

Attachment B

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Monterey County Board of Supervisors

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1st Floor
Salinas, CA 93901
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Board Order

Upon motion of Supervisor Salinas, seconded by Supervisor Armenta and carried by those members present, the Board of Supervisors hereby:

REF160008 - The County of Monterey and Thompson Farm (Ag Land Trust) Agricultural Land Mitigation Program and Agricultural Conservation Easement Project Grant.

Adopted Resolution 16-189 to ratify the action by the Monterey County Resource Management Agency (RMA) Director to submit a grant application to the State Department of Conservation in an amount of up to \$182,366, with the County matching 20% or \$45,330 (cash match not to exceed \$12,183 and in-kind match of approximately \$33,147), to provide funding for the development of the Agricultural Land Mitigation Program in the non-coastal areas of Monterey County. Proposed CEQA Action: The activity is not subject to the California Environmental Quality Act (CEQA) pursuant to the California Code of Regulations (CCR) Sections 15061(b)(3) and 15378 of the CEQA Guidelines.

PASSED AND ADOPTED on this 28th day of June 2016, by the following vote, to wit:

AYES: Supervisors Armenta, Phillips, Salinas and Parker

NOES: None

ABSENT: Supervisor Potter

I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 79 for the meeting on June 28, 2016.

Dated: July 12, 2016
File ID: 16-796

Gail T. Borkowski, Clerk of the Board of Supervisors
County of Monterey, State of California

By Denise Hancock
Deputy

**Before the Board of Supervisors in and for the
County of Monterey, State of California**

Resolution No. 16-189

Resolution of the Monterey County Board of)
Supervisors ratifying the action by the)
Monterey County Resource Management)
Agency Director to submit a grant application)
to the State of California Department of)
Conservation (Doc) in an amount up to)
\$182,366 to provide funding for the)
development of Agricultural Land Mitigation)
Program in non-coastal areas of Monterey)
County. [REF160008- The County of)
Monterey and Thompson Farm (Ag Land)
Trust) Agricultural Land Mitigation Program)
and Agricultural Conservation Easement)
Project Grant].....)

WHEREAS, on May 2, 2016, Monterey County Resource Management Agency (RMA)-
Planning submitted a Sustainable Agricultural Lands Conservation Program (SALC) grant
application to the State of California Department of Conservation (DoC) in an amount up to
\$182,366, with match funding in an amount up to \$45,330, for a total estimated project amount
of \$227,000. The SALC Grant Program requires a minimum of 10% match, with at least 5% of
the requested grant amount in cash match and 5% in-kind. The County submitted the grant
application proposing a 20% match in order to increase the likelihood of receiving the grant;

WHEREAS, the SALC grant would provide funding for the development of the Agricultural
Land Mitigation Program, in order to implement 2010 General Plan Policy No. AG-1.12, which
requires preparation, adoption and implementation of a program that requires projects involving
a change of land use designation resulting in the loss of Important Farmland (as mapped by the
DoC Farmland Mapping and Monitoring Program) to mitigate the loss of that acreage;

WHEREAS, the goal of the SALC program is to reduce or avoid greenhouse gas (GHG)
emissions through the protection of agricultural land resources via the purchase of agricultural
conservation easements or by enacting local strategies that result in permanent agricultural
protection;

WHEREAS, in order to be considered for the grant to fund the development of Agricultural Land
Mitigation Program, the County has to partner with a non-profit agency to place agricultural
property into an Agricultural Conservation Easement (ACE). The County found a partnership
with the Ag Land Trust to place the Thompson Farm, which consists of a 129.42 acre parcel
situated at the intersection of McFadden Road and Highway 183, two miles west of the City
limits of Salinas in Monterey County (APN Nos. 227-063-004-000 and 414-012-001-000) into
an ACE. The subject property is owned by EMD, Inc and William O. Garin Family Limited
Partnership, also known as the "Thompson Farm", who are willing land owners in support of
placing the 129.42 acre agricultural parcel into an ACE.

WHEREAS, if awarded the grant, the County could receive up to \$182,366 towards the preparation, adoption and implementation of an Agricultural Land Mitigation Program and the ACE portion of the grant has its own budget (i.e. for the Ag Land Trust). Therefore, if the County is awarded its share of the grant, the funding of up to \$182,366 will not be used to purchase the ACE. However staff time for working with the Ag Land Trust to advance the ACE project, may be billed to the County's portion of the grant.

WHEREAS, there is no additional negative impact to the General Fund as a result of receiving this grant. Staff cost associated with General Plan Implementation are budget for under each department's adopted budgets. General Plan Implementation funding was designated only for outside consultant support. The \$182,366 in grant funds will reimburse the County's General Fund for staff cost as a result of this project over the next two years. RMA anticipates absorbing the cash match within the FY2016-17 adopted Planning budget. Staff will work closely with the County Administrative Office if the need arises to return to the Board for additional appropriations to meet the cash match. The cash match of \$12,813 will be met by procuring interpretation, printing, mailing and postage services. The remaining in-kind match of \$33,147 would be met with staff time. The project period for this grant is expected to carry over into FY2017-18, not to exceed a two year period in accordance with California Sustainable Agricultural lands Conservation Program.

WHEREAS, the "Countywide Grants Policy" adopted on July 8, 1986 requires County departments to submit applications to the County Administrative Office for evaluation at least three weeks prior to the grant filing deadline, and to the Board of Supervisors for review at least ten (10) days prior to the grant funding deadline for submitting a grant application. For lack of timing and in order to be considered for this grant opportunity, the RMA submitted their grant application to the DoC on May 2, 2016 without prior review by the Board;

WHEREAS, a memorandum explaining this action was distributed to the Board of Supervisors on June 10, 2016;

WHEREAS, the DoC SALC Grant Program, requires that the Board of Supervisors adopt specific language in order to be considered for the grant funding; and, the DoC's language is attached as Exhibit 1 and incorporated by this reference; and

WHEREAS, ratifying the grant application submission is not subject to the California Environmental Quality Act (CEQA) pursuant to California Code of Regulations (CCR), Title 14, Chapter 3, Sections 15061 (b)(3) and 15378 (CEQA Guidelines) because funding of the grant does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

NOW, THEREFORE, BE IT RESOLVED THAT THE GOVERNING BODY OF THE County of Monterey HEREBY:

- a. Finds the activity is not subject to CEQA pursuant to CCR Sections 15061(b)(3) and 15378 of the CEQA Guidelines;
- b. Ratifies the action by the Monterey County Resource Management Agency Director to submit a grant application to the State of California Department of Conservation (DoC) in an amount up to \$182,366 with the County matching 20% or \$45,330 (cash match not

- to exceed \$12,183 and in-kind match of approximately \$33,147) to provide funding for the development of the Agricultural Land Mitigation Program and adopt DoC Sustainable Agricultural Lands Conservation Program (SALC) Grant Program language, attached hereto as Exhibit 1 and incorporated by this reference as though fully set forth herein;
- c. Directs the Resource Management Agency Director, or designee, to collaborate with the Ag Land Trust in the grant application process.

PASSED AND ADOPTED upon motion of Supervisor Salinas, seconded by Supervisor Armenta carried this 28th day of June 2016, by the following vote, to wit:

AYES: Supervisors Armenta, Phillips, Salinas and Parker

NOES: None

ABSENT: Supervisor Potter

I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 79 for the meeting on June 28, 2016.

Dated: July 12, 2016
File Number: 16-796

Gail T. Borkowski, Clerk of the Board of Supervisors
County of Monterey, State of California

By Denise Hancock
Deputy

Exhibit 1

**Sustainable Agricultural Lands Conservation Program
Agricultural Land Conservation Strategy and Outcome Grant**

**RESOLUTION OF THE MONTEREY COUNTY BOARD OF SUPERVISORS
APPROVING THE APPLICATION FOR GRANT FUNDS FOR
THE CALIFORNIA SUSTAINABLE AGRICULTURAL LANDS CONSERVATION
PROGRAM FUNDED BY THE GREENHOUSE GAS REDUCTION FUND UNDER THE
GLOBAL WARMING SOLUTIONS ACT OF 2006.**

WHEREAS, the Legislature and Governor of the State of California have provided funds for the program shown above; and

WHEREAS, the State's objectives with these funds are to reduce greenhouse gas emissions by creating more compact, infill development patterns, encouraging active transportation and mass transit usage, and protecting agricultural lands; and

WHEREAS, the Department of Conservation has been delegated the responsibility for the administration of this grant program on behalf of the Strategic Growth Council, establishing necessary procedures; and

WHEREAS, said procedures for this program require a resolution certifying the approval of application(s) by the Applicant's governing board before submission of said application(s) to the State; and

WHEREAS, the Applicant, if selected, will enter into an agreement with the State of California to carry out development of the Sustainable Agricultural Land Strategy and Outcome; and

WHEREAS, the Applicant has worked in partnership with the Ag Land Trust that is submitting an agricultural conservation easement (ACE) application to the Sustainable Agricultural Lands Conservation Program concurrent with Applicant; and

WHEREAS, the Applicant, if selected, understands and accepts that the costs to complete work related to the development and execution of the strategy may be reimbursed by the State if the accompanying ACE application is selected for funding and has an executed SALC Program grant agreement, on a basis commensurate with work plan progress. Alternately, the strategy may be reimbursed by the State only after the final deliverable has been successfully achieved.

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

1. Approves the filing of an application for The County of Monterey and the Thompson Farm (Ag Land Trust) Agricultural Land Conservation Strategy and Outcome Grant Project;

2. Certifies that the Applicant understands the assurances and certification in the application, and
3. Certifies that the Applicant will have sufficient funds to develop the plan; or will secure the resources to do so, and
4. Certifies that the 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
5. Appoints the Director of the Resource Management Agency, or designee, as agent to accept the award of grant funding and to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, payment requests and so on, which may be necessary for development of the aforementioned plan.

Approved and adopted the 28th day of June 2016. I, the undersigned, hereby certify that the foregoing Resolution Number 16-189 was duly adopted by the Monterey County Board of Supervisors.