

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS  
OF SAN BERNARDINO COUNTY  
AND RECORD OF ACTION**

**May 24, 2022**

**FROM**

**SHANNON D. DICUS, Sheriff/Coroner/Public Administrator**

**SUBJECT**

Grant Application to the State of California, Department of Parks and Recreation for Off-Highway Motor Vehicle Grant Program

**RECOMMENDATION(S)**

1. Adopt **Resolution No. 2022-82**, as required by the California Department of Parks and Recreation, for the Off-Highway Motor Vehicle 2022-23 Grant Program, to:
  - a. Approve a grant application to the California Department of Parks and Recreation requesting \$600,000 from the Off-Highway Motor Vehicle Grant Program for off-road law enforcement activities in the unincorporated areas of San Bernardino County, with a required County match of \$200,000 (25%), for a total amount of \$800,000; and
  - b. Authorize the Sheriff/Coroner/Public Administrator, as required by the California Department of Parks and Recreation, to execute and submit the grant application, award documents and any non-substantive amendments necessary on behalf of the County, subject to review by County Counsel.
2. Find that the grant application and usage of funds are exempt under the California Environmental Quality Act, 14 California Code of Regulations §15321(b) and 15061(b)(3), and direct the Clerk of the Board of Supervisors to file and post the Notice of Exemption.
3. Direct the Sheriff/Coroner/Public Administrator to transmit all documents and amendments in relation to this application to the Clerk of the Board of Supervisors within 30 days of execution.

(Presenter: John Ades, Deputy Chief, 387-3760)

**COUNTY AND CHIEF EXECUTIVE OFFICER GOALS & OBJECTIVES**

**Provide for the Safety, Health and Social Service Needs of County Residents.**

**Pursue County Goals and Objectives by Working with Other Agencies and Stakeholders.**

**FINANCIAL IMPACT**

Approval of this item will not result in the use of additional Discretionary General Funding (Net County Cost). The application for the Off-Highway Motor Vehicle 2022-23 Grant Program (Grant) totals \$800,000 (grant funding request of \$600,000 and a required 25% County match of \$200,000). The Grant will allow the Sheriff/Coroner/Public Administrator (Department) to continue Off-Highway Vehicle (OHV) enforcement activities in the unincorporated areas of San Bernardino County. The 25% required match will be accomplished through funds available within the Department's 2022-23 recommended budget allocation. The Grant will fund overtime, services, supplies, and administrative costs.

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**BACKGROUND INFORMATION**

The Department has received grant funding from the OHV Grant Program since 2006. The State of California, Department of Parks and Recreation, administers the OHV grant program which provides funding to cities, counties, appropriate districts and non-profit organizations to provide OHV recreation, education, enforcement and maintenance. This program is funded from OHV registrations, fines and forfeitures, fees and fuel taxes. The Grant is no longer awarded on a competitive basis; it is based on a proportional, needs-based distribution.

The deadline to submit the Grant application is June 6, 2022. The Department is seeking grant funds for the purpose of continuing off-road enforcement activities in the unincorporated areas of San Bernardino County. Funds awarded will be used to provide off-highway vehicle law enforcement on peak off-road days, safeguard the desert habitat, and provide information and education materials to the public on the safe and legal use of off-road vehicles. Continuation of the off-road enforcement activities is contingent upon receiving grant funding.

In accordance with County Policy 05-13, approval from the Board of Supervisors (Board) is needed for grant applications requiring a governing board resolution. If awarded, the Department will seek Board approval to accept the funds under this Grant in accordance with the same policy. The resolution identified in Recommendation No. 1 is required by the California Department of Parks and Recreation and approves the filing of the application by the County and certifies that the County understands its legal obligations, comprehends the applicable Public Resources Code pertaining to maintenance and conservation requirements, and understands the match requirements upon approval of the Grant. Additionally, the resolution appoints the Sheriff/Coroner/Public Administrator as the County's agent to submit all documents related to this item and certifies that the County has notified the public and adjacent property owners (as applicable). The public and adjacent property owner notification requirements were met, as the Department posted the OHV information on the Department's website with a link to the State's OHV website for public comment for 60-days in March 2022.

The grant application was reviewed pursuant to the California Environmental Quality Act (CEQA) and determined to be exempt from future environmental review in accordance with 14 California Code of Regulations §15061(b)(3), "it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment," and 14 California Code of Regulations §15321(b) as law enforcement activities by peace officers acting under any law providing a criminal sanction. Approval of Recommendation No. 2 will fulfill the County's obligation under CEQA with the filing and posting of the Notice of Exemption by the Clerk of the Board.

**PROCUREMENT**

Not applicable.

**REVIEW BY OTHERS**

This item has been reviewed by County Counsel (Richard D. Luczak, Deputy County Counsel, 387-5455) on April 26, 2022; Finance (Tom Forster, Administrative Analyst, 387-5285) on May 2, 2022; and County Finance and Administration (Robert Saldana, Deputy Executive Officer, 387-5423) on May 4, 2022.

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Record of Action of the Board of Supervisors  
San Bernardino County

**APPROVED (CONSENT CALENDAR)**

Moved: Curt Hagman Seconded: Janice Rutherford  
Ayes: Col. Paul Cook (Ret.), Janice Rutherford, Dawn Rowe, Curt Hagman, Joe Baca, Jr.

Lynna Monell, CLERK OF THE BOARD

BY   
DATED: May 24, 2022



cc: w/Resolution  
Sheriff - Dicus w/CEQA & receipt w/attach  
File - Sheriff /Coroner w/CEQA & receipt w/attach  
CCM 05/25/2022