



COUNTY OF HUMBOLDT

AGENDA ITEM NO.

C-34

For the meeting of: June 28, 2016

Date: June 9, 2016

To: Board of Supervisors

From:  Thomas K. Mattson, Public Works Director

Subject: Resolution Authorizing the Director of Public Works to Submit a Grant Application to the Environmental Enhancement and Mitigation Program for the McKay Community Forest Phase II Project

RECOMMENDATION(S):

That the Board of Supervisors authorizes the attached resolution and directs the Clerk of the Board to forward a fully executed copy to the Director of Public Works.

SOURCE OF FUNDING: California Natural Resources Agency – Environmental Enhancement and Mitigation Program

DISCUSSION:

In August 2014, the County used federal and state funds to acquire 1,000 acres of forestland near Cutten to establish the McKay Community Forest, in collaboration with The Trust for Public Land (TPL), Green Diamond Resource Company, and City of Eureka. This acquisition was considered Phase 1 of a multi-phase project. TPL and the County have been working to secure additional funds for a Phase 2 acquisition to expand the southerly boundary near Ridgewood Heights. Completion of Phase 2 would benefit the community forest by expanding the area available for public access, providing a larger land base for timber harvest revenues, and simplifying management of the road and trail network.

Prepared by Hank Seemann

CAO Approval 

REVIEW:

Auditor _____ County Counsel Sm Human Resources _____ Other _____

TYPE OF ITEM:

Consent
 Departmental
 Public Hearing
 Other _____

PREVIOUS ACTION/REFERRAL:

Board Order No. C-6

Meeting of: July 7, 2015

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT

Upon motion of Supervisor Sundberg Seconded by Supervisor Bass

Ayes Sundberg, Fennell, Lovelace, Bohn, Bass
Nays _____
Abstain _____
Absent _____

and carried by those members present, the Board hereby approves the recommended action contained in this Board report.

Dated: June 28, 2016
By: 
Kathy Hayes, Clerk of the Board

An amount of \$400,000 has been committed for the Phase 2 acquisition by the U.S. Forest Service through their Community Forest and Open Space Conservation Program, contingent upon securing at least the same amount in matching funds. On July 7, 2015, the Board approved Resolution No. 15-71 which authorized a grant application for matching funds from the Environmental Enhancement and Mitigation (EEM) Program administered by the California Natural Resources Agency. Public Works received notice in March 2016 that this application was not selected for funding; however, it was placed on the program's substitution list and the County was encouraged to re-apply to the next grant cycle.

The attached resolution authorizes a grant application for the 2015/16 EEM grant cycle, which has a project funding limit of \$500,000. If awarded, a total of \$900,000 would be available for the Phase 2 acquisition, which would likely be in the range of 120 to 140 acres. A land appraisal would be performed to determine the current fair market value of the Phase 2 property and the actual acreage to be acquired.

FINANCIAL IMPACT:

The proposed action has no direct financial impact. If the grant application is selected for funding, TPL will pay for the updated appraisal and any outstanding closing costs.

The financial impact for establishing the community forest was discussed at the April 15, 2014, Board meeting (item M-1). Projections for revenues and costs were developed based on the assumption of no new encumbrance to the General Fund. The community forest is a working forest that will have periodic revenues from timber harvest.

The proposed action conforms to the Board of Supervisors core role of creating opportunities for improved safety and health and the Board's priority of managing our resources to ensure sustainability of services.

OTHER AGENCY INVOLVEMENT:

California Natural Resources Agency

ALTERNATIVES TO STAFF RECOMMENDATIONS:

Board discretion

ATTACHMENTS: Resolution

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

Certified copy of portion of proceedings, Meeting of June 28, 2016

RESOLUTION NO. 16-77

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO SUBMIT A GRANT APPLICATION TO THE ENVIRONMENTAL ENHANCEMENT AND MITIGATION (EEM) PROGRAM FOR THE MCKAY COMMUNITY FOREST PHASE H PROJECT

WHEREAS, the Legislature and Governor of the State of California have enacted Section 164.56 of the California Streets and Highways Code, which is intended to provide grant funds to local, state and federal agencies and nonprofit entities for projects to enhance and mitigate the environmental impacts of modified or new public transportation facilities; and

WHEREAS, the California Natural Resources Agency has been delegated the responsibility for the administration of this grant program, establishing necessary procedures and criteria, and is required to submit to the California Transportation Commission a list of recommended projects from which the grant recipients will be selected; and


WHEREAS, said procedures established by the California Natural Resources Agency require a resolution certifying the approval of an application by the Applicants governing board before submission of said application to the State; and

WHEREAS, the Applicant, if selected, will enter into an agreement with the State of California to carry out the Project.

NOW, THEREFORE, BE IT RESOLVED, that the Humboldt County Board of Supervisors:

1. Approves the filing of an application for the McKay Community Forest Phase II Project; and
2. Certifies that Applicant understands the requirements in the Program Guidelines; and
3. Certifies that Applicant or title holder will have sufficient funds to operate and maintain the project consistent with the land tenure requirements; or will secure the resources to do so; and
4. Certifies that Applicant will record a document against the real property that defines the State's interest in the property whether the Grantee owns the property or not; and
5. Certifies that Applicant will comply with the provisions of Section 1771.5 of the State Labor Code regarding payment of prevailing wages on Projects awarded EEM Program Funds; and
6. If applicable, certifies that the project will comply with any laws and regulations including, but not limited to, legal requirements for building codes, health and safety codes, disabled access laws, environmental laws and, that prior to commencement of construction, all applicable licenses and permits will have been obtained; and
7. Certifies that Applicant will work towards the Governor's State Planning Priorities intended to promote equity, strengthen the economy, protect the environment, and promote public health and safety as included in Government Code Section 65041.1; and
8. Appoints the Public Works Director, or designee, as agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, payment requests etc., which may be necessary for the completion of the aforementioned project.

Dated: June 28, 2016



MARK LOVELACE, Chair
Humboldt County Board of Supervisors

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

Certified copy of portion of proceedings, Meeting of June 28, 2016

RESOLUTION NO. 16-77

Adopted on motion by Supervisor Sundberg, seconded by Supervisor Bass, and the following vote:

AYES:	Supervisors	Sundberg, Fennell, Lovelace, Bohn, Bass
NAYS:	Supervisors	--
ABSENT:	Supervisors	--
ABSTAIN:	Supervisors	--

STATE OF CALIFORNIA)
County of Humboldt)

I, KATHY HAYES, Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be an original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Board of Supervisors.



By ANA HARTWELL
Deputy Clerk of the Board of Supervisors of the
County of Humboldt, State of California

