



COUNTY OF HUMBOLDT

AGENDA ITEM NO.  
**C-22**

For the meeting of: April 26, 2016

Date: April 7, 2015  
To: Board of Supervisors  
From: Michael T. Downey, Sheriff  
Subject: Resolution Authorizing Submittal of Application to California Department of Parks and Recreation for Off Highway Vehicle Grant Funds Program

RECOMMENDATION(S):

That the Board of Supervisors:

1. Adopt Resolution No. 16-47 (Attachment 1) approving submittal of an application to the California Department of Parks and Recreation Grant Funds Program in the amount of \$54,461 for the period January-December 2017; and
2. Authorize the Sheriff to execute the necessary applications documents, contracts and agreements amendments thereto, in the name of the County of Humboldt, and all other documents required by California Department of Parks and Recreation for participation in the grant program.

SOURCE OF FUNDING:

California Department of Parks and Recreation and General Fund

Prepared by Norma S. Lorenzo  
Norma S. Lorenzo, Deputy Director Sheriff Admin

CAO Approval Cheyl Dillingham

REVIEW:	Auditor _____	County Counsel <u>NAD</u>	Human Resources _____	Other _____
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TYPE OF ITEM:  
 Consent  
 Departmental  
 Public Hearing  
 Other \_\_\_\_\_

PREVIOUS ACTION/REFERRAL:

Board Order No. \_\_\_\_\_

Meeting of: \_\_\_\_\_

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT

Upon motion of Supervisor Fennell  
Seconded by Supervisor Sundberg

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 report.

Dated: April 26, 2016

By: Kathy Hayes  
Kathy Hayes, Clerk of the Board

DISCUSSION:

The Humboldt County Sheriff's Office has operated an Off-Highway Vehicle (OHV) program since 2000. The OHV program has provided a Deputy Sheriff position for patrol of both the Beach and Dunes Management Area, and the beaches to the north and south where off highway vehicles are heavily used by the public and create a continuing enforcement problem.

For several years this program has been supported in part by grant funds from the California Department of Parks and Recreation Off-Highway Vehicle Grant Program, pursuant to the Off-Highway Motor Vehicle Act of 2003. The funding request for 2016 equaled \$54,461 and requires a 25% match of \$18,153 for a total grant value of \$72,614. The non-competitive application submitted for January-December 2017 is requesting continuation of the previous year's funding. Pre-application for the 2017 cycle was due in February followed by a 60-day public input period, and a final application due date of April 29, 2016.

FINANCIAL IMPACT:

The average annual cost of an experienced Sheriff Deputy I/II totals approximately \$103,301. The funding request for continuation of the OHV program is \$54,461 plus a match of \$18,153, totally \$72,614 for the program. If awarded, this grant will provide revenue of \$54,461 which will pay approximately 52% of a Sheriff Deputy position. The balance of the expense will be covered by the General Fund allocation included in Budget Unit 221 for fiscal years 2016-17 and will be used to meet the match requirements of the grant.

The OHV program seeks grant funds to meet the goals and values of the Board of Supervisors Strategic Framework Plan by seeking outside funding to continue community-appropriate levels of service, while enforcing laws and regulations that protect residents.

OTHER AGENCY INVOLVEMENT:

California Department of Parks and Recreation

ALTERNATIVES TO STAFF RECOMMENDATIONS:

The Board may choose not to adopt the resolution approving the application of the OHV grant, however, this is not recommended as this program provides resources to enhance patrols in areas that would otherwise be inadequately patrolled, or would rely on General Fund contributions for support.

ATTACHMENTS:

- |              |   |
|--------------|---|
| Attachment 1 | Resolution <u>16-47</u> of the Board of Supervisors Authorizing Grant Application and Document Signatory Authority to California Department of Parks and Recreation Off-Highway Vehicle Grant Program |
| Attachment 2 | Letters of Support  |

**ATTACHMENT 1**

Resolution of the Board of Supervisors Authorizing  
Grant Application and Document Signatory Authority  
to  
California Department of Parks and Recreation  
Off-Highway Vehicle Grant Program



**BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA**

Certified copy of portion of proceedings, Meeting of April 26, 2016

RESOLUTION NO. 16-47

**RESOLUTION APPROVING THE SUBMITTAL OF AN APPLICATION FOR GRANT FUNDS FROM THE STATE OF CALIFORNIA, DEPARTMENT OF PARKS AND RECREATION, OFF-HIGHWAY VEHICLE GRANT FUNDS PROGRAM**

**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 within 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**, 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** that Humboldt County Board of Supervisors hereby:

1. Approves the filing of an Application(s) for a 2017 Off-Highway Vehicle Grant or Cooperative Agreement; and
2. Certifies that the County understands Its legal obligations to the State upon approval of the Grant; and
3. Certifies that the County understands the California Public Resources Code requirement that the 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 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 will provide the required matching funds; and
7. Certifies that the public and adjacent property owners have been notified of this Project (as applicable)

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that Humboldt County Board of Supervisors hereby appoints the Humboldt County Sheriff as agent to conduct all negotiations, to 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.

Dated: April 26, 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 April 26, 2016

RESOLUTION NO. 16-47


Adopted on motion by Supervisor Fennell, seconded by Supervisor Sundberg, 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

**ATTACHMENT 2**

Letters of Support





BOARD OF SUPERVISORS

**COUNTY OF HUMBOLDT**

825 5<sup>TH</sup> STREET

EUREKA, CALIFORNIA 95501-1153 PHONE (707) 476-2390 FAX (707) 445-7299

March 8, 2016

Lieutenant Wayne Hanson  
Humboldt County Sheriff's Office  
826 4<sup>th</sup> Street  
Eureka, CA 95501

RE: Humboldt County Off-Highway Vehicle Grant Application

Dear OHV Commissioners:

Humboldt County is very proud of its partnership with the Off-Highway Vehicle Commission. Public use on our beaches and rivers requires intensive management and education. These areas are popular for a number of recreational activities, OHV riding being one of significance.

With your past support, we have been able to patrol sensitive wildlife and native plant habitat while providing for OHV riding opportunities. As stated in previous letters of support, "Our ability to maintain OHV access is clearly associated with our enforcement capability and your generous support". There have been recent agency and non profit acquisitions that will require more patrol and on-site education. Through our cooperative effort we hope to maintain our existing recreational activities and help manage all the public properties.

We very much appreciate your support and thank you in advance for considering our request.

Sincerely,

Mark Lovelace, Chair  
Humboldt County Board of Supervisors

ML:kh

## Furtado, Keri

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**From:** Hanson, Wayne  
**Sent:** Thursday, March 24, 2016 9:59 AM  
**To:** Lorenzo, Norma; Furtado, Keri  
**Subject:** FW: Public Review Comments for GCA-15 / Humboldt County Sheriff's Office / G15-03-11-L01

Fyi

Lieutenant Wayne Hanson  
Administrative Lieutenant  
Humboldt County Sheriff's Office  
826 4<sup>th</sup> Street  
Eureka, Ca 95501  
707-268-3641  
Fax# 707-445-7298

**From:** [egrans@grants.com](mailto:egrans@grants.com) [<mailto:egrans@grants.com>]  
**Sent:** Thursday, March 24, 2016 9:21 AM  
**To:** [Sixto.Fernandez@parks.ca.gov](mailto:Sixto.Fernandez@parks.ca.gov)  
**Cc:** [emily.a@twc-ca.org](mailto:emily.a@twc-ca.org); Hanson, Wayne  
**Subject:** Public Review Comments for GCA-15 / Humboldt County Sheriff's Office / G15-03-11-L01

Public Review comments for

Program : Grants and Cooperative Agreements Program - 2015/2016  
Agency : Humboldt County Sheriff's Office  
Project : Law Enforcement Humboldt SO  
Reference : G15-03-11-L01

Type : Preliminary Review  
From : The Wildlands Conservancy  
Email : [emily.a@twc-ca.org](mailto:emily.a@twc-ca.org)

### Comments :

The Wildlands Conservancy (TWC) supports grant funding for the Humboldt County Sheriff's Office to increase the enforcement of off-highway vehicles (OHV). TWC owns and operates private property (the Sounding Seas Beach Reserve and Eel River Estuary Preserve) that extends from a few miles north of Centerville Beach to the mouth of the Eel River. Illegal OHV use has been documented since we purchased the property in 2008, and it is known to cause damage to the sensitive habitat and species (some specially listed) along the coast. TWC is not an enforcement agency, and as such, we are unable to handle serious issues with trespass and/or illegal OHV use. Some issues we've experienced include: illegal OHV trails through our property that damage sensitive habitat and species such as the nesting Western snowy plovers, and that reduce the stability of the dune system in some cases leading to dune overwash events that severely impact agriculture operations; disturbance to marine life on the spit by OHV's driving into groups of harbor seals; trespass



## **Furtado, Keri**

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**From:** Hanson, Wayne  
**Sent:** Monday, April 04, 2016 7:42 AM  
**To:** Furtado, Keri; Lorenzo, Norma  
**Cc:** Honsal, William  
**Subject:** FW: Public Review Comments for GCA-15 / Humboldt County Sheriff's Office / G15-03-11-L01

fyi

**From:** [egrans@grants.com](mailto:egrans@grants.com) [<mailto:egrans@grants.com>]  
**Sent:** Saturday, April 02, 2016 9:13 PM  
**To:** [Sixto.Fernandez@parks.ca.gov](mailto:Sixto.Fernandez@parks.ca.gov)  
**Cc:** [johnstmarie0@gmail.com](mailto:johnstmarie0@gmail.com); Hanson, Wayne  
**Subject:** Public Review Comments for GCA-15 / Humboldt County Sheriff's Office / G15-03-11-L01

Public Review comments for

Program : Grants and Cooperative Agreements Program - 2015/2016  
Agency : Humboldt County Sheriff's Office  
Project : Law Enforcement Humboldt SO  
Reference : G15-03-11-L01

Type : Preliminary Review  
From : Lisa Hoover\_John St Marie  
Email : [johnstmarie0@gmail.com](mailto:johnstmarie0@gmail.com)

### Comments :

To: California State Off-Highway Vehicle Grant Date: April 2, 2016 Friends of the Dunes, a non-profit organization and land trust, is dedicated to conserving the natural diversity of coastal environments in Humboldt County, California, through community supported education and stewardship programs. The organization owns 113 acres of coastal property on the North Spit of Humboldt Bay, bordered to the north and south by coastal lands owned and managed by Bureau of Land Management, US Fish and Wildlife Service and Manila Community Services District. These entities share a common objective: outdoor exploration and enjoyment in keeping with habitat conservation. Humboldt County Sheriff's Department is a part of this shared objective—essential to it—in their role of managing OHV use on the beaches of Humboldt County, which includes public education. Balancing public recreation, the experiences of the various user groups, safety measures, and conservation of some extremely rare habitats and species is challenging and essential. Organizations like Friends of the Dunes depend on the efforts of the County Sheriff's Office to negotiate these challenges through patrolling, public contact, and if need be, enforcement of the law. Friends of the Dunes readily offers its support to the Humboldt County Sheriff's Department's in pursuit of the Off-Highway Vehicle Grant. Sincerely, John St. Marie President, Friends of the Dunes

## Furtado, Keri

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**From:** Hanson, Wayne  
**Sent:** Monday, April 04, 2016 7:35 AM  
**To:** Furtado, Keri; Lorenzo, Norma  
**Cc:** Honsal, William  
**Subject:** FW: Public Review Comments for GCA-15 / Humboldt County Sheriff's Office / G15-03-11-L01

fyi

**From:** [egrans@grants.com](mailto:egrans@grants.com) [<mailto:egrans@grants.com>]  
**Sent:** Thursday, March 31, 2016 2:50 PM  
**To:** [Sixto.Fernandez@parks.ca.gov](mailto:Sixto.Fernandez@parks.ca.gov)  
**Cc:** [sueleskiw1@gmail.com](mailto:sueleskiw1@gmail.com); Hanson, Wayne  
**Subject:** Public Review Comments for GCA-15 / Humboldt County Sheriff's Office / G15-03-11-L01

Public Review comments for

Program : Grants and Cooperative Agreements Program - 2015/2016  
Agency : Humboldt County Sheriff's Office  
Project : Law Enforcement Humboldt SO  
Reference : G15-03-11-L01

Type : Preliminary Review  
From : Susan Leskiw  
Email : [sueleskiw1@gmail.com](mailto:sueleskiw1@gmail.com)

### Comments :

On behalf of the North Group, Redwood Chapter, Sierra Club, which has nearly 1000 members in Humboldt, Del Norte, and western Trinity Counties, I am writing in favor of continuing the Off-Highway Vehicle (OHV) Grant to support law enforcement on the beaches of Humboldt County. Of particular interest to us is the Western Snowy Plover that nest on Clam Beach and the South Spit. Having a law enforcement presence to enforce rules regarding vehicles and unleashed dogs – as well as camping, dumping, and fires on the beach – is essential to the well-being of these threatened birds. Public safety is another extremely important issue. Many individuals who were put at risk by reckless drivers relayed this information to the Humboldt Country Board of Supervisors during its consideration of a new management plan for Clam and Moonstone Beaches. In response, in July 2006, the Humboldt Country Board of Supervisors voted to ban driving on Clam Beach between March 1 and September 30, except for certain groups obtaining permits. However, nearly 7 years have passed, and no permit system has been put into place, no cardlock or other type of controlled entry system has been installed, and no implementing changes have been made to County ordinances and posted as new signage. This makes continued patrol by the Sheriff's Office critical to protect people and natural resources. Continuation of a beach and dunes deputy funded by the OHV grant is extremely important for Humboldt County beaches. Thank you for the opportunity to comment on this issue. Susan Leskiw, Treasurer, NGSC

hunting; and vandalism of private property (signage, trails, etc.). Although signage is posted to promote safe and responsible OHV use, there is a blatant disrespect for these signs as seen in vandalism (bullet holes in signs/signs removed). This grant funding would provide additional resources to the Humboldt County Sheriff's Office and in an event that TWC needs support in dealing with these serious issues we will call upon them to assist. Sincerely, Emily Afriat-Hyman, Preserve Manager Eel River Estuary Preserve and Sounding Seas Beach Reserve Humboldt County, California The Wildlands Conservancy