance to California Small Businesses Economically Impacted by the Rim Fire

SACRAMENTO, Calif. – The U. S. Small Business Administration (SBA) is offering low-interest working capital federal disaster loans to small businesses economically impacted by the Rim Fire that began on August 17, U. S. Small Business Administration (SBA) Acting Administrator Jeanne Hult announced today. SBA acted under its own authority to declare a disaster in response to a request SBA received from Gov. Edmund G. Brown’s designated representative, Mark Ghilarducci, Director of the California Governor’s Office of Emergency Services, on September 24, 2013.

The disaster declaration makes SBA disaster assistance available in Mariposa and Tuolumne Counties and the neighboring counties of Alpine, Calaveras, Madera, Merced, Mono and Stanislaus.

“The U. S. Small Business Administration is strongly committed to providing the most effective and customer-focused response possible to assist California’s small businesses with federal disaster loans. We will be swift in our efforts to help these small businesses recover from the financial impacts of this disaster,” said Acting Administrator Hult.

“Beginning Tuesday, October 1, SBA customer service representatives will be on hand at the following SBA Disaster Loan Outreach Centers to help small businesses impacted by the Rim Fire,” said SBA’s Fresno District Director Carlos Mendoza. “SBA representatives will answer questions about SBA’s Economic Injury Disaster Loan program, explain the application process, and help each business owner complete their application,” he continued. The centers will be open on the days and times indicated. No appointment is necessary.

Mariposa County

Red Cloud Library
6386 Greeley Hill Road
Coulterville, CA 95311

Open: Thurs., Oct. 3, Fri., Oct. 4,
Wed., Oct. 9 & Thurs., Oct. 10

Hours: 9 am to 6 pm

Tuolumne County

Groveland Youth Center
18950 Highway 120
(next to Groveland Library)
Groveland, CA 95321

Open: Tues., Oct., 1, Wed., Oct., 2,
Mon., Oct. 7 & Tues. Oct., 8

Hours: 8 am to 3 pm

Mono County

Lee Vining Community Center
296 Mattley Avenue
Lee Vining, CA 93541

Open: Tues. Oct., 1 & Wed. Oct. 2

Hours: 9 am to 6 pm

(--more--)

Corresp.

“Small, nonfarm businesses, small agricultural cooperatives, small businesses engaged in aquaculture and most private, nonprofit organizations of any size may qualify for Economic Injury Disaster Loans (EIDLs) of up to \$2 million to help meet financial obligations and operating expenses which could have been met had the disaster not occurred,” Mendoza said.

“These loans may be used to pay fixed debts, payroll, accounts payable and other bills that can’t be paid because of the disaster’s impact. Disaster loans can provide vital economic assistance to small businesses to help overcome the temporary loss of revenue they are experiencing,” Mendoza added.

Eligibility is based on the financial impact of the disaster only and not on any actual property damage. These loans have an interest rate of 4 percent for small businesses and 2.875 percent for private, nonprofit organizations with terms up to 30 years, and are restricted to small businesses without the financial ability to offset the adverse impact without hardship.

Applicants may apply online using SBA’s secure Web site at <https://disasterloan.sba.gov/ela>.

Disaster loan information and application forms are also available from SBA’s Customer Service Center by calling (800) 659-2955 or e-mailing disastercustomerservice@sba.gov. Individuals who are deaf or hard-of-hearing may call (800) 877-8339. For more information about SBA’s disaster assistance programs, visit <http://www.sba.gov/disaster>.

The deadline to return economic injury applications is **June 26, 2014**.

SBA Field Operations Center - West, P.O. Box 419004, Sacramento, CA 95841
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October 8, 2013

Regular Meeting

Item #8a

Comm. Development

Planning Division

GPA 13-003(a)

Kibbee

Transient Rental

Overlay District

**General Plan Amendment
13-003 (a) / Kibbee
Transient Rental Overlay District**

**Board of Supervisors
October 8, 2013**



Project Description

- Proposed TROD on one 10-acre parcel (APN 019-140-011) along Lundy Lake Road.



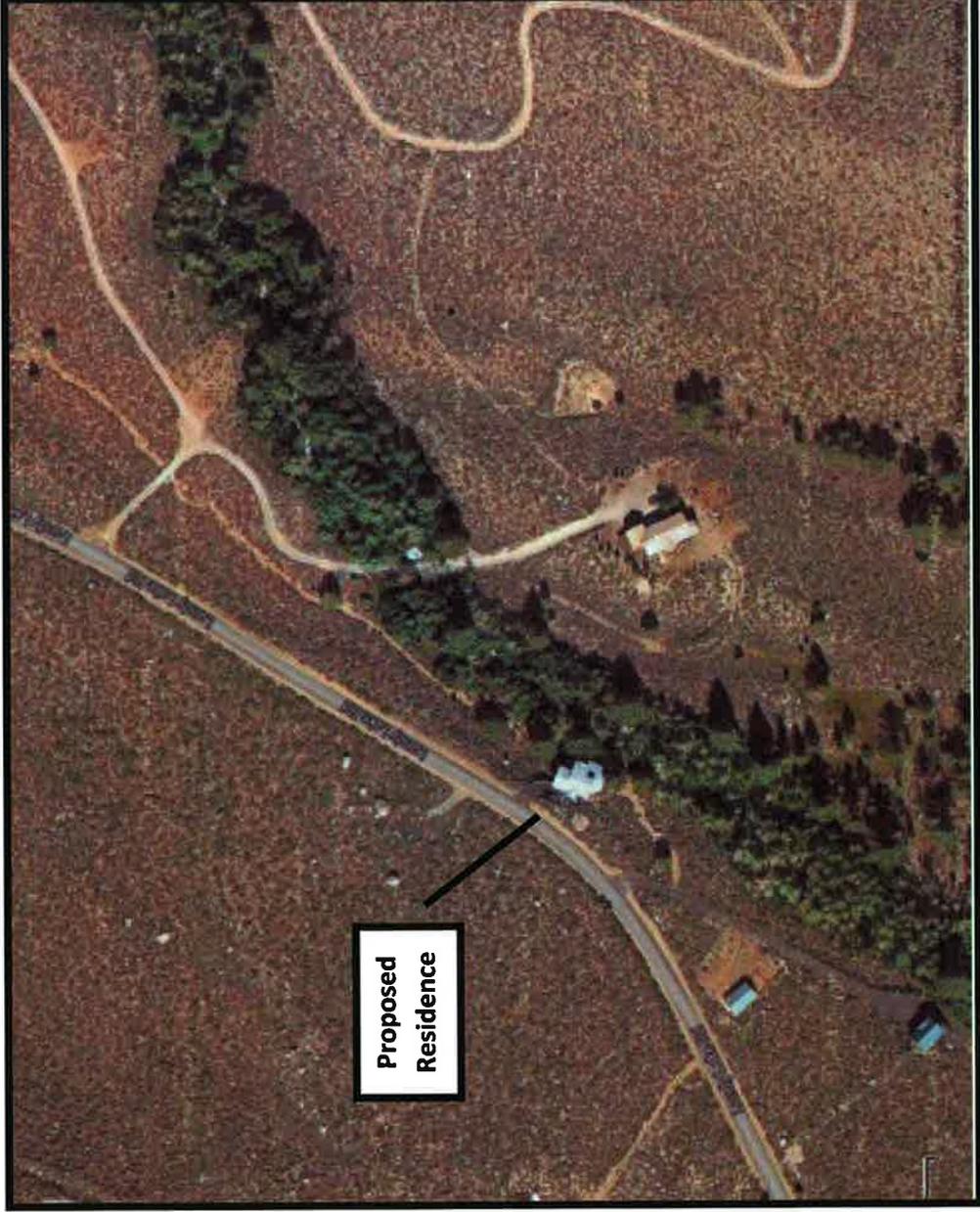
Project Location



- Proposed TROD on one 10-acre parcel (APN 019-140-011) along Lundy Lake Road.



Project Location



Background

- ▶ The BOS approved GPA 12-001 in Dec. 2012 adding Chap. 25, TROD, and Chap. 26 Transient Rental Standards and Enforcement
 - ▶ The intent of the amendment was to allow transient rentals within compatible residential neighborhoods to increase tourism opportunities & provide additional economic support to homeowners
 - ▶ It is a GP tool to allow transient rentals in specific neighborhoods through a General Plan Amendment application for a Transient Rental Overlay District
- 

Chapter 26 Regulations

- ▶ If a TROD is approved, individual homeowners would then be required to submit a Transient Rental application in conformance with regulations specified in Ch. 26



Land Technical Advisory Committee

- ▶ Met on July 1, 2013 to review and provide input on the project proposal
- ▶ LDTAC recommended moving forward with processing the permit



Planning Commission

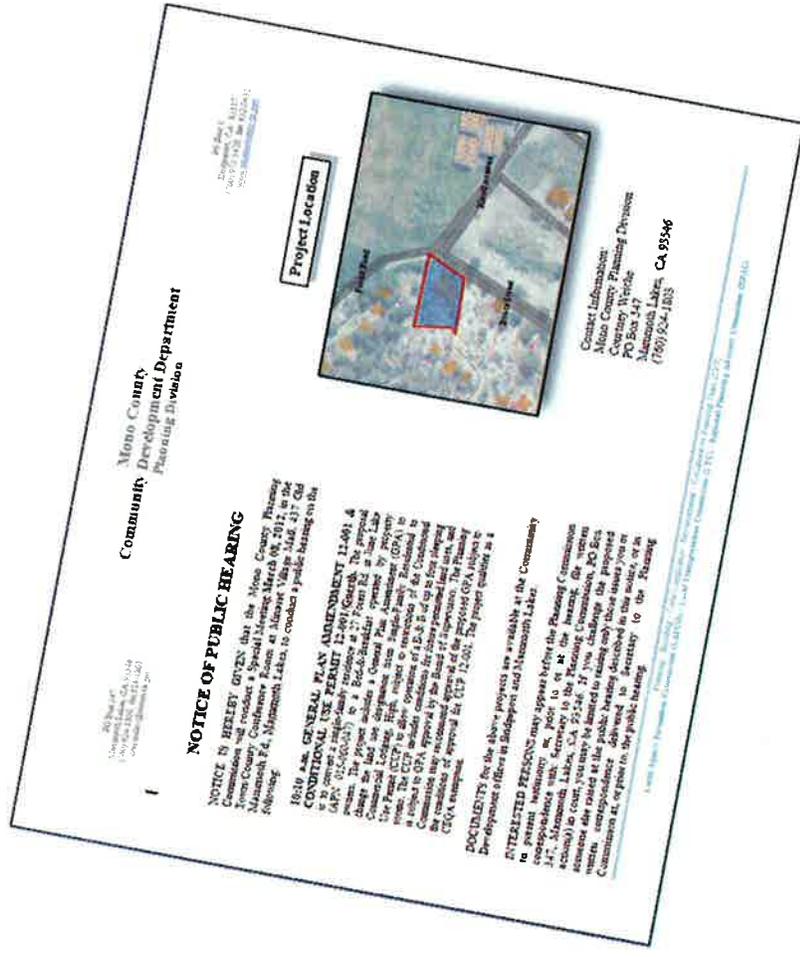
- ▶ Public Hearing September 12, 2013
- ▶ No members of the public spoke in opposition
- ▶ PC adopted Resolution R12-05 and recommended the Board of Supervisors approve GPA 13-003 (a)



Noticing

▶ A notice of public hearing notice was sent to adjoining property owners and applicable agency's.

▶ To date, no formal comments have been received in opposition to the project



Environmental Review

- ▶ An addendum to the county General Plan EIR has been prepared for the proposed project.
- ▶ The impacts of the proposed project will not result in a substantive change...previously addressed in the General Plan EIR.



Staff Recommendation

1. Approve Resolution R13-___, accepting Addendum 13-02 to the Mono County General Plan EIR and approve General Plan Amendment 13-003 (a)



October 8, 2013

Regular Meeting

Item #8b

Comm. Development

Planning Division

GPA 13-003(b)

Anderson

Transient Rental

Overlay District

**General Plan Amendment
13-003 (b) / Anderson
Transient Rental Overlay District**

**Board of Supervisors
October 8, 2013**



Project Description

- A TROD was established on 4 adjoining parcels earlier this year
- The proposal today is to expand the existing Transient Rental Overlay District in the Down Canyon area of June Lake to include potentially two additional parcels



Project Location



Land Technical Advisory Committee

- ▶ Met on August 5, 2013 to review and provide input on the project proposal
- ▶ LDTAC recommended moving forward with processing the permit



Planning Commission

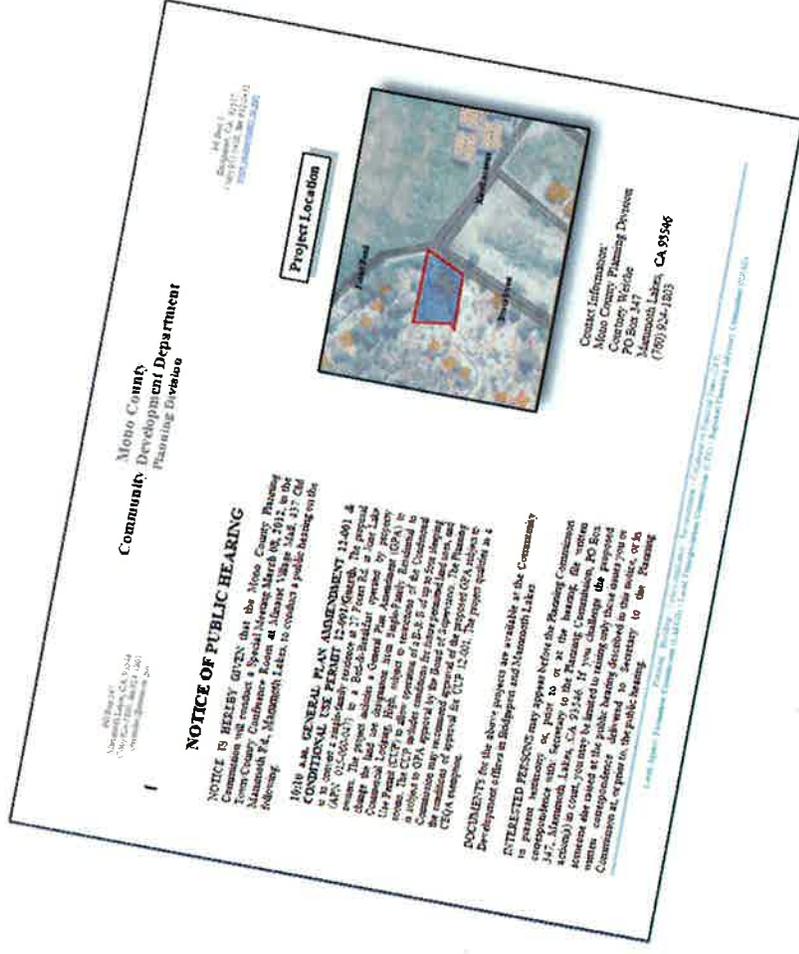
- ▶ Public Hearing September 12, 2013
- ▶ No members of the public spoke in opposition
- ▶ PC adopted Resolution R12-06 and recommended the Board of Supervisors approve GPA 13-003 (b) with the inclusion of property owned by Brian Brosgart, 93 Nevada St.



Noticing

- ▶ A notice of public hearing notice was sent to adjoining and property owners and applicable agency's.

- ▶ One email was received with concerns regarding property boundaries and access. The applicant has indicated their intent to address this issue. Efforts will be verified by staff during issuance of the Vacation Home Rental Permit.



Environmental Review

- ▶ An addendum to the county General Plan EIR has been prepared for the proposed project.
- ▶ The impacts of the proposed project will not result in a substantive change...previously addressed in the General Plan EIR.



Staff Recommendation

1. Approve Resolution R13-___, accepting Addendum 13-02 to the Mono County General Plan EIR and approve General Plan Amendment 13-003 (b)



October 8, 2013

Regular Meeting

Item #8c

Comm. Development

Planning Division

Easement Request

for Lundy Return

Conveyance System



October 8, 2013

Board of Supervisors
Mono County
C/O Clerk of the Board
PO Box 715
Bridgeport, CA 93517

Re: October 8, 2013 Agenda, Item 8.c: Easement Request for Lundy Return Conveyance System

Dear Chairman and Members of the Board:

On behalf of our members in Mono County, California Trout respectfully requests that you authorize the Community Development Department to proceed with the environmental review necessary for taking final action on this request.

Southern California Edison (SCE) proposes to build a pipeline from its Lundy Powerhouse to Mill Creek. This would permit SCE to return powerhouse discharge to that creek, which is the water source. The Federal Energy Regulatory Commission (FERC) has authorized the pipeline, on the ground that it is necessary for the non-power purpose of complying with water rights under the 1914 Mill Creek Decree. The pipeline would cross 1.1 acres of County land.

The County has previously expressed concerns that the operation of the pipeline would interfere with the County's water rights in Wilson Creek under that same decree. CalTrout respectfully suggests that FERC's order authorizing the construction of the pipeline expressly provides that any operation must comply with the Mill Creek Decree and any other applicable state law in the allocation of powerhouse discharge between Mill and Wilson. Similarly, any easement would authorize the pipeline to be located on County land and would not authorize any particular operation. That limitation arises under real-property law, and we believe that it should be written into the easement itself to avoid any ambiguity. Given the narrow scope of authority inherent in an easement, the County's environmental review should be similarly limited to the location and construction of the pipeline. The State Water Resources Control Board regulates reasonable and beneficial uses of water rights, and it will review the impacts of pipeline operation, including any change in past allocation (or any disputes about such change) as between Mill and Wilson Creeks, as required by the Water Code.

Looking ahead, CalTrout supports operation of the pipeline, if constructed, in strict compliance with the Mill Creek Decree and any other applicable state law regarding the allocation of powerhouse discharge between Wilson and Mill. Prior comments to FERC interpreted the decree in ways that, while largely the same, differed in some details. CalTrout

8c

requests that the Board authorize the Community Development Department and County Counsel to undertake collaborative discussions with the other water rights holders under the Mill Creek Decree to resolve any disputes about allocation under that decree. We request that such discussions be open to other interested stakeholders, including California Department of Fish and Wildlife, Mono Lake Committee and us. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read 'M. Drew', with a long horizontal flourish extending to the right.

Mark Drew
Eastern Sierra Regional Manager
California Trout
Email: mdrew@caltrout.org
Ph: (760) 709 1492



THE RESOURCES AGENCY
CALIFORNIA DEPARTMENT OF FISH AND GAME
BISHOP OFFICE
407 WEST LINE STREET
BISHOP, CA 93514
VOICE (760) 872-1171
FAX (760) 872-1284



Date: 10/8/13

TO: Lynda Roberts

FAX NUMBER: 760-932-5531

FROM: Heidi Sickler, CA Dept. Fish & Wildlife

THIS MESSAGE CONSISTS OF 3 PAGES (Including Cover Sheet)

MESSAGE: Lynda,

This letter was sent to you via email as well. It is related to an item on today's agenda. Sorry for the short notice.

Heidi
760-872-0751

Conserving California's Wildlife Since 1870

8C



State of California – Natural Resources Agency
DEPARTMENT OF FISH AND WILDLIFE
Inland Deserts Region
3602 Inland Empire Boulevard
Suite C-220
Ontario, CA 91764
www.wildlife.ca.gov

EDMUND G. BROWN JR., Governor
CHARLTON H. BONHAM, Director



October 8, 2013

Byng Hunt, Chairman
Mono County Board of Supervisors
PO Box 715
Bridgeport, CA 93517

Dear Mr. Hunt:

**SOUTHERN CALIFORNIA EDISON'S REQUEST FOR MONO COUNTY EASEMENT
TO CONSTRUCT MILL CREEK RETURN CONYENANCE FACILITY**

The California Department of Fish and Wildlife (Department) requests that the Mono County Board of Supervisors direct staff to begin environmental review and processing of Southern California Edison's request for an easement across a small portion of County property to facilitate construction of a pipeline designed to help return certain flows diverted from Mill Creek for the hydropower project to Mill Creek.

The pipeline is an essential element of the 2005 Settlement Agreement between Southern California Edison, US Forest Service, Bureau of Land Management, California Department of Fish and Wildlife, American Rivers, California Trout, and the Mono Lake Committee. The Department believes that a pipeline should be built and operated to resolve the present condition in which physical infrastructure, or lack thereof, causes Mill Creek water to be released into Wilson Creek in amounts over and above those needed to satisfy the decreed Mill Creek water rights and the needs of Mill Creek. The Department further believes that the pipeline can and should be operated in a manner which does not infringe upon the delivery of water via Wilson Creek to decreed water right holders.

The Department recognizes that Mono County seeks assurances with respect to water rights and water supply for county-owned operations which depend on Wilson Creek flows. The County may also share the Department's concerns for achieving appropriate environmental flows in both Mill Creek and Wilson Creek. The Department has invested much time over many years with the Mill Creek Decree water rights holders, including representatives of Mono County, to try to facilitate a mutually agreeable solution which promotes environmental quality, meets the interests of all parties, comports with state laws governing water and fisheries, and avoids litigation. Although these talks have been discontinued, the Department would like to renew its offers to facilitate agreement among the parties with regard to water allocation for fish, wildlife, agriculture, aquaculture, and other uses. We advocate development of a Mill Creek-Wilson Creek

Conserving California's Wildlife Since 1870

Byng Hunt, Chairman
Mono County Board of Supervisors
October 8, 2013

Operations Plan to protect decreed water rights from potential challenges while alleviating ongoing environmental impacts to Mill Creek.

In closing, the Department urges the Board to approve the request by Southern California Edison, subject to a further condition that the construction of the pipeline does not implicate or affect any decreed water rights. We further request you direct County staff to initiate discussions with all other decreed water rights holders, and include the Department of Fish and Wildlife, to develop the operating plan described above.

Sincerely,



for

Kimberly Nicol
Regional Manager

Cc: Danielle Chupa, Southern California Edison
Martin Adams, Los Angeles Department of Water and Power
John Regelbrugge, Inyo National Forest
Mark Drew, California Trout, Inc.
Geoff McQuilkin, Mono Lake Committee
Steve Parmenter, California Department of Fish and Wildlife
Nancee Murray, California Department of Fish and Wildlife
Chron

bhunt@mono.ca.gov, 10/6/13 1:39 PM -0600, My comments on Agenda Item 8c at Tuesda

1

To: bhunt@mono.ca.gov
From: John Boynton <jboynton66@gmail.com>
Subject: My comments on Agenda Item 8c at Tuesday's Board Meeting [Note correction in capacity of return facility from 70 cfs to 52 cfs below]
Cc:
Bcc: hydroesq@schat.net

Attachments:

Supervisor Hunt.

I wish to comment on Agenda Item 8c that you will consider at your next Regular Mono County Board of Supervisors Meeting to be held on Tuesday 8 October in Bridgeport. I strongly recommend that you deny Southern California Edison's request for an easement on Mono County property (APN: 019-100-008-000) for construction of a new Mill Creek Return Conveyance Facility.

I am a long time property owner and summer resident on the north side of Mono Lake within the USFS Mono Basin Scenic Area and member of the People for Mono Basin Preservation. As a concerned citizen, I have been involved in many of the deliberations leading to the renewal of Southern California Edison's license at the Federal Energy Regulatory Commission to operate the Lundy Hydroelectric plant. I strongly disagreed, as did Mono County, with the terms of the Settlement Agreement specifying construction of a new Mill Creek Return Conveyance Facility as a condition for renewal of Edison's license to continue operation of their hydro plant. Increasing the 16 cfs capacity of the existing return facility to 52 cfs has the potential to divert all the tailrace water from the hydro plant back to Mill Creek. This could effectively dewater Wilson Creek, threaten Mono County's senior water rights from Wilson Creek for aquaculture during winter months and also affect the water wells serving Mono City and Conway Ranch. Wilson Creek offers important bird and trout habitat along much of its length and the fresh water delta it creates where it enters saline/alkaline Mono Lake is essential for survival of many of the migratory bird species that visit Mono Lake.

I agree with the protest and comments in the 19 October 2010 letter that you sent to the Federal Energy Regulatory Commission regarding Edison's application for a Non-Capacity License Amendment to install the Mill Creek Return Pipeline. By voting not to approve the easement that Edison requests across Mono County land, you have the opportunity to put this long festering controversy regarding a vastly enlarged return facility to rest and to ensure that the Wilson Creek environment is protected for future generations. Mill Creek has been receiving adequate water from Lundy Lake for the past two decades to restore and sustain its flora and fauna without a 52 cfs return facility.

John E. Boynton
P.O.; Box 291
Lee Vining CA 93541
760-914-0450

October 8, 2013
Regular Meeting
Item #10a

Finance

Proposition 172
Revenue Allocation



P.O. BOX 616 • 49 BRYANT STREET • BRIDGEPORT, CA 93517 • (760) 932-7549 • FAX (760) 932-7435

Ralph Obenberger
Sheriff/Coroner

MONO COUNTY SHERIFF'S OFFICE

Robert Weber
Undersheriff

October 3, 2013

Mono County Board of Supervisors

Dear Members,

Over the past months, there has been discussion between the Board of Supervisors and elected officials, department heads, and the public at large relating to Proposition 172 funds. This discussion has primarily been focused on how Proposition 172 funds are distributed amongst various county departments or offices, and the possibility of making changes to that distribution.

Proposition 172 was created when passed by the voters with the intent to enhance public safety services. These public safety services are not specifically defined, but can be interpreted in various ways. Proposition 172 was also amended with AB2788, in the year 1994, in an attempt to maintain funding levels for the continued enhancement for services.

The current discussion is to redistribute some Proposition 172 funds into the Paramedic Program. The Mono County Paramedic Program is different than most counties, being that it is sustained primarily from the General Fund. Within Mono County, the program does create revenue from services provided, but due to the vast geographical distance that the paramedics have to cover, there is little chance that the program can sustain itself on only the revenue collected, thus the thought of Proposition 172 funds helping sustain the program.

I am aware of the reasoning to possibly shift a portion of the Proposition 172 funds to the Paramedic Program, but I do not agree with it. If the shifting of Proposition 172 funds occurs, the Sheriff's Office, District Attorney's Office, and the Probation Department will lose a source of revenue now, and possibly a larger source of revenue in the future, with increased sales tax revenues. This loss will be a net gain to the Paramedic Program, but only on paper.

I have been told that the loss of revenue to the three offices/departments involved will be backfilled by the General Fund in the current fiscal year and possibly in future years. This is only a shell game as it relates to revenues shown on various offices/departments' budgets. There will be no net increase or decrease in revenues for any offices/departments involved, so what is actually being accomplished?

The County has a constitutional mandate to support and enhance the Sheriff's Office, along with the District Attorney's Office. I believe the County has always supported the Sheriff's Office in different ways, even in tough economic times, but with this shift of funding away from the Sheriff's Office, and others, I believe it will hurt the three offices/departments involved in the long run.

10a

The current proposed new distribution amounts and/or percentages suggested for Proposition 172 funds, the Sheriff's office will be looking at a loss of over 36% or \$361,000.00 in revenue.

I am aware that the current Board states that the re-distribution will not affect overall budgets and it is just a revenue shift between offices/departments. I am concerned, however, about how future Boards will view this adjustment and whether they will continue to support my office as it has been supported in the past? There are no guarantees in life, but when Proposition 172 and AB2788 were passed by the citizens, it was their attempt to guarantee Public Safety within their communities. If you look at the counties within California, Paramedics do not get Proposition 172 funds. These funds are distributed to Sheriff's, District Attorney's and Probation Departments.

The Board of Supervisors has the ultimate decision making power to approve this adjustment as they see fit. I would ask that if the adjustment is ultimately made, that it be minimized. I believe the 36% shift (decrease) out of my office alone is extraordinarily high, even if it gets backfilled out of the General Fund.

I would respectfully ask that the adjustment is in the single digit range, if any at all.

Ralph Obenberger, Sheriff/Coroner

County of Mono Office of the District Attorney

www.monocountydistrictattorney.org

Bridgeport Office:
Main St. Court House, P.O. Box 617
Bridgeport, CA. 93517
Tel:(760)932-5550 fax: (760)932-5551



Mammoth Office:
Sierra Center Mall, P.O. Box 2053
Mammoth Lakes, CA. 93546
Tel:(760)924-1710 fax: (760)924-1711

Tim Kendall - District Attorney

September 27, 2013

Honorable Board of Supervisors:

Due to the state of the budget in 1993-94, counties were forced to give up approximately \$2 billion in county property tax revenue. These property tax revenues were a primary source of revenue to support Law enforcement, District Attorney's, Corrections, and Fire Departments. As a result, Proposition 172 was passed by the voters assessing a ½ cent sales tax with the intent that the additional revenues support and enhance "public safety services." Because of the passage of Proposition 172, AB2788 was passed in 1994 which required a "Maintenance of Effort" on behalf of local agencies, meaning that public safety budgets could not be reduced and local agencies must maintain a budget no less than the additional 172 revenues received. **AG opinion No. 02-913.**

The Legislature made clear in Government Code section 30056 that 172 funds are to be used to supplement local funds, not take the place of them. Thus, the term "all combined public safety services" means the same thing in 2013 as in the base year of 1994 when AB2788 was passed. Such consistency assures the Legislature that from year-to-year, 172 revenues will be used to supplement the local funding of public safety services. Section 30056 was enacted to assure that public safety budgets increase as a result of 172 funding, the state tax revenues are not to be used "as a basis to reduce local public safety budgets." **AG opinion No. 02-913, Public Safety Services Maintenance of Effort Requirements and Uniform Guidelines for California Counties and Cities, 1997.** We all understand the fact that this intent gets lost in the budget.

I also recognize that on paper that the paramedic's budget is not being supplemented nor supplanted by 172 revenues; only their apparent burden on the General Fund appears less. I am also aware that there is no current proposal to cut the Sheriff, DA, and Probation budgets for this year but at the same time, there are no future guarantees of backfilling with General Fund funding.

I am not aware of the historical revenues which supported the paramedics program in the past but the county has allocated the 172 revenues to the Sheriff, DA and Probation to enhance each of the department's functions. At the time of the allocations these were the only identified "public safety" services. As a result, on behalf of the District Attorney's Office, the additional 172 revenues that were generated into the DA budget increased that budget and allowed for additional services in the form of an attorney. This was the intent of 172/30056.

10a

The Board has the authority to shift 172 revenues among “public safety” agencies. The Board also has the authority to define what they consider as a “public safety services.” Therefore, if the Board feels that paramedics are part of “public safety” they can be included to receive 172 revenues. However, the current proposal for shifting 172 revenues in the manner proposed, in my opinion, is not within the Legislative intent of 172/30056. If it was, without additional cuts to Sheriff, DA, and Probation budgets, the Paramedic program as well as the First Responders Program should increase in like from the additional 172 revenues and enhance their program and services. This would be a \$500K+ increase to these program budgets. This is not what is happening.

The impacts of the proposal to the District Attorney’s budget will have the following effects:

1. The office becomes much more General Fund dependant;
2. The office has no General Fund guarantees to existing funding levels and therefore current and future 172 revenues are important;
3. The office, as well as Sheriff and Probation, is not a revenue producing department like the paramedic program and therefore will never be able to pay for itself nor reduce its burden on the General Fund;
4. The office has no ability to raise revenue, we cannot bill for any of our services;
5. The office misses out on percentage increases based on sales tax revenues which are generated as the economy improves,
6. Unlike the Sheriff and Probation, the District Attorney’s Office has no guaranteed financial growth allocations through AB109 revenues, District Attorney’s are not included in realignment dollars and therefore all revenue sources are important, and;
7. The County has a constitutional mandate to support and enhance the services provided by the Office’s of the District Attorney and Sheriff which is dictated by the constitution as well as 172/30056. The County does not have that same mandate with other programs. As such, this office and the “public safety” services that it provides is taking a back seat to other non-mandated programs within the 172 intent. ***Shown by surveys below.***

Survey done by the ***Probation Business Manager’s Association in 2003*** showed that revenues from Prop. 172 were distributed as follows: 72.90% to Sheriff, 15.20% to DA, 9.02% to Probation and 1.04% to Fire Districts, (which include paramedics that are tied to a fire districts.) The remaining 1.84% of 172 revenues was split between agencies such as Public Defender, Emergency Services, Planning and various City jurisdictions. A survey conducted in 2013 by the Mono County Probation Department continues to support those numbers showing that 62% of counties allocate 172 revenue to only the Sheriff, DA and Probation departments, no one else. 16% of counties allocate to the Sheriff, DA, Probation and Public Defender offices and 16% of counties allocate to the Sheriff, DA, Probation and fire districts The remaining .06% of counties allocate to the Sheriff, DA, Probation and other departments such as emergency services, planning and city jurisdictions. Throughout the years, the percentage of allocations have not change with “Fire Districts” and “others” continuing to receive the least amount of 172 allocations averaging less than 4%.

The Board's proposed shift of approximately 25% of 172 revenue to the paramedic program and another 11.15% to the First Responders Fund for a total shift of 36.15% is unprecedented throughout the state for any paramedic program much less fire districts which are part of the first responders. Currently, our local fire districts have revenue sources as well as the current \$100,000 that they receive from the County. There is no apparent need to shift 172 revenues to the fire districts/first responder fund and no apparent need to increase that revenue from \$100,000 to the proposed \$150,000.

I would ask on behalf of the District Attorney's Office that the Board not shift the District Attorney's 172 revenue and look at other options. The potential impacts to the Office of the District Attorney are serious and greater than any other department impacts. As stated, the office has no other revenue source, no guaranteed growth with realignment dollars and no future ability to generate revenues. If the Board's consideration is to tap the 172 revenues and fund the proposed programs, I would ask that the impact be minimal in order to have less of an impact on the mandated departments that rely on it. Thank you.

District Attorney Tim Kendall