RECOMMENDED ACTION AND JUSTIFICATION:

Pass and adopt Resolution requesting the Mariposa County Unified School District to pay ballot costs.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

A detailed history of this matter has been provided to the Board through the memorandum attached to the Resolution amending Resolution No. 04-360 and in the Resolution rescinding Resolution No. 91-596, which are both items before the Board on this date.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

The School District will continue not to pay ballot costs.

Financial Impact?  ( ) Yes  ( ) No  Current FY Cost: $  Annual Recurring Cost: $  
Budgeted In Current FY?  ( ) Yes  ( ) No  ( ) Partially Funded  
Amount in Budget: $  
Additional Funding Needed: $  
Source:  
Internal Transfer  
Unanticipated Revenue  4/5’s vote  
Transfer Between Funds  4/5’s vote  
Contingency  4/5’s vote  
( ) General  ( ) Other  

CLERK’S USE ONLY:  
Res. No.: __________ Ord. No.: ______  
Vote – Ayes: 5  Noes: ______  
Absent: ______  
) Approved  
) Minute Order Attached  ( ) No Action Necessary  

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:  

CAO: ______

Revised Dec. 2002
RESOLUTION REQUESTING THE MARIPOSA COUNTY UNIFIED SCHOOL DISTRICT TO PAY BALLOT COSTS

WHEREAS, the Mariposa County Unified School District (School District) has refused to pay for certain ballot associated expenses and costs and costs of publication of Ordinances solely for the benefit of the School District; and

WHEREAS, the School District has refused to sign Agreements offered by the County of Mariposa (County) for the provision of services to the School District at a substantially reduced expense to the School District; and

WHEREAS, the Board of Supervisors desires that the governing board of the School District have this matter brought to their attention; and

WHEREAS, there is a need for the governing board of the School District to act with due haste due to the pending election; and

WHEREAS, the Board of Supervisors has been informed by the State Board of Equalization that the Ordinance submitted by the School District to the Board of Supervisors for adoption is in need of a technical amendment for which additional costs would have to be incurred by the County if the School District does not pay; and

WHEREAS, the School District had previously represented that the Board of Equalization had reviewed and approved the specialized Ordinance requested of the Board of Supervisors by the School District; and

WHEREAS, tight fiscal constraints imposed upon the County by current budget and other revenue limitations require recovery of such expenses;

NOW, THEREFORE, the Board of Supervisors of Mariposa County, political subdivision of the State of California, hereby resolves:

1. That the Mariposa County Board of Supervisors respectfully requests that the governing board of the Mariposa County Unified School District reimburse the County for all outstanding monies owed for the costs associated with placing elections on the ballot and publication of Ordinances for the benefit of the School District.

2. That the Mariposa County Board of Supervisors hereby respectfully requests that the Mariposa County Unified School District appoint an authorized representative to address the outstanding questions of reimbursement of costs associated with placing the School District’s elections on the ballot and other such matters.
3. That the Mariposa County Unified School District immediately provide the Board of Supervisors of the County of Mariposa with copies of any documents which they believe substantiate their right to have such elections at no charge.

PASSED AND ADOPTED by the Board of Supervisors of Mariposa County this 7th day of September 2004, by the following vote:

AYES: STETSON, BALMAIN, BIBBY, PARKER, PICKARD
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

GARRY R. PARKER, Chairman
Mariposa County Board of Supervisors

ATTEST:

MARGIE WILLIAMS
Clerk of the Board

APPROVED AS TO FORM:

THOMAS P. GUARINO
County Counsel
MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: TOM GUARINO, County Counsel
FROM: MARGIE WILLIAMS, Clerk of the Board
SUBJECT: RESOLUTION REQUESTING MARIPOSA COUNTY UNIFIED SCHOOL DISTRICT TO PAY BALLOT COSTS

Resolution No. 04-410

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on September 7, 2004

ACTION AND VOTE:

D) Adopt a Resolution Requesting the Mariposa County Unified School District to Pay Ballot Costs

BOARD ACTION: (M)Pickard, (S)Stetson, Res. 04-410 was adopted/Ayes: Unanimous. Supervisor Pickard offered to work with staff and the School Board to resolve these matters.

cc: Bob Pickard, Supervisor District V
Marjorie Wass, County Clerk
File