

**RESOLUTION NO. .**

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

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**RESOLUTION: A) AUTHORIZING A MEASURE K GRANT AGREEMENT IN THE AMOUNT OF \$500,000 WITH MIDPENINSULA REGIONAL OPEN SPACE DISTRICT IN SUPPORT OF THE ACQUISITION OF THE CLOVERDALE RANCH PROPERTY FOR THE PERMANENT PROTECTION OF OPEN SPACE; AND B) AUTHORIZING A 10-YEAR OPEN SPACE EASEMENT AGREEMENT WITH MIDPENINSULA REGIONAL OPEN SPACE DISTRICT FOR THE BUTANO FARMS PORTION OF THE CLOVERDALE RANCH PROPERTY**

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

**WHEREAS**, Midpeninsula Regional Open Space District's ("District") mission is to acquire and preserve a regional greenbelt of open space land in perpetuity, to protect and restore the natural environment, and to provide opportunities for ecologically sensitive public enjoyment and education; and

**WHEREAS**, the District is obtaining funding to acquire the "Cloverdale Ranch property," an approximately 6,250-acre open space property located on the south coast of San Mateo County, from the Peninsula Open Space Trust; and

**WHEREAS**, the County intends to grant the District \$500,000 in **Measure K** funding, which will contribute to the District's \$16,000,000 acquisition cost for the larger 6,250-acre Cloverdale Ranch property, leveraging \$9,428,282 in funding from the State of California and approximately \$6,071,718 in Measure AA local general obligation bond funding from the District; and

**WHEREAS**, the District will use the County's \$500,000 **Measure K** grant to specifically support the acquisition of the 822-acre Butano Farm portion of the larger Cloverdale Ranch property ("Grant Agreement"); and

**WHEREAS**, the Grant Agreement will continue in effect until sixty (60) calendar days after close of escrow on District's acquisition of the Cloverdale Ranch property; and

**WHEREAS**, as a condition of the County's **Measure K** grant, the District will record an open space easement with a term of 10 years over the Butano Farm property that will restrict the use of the Butano Farm property to allow only activities involving agricultural grazing, low-intensity public recreational use, open space, resources management, natural habitat and environmental protection and other consistent uses ("Open Space Easement Agreement"); and

**WHEREAS**, the Open Space Agreement will be executed and recorded by the District and County at the close of escrow for acquisition of the Cloverdale Ranch property and which shall remain in effect for a term of 10 years and expire thereafter; and

**WHEREAS**, the County agrees to prepare a quitclaim upon expiration of the Open Space Easement Agreement for recordation, quitclaiming all of the County's rights and interests in the easement; and

**WHEREAS**, the Board of Supervisors has been presented with a form of the **Measure K** Grant Agreement and the Open Space Easement Agreement, has

considered both agreements and approves them as to form and content, and desires to enter into the agreements;

**NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED** that the President of the Board of Supervisors be and is hereby authorized and directed to execute said **Measure K** Grant Agreement for and on behalf of the County of San Mateo and the Clerk of the Board shall attest the President's signature thereto.

**BE IT FURTHER RESOLVED** that the President of the Board of Supervisors be and is hereby authorized and directed to execute said Open Space Easement Agreement for and on behalf of the County of San Mateo and the Clerk of the Board shall attest the President's signature thereto and is hereby directed to record said Open Space Easement Agreement and any associated required documents with the County Recorder.

**BE IT FURTHER RESOLVED** that the County Executive or designee is authorized to execute amendments to the grant agreement which modify the County's maximum fiscal obligation by no more than ten percent (10%) or \$25,000 (in aggregate), whichever is less, and/or modify the contract term and/or services so long as the modified term or services is/are within the current or revised fiscal provisions.

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