



# RESOLUTION No. 23-163

## OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

### RESOLUTION AUTHORIZING THE SHERIFF TO SUBMIT AN APPLICATION TO THE CALIFORNIA DEPARTMENT OF PARKS AND RECREATION FOR AN OFF-HIGHWAY VEHICLE (OHV) GRANT FOR THE FISCAL YEAR 2023-2024

WHEREAS, the People of the State of California have enacted the Off-Highway Motor Vehicle Recreation Act of 2003, which provides funds to the State of California and its political subdivisions for Operations and Maintenance, Restoration, Law Enforcement, Education, and Safety for off-highway vehicle recreations; and

WHEREAS, the Off-Highway Motor Vehicle Recreation Division with the California Department of Parks and Recreation has been delegated the responsibility to administer the program; and

WHEREAS, procedures established by the California Department of Parks and Recreation require the Applicant's Governing Body to certify by resolution the approval of the application to apply for Off-Highway Motor Vehicle Grant funds; and

WHEREAS, this Project is in conformance with this jurisdiction's adopted general or master plan and is compatible with the land use plans of those jurisdictions immediately surrounding the Project; and

NOW, THEREFORE, BE IT RESOLVED that the Nevada County Board of Supervisors hereby:

1. Approves the filing of an application(s) for an Off-Highway Vehicle Grant or Cooperative Agreement; and
2. Certifies that this agency understands its legal obligations to the State upon approval of the grant; and
3. Certifies that this agency understands the California Public Resources Code requirement that acquisition, and development projects be maintained to specific conservation standards; and
4. Certifies that the Project will be well-maintained during its useful life; and
5. Certifies that this agency will implement the Project with diligence once funds are available and the Applicant has reviewed, understands, and agrees with the Project Agreement; and
6. Certifies that this agency will provide the required matching funds (as applicable); and

7. Certifies that the public and adjacent property owners have been notified of this Project (as applicable); and
8. Appoints the Nevada County Sheriff as agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, amendments, payment requests and so on, which may be necessary for completion of the Project.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Nevada County Sheriff's Office is authorized to submit an application to the California Department of Parks and Recreation for an Off-Highway Vehicle (OHV) Grant for the Fiscal Year 2023-2024 and will obtain the Board's approval for acceptance of this grant if awarded.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 25th day of April, 2023, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward C. Scofield, Lisa Swarthout, Susan Hoek and Hardy Bullock.

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER  
Clerk of the Board of Supervisors

By: 

  
Edward C. Scofield, Chair

4/25/2023 cc: Sheriff\*  
AC\*

<b>APPLICANT NAME :</b>	Nevada County Sheriff's Office		
<b>PROJECT TITLE :</b>	Law Enforcement	<b>PROJECT NUMBER</b> (Division use only) :	G23-03-16-L01
<b>PROJECT TYPE :</b>	<input checked="" type="checkbox"/> Law Enforcement <input type="checkbox"/> Development	<input type="checkbox"/> Restoration <input type="checkbox"/> Ground Operations	<input type="checkbox"/> Education & Safety <input type="checkbox"/> Planning <input type="checkbox"/> Acquisition
<b>PROJECT DESCRIPTION :</b>	<p>The Nevada County Sheriff's Office proposal is for Off-Highway Vehicle (OHV) grant funding to pay for staff time and equipment for OHV trail patrols and Over the Snow, OSN enforcement. Currently, the Nevada County Sheriff's Office does not have sufficient funding available to patrol the multitude of OHV trails and unauthorized OHV areas in our jurisdiction that are used year round. Nevada County Sheriff's Office OHV enforcement incorporates large tracts of OHV-accessible federal lands in both the Tahoe National Forest and the Mother Lode Ranger District of the Bureau of Land Management. In addition to the authorized OHV areas, the Nevada County Sheriff is solely responsible for the enforcement of unauthorized OHV use on large tracts of open private lands belonging to Pacific Gas and Electric, Sierra Pacific Industries, and the Nevada Irrigation District.</p> <p><b><u>Nevada County OHV Areas</u></b></p> <p>The OHV areas in the County of Nevada are divided into two distinct areas: Western Nevada County and Eastern County.</p> <p>Western Nevada County has mostly low elevation OHV (under 4,000' in elevation) areas, which incorporate the authorized OHV single track areas of Chalk Bluff and Lowell Hill contained in the Burlington Motorcycle Trail System. The remainder of the OHV areas in Nevada County are authorized and unauthorized OHV areas consisting of federal land under Tahoe National Forest and Bureau of Land Management control; along with private land belonging to Nevada Irrigation District, Pacific Gas and Electric, Sierra Pacific Industries and citizens of Nevada County. These areas generate large amounts of public complaints every year due to trespassing, unsafe OHV operations, environmental damage, vandalism, illegal camp fires, and large amount of litter left behind by illegal OHV operators. During the winter, many of these trails are impassable in normal OHVs and result in rescues where</p>		

	<p>specialized over the snow equipment is required. The common OHV areas in western Nevada County are listed as: the Bowman Lake area, Meadow Lake Area, the Fordyce Creek Trail, Chalk Bluff Road and Staging area, Greenhorn Creek/Red Dog Road/Buckeye Road area, the Burlington Ridge Trail, The town of Washinton, Gaston Road, Graniteville Road, and the Chicago Park Powerhouse / Lowell Hill Area.</p> <p>Eastern Nevada County incorporates all of the over the snow vehicle (OSV) OHV opportunities, along with the majority of the authorized OHV use areas in Nevada County. Eastern Nevada County is home to the world class OHV opportunity, Fordyce Jeep Trail. This trail terminates into the Meadow Lake area and attracts thousands of OHV users throughout the season. A large draw for UTV and motorcycle riders is the Bowman Lake area's vast network of OHV approved roads. This area links together the high trafficked OHV areas of Gaston, Graniteville, Jackson Meadows, with those of Meadow Lake and Webber Lake. In the winter months, this area is open to hundreds of square miles for OSV recreation.</p> <p>The Tahoe National Forest Prosser Pits OHV area is located just north of the Town of Truckee. This, along with the Boca OHV/OSV staging area, allows riders to access the easternmost areas of Nevada County, which border and provides access to the State of Nevada OHV areas.</p> <p>The Nevada County Sheriff's Office intends to conduct a public education program incorporating social media, OHV/OSV contacts, and educational booths at community fairs. This is in response to public confusion of what areas of Nevada County are open to OHV use, and what areas are closed. Many of the traditional areas seeing heavy OHV use, are in fact, closed to all but highway legal vehicles. However, years of unauthorized OHV use has led to a false public perception on the legality of accessing these lands and roadways. These educational efforts will be teamed with those efforts by the Tahoe National Forest and the Placer County Sheriff's Office.</p>					
Line Item	Qty	Rate	UOM	Total	Grant Req.	Match
<b>DIRECT EXPENSES</b>						
Program Expenses						
1	Staff					

Project Cost Estimate for Grants and Cooperative Agreements Program - 2023  
 Agency: Nevada County Sheriff's Office  
 Application: Law Enforcement

2/17/2023

Line Item	Qty	Rate	UOM	Total	Grant Req.	Match
1. Staff-Staff-Law Enforcement Officers Notes : 2. Staff-Law Enforcement Officers Notes : FLSA Overtime for Patrol Deputies for proactive OHV patrol, OHV specific training, and public education as assigned/scheduled by the Sergeant for Eastern Nevada County on UTV/Jeep/Patrol Vehicle.	800.0000	74.728	HRS	59,782.00	44,836.50	14,945.50
2. Staff-Staff- Law Enforcement Office-SGT Notes : FLSA overtime and straight time for the OHV sergeant conduction field patrol, OHV specific trainings, and public education in OHV areas. supervision of deputies, and scheduling.	80.0000	90.910	HRS	7,273.00	5,454.75	1,818.25
<b>Total for Staff</b>				<b>67,055.00</b>	<b>50,291.25</b>	<b>16,763.75</b>
<b>2 Contracts</b>						
<b>3 Materials / Supplies</b>						
<b>4 Equipment Use Expenses</b>						
1. Equipment Use Expenses-Jeep Daily Use Fee Notes : The Jeep Daily Use Fee applies to the Jeep purchased and modified by the Nevada County Sheriff's Office with funds outside of the OHV Grants program. Due to the major modifications to the stock Jeep, totaling approximately \$59,000, in order to make it capable to patrol the Fordyce Trail; no comparable rentals could be found. The \$750 daily use fee represents an expected reasonable rental fee under that of a comparable vehicle if one could	30.0000	750.000	DAY	22,500.00	16,875.00	5,625.00

Project Cost Estimate for Grants and Cooperative Agreements Program - 2023  
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2/17/2023

Line Item	Qty	Rate	UOM	Total	Grant Req.	Match
be found. Barlow Adventures offer guided Jeep excursions on the neighboring Rubicon Trail at approximately \$1,500 per day to use their Jeeps. The Barlow Adventures' Jeeps are comparable to the Jeep owned by the Nevada County Sheriff's Office.						
2. Equipment Use Expenses-Motorcycle Daily Use Fee Notes : The Motorcycle Daily Use Fee applies to (4) Dual Sport 250-400 CC motorcycles purchased by the Nevada County Sheriff's Office with funds outside of the OHV Grants program. The \$175 daily use fee was determined by the comparing daily rental rates from vendors in our area. Tahoe Dirt Bikes, in Nevada County, rents a comparably motorcycle, the Yamaha XT 250, for a daily rental fee of over \$200.	30.0000	175.0000	DAY	5,250.00	3,937.50	1,312.50
3. Equipment Use Expenses-RZR (NCSO Purchased) Daily Use Fee Notes : The Nevada County Sheriff's Office owns two Polaris Rzrs, one of which was purchased through the OHV Grant. The RZR Daily Use Fee applies to the RZR purchased and modified by the Nevada County Sheriff's Office with funds outside of the OHV Grants program, totaling over \$43,000. Due to the major modifications to the stock RZR, approximately \$20,000, in order to make it capable to patrol on tracks over the snow; no comparable rentals could be found. The \$500 daily use fee represents an expected reasonable rental fee under that of a comparable vehicle if	20.0000	500.0000	DAY	10,000.00	7,500.00	2,500.00

Project Cost Estimate for Grants and Cooperative Agreements Program - 2023

2/17/2023

Agency: Nevada County Sheriff's Office  
 Application: Law Enforcement

Line Item	Qty	Rate	UOM	Total	Grant Req.	Match
one could be found. Chico Offroad Rentals offer RZR rentals for stock units at approximately \$450 / day. A Truckee "connection" business, Adrenalineconnection.net showed tracked units for rent for approximately \$900 / day.				37,750.00	28,312.50	9,437.50
<b>Total for Equipment Use Expenses</b>						
5 Equipment Purchases						
6 Others						
<b>Total Program Expenses</b>				104,805.00	78,603.75	26,201.25
<b>TOTAL DIRECT EXPENSES</b>				104,805.00	78,603.75	26,201.25
<b>INDIRECT EXPENSES</b>						
Indirect Costs						
<b>1 Indirect Costs</b>						
1. Indirect Costs-Grant administration / accounting Notes : 1. Indirect Costs-Grant administration / accounting Notes : Hourly rate for an accounting specialist for billing and contract administration.	80.0000	28.570	HRS	2,286.00	1,714.50	571.50
<b>Total Indirect Costs</b>				2,286.00	1,714.50	571.50
<b>TOTAL INDIRECT EXPENSES</b>				2,286.00	1,714.50	571.50
<b>TOTAL EXPENDITURES</b>				<b>107,091.00</b>	<b>80,318.25</b>	<b>26,772.75</b>



Project Cost Summary for Grants and Cooperative Agreements Program - 2023  
 Agency: Nevada County Sheriff's Office  
 Application: Law Enforcement

2/17/2023

Category	Total	Grant Req.	Match	Narrative
<b>DIRECT EXPENSES</b>				
<b>Program Expenses</b>				
1 Staff	67,055.00	50,291.25	16,763.75	
2 Contracts	0.00	0.00	0.00	
3 Materials / Supplies	0.00	0.00	0.00	
4 Equipment Use Expenses	37,750.00	28,312.50	9,437.50	
5 Equipment Purchases	0.00	0.00	0.00	
6 Others	0.00	0.00	0.00	
<b>Total Program Expenses</b>	<b>104,805.00</b>	<b>78,603.75</b>	<b>26,201.25</b>	
<b>TOTAL DIRECT EXPENSES</b>	<b>104,805.00</b>	<b>78,603.75</b>	<b>26,201.25</b>	
<b>INDIRECT EXPENSES</b>				
<b>Indirect Costs</b>				
1 Indirect Costs	2,286.00	1,714.50	571.50	
<b>Total Indirect Costs</b>	<b>2,286.00</b>	<b>1,714.50</b>	<b>571.50</b>	
<b>TOTAL INDIRECT EXPENSES</b>	<b>2,286.00</b>	<b>1,714.50</b>	<b>571.50</b>	
<b>TOTAL EXPENDITURES</b>	<b>107,091.00</b>	<b>80,318.25</b>	<b>26,772.75</b>	