

DEPT.: COUNTY COUNSEL

BY: JEFFREY G. GREEN

PHONE: 966-3625

RECOMMENDED ACTION AND JUSTIFICATION:

(Policy Item: Yes ___ No x)

Discussion and recommendation to pass and adopt this Resolution authorizing the Chairperson to sign the Mineral Exhibit Lease Agreement with the 35-A District Agricultural Association which is attached hereto. Additionally authorize the Auditor to commence payment of monthly rental according to the terms and conditions of the Agreement.

It is Counsel's and Supervisor Erickson's recommendation to approve said Lease Agreement which includes an increase in the monthly rental of \$1872.50. Justification for this recommended action is included in the attached letter to the Board. Counsel's analysis of the proposed Lease Agreement to Supervisor Erickson is also attached hereto.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

On November 24, 1987, the Board approved the Lease Agreement with the Fair Association for the period of July 1, 1988 through June 30, 1992. An Addendum Agreement was approved on April 4, 1989 which established a rental rate schedule for the facility through September 30, 1992.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

- Approve Agreement
- Do not approve Agreement.
- Continue negotiations for an alternate rental figure.

COST: () Not Applicable

- A. Budgeted current FY \$ _____
- B. Total anticipated costs \$ _____
- C. Required add'l funding \$ _____
- D. Internal Transfers \$ _____

SOURCE: () 4/5ths Vote Required

- A. Unanticipated revenues \$ _____
- C. Reserve for cntngncies \$ _____
- D. Source Description: _____

Balance in Reserve for Contingencies,
if approved: \$ _____

SPECIAL INSTRUCTIONS:

List the attachments and number the pages consecutively:
Lease Agreement
Letter to the Board dated 8/19/92
Letter to Supervisor Erickson dated 7/9/92

CLERK'S USE ONLY:

Res. No.: 92-448 Ord. No.: _____
 Vote: Ayes: 4 Noes: None
 Absent: _____ Abstained: _____
 () Approved () Denied
 (x) Minute Order Attached
 () No Action Necessary

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

ADMINISTRATIVE OFFICER'S

RECOMMENDATION:

- This item on agenda as:
- Recommended
 - Not Recommended
 - For Policy Determination
 - Submitted with Comment
 - Returned for Further Action

DATE: _____

ATTEST: MARGIE WILLIAMS
Clerk of the Board of Supervisors
County of Mariposa, State of Calif.

By: _____
Deputy

Comment: _____

A.O. Initials: _____

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MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: JEFF GREEN, COUNTY COUNSEL
FROM: MARGIE WILLIAMS, CLERK OF THE BOARD *mw*
RE: MINERAL EXHIBIT LEASE AGREEMENT

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA

ADOPTED THIS Order on August 25, 1992

ACTION AND VOTE:

9:45 a.m. Discussion and Recommendation to Adopt Resolution Authorizing Chairperson to Sign Mineral Exhibit Lease Agreement with 35-A District Agricultural Association; and Authorizing Auditor to Commence Monthly Rental Payments According with Terms and Conditions of Agreement (\$1,872.50) (County Counsel)
BOARD ACTION: Direction was given for Public Works Department staff to provide information for County maintenance costs for the facilities. Res. 92-448 adopted exercising option in existing lease agreement with the 35-A District Agricultural Association to extend the lease for the Mineral Exhibit facilities, with the rental rate to increase as follows for the first five year period of the option: \$1,872.50 per month for October 1, 1992, through September 30, 1993; \$2,161.30 per month for October 1, 1993, through September 30, 1994; and \$2,450.10 per month for October 1, 1994, through September 30, 1997; and with maintenance to continue as currently exists/Ayes: (M)Erickson, (S)Baggett, Punte, Radanovich; Noes: Taber. Direction was given for County Counsel and Supervisor Erickson to continue to discuss with the Fair Board their other proposals.

cc: County Counsel
35-A District Agricultural Assoc.
Public Works
Auditor
Supv. Erickson
File