

DEPARTMENT: County Counsel

BY: Jeffrey G. Green

PHONE: 966-3222

RECOMMENDED ACTION AND JUSTIFICATION:

Resolution approving an Avigation and Hazard Easement with David and Sharon Moore in the amount of \$68,200 contingent on receipt of technical information being provided by the Public Works Department.

No funds will be distributed until all of the technical information has been obtained from the Public Works Department.

A memo from the Public Works Director is attached explaining the necessity for this Avigation and Hazard Easement.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Financial Impact? () Yes () No	Current FY Cost: \$	Annual Recurring Cost: \$
Budgeted In Current FY? () Yes () No () Partially Funded		
Amount in Budget: \$		List Attachments, number pages consecutively
Additional Funding Needed: \$		Moore Avigation and Hazard Easement Agreement
Source:		Memo from Public Works Director
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.: 03-437 Ord. No. _____
 Vote - Ayes: _____ 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: RH



COUNTY of MARIPOSA

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MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: JEFF GREEN, County Counsel
FROM: MARGIE WILLIAMS, Clerk of the Board *MW*
SUBJECT: AVIGATION AND HAZARD EASEMENT WITH DAVID AND SHARON MOORE
Resolution No. 03-437

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on December 2, 2003

ACTION AND VOTE:

Jeff Green, County Counsel;

Adopt a Resolution Approving an Avigation and Hazard Easement with David and Sharon Moore in the Amount of \$68,200 Contingent on Receipt of Technical Information Being Provided by the Public Works Department

BOARD ACTION: Discussion was held. Jeff Green recommended that the easement be approved conditioned upon receiving the technical information from Public Works; and he advised that no monies would be paid until the information is obtained and the agreement is complete. (M)Balmain, (S)Stetson, Res. 03-437 was adopted, as recommended by County Counsel. Don Starchman, Starchman Law Offices representing the Moore's, asked if there could be a 45-day limit for Public Works to submit the information. The motion was amended, agreeable with the maker and second, directing that the information be submitted within 45 days/Ayes: Unanimous.

cc: Jim Petropulos, Public Works Director
Ken Hawkins, Auditor
Don Starchman
File