

DEPARTMENT: Board of Supervisors

BY: Lee Stetson
PHONE: 966-3222

11-103

RECOMMENDED ACTION AND JUSTIFICATION:

Approve the installation of three speed humps on Foresta Road in El Portal and rescind the previous action by the Board of denying speed humps/bumps on County property until a policy is in place. Members of the El Portal community and the El Portal Town Planning Advisory Committee have requested that three (3) speed humps be installed in specific locations (please see attached map) on Foresta Road. The community believes that the installation of speed humps will prevent unsafe driving speeds in the area of the Community Hall, Post Office, Fire Stations, and residential housing, without causing traffic delays or impeding emergency equipment. Foresta Road in this area is often traversed by a number of pedestrians and bicyclists, and speeding drivers are creating a very unsafe environment.

The El Portal Fire Chief has indicated that the installation of speed humps in the designated locations will not hinder emergency response. The County Fire Chief has indicated that he has no substantial concerns regarding the installation of the speed humps. The Public Works Director gave an approximate cost of \$3,000 per speed hump.

The development of a County-wide policy regarding the installation of speed humps/bumps is not practical due to the varying road conditions, topography, and population density that exists in Mariposa County. Because of the small number of requests for speed humps/bumps, it is more practical to deal with these requests as they occur.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

On December 14, 2010, the Board directed that speed humps/bumps be denied on County property until there is a policy in place.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Do not approve the installation of speed humps on Foresta Road in El Portal. Unsafe driving speeds may continue to occur on this stretch of road that is heavily used by pedestrians and bicyclists.

Direct the Public Works Director to draft a policy on the installation of speed humps/bumps on County property. The development of such a policy may take many months and reviews, which will allow for unsafe driving speeds to continue occurring on this portion of Foresta Road.

Financial Impact? (X) Yes () No	Current FY Cost: \$10,000	Annual Recurring Cost: \$
Budgeted In Current FY? () Yes (X) No () Partially Funded		
Amount in Budget: \$ _____		List Attachments, number pages consecutively
Additional Funding Needed: \$ _____		Map indicating location of speed humps
Source:		Email from Deron Mills, Deputy Fire Chief
Internal Transfer _____		Letter from El Portal Town Planning Advisory Comm.
Unanticipated Revenue _____ 4/5's vote		Petition from El Portal residents
Transfer Between Funds _____ 4/5's vote		Dec. 14, 2010, portion of minutes
Contingency _____ 4/5's vote		
() General () Other		

CLERK'S USE ONLY:

Res. No.: 11-103

Vote - Ayes: 4

Absent: _____

Approved

Minute Order Attached () No Action Necessary

Ord: No. _____

Noes: Sidney

The foregoing instrument is a correct copy of the original on file in this office.

Date: _____

Attest: MARGIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California

By: _____
Deputy

COUNTY ADMINISTRATIVE OFFICER:

_____ Requested Action Recommended

No Opinion

Comments:

It approved, recommend including in Public Works budget next year for consideration.

CAO: [Signature]



COUNTY OF MARIPOSA

P.O. Box 784, Mariposa, CA 95338 (209) 966-3222

JIM ALLEN, CHAIR
JANET BIBBY, VICE-CHAIR
LEE STETSON
LYLE TURPIN
KEVIN CANN

DISTRICT V
DISTRICT III
DISTRICT I
DISTRICT II
DISTRICT IV



MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: SUPERVISOR STETSON

FROM: MARGIE WILLIAMS, Clerk of the Board *MW*

SUBJECT: Approve the Installation of Three Speed Humps on Foresta Road in El Portal and Rescind the Previous Action by the Board of Denying Speed Humps/Bumps on County Property Until a Policy is in Place

RES. 11-103

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA

ADOPTED THIS Order on

ACTION AND VOTE:

7

Supervisor Stetson

Approve the Installation of Three Speed Humps on Foresta Road in El Portal and Rescind the Previous Action by the Board of Denying Speed Humps/Bumps on County Property Until a Policy is in Place

BOARD ACTION: Supervisor Stetson initiated discussion relative to the request, and he advised that a large number of people from El Portal that support this request were unable to attend this meeting because of the conditions on Highway 140. Allen Toschi advised of his review of the situation – looking at this from an engineer and traffic point of view, speed humps are a viable traffic tool to show traffic down; but there is an increase of liability risk to the County. From his point of view as Public Works Director, this is something that is unique to the community and he feels they should finance the installation and maintenance, and removal if they determine to do that in the future. He noted that the existing speed humps in the area are nicely done. He stated he is neutral on this request. Discussion was held, including options for covering the costs, options to speed bumps/humps – grind outs/rumble strips and buttons.

Input from the public was provided by the following:

Ruth Sellers noted that she has been waiting for three years to get the roads finished in Mykleoaks, and she feels that this request is a ridiculous thing to come before the Board. She feels the drivers should abide by the laws, and it should not be a County problem.

Marvin Wells stated he was Mayor of Merced County when they removed the speed bumps on public land and it reduced their claims and law enforcement supported the removal of the speed bumps. He noted that Fresno did the same thing. He stated the potholes on his road need to be fixed.

Brad Aborn stated he was involved in this discussion for the previous four years. He commented on the history of this issue and changes in the speed limit with traffic studies, and of his attempts to work with CHP and the Sheriff's Department to deal with the few offenders. He noted that the Fire Chief felt that the equipment would be damaged with the speed humps.

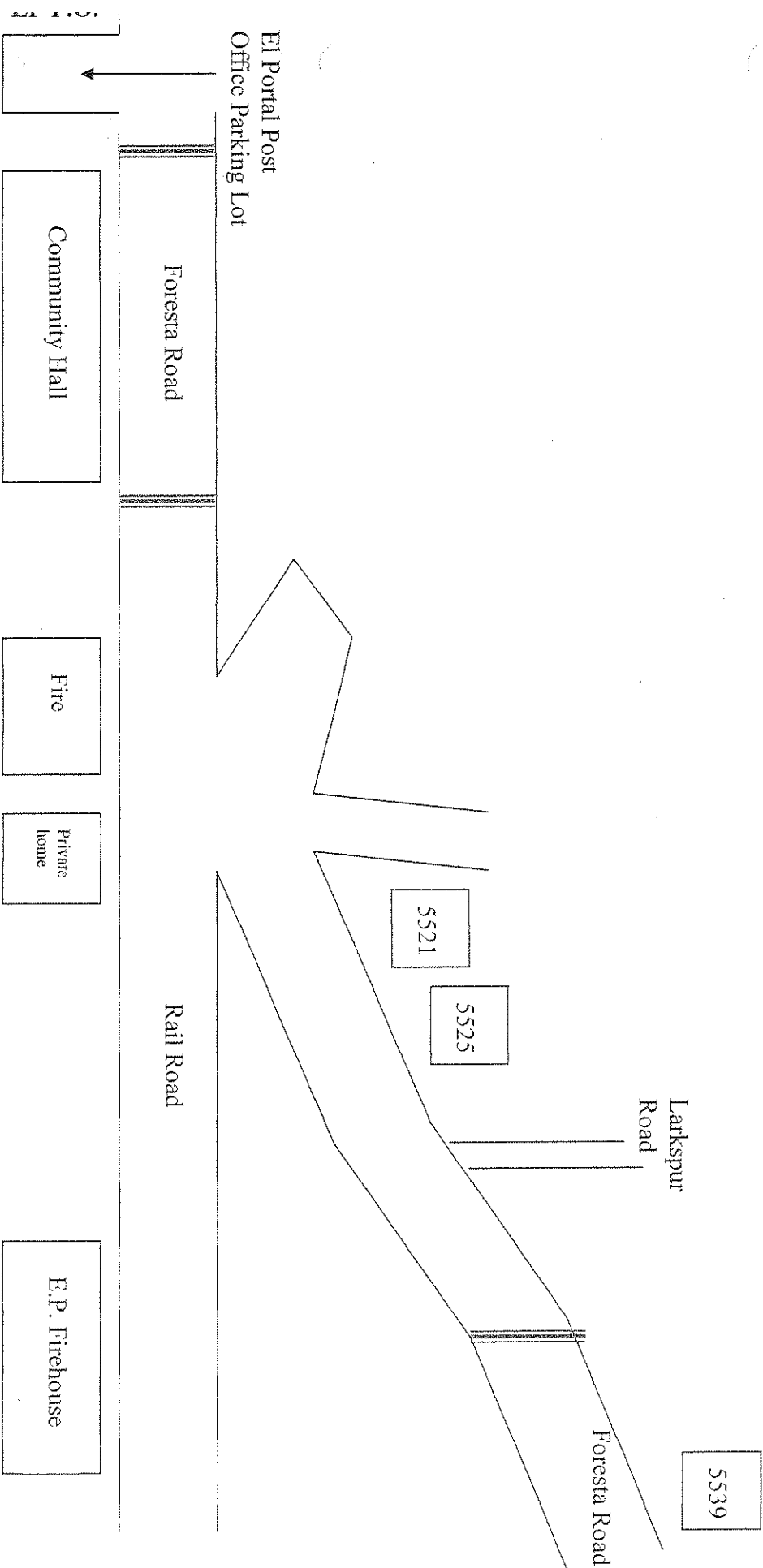
Ruth Catalan stated she feels that this seems to be a local issue and that the community should be approaching the violators. She feels that the authority should be called with information on the violators as she did with an incident on her road and that solved the problem.

Discussion was held. Supervisor Cann noted the increase in population in El Portal in the summer months with the seasonal employees, and he feels that funding is a separate issue from this. (M)Stetson, (S)Cann, Res. 11-103 was adopted approving the installation of three speed humps in El Portal as requested. Further discussion was held. Ayes: Stetson, Turpin, Cann, Allen; Noes: Bibby. Rick Benson noted that at the present time there is no funding source for this project. The Board concurred that it was clear that there is no funding at this time. Supervisor Cann stated he feels that the community will find a way to come up with the funding. Allen Toschi advised that design will be a part of the standard encroachment process. Chair Allen asked the Public Works Director to work with the County Administrative Officer and County Counsel if funding is received.

Cc: Rick Benson, CAO
Jim Wilson, Fire Chief
Allen Toschi, Public Works Director
File

"Downtown" El Portal
Proposed Speed Hump Locations

2 humps, one at each corner of the Community Hall
1 hump on the Foresta Rd. hill, between Larkspur Road
And home #5539



-----Original Message-----

From: Deron_Mills@nps.gov [mailto:Deron_Mills@nps.gov]
Sent: Monday, March 07, 2011 1:56 PM
To: Bernard_Spielman@nps.gov
Cc: Paul Amstutz
Subject: Re: Fw: Speed Bumps and the Firehouse

Paul, we don't have any issues with the speed bumps but we would really prefer that they are not placed directly in front of the station. Either side would be acceptable though. Thanks for the opportunity to comment.

Deron Mills
Deputy Fire Chief - Operations
Yosemite Fire Mgmt. Office
209-379-1902
209-379-1905 Fax

Bernard
Spielman/YOSE/NPS
To 03/06/2011 10:29
Deron Mills/YOSE/NPS@NPS
Fw: Speed Bumps and the Firehouse

I can do this or do you want it through a more formal channel. I am not sure of any codes.

Bernard E Spielman
Yosemite National Park
(209) 372-0504

----- Forwarded by Bernard Spielman/YOSE/NPS on 03/06/2011 10:27 AM -----

September 21, 2010

Mariposa County Board of Supervisors
5100 Bullion St.
P.O. Box 784
Mariposa, CA 95338

Dear Supervisors,

At our most recent meeting of the El Portal Town Planning Advisory Committee, September 14th, we discussed the news that the county public works department is currently accumulating data to make a recommendation to your board regarding placement of speed humps on county roads. As you are aware we have been trying to get speed humps installed our town center. After more than four years of efforts we thought we were finally get close to having speed bumps installed, then recently we learned that we may have to wait longer or possibly not be permitted to have them installed at all.

We live in a unique community that has a large number of pedestrians and bicycle riders. There is also a very high density of school age youth that walk on Foresta Road to events at the community hall, to the river in summer, and to the post office and store. Foresta Road in the old section of town above the community hall is narrow with blind curves and poor visibility. Due to our location adjacent to the park and national forest land, there is often wildlife, such as deer, bear, or coyotes on the road during early morning or evening hours. Though the majority of drivers maintain a safe speed, there are residents and visitors who drive dangerously fast and do not respond to requests to slow down. As part of the high density of residents in this part of town, there is also a high density of drivers, due to the fact that many individuals live in shared housing either in private homes or in employer provided housing. As a community we frequently have events at our community hall that serve all ages. At these times there are children playing around all sides of the hall, including the front entrance on Foresta Road. I have personally witnessed near accidents in which children were almost hit by cars passing by. A re-routing of the road may be a solution in the future, but at this time we need to find a way to prevent a severe accident from occurring.

Our committee, supervisor Brad Aborn, previous and incoming supervisor Lee Stetson, and Yosemite Park administrative staff have supported the installation of speed humps in the town center. There have not been any objections to the speed humps installed on Crane Creek Road and Foresta Road adjacent to the El Portal Play Park from the fire dept or any other public agencies. There are numerous speed humps and speed bumps in Yosemite National Park, for example near the Yosemite Park Pre-school and in El Portal in the NPS housing areas at Rancheria Flat. There are no records of any lawsuits as a result of their installation.

We wish to be kept informed and invited to all board discussions regarding this matter.

Sincerely,

Michael Elsohn Ross, chairman
Chairman of El Portal Town Planning Advisory Committee

Petition to Mariposa County Board of Supervisors

The community center area of El Portal has a large number of pedestrians, including small children who attend the Potluck pre-school and numerous events at the community hall. Speeding vehicles pose a threat to these pedestrians, as evidenced by near accidents in the past. Despite signs many drivers exceed the posted speed limit.

We the undersigned recognize the need for speed humps on Foresta Road on either end of the El Portal Community Hall and on the hill to the east and request that they be installed by the Mariposa County Public Works Department as soon as feasible.

NAME	ADDRESS
1 <u>Dave Dahlar</u>	<u>Box 791 Yosemite, CA. 95389</u>
2 <u>Hugh Sakals</u>	<u>Box 284 El Portal CA 95318</u>
3 <u>Lisa Acree</u>	<u>P.O. Box 82, El Portal, CA 95318</u>
4 <u>Patricia Asculson</u>	<u>PO Box 97 El Portal, CA 95318</u>
5 <u>Claudine Ronay</u>	<u>PO BOX 77 EP CA 95318</u>
6 <u>JOE TOSKA</u>	<u>PO Box 36 EP CA 95389 95318</u>
7 <u>Darrin Freeman</u>	<u>9765 Pine Rd. El Portal, CA. 95318</u>
8 <u>Dana Lydington</u>	<u>PO Box 241 El Portal, CA 95318</u>
9 <u>Bull Hillier</u>	<u>PO BOX 223 EL PORTAL CA 95318</u>
10 <u>Sherry Hulme</u>	<u>- Same as</u>
11 <u>Carl Hill</u>	<u>PO BOX 433 E.P.</u>
12 <u>Denise Lydington</u>	<u>P.O. Box 241 El Portal, CA 95318</u>
13 <u>Anna Lydington</u>	<u>PO BOX 241 El Portal, CA 95318</u>
14 <u>Lance Anderson</u>	<u>P.O. Box 44 El Portal CA 95318</u>
15 <u>APRIL JIMSON</u>	<u>PO BOX 5 El Portal, CA 95318</u>
16 <u>Laura Jones</u>	<u>PO BOX 53 El Portal, CA 95318</u>
17 <u>PAUL Amstutz</u>	<u>Box 111, El Portal, CA 95318</u>
18 <u>Ken Egan</u>	<u>Box 221, El Portal, CA 95318</u>
19 <u>Deana Barone</u>	<u>P.O. Box 365 365 El Portal, CA 95318</u>
20 <u>Laura Taylor</u>	<u>Box 968 Yosemite NP CA 95389</u>

Petition to Mariposa County Board of Supervisors

The community center area of El Portal has a large number of pedestrians, including small children who attend the Potluck pre-school and numerous events at the community hall. Speeding vehicles pose a threat to these pedestrians, as evidenced by near accidents in the past. Despite signs many drivers exceed the posted speed limit.

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NAME	ADDRESS
1 <u>Ray Sanfords</u>	<u>5605 Foresta Rd El Portal</u>
2 <u>PATRICIA WATTS</u>	<u>6181 CARTER RD, MARIPOSA</u>
3 <u>Andrea Canapary</u>	<u>9764 SPRUCE CT EP, CA</u>
4 <u>MINDY WITK</u>	<u>5504 Foresta Rd, ELP, CA</u>
5 <u>Ron Kaul</u>	<u>5599 Foresta Rd El Portal</u>
6 <u>Heather Sullivan</u>	<u>Flying Spur El Portal, CA</u>
7 <u>Lotn Loren Stewart</u>	<u>9757 Pine Rd El Portal, CA</u>
8 <u>Erica Helling</u>	<u>5637 Foresta rd El Portal, CA</u>
9 <u>Schuyler Greenleaf</u>	<u>9997 Indine Rd. El Portal, CA</u>
10 <u>Alwen Zemelley</u>	<u>5602 Foresta Rd, El Portal CA</u>
11 <u>Casey Mackin</u>	<u>9020 Village Dr, Yosemite, CA 95389 95389</u>
12 <u>Chock Carter</u>	<u>9753 Indine Rd. EP, CA 95518</u>
13 <u>Mimi Carter</u>	<u>9753 Indine Rd EP, CA 95318</u>
14 <u>Schree Yager</u>	<u>9784 Eagle Peak Road 95318</u>
15 <u>Catherine Collamer</u>	<u>9724 Buckeye Rd, E.P., 95318</u>
16 <u>Gretchen Stromberg</u>	<u>9746 Elderberry Lane, EP 95318</u>
17 <u>Desiree Jones</u>	<u>5577 Foresta Rd El Portal CA 95318</u>
18 <u>Jhe Ym</u>	<u>5577 Foresta Rd El Portal CA 95318</u>
19 <u>Michelle Buehly</u>	<u>9761 EAGLE PK RD EL PORTAL, CA. 95318</u>
20 <u>Todd Mitt</u>	<u>9754 River View Rd El Portal CA 95318</u>

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NAME	ADDRESS
1 <u>Brina Mocsny</u>	<u>10901 Hwy 140, El Portal, CA 95318</u>
2 <u>Emily Schaller</u>	<u>10901 Hwy 140, El Portal, CA 95318</u>
3 <u>Josh Marbach</u>	<u>10008 Hwy 140 El Portal CA 95318</u>
4 <u>Carol McElligott</u>	<u>5855 Hwy 140 Mariposa CA 95338</u>
5 <u>Sam Ludington</u>	<u>5646 Foresta Rd. El Portal, CA 95318</u>
6 <u>Bill Nambiar</u>	<u>9760 Spruce Ct El Portal CA 95318</u>
7 <u>Gilbert Domingos</u>	<u>115 El Portal CA 95318 95318</u>
8 <u>Lisa Rhudy</u>	<u>P.O. Box 295 / 9742 Granite Ct, El Portal, CA 95318</u>
9 <u>Nick Ross Rhudy</u>	<u>9742 Granite Ct, El Portal, CA 95318</u>
10 <u>Michael Ross</u>	<u>P.O. Box 295 El Portal, CA 95318</u>
11 <u>Monica Buhler</u>	<u>P.O. Box 2072 Wawona, CA 95389</u>
12 <u>DENNIS SCOTT</u>	<u>PO BOX 446 EL PORTAL, CA 95318</u>
13 <u>Karen Bailey</u>	<u>PO Box 304 El Portal, CA 95318</u>
14 <u>Cindy Bellinger</u>	<u>General Delivery El Portal, CA 95318</u>
15 <u>Jim Murphy</u>	<u>PO BOX 14 EL PORTAL, CA 95318</u>
16 <u>Laura Menezes</u>	<u>PO Box 63 Yosemite CA 95389</u>
17 <u>Greg Stack</u>	<u>PO Box 617 Yosemite CA 95389</u>
18 <u>Karen Amstutz</u>	<u>PO Box 111 El Portal, CA 95318</u>
19 <u>Margaret Kiesel</u>	<u>P.O. Box 332 El Portal, CA 95318 95318</u>
20 <u>Greg Magruder</u>	<u>9746 Buckeye Rd. El Portal, CA 95318</u>

Petition to Mariposa County Board of Supervisors

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NAME	ADDRESS
1 <u>DONALD COFFMAN</u>	<u>9757 River View Road, El Portal, CA 95318</u>
2 <u>MICHAEL SEATIER</u>	<u>5650 FORESTA ROAD, # B EL PORTAL CA 95318</u>
3 <u>Phyllis Weber</u>	<u>9745 Buckeye Rd El Portal Ca 95318</u>
4 <u>Laura Milligan</u>	<u>9722 Buckeye Rd, El Portal, CA 95318</u>
5 <u>Andres Esparza</u>	<u>PO BOX 107 Yosemite, CA 95389</u>
6 <u>Elsbeth Hamiltz</u>	<u>PO BOX 107 Yosemite, CA 95389</u>
7 <u>Derek Ferguson</u>	<u>PO BOX 96 Yosemite, CA 95389</u>
8 <u>Luke Berbee</u>	<u>PO Box 217 El Portal</u>
9 <u>S.A. Osborne</u>	<u>9757 Boulder Lane / El Portal</u>
10 <u>Harvey Holland</u>	<u>P.O. BOX 64 El Portal</u>
11 <u>WOMAN BELFORTE</u>	<u>PO BOX 64 EL PORTAL</u>
12 <u>Eryn Bordes</u>	<u>PO box 93 el portal 95318</u>
13 <u>Sarah Stock</u>	<u>P.O. Box 617 Yosemite 95389</u>
14 <u>Kristin Kamsen</u>	<u>P.O. Box 203 Yosemite 95389</u>
15 <u>Scott Heckman</u>	<u>P.O. Box 84 YOSEMITE 95389</u>
16 <u>Barbara Carlson</u>	<u>P.O. Box 842 Yosemite 95389</u>
17 <u>Kirstie Kari</u>	<u>PO Box 294 El Portal, 95318</u>
18 <u>LINON EADE</u>	<u>PO BOX 735 YOSEMITE, CA 95389</u>
19 <u>Kelly Osborne</u>	<u>PO Box 902 Yosemite 95389</u>
20 <u>Janaki Patel</u>	<u>PO Box 377 El Portal 95318</u>

12-14-10

Draft

Supervisor Aborn

Establish a Countywide Policy Regarding Speed Bumps and Speed Humps
BOARD ACTION: Supervisor Aborn initiated discussion relative to establishing a policy on speed bumps and humps and he noted this topic has been an issue in El Portal. Discussion was held with Allen Toschi, Public Works Director, as to how requests would be handled and as to his thoughts on this issue.

Input from the public was provided by the following:

Ruth Catalan stated she agrees with Supervisor Allen that we have enough laws to handle speeders. She feels the requests should be handled on an individual basis; but expressed concern that speed bumps or humps could impede response by fire apparatus or medical emergency services.

Further discussion was held. Allen Toschi advised that if a policy is not established, he will bring this matter to the Board if a request is received. County Counsel suggested that if the County is going to have a policy that it should be adopted by the Board; and that "entire neighborhood" should be defined. Supervisor Cann asked about the policy with cattle guards and whether there is an option for a private resident to install one on a County road; and he feels the speed needs to be kept under 30 mph if speed bumps or humps are used.

✓ Motion by Aborn to establish a policy that speed bumps on County roads be limited to special approval by the Board, with the Board to further review this in the future, died for lack of a second.

Further discussion was held, including Proposition 218 requirements to establish a service area, consideration of using a flashing speed sign so that the motorists would be aware of how fast they are going, and with bringing back a policy with better language to define "entire neighborhood."

✓ (M)Bibby, (S)Turpin, the Board directed that speed bumps/humps be denied on County property until there is a policy in place/Ayes: Aborn, Turpin, Bibby; Noes: Allen; Abstained: Cann.