

Attachment C

**Board of Supervisors
County of Monterey, State of California**

Resolution No. 23-_____

Adopt a resolution to authorize and direct the Auditor-Controller)
to: 1) Amend the Fiscal Year 2022-23 Road Fund adopted)
budget, Fund 002, Appropriation Unit PFP004, to increase)
appropriations by \$290,000 financed by Road Fund, fund)
balance (\$145,000 from 002-3044-MSRX and \$145,000 from)
002-3044-SB1) (4/5ths vote required); and 2) Incorporate)
approved budget modifications to the FY 2022-23 Budget, and)
the County Administrative Office to add \$3,335,000 in)
appropriations to the FY 2023-24 Recommended Budget)
financed by a contribution from Fox Creek Farms LLC of)
\$2,900,000 and Road Fund, fund balance of \$435,000 (\$217,500)
from 002-3044-MSRX and \$217,500 from 002-3044-SB1))
(4/5ths vote required).)

WHEREAS, the portion of East Carmel Valley Road from Milepost (MP) 13.9 to 16.6 is in very poor/failed condition based on the most recent pavement condition assessment; and

WHEREAS, recognizing that County road rehabilitation needs greatly exceed available funding, Fox Creek Farms LLC has offered funding to assist the County in rehabilitating this segment of East Carmel Valley Road, where the funding would be provided via a grant from a donor advised fund of the Silicon Valley Community Foundation in honor of Fox Creek Farms LLC; and

WHEREAS, the ongoing Pavement Management Program of the County considers various strategies for prolonging and preserving pavement, including a Public-Private Partnership (PPP) approach whereby private property owners who are willing to pay at least 50% of the total road treatment project cost may have their project elevated in priority in the Annual Work Program for Road Fund and 5-year Capital Improvement Plan;

WHEREAS, considering the planned contribution by the Silicon Valley Community Foundation in honor of Fox Creek Farms LLC for rehabilitation of East Carmel Valley Road from MP 13.9 to 16.6, this project must be added to the Annual Work Program for Road Fund and 5-year Capital Improvement Plan; and

WHEREAS, approval of the grant funding agreement is not subject to the California Environmental Quality Act (CEQA) and the road rehabilitation project has been determined to be categorically exempt (Class 1) because it is to perform repair and maintenance of an existing road with no expansion of an existing use (See CEQA Guidelines, California Code of Regulations (CCR) Section 15301 Existing Facilities).

NOW, THEREFORE, BE IT RESOLVED THAT the Monterey County Board of Supervisors hereby resolved the following:

1. Add the rehabilitation of East Carmel Valley Road from Milepost 13.9 to Milepost 16.6 to the Road Fund Annual Work Plan for Fiscal Year 2022-23 and the 5-Year Capital Improvement Program;
2. Find that the proposed project is categorically exempt pursuant to the California Environmental Quality Act (CEQA) Guidelines, California Code of Regulations (CCR) Section 15301 (Class 1 – Existing Facilities) because it is to perform repair and maintenance of an existing road with no expansion of an existing use;
3. Authorize the Auditor-Controller to amend the Fiscal Year 2022-23 Road Fund adopted budget, Fund 002, Appropriation Unit PFP004, to increase appropriations by \$290,000 financed by Road Fund, fund balance (\$145,000 from 002-3044-MSRX and \$145,000 from 002-3044-SB1) (4/5ths vote required); and
4. Authorize the Auditor-Controller's Office to incorporate approved budget modifications to the FY 2022-23 Budget, and the County Administrative Office to add \$3,335,000 in appropriations to the FY 2023-24 Recommended Budget financed by a contribution from Fox Creek Farms LLC of \$2,900,000 and Road Fund, fund balance of \$435,000 (\$217,500 from 002-3044-MSRX and \$217,500 from 002-3044-SB1) (4/5ths vote required).

PASSED AND ADOPTED upon motion of Supervisor _____, seconded by Supervisor _____ and carried this 16th day of May 2023, by the following vote, to wit:

AYES:

NOES:

ABSENT:

I, Valerie Ralph, 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 resolution of said Board of Supervisors duly made and entered in the minutes thereof Minute Book ___ for the meeting on May 16, 2023.

Dated: _____
File Number: _____

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California

By _____
Deputy