

RESOLUTION NO. _____

**RESOLUTION OF THE BOARD OF SUPERVISORS OF
THE COUNTY OF SANTA CLARA
APPROVING THE COUNTY'S APPLICATION FOR FY 2017-2018 GRANT FUNDS
FROM THE STATE OF CALIFORNIA, DEPARTMENT OF PARKS AND
RECREATION, OFF-HIGHWAY VEHICLE GRANT FUNDS**

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 Applicant's Governing Body to certify by resolution the approval of the Application to apply for Off-Highway Motor Vehicle Grant funds; and,

WHEREAS, the County is applying for a grant for the operation and maintenance of Motorcycle County Park ("Project"); and,

WHEREAS, this Project is in conformance with Santa Clara County's adopted General Plan and Countywide Trails Master Plan Update.

NOW, THEREFORE, BE IT RESOLVED that the Santa Clara County Board of Supervisors hereby:

1. Approves the filing of an Application(s) for an Off-Highway Vehicle Grant or Cooperative Agreement; and,
2. Certifies that this agency (the County) understands its legal obligations to the State upon approval of the grant; and,
3. Certifies that this agency (the County) understands the California Public Resources Code requirement that Acquisition and Development Projects be maintained to specific conservation standards; and,
4. Certifies that the Project will be well-maintained during its useful life; and,
5. Certifies that this agency (the County) will implement the Project with diligence once funds are available and the Applicant has reviewed, understands, and agrees with the Project Agreement; and,
6. Certifies that this agency (the County) will provide the required matching funds; and,
7. Certifies that the public and adjacent property owners have been notified of the Project (as applicable); and,

8. Delegates authority to the Parks and Recreation Department Director, or designee, 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 grant project following approval by County Counsel as to form and legality and approval of the Office of the County Executive. Delegation of authority will end December 31, 2020.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Clara, State of California, on _____, 2018, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

S. Joseph Simitian, President
Board of Supervisors

ATTEST:

Megan Doyle
Clerk of the Board of Supervisors

APPROVED AS TO FORM AND LEGALITY:



Shirley R. Edwards,
Deputy County Counsel