

IN THE BOARD OF SUPERVISORS
COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA

___ day, February 2016

PRESENT:

ABSENT:

RESOLUTION NO. 2016- _____

**RESOLUTION OF THE BOARD OF SUPERVISORS APPROVING THE SHERIFF
TO APPLY FOR GRANT FUNDS FOR THE STATE OF CALIFORNIA, DEPARTMENT
OF PARKS AND RECREATION, OFF-HIGHWAY VEHICLE GRANT FUNDS**

The following resolution is now offered and read:

WHEREAS, the People of the State of California have enacted the Off-Highway Motor Vehicle Recreation Act of 2003, which provides funds to the State of California and its political subdivisions for operation and maintenance, restoration, law enforcement, and education and safety for off-highway vehicle recreation; and

WHEREAS, the Off-Highway Motor Vehicle Recreation Division with the California Department of Parks and Recreation has been delegated the responsibility to administer the program; and

WHEREAS, procedures established by the California Department of Parks and Recreation require the governing body of an applicant applying for Off-Highway Vehicle Grant Funds to certify by resolution the approval of the application to apply for said funds; and

WHEREAS, San Luis Obispo County covers an area of approximately 3,316 square miles including the unincorporated communities of San Miguel, Creston, Templeton, Santa Margarita, Los Osos, Oceano, Nipomo, and several smaller communities and their surrounding areas, with a combined population of approximately 119,000 in a County with a total population of approximately 273,000; and

WHEREAS, the Sheriff of the County of San Luis Obispo recently created the Sheriff's Off-Highway Safety Team (S.O.S. Team) to provide local law enforcement presence on the extensive off-highway vehicle trail systems and fire roads in the County's rural areas and National Forest

lands; and

WHEREAS, the Sheriff desires to apply for Off-Highway Vehicle Grant Funds to afford the Sheriff's Office the ability to purchase one off-highway vehicle (Polaris) and safety equipment in order to help protect the natural habitat of the rural areas of San Luis Obispo County and to provide for the safety and protection of its citizens residing in rural areas of the County (hereafter referred to as "the Project") where off-highway vehicle use is necessitated by the terrain and surrounding habitat; and

WHEREAS, this Project appears on, or is in conformance with, this jurisdiction's adopted general or master plan and is compatible with the land use plans of those jurisdictions immediately surrounding the project;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of San Luis Obispo, State of California, that:

1. Approval is granted for the filing of an application for Off-Highway Vehicle Grant or Cooperative Agreement; and

2. The County certifies that it understands the legal obligations to the State upon approval of the Grant; and

3. The County certifies that it understands the California Public Resources Code requirement that acquisition and development projects be maintained to specific conservation standards; and

4. The County certifies that the Project will be well maintained during its useful life; and

5. The County certifies that it will implement the Project with diligence once funds are available and the Sheriff has reviewed, understands, and executes the Project Agreement; and

6. The County certifies that it will provide the required matching funds; and

7. The County certifies that the public and adjacent property owners have been notified of this Project (as applicable); and

8. The Sheriff of the County of San Luis Obispo is designated as the agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, amendments, and payment requests, which may be necessary for completion of the Project.

Upon motion of Supervisor _____, seconded by Supervisor _____, and on the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing resolution is hereby adopted.

Chairman of the Board of Supervisors

ATTEST:

Clerk of the Board of Supervisors

[SEAL]

APPROVED AS TO FORM AND LEGAL EFFECT:

RITA NEAL
County Counsel

By: 
Deputy County Counsel

Dated: January 21, 2016