

**MARIPOSA COUNTY  
BOARD OF SUPERVISORS**

**AGENDA  
ACTION FORM**

**DATE:** 12/12/00  
**AGENDA ITEM NO.:** 4

**DEPARTMENT:** County Counsel

**BY:** Jeffrey G. Green

**PHONE:** 966-3222

**RECOMMENDED ACTION AND JUSTIFICATION:** (Policy Item: Yes\_\_\_ No )

Recommend granting the request of the Vietnam Veterans of America to utilize available space in the County Veterans' Service office for their storage needs as well as for an occasional gathering place.

Military and Veterans Code §1262 provides the Board of Supervisors with the authority to grant this request.

**BACKGROUND AND HISTORY OF BOARD ACTIONS:**

**LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:**

<b>COSTS:</b> ( ) Not Applicable	
A. Budgeted current FY	\$ _____
B. Total anticipated costs	\$ _____
C. Required additional funding	\$ _____
D. Internal transfers	\$ _____

<b>SOURCE:</b> ( ) 4/5ths Vote Required	
A. Unanticipated revenues	\$ _____
B. Reserve for contingencies	\$ _____
C. Source description:	_____
Balance in Reserve for Contingencies, if approved: \$	_____

**SPECIAL INSTRUCTIONS:**  
List the attachments and number the pages consecutively:

Military and Veterans Code §1262

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**CLERK'S USE ONLY:**  
 Res. No.: 00-432 Ord. No. \_\_\_\_\_  
 Vote - Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_  
 Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_  
 Approved  Denied  
 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

**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: MM



# COUNTY of MARIPOSA

P.O. Box 784, Mariposa, CA 95338 (209) 966-3222

GARRY R. PARKER, CHAIRMAN  
DOUG BALMAIN, VICE-CHAIRMAN  
PATTI A. REILLY  
ROBERT C. STEWART  
BOB PICKARD


DISTRICT IV  
DISTRICT II  
DISTRICT I  
DISTRICT III  
DISTRICT V



## MARIPOSA COUNTY BOARD OF SUPERVISORS

### MINUTE ORDER

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TO: DENNIS BLESSING, Veterans' Service Officer  
FROM: MARGIE WILLIAMS, Clerk of the Board   
SUBJECT: Recommend Granting the Request of the Vietnam Veterans' of America to Utilize Available Space in the County Veterans' Service Office for their Storage Needs as Well as for an Occasional Gathering Place  
Resolution 00-432

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THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on December 12, 2000

#### ACTION AND VOTE:

Recommend Granting the Request of the Vietnam Veterans' of America to Utilize Available Space in the County Veterans' Service Office for their Storage Needs as Well as for an Occasional Gathering Place  
**BOARD ACTION:** Discussion was held with Dennis Blessing relative to the request. Supervisor Parker noted that this matter would need to be reviewed in the future in context with the County's overall space/storage needs. Supervisor Pickard requested that access to the space only be available when the Veterans Service Officer is present. Phil Smith, President of the Vietnam Veterans' of America, provided input relative to their request to use the space. (M)Balmain, (S)Stewart, Res. 00-432 adopted approving the request/Ayes: Unanimous.

cc: Greg Iturria, County Administrative Officer  
Jeff Green, County Counsel  
Jim Petropulos, Public Works Director  
File

**§ 1262. Buildings, meeting places, memorial parks or recreation centers for veterans' associations**

Any county may provide, maintain or provide and maintain buildings, memorial halls, meeting places, memorial parks, or recreation centers for the use or benefit of one or more veterans' associations. For these purposes the board of supervisors of any county may:

(a) Purchase, receive by donation, condemn, lease, or acquire real or personal property necessary for such buildings, memorial parks, or recreation centers, and improve, preserve, manage, and control the same.

(b) Purchase, construct, lease, furnish, or repair such buildings, and provide custodians, employees, attendants, and supplies for the proper maintenance thereof.

(c) Clear, grade, plant, irrigate, fence, and improve such memorial parks, or recreation centers, and provide custodians, employees, attendants, and supplies for the proper maintenance thereof.

(d) Furnish sites for such buildings to be built by or for such organizations, and furnish sites for the erection thereon of such buildings, the funds for which are supplied by county authorities or from other sources. Any part or portion of any public lot, block, or park may be used for such purpose.

(e) In addition to all other taxes, levy in any year a special tax not to exceed two and one-half mills (\$0.0025) on each dollar of assessed valuation on all the taxable property in the county, if all the taxable property in the county has an aggregate value of less than fifty million dollars (\$50,000,000), or not to exceed one and one-half mills (\$0.0015) on each dollar of assessed valuation on all the taxable property in the county if all the taxable property in the county has an aggregate value equal to or more than fifty million dollars (\$50,000,000), and the fund so created to be expended for the purposes hereof.

(f) Establish a fund for the purposes hereof, and transfer from the General Fund to such fund such moneys as the board deems necessary.

(g) Incur, in the manner provided by law, a bonded indebtedness on behalf of the county for any of the purposes hereof.

(h) Join with any incorporated city in the county in the accomplishment of the above purposes and to that end hold jointly with such city all property acquired, and expend money in conjunction with such city in accomplishing the above purposes. Title to any property jointly so acquired by a county and a city may at any time be conveyed by either of the joint owners to the other without consideration other than to carry out the purposes of this section.

(i) Join with memorial districts in the purchase, acquisition or construction of memorial halls, assembly halls, buildings or meeting places, or in the accomplishment of any other purpose for which a memorial district has been organized, using the funds authorized to be raised by this section. Title to any property so purchased, acquired or constructed may be taken in the name of the memorial district, or jointly with the county, or the county may convey

## § 1262

## VETERANS' BUILDINGS & MEMORIALS

Div. 6

any property so acquired, purchased or constructed to the memorial district without consideration to the county. The board of supervisors may transfer to a memorial district funds raised pursuant to this section to be expended by the district in furtherance of the purposes of the district under terms and conditions consistent with the purposes for which the funds were raised. (Stats.1935, c. 389, p. 1415, § 1262. Amended by Stats.1946, 1st Ex.Sess. c. 110, p. 144, § 1; Stats.1949, c. 412, p. 754, § 2; Stats.1957, c. 967, p. 2207, § 1.)

### Historical Note

Derivation: Pol.C. § 4041f, added Stats.1921, c. 348, p. 476, § 1, amended Stats.1927, c. 113, p. 207, § 1; Stats.1931, c. 130, p. 180, § 1.

### Cross References

Board of supervisors to fix rates and levy taxes, see Revenue and Taxation Code § 2151 et seq.  
Bonds, generally, see Government Code § 29900 et seq.  
Budget and tax levy, generally, see Government Code § 29000 et seq.  
Eminent domain,  
Generally, see Const. Art. 1, § 19; Civil Code § 1001; Code of Civil Procedure § 1230.010 et seq.  
Assembly and convention halls, see §§ 439, 1191; Government Code § 37501 et seq.  
Parks and playgrounds, see Government Code §§ 38010, 38080 et seq.; Public Resources Code §§ 5006, 5301, 5542, 5566, 5782.24, 8402.

### Library References

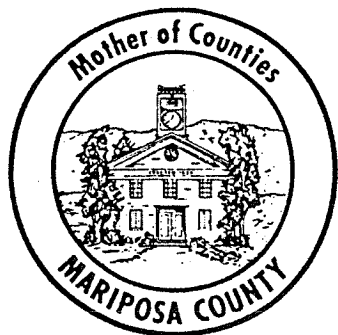
Counties ⇨107. C.J.S. Counties § 169.  
Municipal Corporations ⇨717. C.J.S. Municipal Corporations § 1808.

### WESTLAW Electronic Research

See WESTLAW guide following the Foreword of this volume.

### Notes of Decisions

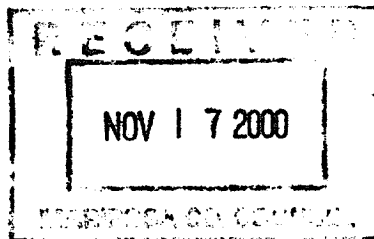
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5246 Spriggs Lane  
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(209) 966-3696 - Veterans  
(209) 742-7405 - Fax

# County of Mariposa

## Veterans Service Office



Dennis Blessing  
Veteran's Service Officer

### MEMORANDUM

To: Jeffrey Green, County Counsel

From: Dennis Blessing, CVSO

Date: November 17, 2000

Re: Using space not used at the CVSO office.

I have had a request from the Vietnam Veterans of America to be able to keep some of their files and things in unused space where the CVSO office is now located. Other Veterans' associations have indicated to me that they could also use some space and a gathering type place when they need a common place to meet-up.

This is not a problem for me as long as they understand that they must do work in their files and/or meet when the CVSO office is in operation (normal working hours).

Attached are West's Annotated California Codes

and under section 1262 "The County" may provide . . . buildings . . . for benefit of one or more veterans' associations. I have been using some space for memorial Headstones and Markers already and would like to continue to do so because it keeps them out of view from vistitors to the office.

Please let me know if this space alocation would be allowed by the County and what I need to do. Thank you for your assistance.