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MARIPOSA COUNTY RESOLUTION NO. 83-5

BE IT HEREBY RESOLVED by the Board of Supervisors of Mariposa County, a political subdivision of the State of California, that the Board of Supervisors hereby approves the following document, and Chairman ERIC J. ERICKSON, is hereby authorized to sign same:


PRELIMINARY AGREEMENT - CONSENT TO RELOCATION OF STATE MINERAL EXHIBIT

PASSED AND ADOPTED by the Mariposa County Board of Supervisors this 10th day of January, 1983, by the following vote:

AYES: BARRICK, ERICKSON, MOFFITT  
NOES: DALTON, TABER  
ABSENT: NONE  
ABSTAINED: NONE

  
ERIC J. ERICKSON, Chairman  
Board of Supervisors

ATTEST:

  
ELLEN BRONSON, County Clerk &  
Ex Officio Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

  
RICHARD DENHALTER 1/10/82  
County Counsel

PRELIMINARY AGREEMENT

CONSENT TO RELOCATION OF STATE MINERAL EXHIBIT

THIS AGREEMENT, made this 10th day of January, 1983, by and between the Department of Conservation of the State of California hereafter described as "STATE" and the County of Mariposa hereafter described as "COUNTY" for the immediate relocation and custody of the collections and exhibits which currently constitute the Museum of the Division of Mines and Geology, hereafter described as "EXHIBIT".

WHEREAS, pursuant to a proposal submitted by COUNTY, the STATE has granted COUNTY the right to house and manage the EXHIBIT subject to terms and conditions to be mutually agreed upon; and

WHEREAS, COUNTY has agreed to relocate the EXHIBIT from its present location in the Ferry Building in San Francisco to Mariposa County as soon as reasonably possible, in order to vacate said building and terminate the rental thereof;

NOW THEREFORE, in order to expedite the relocation of the EXHIBIT as soon as possible, the STATE and the COUNTY hereby agree as follows:

1. STATE consents to the removal of the EXHIBIT including mineral specimens, displays and display cases, stored specimens, storage cabinets, safes, charts, diagrams, and all other items identifiable as part of the EXHIBIT from the Ferry Building in San Francisco to Mariposa County.

2. COUNTY agrees to pay the expenses of moving the EXHIBIT and of relocating it in Mariposa County, and to provide supervision of manpower, transportation, packing and interim storage.

3. STATE agrees to provide access and cooperation to COUNTY, commencing at 5:00 p.m., Monday, January 10, 1983, provided that the California State Legislature has not passed legislation which would void the terms of this Agreement. Such access and cooperation would continue until completion

of removal of the EXHIBIT. STATE agrees to provide continuing security of those portions of the EXHIBIT remaining within the Ferry Building until completion of the relocation process upon notice from COUNTY. COUNTY agrees to provide continuing security for all portions of the EXHIBIT removed by COUNTY from the Ferry Building, starting at the time of removal.

4. COUNTY agrees to assume the rent of the EXHIBIT portion of the Ferry Building commencing January 1, 1983 at existing rates until completion of the removal of the EXHIBIT, but in no event longer than four (4) rental months, nor above a total rental expense of fourteen thousand dollars (\$14,000), subject to the following conditions:

- a. Any substantial delay in the relocation process resulting from acts or omission by STATE or its agents, officers or employees shall cause the rent for the period of the delay to become an expense not chargeable against COUNTY.
- b. Any delay caused by unavoidable circumstances, weather, public unrest or other causes not the fault of either party shall result in the extension of the four-month maximum rental period for a reasonable period of time as agreed upon by the parties.

5. STATE agrees to assist COUNTY in obtaining any necessary permits, parking and loading arrangements, or other consent or permission necessary to the relocation process.

6. COUNTY provides herewith a "PROPOSED REMOVAL PLAN AND TIMETABLE", which is incorporated by reference into this Agreement, and which is subject to modification as the removal process occurs. STATE agrees to cooperate fully in all planned and scheduled procedures, subject to 24-hour advance notice of changes or modifications in the plan or timetable. Any delay in the execution of this contract past the January 10, 1983,

access date (Section 3) will result in comparable delays in the several dates listed in Section II. Approximate Dates of Scheduled Move.

7. COUNTY agrees to provide and maintain insurance at the estimated value of the EXHIBIT and to inventory the EXHIBIT collection while packing same for transfer to Mariposa County. Responsibility for items in the EXHIBIT collection shall commence upon removal of such items from the Ferry Building by COUNTY or its authorized agents.

THIS AGREEMENT is not intended to be the full and complete contract of the parties for the transfer of the EXHIBIT, but is intended to authorize and expedite the immediate removal of the EXHIBIT from the Ferry Building in San Francisco to Mariposa County. The parties hereto undertake these mutual covenants and obligations in consideration for the final transfer of custody, management and maintenance of the EXHIBIT to be specified in greater detail in a subsequent agreement document.

WHEREFORE the parties hereto have duly authorized and executed this Agreement to become effective on the date last signed below:

Date: January 10, 1983

Eric J. Erickson  
Eric Erickson, Chairman  
Board of Supervisors  
Mariposa County

ATTEST:

Ellen Bronson  
ELLEN BRONSON, County Clerk and  
Ex Officio Clerk of the Board

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

Richard K. Deubalter  
County Counsel



"PROPOSED REMOVAL PLAN AND TIMETABLE"

MINERAL EXHIBIT MOVING SCHEDULE

The following program is proposed for the purpose of setting forth a schedule for the timely packaging, transport and storage of the Museum of the California Division of Mines and Geology.

I. MOVING SCHEDULE STANDARDS

A. Security

1. All reasonable precautions will be taken to assure maximum security for the exhibits and collections through all phases of packaging, transport and storage.
2. The County will assume full responsibility for the museum and its contents at the point when they are removed from the Ferry Building in San Francisco, California.
3. The County will make arrangements, in cooperation with the Division of Mines and Geology, to restrict public access to areas where physical packaging of the exhibit and collections is being conducted.
4. Access to areas where packaging is being conducted will be restricted to designated representatives of the Division of Mines and Geology and Mariposa County officials, employees and agents. All such designated persons from the County will be issued an identification card.

B. Insurance

1. Mariposa County will assume full responsibility for insuring the contents of the exhibit from the point when the exhibits and collections are physically removed from the Ferry Building in San Francisco, California.
2. Insurance coverage will be obtained for fire, theft, or breakage

in amounts equal to the estimated value of the exhibits and collections not to exceed One Million (\$1,000,000) Dollars.

C. Inventory

1. All specimens in storage will be inventoried and an identification number assigned.
2. All specimens on display will be checked against the existing preliminary inventory and the existing inventory updated as required.
3. All packing cases will be given an identification number and this identification number will be indicated on the inventory form so that individual specimens can be located in their packing container.
4. An inventory of all exhibits, collections, cases, and fixtures, removed from the Ferry Building, will be given to the Division of Mines and Geology at the time of their removal.

II. APPROXIMATE DATES OF SCHEDULED MOVE

- A. Packing, removal, transport and storage in a bank vault of all specimens contained in the three safes, amounting to approximately 201 specimens, will be effected at the earliest possible date to insure security of these collections.
- B. Mariposa County will conduct an orientation session for student volunteers from California State University, Fresno, and issue identification cards, on Monday, January 10, 1983.
- C. Packing materials and barricade construction materials will be delivered to the site on Tuesday, January 11, 1983.
- D. Packing will commence, and barricade erected, on Tuesday, January 11, 1983.
- E. Packing will be conducted through January 18, 1983, including

Mineral Exhibit Moving Schedule

weekends and holidays as necessary, between the hours of 7:00 a.m. and 10:00 p.m.

- F. Packing of exhibits situated outside of the barricaded area will be conducted during periods when the museum/library facility is not open to the public.
- G. Three safes will be removed for refitting with alarm systems during the week of January 10, 1983.
- H. Physical moving of exhibits and collections will commence during the week of January 17, 1983, or earlier, depending upon progress of packing and inventory program, and proceed through January 31, 1983.
- I. All collections, exhibits, cases and fixtures included in the California Division of Mines and Geology Mineral Exhibit which is to be housed in Mariposa County, will be removed from the San Francisco Ferry Building on or before January 31, 1983.
- J. The County of Mariposa will assume rent responsibilities for the space occupied by the museum collections and exhibits through the month of January, 1983, while the move is being effected.