MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: JEFFREY G. GREEN, County Counsel
FROM: MARGIE WILLIAMS, Clerk of the Board
SUBJECT: Opening of Sealed Proposals for Lease of Grazing Property

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on June 9, 1998

ACTION AND VOTE:

Opening of Sealed Proposals for the Lease of Grazing Property Described as Parcel 1 in Area 1M of Lake Don Pedro (County Counsel)

BOARD ACTION: Chair Reilly asked if anyone was present to present oral bids – there was no one. Bid opening was continued to later this date.

9:52 a.m. Opening of Sealed Proposals for the Lease of Grazing Property Described as Parcel 1 in Area 1M of Lake Don Pedro (County Counsel)

BOARD ACTION: Clerk of the Board advised that one proposal was received. Chair Reilly announced that the proposal was received from Don Pucilowski in the amount of $1,051. Mr. Pucilowski’s son-in-law advised that they will accept a three-year commitment. Chair Reilly again asked if there was anyone present to present oral bids, and there was not. (M)Balmain, (S)Stewart, Res. 98-207 adopted accepting the proposal received from Don Pucilowski and directing County Counsel to prepare the lease agreement/Ayes: Unanimous.

cc: Mike Edwards, Public Works Director
    Ken Hawkins, Auditor
    File
Lake Don Pedro County Service Area 1M

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes ___ No ___)

Approve the attached Resolution declaring the Board's intention to lease real property located in the Lake Don Pedro 1M area. The property has been used by Stephen and Brenda Schmidt for grazing purposes since May 1, 1996. The Schmidts requested termination of the Lease Agreement on March 19, 1998; the Agreement will officially terminate on May 18, 1998 (60-day termination clause). It is the Board's intention to re-publicize the solicitation of bids wherein the property will be leased to the highest bidder at a public meeting to be held on June 9, 1998. Sealed proposals will be accepted until noon on Friday, June 5, 1998.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

Resolution No. 96-74 was adopted accepting the proposal from Stephen and Brenda Schmidt on February 27, 1996 and a Lease Agreement was entered into with the Schmidts from May 1, 1996 to April 30, 1999. The Schmidts requested that their Agreement be terminated. On April 7, 1998, the Board allowed the cancellation and gave direction to advertise for the re-leasing of the property.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

N/A. The Board has previously directed staff to go forward with re-publicizing their intention to lease the subject property.

COSTS:

<table>
<thead>
<tr>
<th>(X) Not Applicable</th>
<th>A. Budgeted current FY $</th>
<th>B. Total anticipated costs $</th>
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<tbody>
<tr>
<td>C. Required additional funding $</td>
<td></td>
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<tr>
<td>D. Internal transfers $</td>
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SOURCE:

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<th>( ) 4/5ths Vote Required</th>
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<tbody>
<tr>
<td>A. Unanticipated revenues $</td>
</tr>
<tr>
<td>B. Reserve for contingencies $</td>
</tr>
<tr>
<td>C. Source description:</td>
</tr>
<tr>
<td>Balance in Reserve for Contingencies, if approved: $</td>
</tr>
</tbody>
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SPECIAL INSTRUCTIONS:
List the attachments and number the pages consecutively:

Resolution.

ADMINISTRATIVE OFFICER'S RECOMMENDATION:
This item on agenda as:  
Recommended 
Not Recommended 
For Policy Determination 
Submitted with Comment 
Returned for Further Action

Comment:

A.O. Initials:

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

Res. No.: 98-1 
Ord. No. 

Vote - Ayes: 
Noes: 

Absent: 
Abstained: 

Approved ( ) Denied ( ) 
Minute Order Attached ( ) No Action Necessary

ATTEST: MARGIE WILLIAMS, Clerk of the Board 
By: 
Deputy

County of Mariposa, State of California

Action Form Revised 5/92

DATE: 6-9-98
WHEREAS, the County of Mariposa is the owner of certain real property described as Parcel 1 in Area 1M of Lake Don Pedro, and

WHEREAS, the property is vacant, and

WHEREAS, the property is useful for cattle grazing, and

WHEREAS, the County has leased the property in the past for cattle grazing;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Mariposa County hereby declares its intention to lease the above-described real property for the purpose of grazing rights.

BE IT FURTHER RESOLVED that the County shall lease the property to the highest bidder at a public meeting of the Board of Supervisors to be held on June 9, 1998 at the County Courthouse in Mariposa County, at which time sealed proposals to lease the property will be received and considered.

BE IT FURTHER RESOLVED that the minimum lease price for the term of three (3) years shall be the sum of EIGHT HUNDRED SIXTY-ONE DOLLARS ($861.00) per year.

BE IT FURTHER RESOLVED that any party interested in bidding on the lease of the above property shall provide a sealed proposal to the Board of Supervisors to be received no later than noon on June 5, 1998 for opening at the regular Board of Supervisors meeting on June 9, 1998.

BE IT FURTHER RESOLVED that a notice of the adoption of this Resolution shall be posted in three public places in the County not less than fifteen (15) days before the day of the meeting wherein sealed bids will be opened and, further, a notice, together with a copy of this Resolution, shall be published in a newspaper of general circulation in the County at least twice prior to the meeting wherein the proposals will be opened.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors this 19th day of May 1998, by the following vote:

AYES: REILLY, BALMAIN, STEWART, PARKER, PICKARD
NOES: NONE
ABSENT: NONE
ABSTAINED: NONE

PATTI A. REILLY, Chair
Board of Supervisors

ATTEST:

MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

JEFFREY G. GREEN, County Counsel
STATE OF CALIFORNIA )
COUNTY OF MARIPosa )

I, the undersigned, say:

That I am the Publisher and principal clerk of the Mariposa Gazette, an established weekly newspaper of general circulation, within the Town and County of Mariposa, State of California, within the provisions of Chapter 1 of Division 7 of Title I of the California Government Code, and which newspaper has been printed and published weekly in the Town of Mariposa, County of Mariposa, State of California, continuously since the year 1854; that I am a citizen of the United States, over the age of 18 years, and a resident of the County aforesaid; that the notice, of which the annexed is a printed copy, has been published in each regular issue of said newspaper and not in any supplement thereof on the following dates, to wit:

May 25, '98
June 4, '98

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Signature

Date June 4, 19__
STATE OF CALIFORNIA 

COUNTY OF MARIPOSA

I, the undersigned, say:

That I am the Publisher and principal clerk of the Mariposa Gazette, an established weekly newspaper of general circulation, within the Town and County of Mariposa, State of California, within the provisions of Chapter I of Division 7 of Title I of the California Government Code, and which newspaper has been printed and published weekly in the Town of Mariposa, County of Mariposa, State of California, continuously since the year 1854; that I am a citizen of the United States, over the age of 18 years, and a resident of the County aforesaid; that the notice, of which the annexed is a printed copy, has been published in each regular issue of said newspaper and not in any supplement thereof on the following dates, to wit:

May 25, 1998
June 4, 1998

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Signature

Date June 5, 1998
To: Yucaipa County

From: J. B. Pauluski

Subject: Clear all for vacant land

Date: 4 July 1998

I wish to enter my bid of Five Thousand Eighty-five (5,085) dollars, $1051.00 per acre, for the 10 acres of vacant land located on the south side of the crest of the mountain.

You are hereby notified of my offer of the purchase of the said property.

Thank you,

J. B. Pauluski

Oakbrook Ranch

9717 Merced Falls Rd.
La Grange, CA 95329

209-852-2323