

RESOLUTION NO. .

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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RESOLUTION AUTHORIZING: A) THE PRESIDENT OF THE BOARD OF SUPERVISORS TO EXECUTE AN AMENDMENT TO THE GRANT AGREEMENT WITH THE CALIFORNIA STATE COASTAL CONSERVANCY TO PROVIDE FOR AN ADDITIONAL \$760,000 IN GRANT FUNDING, FOR A NEW TOTAL AMOUNT NOT TO EXCEED \$3,760,000, TO ALLOW FOR GRANT FUNDING TO BE USED TO CONSTRUCT COASTAL ACCESS AND VISITOR-SERVING AMENITIES AT TUNITAS CREEK BEACH, AND TO EXTEND THE TERM OF THE GRANT AGREEMENT TO DECEMBER 31, 2043; AND B) THE PARKS DIRECTOR OR THE PARKS DIRECTOR'S DESIGNEE, TO EXECUTE FURTHER AMENDMENTS TO THE GRANT AGREEMENT TO MODIFY THE AGREEMENT'S TERMS, INCLUDING TO ACCEPT ADDITIONAL GRANT FUNDS, SO LONG AS THE MODIFIED TERM(S) ARE WITHIN THE CURRENT OR REVISED FISCAL PROVISIONS

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, the Tunitas Creek Beach Property ("Property"), located approximately eight miles south of the City of Half Moon Bay in unincorporated San Mateo County, totals approximately 58 acres in size and includes almost one mile of sandy beach, steep coastal bluffs, and the mouth of Tunitas Creek; and

WHEREAS, in May 2019, this Board authorized the execution of a Purchase and Sale Agreement ("PSA") with the Peninsula Open Space Trust ("POST") for the County's acquisition of the Property for \$3,200,000, so the Property could be developed as a new County park; and

WHEREAS, in order to plan, permit, and design a series of visitor-serving amenities necessary to convert the Property into a County park, the California State

Coastal Conservancy (“Coastal Conservancy”) awarded the County \$3,000,000 in grant funding; and

WHEREAS, to access these funds, the County entered into a grant agreement (the “Grant Agreement”) with the Coastal Conservancy on May 14, 2019; and

WHEREAS, the parties have subsequently amended the Grant Agreement on three (3) occasions, the most recent of which extended the deadline by which the County may access funds to July 31, 2022; and

WHEREAS, the Grant Agreement stipulated that grants funds may be used for planning and permitting purposes only, and expressly restricted the use of grant funds for constructing the planned visitor-serving amenities until the County completed the environmental review process required by the California Environmental Quality Act (“CEQA”); and

WHEREAS, that process finalized in December 2021 when this Board certified the Initial Study/Mitigated Negative Declaration (“IS/MND”), which assessed the Tunitas Beach Improvement Project’s Preferred Plan; and

WHEREAS, on or about March 22, 2022, the Coastal Conservancy notified the County that: (1) it intends to award the County an additional \$760,000 in grant funds, for a total grant amount not to exceed \$3,760,000; (2) all grant funds, including any unspent funds from the original \$3,000,000 grant, may now be used to construct public access improvements and visitor-serving amenities at Tunitas Creek County Beach in accordance with the Preferred Plan approved by this Board of Supervisors; and (3) the term of the grant would be extended to December 31, 2043; and

WHEREAS, to date, the County has accessed approximately \$842,868 of the original \$3,000,000 grant, leaving a balance of \$2,157,132. Combined with the additional \$760,000 in grant funding which the Coastal Conservancy has now authorized, the County will have \$2,917,132 in Coastal Conservancy grant funding available for the construction of coastal public access improvements and visitor-serving amenities at the Property; and

WHEREAS, to access these funds, the County and the Coastal Conservancy must again amend the Grant Agreement, in the form provided by the Coastal Conservancy.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that:

- A) The President of the Board of Supervisors is authorized and directed to execute, for and on behalf of the County, an amendment to the grant agreement with the California State Coastal Conservancy to provide for an additional \$760,000 in grant funding, for a total amount not to exceed \$3,760,000, to construct coastal public access and visitor-serving amenities at Tunitas Creek County Beach, and to extend the term of the Grant Agreement to December 31, 2043; and
- B) The Parks Director, or the Parks Director's designee, is authorized to execute further amendments to the grant agreement to modify the agreement's terms, including to accept additional grant funds, so long as the modified term(s) are within the current or revised fiscal provisions.

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