

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

PRESENT:

_____ day, January 2020

ABSENT:

RESOLUTION NO. 2020- _____

**RESOLUTION OF THE BOARD OF SUPERVISORS RATIFYING THE SHERIFF'S
APPLICATION FOR OFF-HIGHWAY VEHICLE GRANT FUNDS WITH THE STATE
OF CALIFORNIA, DEPARTMENT OF PARKS AND RECREATION AND
AUTHORIZING THE SHERIFF TO EXECUTE THE PROJECT AGREEMENT
GOVERNING USE OF THE 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 has 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 has applied for Off-Highway Vehicle Grant Funds to afford the

Sheriff's Office the ability to purchase one off-highway vehicle (2019 Polaris RZR XP 4 1000E) and enclosed cargo trailer 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, the Motor Vehicle Recreation Division of the California Department of Parks and Recreation has approved the Sheriff's application for grant funding conditioned on the execution of the Project Agreement; and

WHEREAS, this Project is in conformance with the County'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. The Sheriff's application for Off-Highway Vehicle Grant or Cooperative Agreement made to the State Department of Parks and Recreation is ratified as submitted; 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:

APPROVED AS TO FORM AND LEGAL
EFFECT:

WADE HORTON
Ex-Officio Clerk of the Board of Supervisors

RITA NEAL
County Counsel

By: _____
Deputy Clerk of the Board

By: 
Deputy County Counsel

Dated: December 24, 2019

[SEAL]