

Attachment B

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Report to Monterey County Board of Supervisors

SUBJECT	APPROVE RESOLUTION EXPANDING THE LAKE SAN ANTONIO RECREATION AREA	BOARD MEETING DATE 2/9/82	AGENDA NUMBER
DEPARTMENT	Parks Department and Flood Control and W.C.D.		

Recommendation

We recommend that: Your Board approve the enclosed resolution leasing certain lands at Lake San Antonio to the County of Monterey.

Background

On April 15, 1969 your Board, acting as the Board of Supervisors and the governing Board of the Monterey County Flood Control and Water Conservation District approved Resolution No. 69-160, leasing certain lands at Lake San Antonio to the County of Monterey. These lands comprise the recreation areas at North and South Shore where the developed campgrounds, launch ramps, and Marinas are located. The remaining lands around Lake San Antonio stayed under the control of the Flood Control District and over the years have been leased out for cattle grazing by the District.

Monterey County Park Rangers, as limited Peace Officers, are authorized to enforce the Monterey County Park Ordinance within the geographical boundaries of the County Park units only. Therefore, they are presently unable to act as limited Peace Officers regarding the management of Flood Control properties along a great extent of the shoreline at the Lake even though this shoreline has, for years, been used for fishing, day boat camping, and general recreation by the public. The enclosed resolution will expand the recreation areas leased to the County to conform with the areas of land actually being utilized by the public for recreational purposes at Lake San Antonio and will enable the Park Rangers to enforce the park ordinances thereupon.

JPS/RLB/mab/hs

Enclosure

Jon P. Sodarberg, Director of Parks

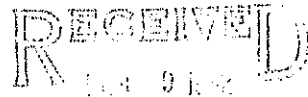
R. L. Binder, Acting District Engineer

cc: Richard Andrews

Ralph Kuchler

BEFORE THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTEREY
ACTING AS THE GOVERNING BOARD OF THE
MONTEREY COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT
AND AS THE GOVERNING BOARD OF THE COUNTY OF MONTEREY

RESOLUTION NO. 82-80



Leasing District Lands at)
San Antonio Reservoir to the)
County of Monterey)

Monterey County
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WHEREAS, the Monterey County Flood Control and Water Conservation District, hereinafter sometimes called "District", owns certain land at and surrounding the San Antonio Reservoir, which said lands were acquired by said District on behalf of Zone 2A thereof, for flood control, water conservation and recreation purposes, and

WHEREAS, this Board of Supervisors adopted Resolution No. 69-160 dated April 15, 1969, leasing certain District lands at San Antonio Reservoir to Monterey County; and

WHEREAS, there is a need to expand the lease area to include more of the District's land than that specified in Resolution No. 69-160 around San Antonio Reservoir; and

WHEREAS, a portion of said land is now or in the future will be devoted to public recreation purposes, and

WHEREAS, the said District does not have the staff nor the desire to engage in the furnishing of public recreation services at said reservoir, and

WHEREAS, said services can be provided by the County of Monterey, hereinafter sometimes called "County", by and through its Department of Parks as a part of the County's county-wide park program and as a county park, and

WHEREAS, this Board of Supervisors is the governing board of said Monterey County Flood Control and Water Conservation District and is also the governing board of said County of Monterey,

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors, acting as the governing board of the District, does hereby lease to the County those certain lands, at and surrounding the San Antonio Reservoir in Monterey County as now owned by the District and shown on Exhibit "A", attached hereto and including but not limited to the recreational facilities and improvements at San Antonio Reservoir designated on said Exhibit "A" as: Pleyto Campground, Lynch Campground, Beach, Harris Creek Campground, Redonda Vista Campground, and Parks Headquarters including

roads, lying within the property owned by said District, subject to the following terms and conditions:

1. That this lease may be terminated by the Board of Supervisors acting as the governing board of either the said District or the County or both, but said termination shall be preceded by the adoption by said board of a resolution of intention adopted not less than 6 months prior to termination.

2. That the County shall have exclusive use, possession and control of the recreational facilities and improvements herein referred to, with the exception of San Antonio Dam itself and its appurtenant facilities.

3. That the County shall bear all costs of operating and repairing said facilities and improvements and all costs of public service thereat.

4. That the County may construct such additional facilities and improvements upon lands designated as "Recreational Area" as shown on Exhibit "B" at its sole cost and expense.

5. That is County shall have the right to undertake operational activities such as day camping, equestrian trail riding, nature walks, etc. upon those lands designated as grazing lease areas on Exhibit "B" subject to prior approval of the District.

6. That the County shall collect and retain all fees for use of the facilities and improvements herein referred to including but not limited to inspection fees, camping fees and day use fees.

7. That the District shall retain and have the right to use such portion of the Administration Building as is necessary to carry out its flood control and water conservation functions.

8. That the District retains the primary use, possession and control of certain property designated as grazing lease areas at San Antonio Reservoir as shown on Exhibit "B".

9. The County has the right to enter into any contract, lease or agreement with any party or parties for any services associated with the recreational facilities and the County shall administer said contracts, leases or agreements and shall be entitled to collect and retain any revenues derived therefrom.

BE IT FURTHER RESOLVED by the Board of Supervisors, acting as the governing board of the County of Monterey, that it accepts a lease to said lands, facilities and improvements and the terms and conditions hereinabove set out.

BE IT FURTHER RESOLVED by the Board of Supervisors, acting as the governing board of the District, and as governing board of the County, that it hereby rescinds Resolution No. 69-160 with the intention that this resolution shall take its place.

BE IT FURTHER RESOLVED that it is the intention of this Board, acting for the District and the County, that the recreational facilities at San Antonio Reservoir, including the surface of the reservoir itself, shall be operated as a county park at county expense, subject to said reservoir being used by the District for its primary purposes of water conservation and flood control.

BE IT FURTHER RESOLVED that it is the intention of the Board, acting for the District that any conditions set forth herein that would effect the existing cattle leases will not become effective until termination of said existing cattle leases.

Upon motion of Supervisor Petrovic, seconded by Supervisor Moore, the foregoing resolution is adopted this 9th day of Feb., 1982, by the following vote:

AYES: Supervisors Del Piero, Shipnuck, Petrovic, Moore
and Peters.
NOES: None.
ABSENT: None.

I, ERNEST A. MAGGINI, County Clerk and ex-officio 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 therefore at page -- of Minute Book 47, on February 9, 1982.
Dated: February 9, 1982

ERNEST A. MAGGINI, County Clerk and
ex-officio Clerk of the Board of
Supervisors, County of Monterey,
State of California.

-3- By Anne Davis
Deputy