

DEPARTMENT: County Counsel BY: Jeffrey G. Green PHONE: 966-3222

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes___ No___)

Pass and adopt the attached Resolution which establishes a public hearing date of Tuesday, December 12, 1995 to inform the public that the Board intends to purchase real property. The subject property is located within the site of the proposed Government Center. The owner has agreed to sell the property in the amount of \$150,000, an amount that the appraisal indicates is fair market value.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

On May 16, 1995, the Board directed staff to pursue obtaining an appraisal of the Bondshu property. On September 26, 1995 during 1995/96 budget deliberations, the Board reserved a sum of over \$150,000 for the purchase of the Bondshu property.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

N/A. The Board has previously determined that it is in the public's interest to purchase the subject property.

COSTS: (X) Not Applicable A. Budgeted current FY \$ 150,000 B. Total anticipated costs \$ C. Required additional funding \$ D. Internal transfers \$		SPECIAL INSTRUCTIONS: List the attachments and number the pages consecutively: Resolution. _____ _____ _____
SOURCE: () 4/5ths Vote Required A. Unanticipated revenues \$ B. Reserve for contingencies \$ C. Source description: _____ Balance in Reserve for Contingencies, if approved: \$ _____		

CLERK'S USE ONLY: Res. No.: 95-500 Ord. No. _____ Vote - Ayes: _____ Noes: _____ Absent: _____ Abstained: _____ Approved: _____ () Denied Minute Order Attached () No Action Necessary	ADMINISTRATIVE OFFICER'S RECOMMENDATION: This item on agenda as: <input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> For Policy Determination <input type="checkbox"/> Submitted with Comment <input type="checkbox"/> Returned for Further Action Comment: _____ A.O. Initials:
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	

**Resolution of Intention
to Purchase Real Property**

WHEREAS, Government Code section 25350 requires the Board of Supervisors to notice and hold a public hearing of the intention of the Board of Supervisors to purchase real property in excess of \$25,000, and

WHEREAS, the Board of Supervisors has determined that it is in the public interest to purchase real property located at 4978 10th Street, Mariposa, California, APN 013-116-003, for the reason that the real property is located within the County square wherein the Hall of Records, County Administration, and County Planning and Building Departments are located, and

WHEREAS, the owner of the property, Robert E. Bondshu, desires to sell the property to the County, and

WHEREAS, during budget deliberations, the Board of Supervisors reserved a sum in excess of \$150,000 in order to purchase the property if terms could be arranged with the seller;

NOW, THEREFORE, BE IT RESOLVED that the Mariposa County Board of Supervisors hereby gives notice of its intention to purchase real property owned by Robert E. Bondshu, commonly known as 4978 10th Street, APN 013-116-003, upon the following terms and conditions:

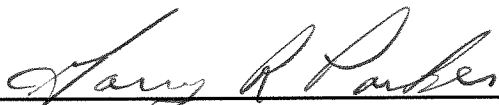
1. The purchase price shall be \$150,000 cash;
2. Mr. Bondshu's mother, who is presently 93 years old, shall continue to reside in the residence until the time of her death;
3. Within 90 days of the date of Mrs. Bondshu's death, the County will have physical possession of the property;
4. During the time Mrs. Bondshu resides on the property after the consummation of the sale, Robert E. Bondshu shall be responsible for paying all taxes, utilities, and maintenance and repairs of the property.

BE IT FURTHER RESOLVED that prior to the consummation of the purchase, a public hearing shall be scheduled on Tuesday, December 12, 1995 at 9:15 a.m. in the Board of Supervisors' meeting room.

BE IT FURTHER RESOLVED that this notice of intention shall be published in a newspaper of general circulation in the County of Mariposa at least three weeks prior to the time the Board meets to consummate the purchase, pursuant to Government Code section 6063.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors this 14th day of November 1995, by the following vote:


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




GARRY PARKER, Chairman
Mariposa County Board of Supervisors

ATTEST:

**APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:**



MARGIE WILLIAMS
Clerk of the Board



JEFFREY G. GREEN
County Counsel