RECOMMENDED ACTION AND JUSTIFICATION:

Resolution authorizing the Chairman of the Board to sign a Lease Agreement with Mariposa Preschool Cooperative, a California non-profit corporation, for use of the Woodland Community building.

This Agreement has no changes from last year’s Agreement.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Board has authorized the Mariposa Preschool Cooperative to lease the Woodland Community Building for several years.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Revise terms of Lease. Negative action would result in Mariposa Preschool Cooperative seeking a new location.

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Financial Impact? ( ) Yes (X) No
Budgeted In Current FY? ( ) Yes ( ) No ( ) Partially Funded
Amount in Budget: $ [ ]
Additional Funding Needed: $ [ ]

Source:
Internal Transfer
Unanticipated Revenue
Transfer Between Funds
Contingency
( ) General ( ) Other

Annual Recurring Cost: $ [ ]
List Attachments, number pages consecutively
Lease Agreement

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CLERK’S USE ONLY:
Res. No.: 383
Ord. No. ______
Vote – Ayes: _____ Noes: _____
Absent: Pickard
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: [ ]
TO: TOM GUARINO, County Counsel
FROM: MARGIE WILLIAMS, Clerk of the Board
SUBJECT: LEASE AGREEMENT WITH MARIPOSA PRESCHOOL COOPERATIVE FOR USE OF THE WOODLAND COMMUNITY BUILDING
Resolution No. 04-303

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,
ADOPTED THIS Order on July 6, 2004

ACTION AND VOTE:

Approval of the Consent Agenda (See End of the Minutes)

BOARD ACTION: Supervisor Balmain pulled items 9, 11, 13, 14, 15, 16, 19, and 20. Supervisor Bibby pulled items 2 and 4. Tom Guarino, County Counsel, recommended that the request to approve a provision in items 19, 20 and 23 to allow annual renewal of the contracts by the County Administrative Officer and County Counsel not be approved – he recommended that the contracts come back to the Board each year. He also recommended that the request to approve a provision in items 13, 14, 15, and 16 to allow subsequent amendments and extensions for the contracts be approved subject to review by the County Administrative Officer and County Counsel. Chairman Parker pulled item 23 for separate action to include the recommendation by County Counsel. (M)Stetson, (S)Bibby, the balance of the items was approved/Ayes: Stetson, Balmain, Bibby, Parker; Excused: Pickard.

Consent Agenda item 2 – Supervisor Bibby referred to the condition in the contract that the facility be available to the general public and that the equipment can be moved so that the facility is available to others. She noted that the same condition is contained in the contract for Consent Agenda item 3. Gussie Kidd, retired Director for Almost Like Home, advised that the facility is used by several other groups, and that the type of equipment that was purchased is portable. (M)Bibby, (S)Stetson, item 2 was approved/Ayes: Stetson, Balmain, Bibby, Parker; Excused: Pickard.

Consent Agenda item 4 – Supervisor Bibby asked for clarification of the acreage of the two parcels that have been purchased for this project; and relative to the amount of land that will be available for grazing. She also noted that it was confirmed that a letter was received from the Department of Conservation. Fred Solomon, project manager, advised that one parcel is 40 acres and the other parcel is slightly less, and that the resolution needs to be corrected accordingly. He also noted that the acreage that is not used for the project will be available for grazing, and that will be determined once everything is finalized.
with the project. (M)Balmain, (S)Bibby, item 4 was approved with direction for the acreage in the resolution to be corrected/Ayes: Stetson, Balmain, Bibby, Parker; Excused: Pickard.

Consent Agenda item 9 – Supervisor Balmain initiated discussion relative to concerns of conditions in the contract. Rick Peresan, Technical Services Director, responded to the concerns. (M)Balmain, (S)Bibby, item 9 was approved/Ayes: Stetson, Balmain, Bibby, Parker; Excused: Pickard.

Consent Agenda item 11 – Supervisor Balmain referred to terminology used in the agreement. (M)Balmain, (S)Bibby, item 11 was approved/Ayes: Stetson, Balmain, Bibby, Parker; Excused: Pickard.

Consent Agenda items 13, 14, 15, and 16 – (M)Balmain, (S)Stetson, items 13, 14, 15, and 16 were approved, with the provison that amendments and extensions of the documents be subject to approval of the County Administrative Officer and County Counsel/Ayes: Stetson, Balmain, Bibby, Parker; Excused: Pickard.

Consent Agenda items 19 and 20 – Following discussion, (M)Balmain, (S)Bibby, items 19 and 20 were approved, with deletion of the provision for annual renewal of the contracts as recommended by County Counsel/Ayes: Stetson, Balmain, Bibby, Parker; Excused: Pickard.

Consent Agenda item 23 – (M)Balmain, (S)Bibby, item 23 was approved, with deletion of the provision for annual renewal of the contract as recommended by County Counsel/Ayes: Stetson, Balmain, Bibby, Parker; Excused: Pickard.

CA-3 Adopt a Resolution Authorizing the Chairman of the Board of Supervisors to Sign a Lease Agreement with Mariposa Preschool Cooperative, a California Non-Profit Corporation, for Use of the Woodland Community Building (Continued from June 15, 2004) (County Counsel); Res. 04-303

cc: Ken Hawkins, Auditor
Jim Petropulos, Public Works Director
Preschool Coop c/o County Counsel
File
MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: TOM GUARINO, County Counsel
FROM: MARGIE WILLIAMS, Clerk of the Board
SUBJECT: LEASE AGREEMENT WITH MARIPOSA PRESCHOOL COOPERATIVE FOR USE OF THE WOODLAND COMMUNITY BUILDING

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on June 15, 2004

ACTION AND VOTE:

9:45 a.m. Approval of the Consent Agenda (See End of the Minutes)

BOARD ACTION: Item 10 was pulled earlier this date. Supervisor Balmain pulled item 8. Supervisor Stetson pulled items 1, 2, and 3. (M)Pickard, (S)Stetson, the balance of the items was approved/Ayes: Unanimous.

Consent Agenda items 1 and 2 – Supervisor Stetson initiated discussion, and stated he would like more information on the County’s responsibilities that are a part of these leases. The items were continued for Supervisor Stetson to obtain more information.

Consent Agenda item 3 – Supervisor Stetson initiated discussion relative to the processing costs of this contract in relation to the small amount of revenue that is received ($106.70). Rich Inman, County Administrative Officer, advised that he will review the benefits of the program in relation to the reimbursement. (M)Stetson, (S)Pickard, item 3 was approved/Ayes: Unanimous.

Consent Agenda item 8 – Supervisor Balmain initiated discussion relative to the portion of the request to transfer funds from the Cemetery line item, and he noted the maintenance that is needed at the Coulterville Cemetery. Supervisor Parker expressed concern that requests for purchases should be made during the Final Budget hearings. Dana Hertfelder, Assistant Public Works Director, provided input relative to the request and the status of maintenance at the Coulterville Cemetery. (M)Bibby, (S)Balmain, item 8 was approved/Ayes: Unanimous.

CA-1 Adopt a Resolution Authorizing the Chairman of the Board of Supervisors to Execute a Lease Agreement with Mariposa Preschool Cooperative, a California Non-Profit Corporation, for Use of the Woodland Community Building (County Counsel); Item was continued for more information to be obtained

cc: Jim Petropulos, Public Works Director
    Ken Hawkins, Auditor
    Mariposa Preschool Cooperative
    File