

RESOLUTION NO. .

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

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RESOLUTION: 1) AUHTORIZING AND ACCEPTING THE DONATION OF \$4,500,000 TO BE USED TO MAKE IMPROVEMENTS TO THE OUTDOOR RIFLE RANGE FACILITY FROM THE THOMAS AND STACEY SIEBEL FOUNDATION; AND 2) AUTHORIZING AND ACCEPTING THE DONATION OF APPROXIMATELY \$3,000,000 IN SERVICES AND MATERIALS TO BE USED TO MAKE IMPROVEMENTS TO THE OUTDOOR RIFLE RANGE TRAINING FACILITY FROM JOHN ARRILLAGA; AND 3) AUTHORIZING THE COUNTY MANAGER OR HIS/HER DESIGNEE TO EXECUTE AN AGREEMENT WITH THOMAS AND STACEY SIEBEL FOUNDATION AND/OR JOHN ARRILLAGA REGARDING THE DONATION OF THE MONIES AND IMPROVEMENTS TO THE OUTDOOR RIFLE RANGE AND ADDITIONAL SITE IMPROVEMENTS, VALUED AT APPROXIMATELY \$7,500,000, TO BE INSTALLED ON COUNTY PROPERTY AT THE COYOTE POINT RECREATIONAL FACILITY; AND 4) FINDING THAT THE PROJECT IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; AND 5) FINDING THAT THE PROJECT IS EXEMPT FROM COMPETITIVE BIDDING REQUIREMENTS AS DONORS WILL ENSURE COMPLETION OF THE APPROXIMATELY \$11,000,000 PROJECT AT A COST OF \$3,500,000 TO THE COUNTY AND REQUESTS FOR COMPETITIVE PROPOSALS WOULD BE FUTILE, UNAVAILING, AND PRODUCE NO PUBLIC ADVANTAGE AS THE PROJECT COULD NOT BE COMPLETED FOR A LOWER COST; AND 6) AUTHORIZING THE SAN MATEO COUNTY CONROLLER, UPON RECEIPT OF THE \$4,500,000 DONATION FROM THE THOMAS AND STACEY SIEBEL FOUNDATION, TO MAKE IMMEDIATE PAYMENT OF \$8,000,000, CONSISTING OF \$4,500,000 DONATED BY THE THOMAS AND STACEY SIEBEL FOUNDATION, AND \$3,500,000 PROVIDED BY THE COUNTY OF SAN MATEO, TO VANCE BROWN INCORPORATED FOR COSTS TO BE INCURRED IN THE PROJECT; AND 7) AUTHORIZING THE COUNTY MANAGER OR HIS/HER DESIGNEE TO TAKE SUCH ACTIONS, INCLUDING THE EXECUTION OF ANY ADDITIONAL AGREEMENTS, TO CARRY OUT THE INTENT OF THESE RESOLUTIONS

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

WHEREAS, in May 2016, the Thomas and Stacey Siebel Foundation and John Arrillaga ("Donors") jointly offered to plan, design, construct, install, equip, and donate, at their expense, a state-of-the-art indoor facility to be used predominately by the San Mateo

County Sheriff's Office for modern handgun training, as well as associated additional site improvements, on County property at the Coyote Point Park, and training facility was to become County property upon completion; and

WHEREAS, pursuant to the May 2016 offer, the Thomas and Stacey Siebel Foundation offered to provide \$3,000,000 toward the cost of the training facility, and John Arrillaga agreed to cause the indoor range to be constructed and to provide any additional funding required for project completion; and

WHEREAS, on June 28, 2016, this Board adopted Resolution Number 74626, authorizing the indoor handgun training facility project, the County's acceptance of the above-described donations, the approval of a donation agreement with the Thomas and Stacey Siebel Foundation, and payment of the \$3,000,000 donated by the Thomas and Stacey Siebel Foundation for the project; and

WHEREAS, John Arrillaga contracted with Vance Brown Incorporated to construct the indoor handgun training facility pursuant to specifications approved by the County, and the Board adopted Resolution Number 74899, which authorized payment of the \$3,000,000 donated by the Thomas and Stacey Siebel Foundation to Vance Brown for construction of the indoor range; and

WHEREAS, in November 2017, the indoor handgun training facility and site improvements were substantially completed at a cost of over \$10,000,000 and since that time the facility has been successfully used for modern law enforcement handgun training purposes; and

WHEREAS, adjacent to the indoor handgun range, on County property at Coyote Point Park, the Sheriff's Office maintains an outdoor firearms training facility that is used predominately for law enforcement rifle and tactical training purposes and that is open to the public three evenings per week; and

WHEREAS, this outdoor facility is more than 55 years old and is deteriorating and in need of significant modernization; and

WHEREAS, to reduce noise, increase user and public safety, and to improve the utility of the facility for law enforcement training purposes, the Sheriff's Office believes that it is desirable to install a modernized and accessible outdoor range and additional site improvements, to include a simulation-based tactical training unit; and

WHEREAS, as with the indoor handgun range, the Donors have jointly and generously offered to plan, design, construct, install, and donate a substantial portion of the improvements to the outdoor rifle range and additional improvements on County property at Coyote Point Park (collectively the "Project"), conservatively valued at approximately \$11,000,000, which facility will be County property upon completion; and

WHEREAS, pursuant to this offer, the Thomas and Stacey Siebel Foundation offered to provide \$4,500,000 for the completion of the Project pursuant to terms, conditions, and specifications agreed upon with the County; and

WHEREAS, this offer is dependent on the County contributing \$3,500,000 toward Project costs; and

WHEREAS, John Arrillaga has agreed to arrange for and oversee construction of the Project by Vance Brown Incorporated, and to provide any additional funding required

for Project completion, which additional amount is currently estimated to be approximately \$3,000,000; and

WHEREAS, improvements being constructed will be subject to routine inspections by County personnel and prevailing wage requirements for public works projects; and

WHEREAS, the Donors will jointly ensure completion of the approximately \$11,000,000 Project at a cost of \$3,500,000 to the County and as a result requests for competing proposals for Project services would be futile, unavailing, and produce no public advantage as the Project could not be completed for a cost to the County that is lower than this amount; and

WHEREAS, the Project consists of the minor alteration of existing public facilities, involving negligible or no expansion of use, and will result in a reduction of noise impacts from facility use; and

WHEREAS, the San Mateo County Planning and Building Department has determined that this Project is categorically exempt from the California Environmental Quality Act ("CEQA") pursuant to Section 15302 of the CEQA Guidelines, which provides that replacement or reconstruction of existing structures and facilities with new structures on the same site and with substantially the same purpose and capacity as the structure replaced is exempt from review; and

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the Board of Supervisors by adoption of this resolution hereby:

(A) Accepts, on behalf of the County of San Mateo, the donation of \$4,500,000 from the Thomas and Stacey Siebel Foundation to be used to make improvements to the

outdoor rifle range training facility and additional improvement and authorizes the Sheriff or his/her designee to take such actions on behalf of the County that are necessary to approve and accept the donations; and

(B) Accepts, on behalf of the County of San Mateo, the donation of approximately \$3,000,000 in improvements to the outdoor rifle range training facility and additional improvements from John Arrillaga and authorizes the Sheriff or his/her designee to take such actions on behalf of the County that are necessary to approve and accept the donations; and

(C) Authorizes an Appropriation Transfer Request (ATR) recognizing unanticipated revenue of \$4,500,000, and increasing appropriations to Fixed Assets; and

(D) Authorizes the County Manager or his/her designee to execute an agreement with the Thomas and Stacey Siebel Foundation and/or John Arrillaga regarding the terms of the donation of improvements to the outdoor rifle training facility and additional improvements, such donations collectively valued at approximately \$7,500,000, to be installed on County property at the Coyote Point Recreational Facility; and

(E) Finds that the Project is categorically exempt from the California Environmental Quality Act as it provides for replacement of an existing facility located on the same site and with substantially the same purpose and capacity as the existing facility, consists of minor alterations of existing public facilities, involving negligible or no expansion of use, and will result in a reduction of noise impacts; and

(F) Finds that the Project is exempt from competitive bidding requirements as Donors will ensure completion of the approximately \$11,000,000 Project at a cost of

\$3,500,000 to the County and requests for competitive proposals would be futile, unavailing, and produce no public advantage as the Project could not be completed for a lower cost; and

(G) Authorizes the San Mateo County Controller, upon receipt of the \$4,500,000 donation from the Thomas and Stacey Siebel Foundation, to make immediate payment of \$8,000,000, consisting of \$4,500,000 donated by the Thomas and Stacey Siebel Foundation and \$3,500,000 provided by the County of San Mateo, to Vance Brown Incorporated for costs to be incurred in the Project; and

(H) Authorizing the County Manager or his/her designee and the Sheriff or his/her designee to take such actions as are necessary, including the execution of any additional agreements, to carry out the intent of these resolutions.

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