

MEMORANDUM
OFFICE OF THE
COUNTY EXECUTIVE
COUNTY OF PLACER

TO: Honorable Board of Supervisors

FROM: Holly L. Heinzen, Chief Assistant County Executive Officer

DATE: April 8, 2014

SUBJECT: Request for Concurrence/Proposed Conveyance of Colfax Indian Cemetery

ACTION REQUESTED

1. Request to continue the public hearing regarding the proposed conveyance of cemetery property known as the "Colfax Indian Cemetery" from the Colfax Cemetery District to the United Auburn Indian Community; and
2. Defer consideration of this item to a future date to be renoticed upon agreement of the parties. (Continued from March 11, 2014).

BACKGROUND

The Colfax Indian Cemetery is comprised of .47 acres of land located at 65 Iowa Hill Road, near the corner of Iowa Hill Road and Canyon Way in Colfax. The property has been used as a burial ground since the 1870's and was transferred to the Colfax Cemetery District in 1963. Citing costs and operational challenges, the Colfax Cemetery District has in recent years been seeking another entity to take control of the property for its continued use as a cemetery.

Following discussions with the United Auburn Indian Community (UAIC), the Colfax Cemetery District Board adopted on October 21, 2013 a Resolution of Intention stating the District's intent to transfer the property to UAIC for \$35,000, subject to terms and conditions of sale and execution of transfer agreement with between the District and UAIC.

Section 9055 of the California Health and Safety Code requires your Board's concurrence, by 4/5 vote and following a public hearing, before the transfer can take place. Pursuant to this section, County staff noticed the required public hearing for March 11, 2014.

On March 11, the Board continued the Public Hearing to April 8, 2014 to allow additional time for the parties to come to agreement. At this time, we understand there are still outstanding issues and final provisions of the terms of conveyance have not yet been finalized between the parties.

It is therefore requested that the public hearing be opened to allow for public testimony as noticed and then be continued to a date uncertain. The time and place of that continued hearing will be noticed when the parties come to agreement.

FISCAL IMPACT

There is no known fiscal impact to the County from this action.

